

**Official Record**

Recording requested By  
PARSONS BEHLE & LATIMER

**Lincoln County - NV**

**Leslie Boucher - Recorder**

Fee: \$44.00

Page 1 of 6

RPTT:

Recorded By: AE

Book- 245 Page- 0666



0132940

After Recording Return to:

Jackie Pope  
Certified Legal Assistant  
Parsons Behle & Latimer  
P.O. Box 45898  
Salt Lake City, UT 84145-0898

Assessor's Parcel No.: N/A

This document does not contain any  
Social Security numbers

Space above for Recorder's Use

Release of Mortgage

Address of Assignee and Grantee:

Great Basin Transmission, LLC  
Two Tower Center, 11<sup>th</sup> Floor  
East Brunswick, NJ 08816



**RELEASE INSTRUMENT**

KNOW ALL MEN BY THESE PRESENTS: That

WHEREAS, under date of October 1, 1937, Idaho Power Company (hereinafter called the "Company"), a corporation of the State of Idaho, executed and delivered to Bankers Trust Company and R. G. Page, as Trustees, a certain Mortgage and Deed of Trust (as amended and supplemented, the "Mortgage and Deed of Trust"), and the property hereinafter described, heretofore owned by the Company is subject to the lien of said Mortgage and Deed of Trust; and

WHEREAS, Deutsche Bank Trust Company Americas is the successor to Bankers Trust Company as the Corporate Trustee under the Mortgage and Deed of Trust, and Stanley Burg is the successor to R. G. Page as Individual Trustee under the Mortgage and Deed of Trust; and

WHEREAS, not to the knowledge of the Trustees or either of them, is the Company in default in the payment of the interest on any of the bonds now outstanding under said Mortgage and Deed of trust, nor has one or more of the completed defaults specified in Section 65 of said Mortgage and Deed of Trust occurred and is continuing; and

WHEREAS, an application of the Company to Deutsche Bank Trust Company Americas under said Mortgage and Deed of Trust, pursuant to the provisions of Section 59 thereof, has been made for the release of the hereinafter described property free from the lien of said Mortgage and Deed of Trust and said Corporate Trustee is in receipt of the Certified Copy of Resolutions, Certificates and Opinion of Counsel required by the provisions of said Section 59.

NOW, THEREFORE, Deutsche Bank Trust Company Americas, in consideration of the premises, and pursuant to the authority vested in it as Corporate Trustee under said Mortgage and Deed of Trust, does hereby release, remise and quitclaim unto the Company all right, title and interest of said Trustee in and to the following described property to-wit:

**Common Project Assets**

Southwest Intertie Project Record of Decision and Approved Land Use Plan Amendment dated November 1994;

Southwest Intertie Project Final Environmental Impact Statement and Proposed Plan Amendment dated July 1993;

Southwest Intertie Project Final Environmental Impact Statement and Proposed Plan Amendment Appendices dated July 1993;

Draft Environmental Impact Statement Draft Plan Amendment dated June 1992;

Draft Environmental Impact Statement Draft Plan Amendment Appendices dated June 1992;



Draft Environmental Impact Statement Draft Plan Amendment - Map Volume dated June 1992;

Southwest Intertie Project Technical Report Volume I – Objectives, Procedures and Results dated June 1992;

Southwest Intertie Project Technical Report Volume II– Natural Environment dated June 1992;

Southwest Intertie Project Technical Report Volume III – Human Environment dated June 1992;

Southwest Intertie Project Technical Report Volume IV – Cultural Environment dated June 1992;

U.S. Dept. of the Interior Fish and Wildlife Service – Biological Opinion for Southwest Intertie Project dated May 12, 1993

U.S. Dept. of the Interior Fish and Wildlife Service – Biological Opinion for Southwest Intertie Project dated March 23, 1994.

Cultural Resource Programmatic Agreement for the Southwest Intertie Project (among various parties) transmitted to the Company from U.S. Dept. of the Interior, BLM via letter dated June 21, 1990;

Southwest Intertie Project Technical Report - Data Tables for Natural Environment dated June 1992;

Southwest Intertie Project Technical Report - Data Tables for Human Environment dated June 1992;

Southwest Intertie Project Technical Report - Data Tables for Human Environment - Visual Resource Volume I dated June 1992;

Southwest Intertie Project Technical Report - Data Tables for Human Environment - Visual Resources Vol. II dated June 1992;

SWIP Visual Resource Vol. III – June 1992;

SWIP Technical Report – Data Tables for Human Environment - Land Use Resources dated June 1992;

Southwest Intertie Project Technical Report - Data Tables for Cultural Environment dated June 1992;



Letter from the Company to BLM – Ely District dated July 23, 2004 requesting a five year extension of time to commence construction of the Southwest Intertie Project;

Letter from BLM – Ely District to the Company dated August 4, 2004 granting the Company’s request for a five year extension of time to commence construction of the Southwest Intertie Project;

