

AVIGATION EASEMENT

THIS INDENTURE made and entered into this 18 day of July, 1994, between Humphries Family Trust, hereinafter referred to as Grantor, and DOUGLAS COUNTY, NEVADA a quasi-political subdivision of the State of Nevada, hereinafter referred to as Grantee;

The Grantor for an in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, paid by the Grantee to the Grantor, the receipt and sufficiency of which are hereby acknowledged, does hereby grant the Grantee, its successors and assigns, a perpetual and assignable easement over the following described parcel of land in which the Grantor holds a fee simple, designated on the attached Exhibit "A", attached hereto and by this reference made a part hereto, and hereinafter referred to as "Parcel A"

Grantor agrees that he, his heirs, successors and assigns, shall not hereafter erect, or permit the erection or growth of any structure, tree or other object on the real property described in "Parcel A" to a height above 4,805 feet above mean sea level (the "Airspace").

Grantor further agrees that the easements and rights hereby granted to Grantee in and over the Airspace of "Parcel A" are for the purpose of granting an easement in the air space above said 4,805 foot height over said parcel for the passage of aircraft as now or hereafter may be necessary or desirable and ensuring that said Airspace above "Parcel A" shall remain free and clear of any structure, tree, or other object which is or would constitute an obstruction or hazard to the flight of aircraft in landing and taking off at the Douglas County Airport; that these rights shall include, but not be limited to the following:

1. For the use and benefit of the public, the easement and continuing right to fly, or cause or permit the flight by any and all persons, or any aircraft, of any and all kinds now or hereafter known, in, through, across or about any portion of the Airspace hereinabove described; and
2. The easement and right to cause or crease, or permit or allow to be caused or created within all space above the existing surface of the hereinabove described real property and any and Airspace laterally adjacent to said real property, such noise, vibration, currents and other effects of air, illumination and fuel consumption as may be inherent in, or may arise or occur from or during the operation of aircraft of any and all kinds, now hereafter know or used, for navigation of or flight in air; and
3. A continuing right to clear and keep clear from the Airspace any portions or building, structures, or improvements of any kinds, and of trees or other objects, including the right to remove or demolish those portions of such buildings, structures, improvements, trees or other things which extend into or above a horizontal plane lying at an elevation 4,805 feet above mean sea level.

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Rerecorded to ATTACH LEGAL DESCRIPTION.

COPY

REQUESTED BY
Anderson Eng.
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

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SUZANNE BEAUDREAU
RECORDER

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DESCRIPTION

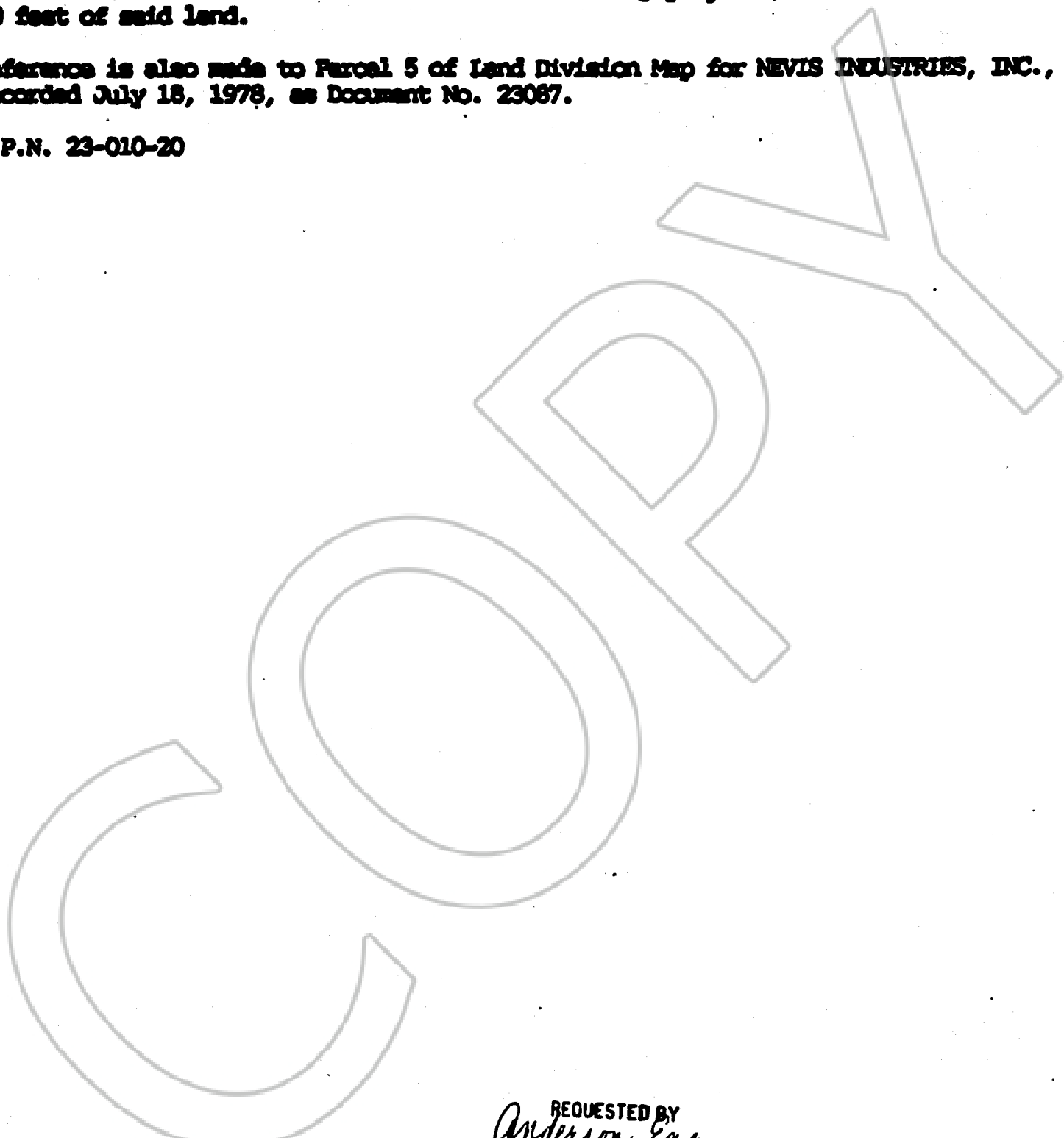
All that certain lot, piece or parcel of land situate in the County of Douglas, State of Nevada, described as follows:

The Northwest 1/4 of the Northeast 1/4 of Section 8, Township 13 North, Range 20 East, N. D. S. & M., Douglas County, Nevada.

RESERVING THEREFROM an easement for road and utility purposes, over and across the West 50 feet of said land.

Reference is also made to Parcel 5 of Land Division Map for NEVIS INDUSTRIES, INC., recorded July 18, 1978, as Document No. 23087.

A.P.N. 23-010-20



REQUESTED BY
Anderson Eng.
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

PRE-123/dm

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SUZANNE BEAUDREAU
RECORDER
\$10⁰⁰ PAID *Bh* DEPUTY