

14
When recorded please mail to:

✓ WHITECROSS LP
369 San Miguel Dr. #300
Newport Beach, CA 92660

GRANT OF UTILITY EASEMENT

FIVE CREEK LLC, a Nevada limited-liability company, (hereinafter referred to as Grantor) in consideration of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, and the prospective benefits to be derived by reason of the locating, establishing, constructing and maintaining of a certain utility easement as hereafter described, does hereby grant, convey and release to RICHARD BERTEA, as Trustee of the Richard Bertea Separate Property Revocable Trust Dated January 2, 1970, as amended (hereinafter referred to as Grantee), a twenty-five-foot (25') wide easement for the location, establishment, construction and maintenance of a utility easement under lands owned by Grantor, situated in the County of Douglas, State of Nevada, as reflected on Exhibit A attached, which exhibit is incorporated herein as if set forth in full, verbatim.

This easement is granted for the sole purpose of locating, establishing, constructing and maintaining a utility easement under the herein-described lands.

This conveyance is based upon the attached description and shall be deemed to include the extreme width as shown in the survey hereof, a true and correct copy of which is attached hereto, marked Exhibit B, and incorporated herein as if set forth in full, verbatim.

Grantor also grants and conveys to Grantee for Grantee's temporary use from time to time an easement as indicated on Exhibit A for the uses and purposes of entry upon, passage over, deposit of excavated earth, and storage of material and equipment

upon the utility easement for the construction, maintenance, cleaning out and repair of such utility easement.

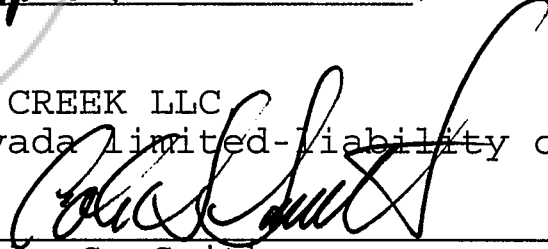
By acceptance of this grant of utility easement, Grantee agrees that it will properly and promptly backfill any trench made by it or its agents, employees, or assigns, on the subject easement and shall repair any and all damage to the subject easement, restoring the disturbed surface area to its present condition as near as practical. Further, Grantee agrees to indemnify Grantor, its successors and assigns against any loss or damage which shall be caused by the exercise of this easement or by any wrongful or negligent act or omission to act of itself, its agents, or its employees during the course of their activities or their employment in respect to this easement.

Grantor reserves all rights in the Grantor's real property not specifically granted herein.

The easement herein granted shall run with the land and shall bind and inure to the benefit of the successors and assigns of the parties hereto.

DATED this 28th day of April, 2001.

FIVE CREEK LLC
a Nevada limited-liability company

By: 
Cole S. Smith,
Operating Manager

STATE OF NEVADA)
) SS.
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on April 28, 2001, by COLE S. SMITH as Operating Manager of FIVE CREEK LLC, a Nevada limited-liability company.



Laurel S. Ballou
Notary Public 0514162
2

BK0501PG4162

ACCEPTANCE

RICHARD BERTEA, as Trustee of the Richard Berteza Separate Property Revocable Trust Dated January 2, 1970, as amended, hereby accepts this Grant of Utility Easement, including its covenants, limitations, and conditions, on this 8th day of MAY, 2001.

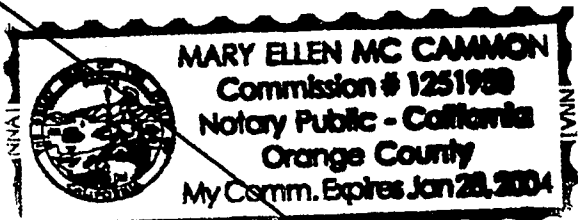
[Handwritten signature]

RICHARD BERTEA, as Trustee of the Richard Berteza Separate Property Revocable Trust Dated January 2, 1970, as amended

STATE OF NEVADA)
) SS.
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on 5/8, 2001, by RICHARD BERTEA, as Trustee of the Richard Berteza Separate Property Revocable Trust Dated January 2, 1970, as amended.