Letter from the Company to BLM – Ely District dated October 1, 1999 requesting a five year extension of time to commence construction of the Southwest Intertie Project;

Letter from BLM – Ely District to the Company dated December 2, 1999 granting the Company’s request for a five year extension of time to commence construction of the Southwest Intertie Project; and

All other documents, data, studies, reports and other materials (whether written or in electronic or other media) related to the Project Assets (as defined in that certain Asset Purchase Option Agreement dated as of March 31, 2005 between the Company and White Pine Energy Associates, LLC, as amended by that certain Amendment No. 1 to the Asset Purchase Option Agreement dated as of March 28, 2008 between the Company and Great Basin Transmission, LLC (as so amended, the "Option Agreement")) that (i) the Company owns or controls which the Company can transfer using commercially reasonable efforts and (ii) have been used in the past or could reasonably be expected to become useful for the development or completion of the Project as a whole (but excluding any such material that is used or useful in the Company's ongoing operations); together with

**Southern Project Assets**

United States Department of the Interior Bureau of Land Management Right-of-Way Grant, Serial Numbers IDI-26446, NVN-49781, UTU-73363, effective date December 8, 1994, to the extent applicable to the Southern Project Assets (as defined in the Option Agreement), including, but not limited to that portion of Right-of-Way Grant NVN-49781 that extends from the southern boundary of Section 7 of Township 17 South, Range 64 East, M.D.B.&M., Clark County, Nevada, to the northern boundary of Section 2 of Township 21 North, Range 63 East, M.D.B.&M., White Pine County, Nevada., and further including:

- Robinson Summit Substation Site, SW1/4 Sect 20, T18N, R61E, MDB&M
  - Dry Lake Substation Site, SW1/4 Sect 7, T17S, R64E, MDB&M
  - Copper Communication Site, SW1/4 NE1/4 Sect 27, T17N, R61E, MDB&M
  - Highland Peak Communication Site, NW1/4 NE1/4 Sect 3, T1S, R66E, MDB&M
  - Glendale Communication Site, SE1/4 Sect 29, T14S, R67E, MDB&M
- Delamar Valley Series Compensation Station,

and



All other documents, data, studies, reports and other materials (whether written or in electronic or other media) related to the Project Assets that (i) that the Company owns or controls which the Company can transfer using commercially reasonable efforts and (ii) have been used in the past or could reasonably be expected to become useful for the development or completion of the Southern Project Portion (as defined in the Option Agreement), but excluding any such material that is used or useful in the Company's ongoing operations

TO HAVE AND TO HOLD the property released and remised to the Company, its successors and assigns, to its and their own proper use, benefit and behalf forever, free, clear and discharged of and from any and all liens and claims under and by virtue of said Mortgage and Deed of Trust, and all indentures supplemental thereto;

PROVIDED, HOWEVER, that nothing herein contained shall be construed to affect the residue of the security held by Deutsche Bank Trust Company Americas and Stanley Burg, as Trustees, by virtue of said Mortgage and Deed of Trust or to release the payment of any party of the moneys, principal and interest, thereby secured and that may now remain unpaid.

The recitals herein contained are made on representation of the Company and the Trustees assume no responsibility in respect thereof.

This instrument is executed without covenant or warranty, expressed or implied, on the part of the Trustees and without recourse against them in any event.

IN WITNESS WHEREOF, Deutsche Bank Trust Company Americas has caused its corporate name to be hereunto affixed, and this instrument to be signed and sealed by one of its Vice Presidents and its corporate seal to be attested by another of its Vice Presidents, in the City of New York, New York, on this 27 day of May, 2008.

DEUTSCHE BANK TRUST COMPANY AMERICAS

By:

*Caroling*

Name: Caroling

Title: Vice President

By Wanda Camacho

Name: Wanda Camacho

Title: Vice President





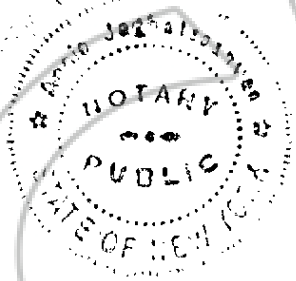
**NOTARY STATEMENT**

STATE OF NEW YORK )  
 ) ss.  
County of New York )

On this 27 day of May 2008, before me, the undersigned, a Notary Public, personally appeared Carol Ng and Wanda Camacho to me personally known, who being duly sworn, did say that they are Vice Presidents of Deutsche Bank Trust Company Americas and that they executed the foregoing Release Instrument freely and voluntarily for the uses and purposes stated therein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARIAL SEAL)



*Annie Jaghatspanyan*  
\_\_\_\_\_  
Notary Public for New York

Residing at:

**ANNIE JAGHATSPANYAN**  
Notary Public, State of New York  
No. 01JA6062022  
Qualified in New York County  
Commission Expires September 23, 2009