

Mr  
Marcia Joseph % US Forest Service  
1200 Franklin Way  
Sparks, NV 89431

**Individual  
Existing Road**

**EASEMENT**

**THIS EASEMENT** is dated this 14th day of February, 2003, from **WALTER D. and JANET M. RICKS**, husband and wife, as joint tenants, of the County of Douglas, State of Nevada, hereinafter called "**GRANTORS**," to the **UNITED STATES OF AMERICA**, hereinafter called "**GRANTEE**."

**WITNESSETH:**

Grantors, for and in consideration of **ONE DOLLAR (\$1.00)** received by Grantors, do hereby grant to Grantee and its assigns, subject to existing easements and valid rights, a temporary easement for a road along and across a strip of land, hereinafter defined as the "premises," over and across the following described lands in the County of Douglas, State of Nevada:

Mount Diablo Meridian

T. 10 N., R. 22 E.,

Sec. 7, a portion within the W1/2SW1/4, being a strip of land 40 feet wide and lying 20 feet on either side of the following described centerline (CL):

Beginning at the intersection of the westerly right-of-way line of U.S. Highway 395 and the CL of Right Angle Road, FDR No. 42783. Said point of beginning lying east 2,500 feet, more or less, and north 600 feet, more or less, from the southwest section corner of said Section 7. Thence, westerly along the CL of said existing road through said Section 7 approximately 1,500 feet to a point of the east boundary line of the W1/2SW1/4 of said Section 7. Said point lies east 1,200 feet, more or less, and north 300 feet, more or less, from the said southwest section corner of said Section 7.

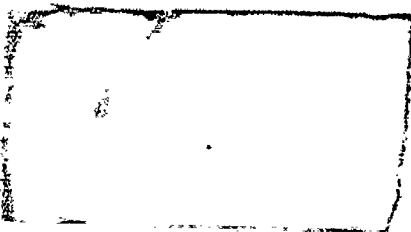
The intent of the above-described right of way shall be construed to follow along the centerline of said road as it exists at the time of this grant. The length of conveyed said existing road as described is approximately 1,500 feet, more or less, and covers approximately 1.4 acres, more or less.

The above-described temporary easement shall expire five (5) years from the date of recording of this instrument.

The word "premises" when used herein means said strip of land, whether or not there is an existing road located thereon. Except where it is defined more specifically, the word "road" shall mean roads now existing or hereafter constructed on the premises or any segment of such roads.

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Said premises shall be 20 feet on each side of the centerline with such additional width as required for accommodation and protection of cuts and fills. If the road is located substantially as described herein, the centerline of said road as constructed is hereby deemed accepted by the Grantors and Grantee as the true centerline of the premises granted. If any subsequent survey of the road shows that any portion of the road, although located substantially as described, crosses lands of the Grantors not described herein, the easement shall be amended to include the additional lands traversed. If any lands described herein are not traversed by the road as constructed, the easement traversing the same shall be terminated in the manner hereinafter provided.

The acquiring agency is the Forest Service, Department of Agriculture.

This grant is made subject to the following terms, provisions, and conditions applicable to Grantee, its permittees, contractors, and assigns:

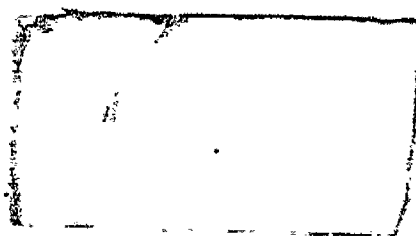
A. Except as hereinafter limited, Grantee shall have the right to use the road on the premises without cost for all purposes deemed necessary or desirable by Grantee in connection with the protection, administration, management, and utilization of Grantee's lands or resources, now or hereafter owned or controlled, subject to such traffic-control regulations and rules as Grantee may reasonably impose upon or require of other users of the road. Grantee shall have the right to construct, reconstruct, and maintain roads within the premises.

Grantee alone may extend rights and privileges for use of the premises to other Government departments and agencies, States, and local subdivisions thereof, and to other users including members of the public.

B. Grantee shall have the right to cut timber upon the premises to the extent necessary for constructing, reconstructing, and maintaining the road. Timber so cut shall, unless otherwise agreed to, be cut into logs of lengths specified by the timber owner and decked along the road for disposal by the owner of such timber.

This easement is granted subject to the following reservations by the Grantors, their heirs and assigns:

1. The right to use the existing road described herein for all purposes deemed necessary or desirable by Grantors in connection with the protection, administration, management, and utilization of Grantors lands or resources now or hereafter owned or controlled, subject, however, to traffic-control regulations as Grantee may reasonably impose and the bearing of road maintenance costs proportionate to use, in each case as authorized and provided by the regulations of the Secretary of Agriculture and as they may be amended and published in the Code of Federal Regulations.



2. The right to cross and recross the premises and road at any place by any reasonable means and for any purpose in such manner as will not interfere unreasonably with use of the road.

3. The right to all timber now or hereafter growing on the premises, subject to Grantee's right to cut such timber as hereinbefore provided.

If the Regional Forester determines that the road, or any segment thereof, is no longer needed, the easement traversed thereby shall terminate. The termination shall be evidenced by a statement in recordable form furnished by the Regional Forester to the Grantors or their successors or assigns in interest.

**IN WITNESS WHEREOF**, the said Grantors have hereunto subscribed their names on the day and year first above written.

*Walter D. Ricks*  
\_\_\_\_\_  
WALTER D. RICKS

*Janet M. Ricks*  
\_\_\_\_\_  
JANET M. RICKS

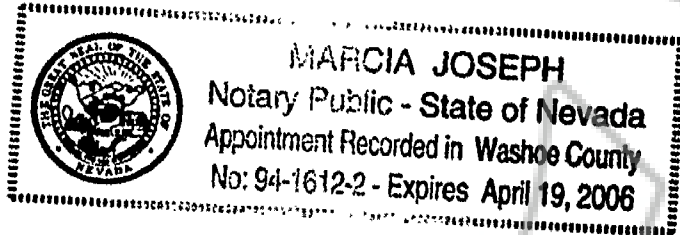
**ACKNOWLEDGMENT**

STATE OF NEVADA        }  
                                  }ss  
County of Washoe        }

On this 14th day of February, 2003, before me, the undersigned, a Notary Public in and for the State of Nevada, personally appeared **WALTER D. and JANET M. RICKS**, husband and wife, as joint tenants, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

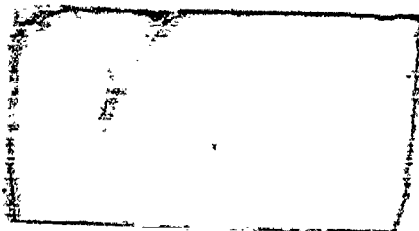
**SEAL**



*Marcia Joseph*  
\_\_\_\_\_  
Notary Public for the State of Nevada  
Residing at Washoe County  
My commission expires April 19, 2006

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COPY

REQUESTED BY  
*Josephine Leone*  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

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WERNER CHRISTEN  
RECORDER

\$17.00 PAID *GL* DEPUTY

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