Mary Ellen McCannon
Notary Public



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

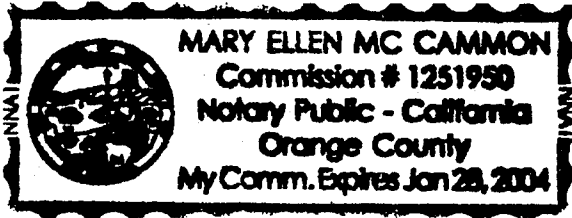
State of California

County of Orange } ss.

On 5/8/01, before me, Mary Ellen McCammon, NOTARY Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Richard Berteza
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Mary Ellen McCammon
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant of Utility Easement

Document Date: _____ Number of Pages: _____

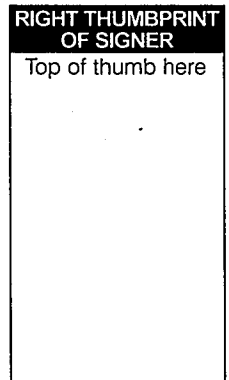
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____



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EXHIBIT A

COPY

UTILITY EASEMENT

A 25.00 foot wide Utility Easement located within a portion of Section 15, Township 12 North, Range 19 East, Mount Diablo Meridian, Douglas County, Nevada described as follows:

Commencing at the Northwest corner of Lot A (open space) as shown on the Final Map for Job's Peak Ranch, Unit 1 as Recorded in Book 697 of Official Records, at Page 3042, as Document No. 415144, Douglas County, Nevada Recorder Office;

thence along the North line of said Lot A (open space) North 89°51'51" East, 555.18 feet to THE POINT OF BEGINNING;

thence continuing North 89°51'51" East, 12.50 feet;

thence South 00°08'09" East, 100.14 feet to the North line of that 50.00 foot wide Exclusive Access, Drainage and Public Utility Easement as Recorded in Book 499, at Page 3224, as Document No. 465851;

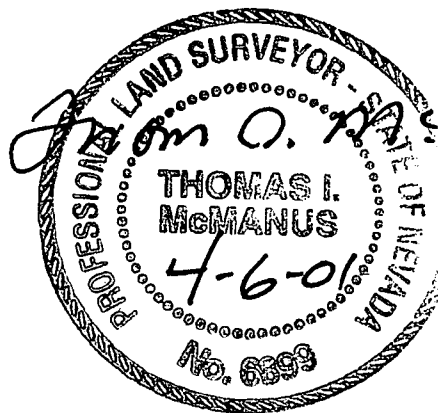
thence along the North line of said 50.00 foot wide Easement North 83°36'00" West, 25.16 feet;

thence North 00°08'09" West, 97.27 feet to the North line of said Lot A (open space);

thence along said North line North 89°51'51" East, 12.50 feet to THE POINT OF BEGINNING, containing 2,468 square feet, more or less.

Note: Refer this description to your title company before incorporating into any legal document.

Prepared By: R.O. ANDERSON ENGINEERING, INC.
P.O. Box 2229
Minden, Nevada 89423



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SCALE: 1" = 100'

9 10
16 15



POWER POLE
#127812

25.00'
UTILITY
EASEMENT

555.18'

50' WIDE EXCLUSIVE
ACCESS, DRAINAGE AND
PUBLIC UTILITY EASEMENT
PER DOCUMENT NO. 465851.

LOT E
BERTEA

LOT A
(OPEN SPACE)
JOBS PEAK COMMUNITY
ASSOCIATION
AND
FIVE CREEK, LLC

Anderson
ENGINEERING INC

1408 BERTERDA AVENUE • POST OFFICE BOX 2284
PACHA • 7763 • 792-2822 • NEVADA 89401
FAX (775) 792-2822 • HURLAND@ANDERSON.COM

DATE:	04/06/2001
PROJECT#:	512-02-01
SCALE:	1" = 100'
DRAWN BY:	BMH

JOBS PEAK RANCH UTILITY EASEMENT CI

COPY

REQUESTED BY
Dan Jenkins
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2001 MAY 15 AM 10: 08

LINDA SLATER
RECORDER

\$ 14⁰⁰ PAID Bl DEPUTY

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