

FILED
JUN 29 1984
STATE ENGINEER'S OFFICE

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE, made and entered into this 28th day of April, 1971, by and between EDWARD V. TOMERA and YOLE TOMERA, his wife, and EDWARD BATTISTE TOMERA, all of the County of Elko, State of Nevada, first parties, and LEO J. DAMELE and ELLEN MARIE DAMELE, his wife, whose address is GENERAL DELIVERY, LAMOILLE, NEVADA 89828, as community property, second parties,

W I T N E S S E T H:

That the said first parties, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America, to them in hand paid by the said second parties, and other good and valuable consideration, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto the said second parties, their heirs, executors, administrators and assigns, as community property, all that certain lot, piece or parcel of land situate, lying and being in the County of Elko, State of Nevada, and more particularly described as follows, to-wit:

Township 33 North, Range 58 East, M.D.B.6M.

- Section 3: Lot 4; SW $\frac{1}{2}$ NW $\frac{1}{2}$; W $\frac{1}{2}$ SW $\frac{1}{2}$
- Section 4: Lots 1 and 2; S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$
- Section 9: NE $\frac{1}{2}$ NE $\frac{1}{2}$
- Section 10: NW $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{2}$
- Section 15: All

Township 34 North, Range 58 East, M.D.B.6M.

- Section 33: SW $\frac{1}{2}$ NE $\frac{1}{2}$; NW $\frac{1}{2}$ SE $\frac{1}{2}$; S $\frac{1}{2}$ SE $\frac{1}{2}$

Also that certain tract more particularly described as follows: Beginning at the Northeast corner of the SW $\frac{1}{2}$ NE $\frac{1}{2}$ of Section 33; thence East 50 rods; thence second course at right angles South 160 rods to a point; thence third course at right angles West 50 rods to a point; thence fourth course at right angles North 160 rods, to the point of beginning. Containing 50 acres, more or less.

SUBJECT TO all existing rights of way, easements, licenses and privileges; and subject to all reservations contained in the patents to said lands and deeds of record.

TOGETHER WITH all water, water rights, rights to the use of water, dams, ditches, canals, pipelines, reser-



R.P.T.T. \$253.00
4-30-71

VAUGHAN, HULL & MARFISI
ATTORNEYS AND COUNSELLORS
530 IDAHO STREET
ELKO, NEVADA 89801

1.
BOOK 144 PAGE 208

11

voirs, wells, pumps, pumping stations, engines, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, or now or hereafter used or enjoyed in connection therewith, for irrigation, stockwatering, domestic or any other use, or for the drainage of all or any part of said lands, including, but without limitation thereto, the water adjudicated as appurtenant to the said property or any part thereof by any pertinent decree of that certain proceeding entitled "In the Matter of The Determination of the Relative Rights of Claimants and Appropriators of the Waters of the Humboldt River Stream System and its Tributaries" being Civil Action No. 2804 in the Sixth Judicial District Court of the State of Nevada, in and for the County of Humboldt.

TOGETHER WITH all permits to appropriate the waters of the State of Nevada issued by the State Engineer's Office of the State of Nevada, together with all certificates of appropriation and any and all applications to appropriate the waters of the State of Nevada which are appurtenant to the above described real property or any part thereof, and used or enjoyed in connection therewith.

TOGETHER WITH all fences, structures, buildings, and improvements located upon said real property.

TOGETHER WITH all the tenements, hereditaments and appurtenances thereunto belonging or anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

SUBJECT TO that certain Deed of Trust affecting said real property and additional property which Deed of Trust is dated the third day of June, 1963, executed by EDWARD TOMERA and YOLE N. TOMERA, husband and wife and EDWARD BATTISTE TOMERA, Trustors, to PIONEER TITLE INSURANCE COMPANY OF NEVADA, Trustee for THE TRAVELERS' INSURANCE COMPANY, Beneficiary, to secure an original principal sum of \$200,000.00 recorded June 17, 1963, in Book 36, Official Records at Page 660, Elko County, Nevada, together with additional sums secured thereby.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said second parties, their heirs, executors, administrators and assigns forever.

IN WITNESS WHEREOF, the said first parties have hereunto set their hands the day and year first above written.

Edward V. Tomera
EDWARD V. TOMERA

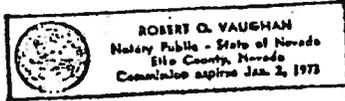
Yole Tomera
YOLE TOMERA

Edward Battiste Tomera
EDWARD BATTISTE TOMERA

2.

STATE OF NEVADA)
) SS.
COUNTY OF ELKO)

On April 28th, 1971, personally appeared before me,
a Notary Public, EDWARD V. TOMERA, YOLE TOMERA, and EDWARD BATTISTE
TOMERA, who acknowledged that they executed the above instrument.



Robert G. Vaughan
NOTARY PUBLIC

CERTIFICATION OF COPY
STATE OF NEVADA)
COUNTY OF ELKO) SS.

I, JERRY D. REYNOLDS, the duly elected and qualified Recorder of Elko County, in the State of Nevada, do hereby certify that this is a true, full and correct copy of the instrument now on record in this office. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office, in Elko, Nevada this

day of FEB 10 1984 A.D. 19
JERRY D. REYNOLDS, COUNTY RECORDER
By *Jerry D. Reynolds*

File No. 59995
FILED FOR RECORD
AT REQUEST OF
Charles S. Evans, Jr.
APR 30 11 35 AM '71
RECORDED BOOK 144 PAGE 208
ESTHER N. SNELTON
ELKO COUNTY RECORDER

Fee 15.00

VAUGHAN, HULL & MARFISI
ATTORNEYS AND COUNSELORS
530 IDAHO STREET
ELKO, NEVADA 89801
59995

3.
BOOK 144 PAGE 210