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A. P. Nos. 1318-10-417-032  
R.P.T.T.

Douglas County - NV  
Werner Christen - Recorder  
Page: 1 Of 6 Fee: 19.00  
BK-0508 PG- 4598 RPTT: 0.00

When recorded mail to:

✓ MILES ARCHITECTURAL Group.  
9550 PROTOTYPE CT. SUITE 102  
RENO, NV 89521  
ATTN: STEVE




**AFFIRMATION PURSUANT TO  
NRS 111.312(1)(2) AND 239B.00(4)**

X  Pursuant to NRS 239B.030, the undersigned, hereby affirm that the below document, including any exhibits, hereby submitted for recording does not contain the social security number of any person or persons.

-OR-

\_\_\_\_\_ The undersigned, hereby affirm that this document, including any exhibits, hereby submitted for recording does contain the social security number of a person or persons as required by the following: \_\_\_\_\_.

  
\_\_\_\_\_  
Signature

Agent \_\_\_\_\_

C. K. CAS  
\_\_\_\_\_  
Print Signature

Title Member

**GRANT OF TEMPORARY PRIVATE EASEMENT**

1<sup>st</sup> THIS GRANT OF TEMPORARY PRIVATE EASEMENT, is made and entered into this day of May, 2008, by OUT OF THE BLUE, LLC., a Nevada limited liability company, as follows:

WITNESSETH:

WHEREAS:

A. OUT OF THE BLUE, LLC., a Nevada limited liability company, is the owner of that certain parcel of real property, ("Out of the Blue Parcel") situate in the County of Douglas, State of Nevada, and more particularly described as follows:

Lot 2, Block 3, as shown on the map of Zephyr Heights Subdivision, filed in the office of the County Recorder of Douglas County, Nevada, on July 05, 1947, as Document No. 5150.

B. DOUGLAS COUNTY, a political subdivision of the State of Nevada, desires to acquire a private easement over and across a portion of Out of the Blue Parcel for the maintenance of a water line.

NOW THEREFORE, for good and valuable consideration, the adequacy, receipt and sufficiency of which is hereby acknowledged, the parties hereto do hereby agree as follows:

1. Grant of Easement. OUT OF THE BLUE, LLC., a Nevada limited liability company, does hereby grant to DOUGLAS COUNTY, a political division of the State of Nevada, and to its, successors and assigns, a private exclusive easement over and across a portion of Out of the Blue Parcel, which portion is more fully described on Exhibit "A" attached hereto and incorporated herein by this reference, as fully depicted on Exhibit "B" attached hereto and incorporated herein.

2. Purpose of Easement. This Easement is granted for the purpose of ingress and egress for the maintenance of a pipeline for the transportation of water.

3. Maintenance of Easement. The reasonable and necessary expenses of repair and maintenance of the waterline within this Easement shall be paid by DOUGLAS COUNTY, a political division of the State of Nevada, its successors or assigns. Further, in the event any repair or maintenance of the drainage system causes any disruption to the surface of the Out of the Blue Parcel, Douglas County or its successors or assigns, shall restore such surface to its condition prior to such repair or maintenance, which repair shall be complete within a reasonable time.

4. Attorneys Fees and Costs. In the event of any action or proceeding brought in connection with a dispute between the parties herein with respect to the subject matter in this agreement, or the easement created herein, the prevailing party in such action or proceeding shall be entitled to recover their costs incurred in connection therewith, including reasonable attorneys fees incurred.

5. Appurtenances. This grant of easement shall run with the land and be binding upon and inure to Out of the Blue Parcel until terminated as provided below and shall benefit DOUGLAS COUNTY, a political division of the State of Nevada.

6. Termination of Easement At such time as a main water line is installed and fully operational, which waterline replaces the waterline within the Easement created hereby, upon the rerouting of the water into the new waterline, the waterline within this Easement shall be deemed abandoned by Douglas County, a political subdivision of the State of Nevada and the easement granted herein shall be deemed abandoned, cancelled and forever terminated.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hand the date and year first written above.

OUT OF THE BLUE, LLC.

By [Signature]

Its Member

STATE OF N.C. )  
 )SS.  
COUNTY OF Iredell )

This instrument was acknowledged before me on 15<sup>th</sup> May, 2008, by C. K. LAI as Member of/for OUT OF THE BLUE, LLC.

Arlene M. Anderson Arlene M. Anderson  
Notary Public

SEAL

ACCEPTED AND APPROVED

DOUGLAS COUNTY, a political subdivision of the State of Nevada

By: \_\_\_\_\_

Its: \_\_\_\_\_

STATE OF NC )  
 )SS.  
COUNTY OF Tredell )

This instrument was acknowledged before me on 13<sup>th</sup> May, 2008, by  
C FLAR as \_\_\_\_\_ of/for DOUGLAS  
COUNTY, a political subdivision for the State of Nevada.

Arlene M. Anderson Arlene M. Anderson  
Notary Public

SEAL

EXHIBIT A  
LEGAL DESCRIPTION  
WATER LINE EASEMENT

An easement for waterline purposes nine (9) feet in width over, under and across a portion of the Southwest quarter of Section 10, Township 13 North, Range 18 East, M.D.B. & M., County of Douglas, State of Nevada, being a portion of Lot 2 in Block 3 as shown on the map of Zephyr Heights Subdivision, filed in the office of the County Recorder of Douglas County, Nevada, on July 5, 1947, as Document No. 5160, the centerline of which is more particularly described as follows:

COMMENCING at the Northeast corner of said Lot 2, thence along the northerly line of said Lot 2 North 62° 40' 38" West 21.02 feet to the TRUE POINT OF BEGINNING;

THENCE South 25° 01' 30" West 39.92 feet;

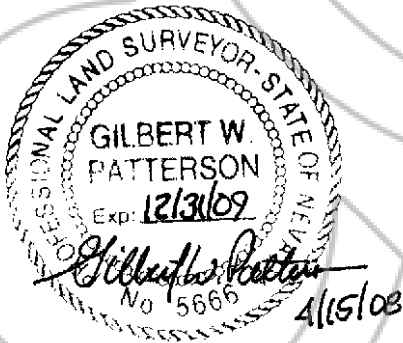
THENCE South 62° 40' 38" East 16.51 feet;

THENCE South 25° 01' 30" West 58.54 feet;

THENCE North 62° 40' 38" West 16.51 feet;

THENCE South 25° 01' 30" West 14.38 feet to a point on the southerly line of said Lot 2 from which point the southeast corner of said Lot 2 bears South 68° 46' 50" East 21.04 feet, said point being the TRUE POINT OF ENDING;

The basis of bearings for this description is the hereinabove mentioned map of Zephyr Heights Subdivision.



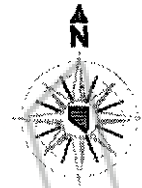
Gilbert W. Patterson, PLS 5666

GTOF LGL April 15, 2008

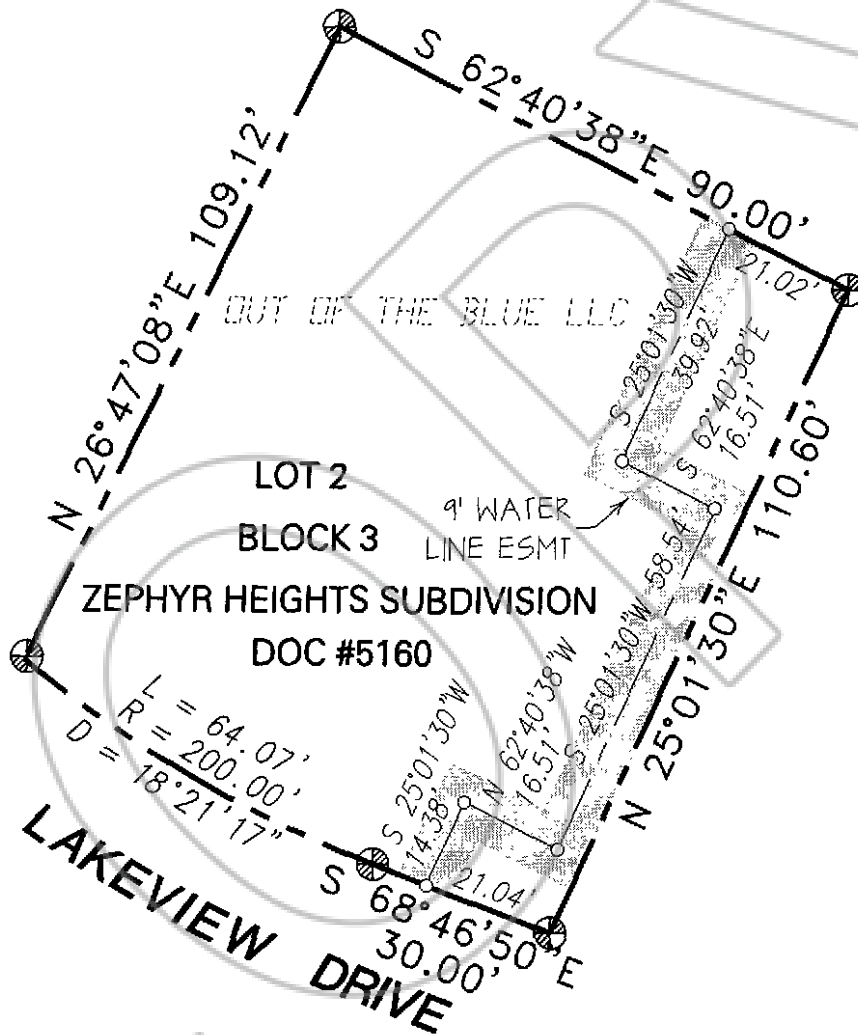
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**CASTLE LAND SURVEYING** • PO Box 1139 • Sparks, NV 89432 (775) 689-8620  
castle777@gmail.com F) (775) 689-8601

EXHIBIT B  
WATER LINE EASEMENT



SCALE 1" = 30'



SW 1/4 SECTION 10  
T. 13 N., R. 18 E., M.D.B. & M  
DOUGLAS COUNTY, NEVADA  
APN: 138-10-417-32

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**CASTLE LAND SURVEYING** 240 Linden St. Reno, NV 89502  
CASTLE777@GMAIL.COM

(775) 689-8620  
Fax (775) 689-8601