



B&G70/DMM/3135, 13047
Clark County
APN(s): 162-01-402-008 &
162-01-402-009

When recorded mail to:

The Division of State Lands
901 S. Stewart Street Suite 5003
Carson City NV 89701-5246

(and)

City of Las Vegas- City Clerk
400 Stewart Ave.
Las Vegas NV 89101

RIGHT OF WAY GRANT
CITY OF LAS VEGAS DRAINAGE EASEMENT

This Right of Way Grant ("GRANT") is made and entered into this _____ day of _____, 2011 by and between the STATE OF NEVADA, acting through the NEVADA DIVISION OF STATE LANDS, for and behalf of the NEVADA DIVISION OF BUILDINGS AND GROUNDS, hereinafter referred to as ("GRANTOR"), and the CITY OF LAS VEGAS, a Municipal Corporation of the State of Nevada, hereinafter referred to as ("GRANTEE"). The GRANTOR and GRANTEE are individually or collectively referred to herein as "PARTY" or "PARTIES."

RECITALS

WHEREAS, GRANTOR owns Clark County Assessor's Parcel Numbers 162-01-402-008 and 162-01-402-009 ("PARCELS"); and

WHEREAS, GRANTEE desires to obtain from the GRANTOR a right of way grant for drainage purposes to the Historic Drainage ditch located upon the PARCELS; and

WHEREAS, NRS 322.050 and 322.060 gives the Administrator of the Division of State Lands the authority to grant easements over and upon any land owned by the State of Nevada;

NOW THEREFORE, in consideration of the fact these facilities promote or protect public health or safety, the Administrator of the Division of State Lands waives the fee for this GRANT pursuant to NRS 322.140 (1). The receipt of which is hereby acknowledged, GRANTOR does hereby grant and convey to the GRANTEE, its successors and assigns, the GRANT for all rights necessary for the construction, operation, repair and renewal of surface and subsurface drainage channels, pipes, conduits and attached appurtenances (collectively 'DRAINAGE FACILITIES") upon, over, under and across the parcels of land hereinafter described; and the right of ingress and egress to and over the PARCELS. Said PARCELS of land being situated in Section 1, Township 21 South and Range 61 East located south of St. Louis Avenue and east of Atlantic Street and more particularly described in **EXHIBITS A and B** attached hereto and by reference made a part hereof.

IN FURTHER CONSIDERATION for this GRANT, GRANTEE, its successors and assigns and/or its agent(s) and contractor(s), understands the purpose of this GRANT for drainage purposes is granted exclusively for storm water conveyance to the GRANTEE. This drainage easement will be maintained by the GRANTOR and this maintenance requirement runs with the land and is binding on all subsequent and future owners, grantees, purchasers, assignees, lessees and transferees and their respective successors and assigns of the PARCELS. This GRANT will primarily benefit the current State facilities on the PARCELS. If the GRANTOR fails to maintain the DRAINAGE FACILITIES pursuant to this GRANT, GRANTEE shall exercise its right to operate, repair and renew the DRAINAGE FACILTIES as necessary for safe and efficient storm water conveyance; however, except in cases of

emergency, GRANTEE shall notify GRANTOR of its intent to do so at least THIRTY (30) working days prior to taking any action.

The GRANTOR retains the right to fence, to plant, to maintain and to use said PARCELS for their own purpose so long as such use is consistent with standard safety factors and does not interfere with the right herein granted.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

IN WITNESS WHEREOF, the PARTIES hereto have executed this GRANT as of the day and year first above written.

GRANTOR:
STATE OF NEVADA
Division of State Lands

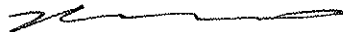
By: _____
JAMES R. LAWRENCE
Administrator and Ex-Officio
State Lands Registrar

STATE OF NEVADA)
 :SS
CITY OF CARSON CITY)

On _____, 2011, personally appeared before me, a notary public JAMES R. LAWRENCE, Administrator and Ex-Officio State Land Registrar, Division of State Lands, who acknowledged that he executed the above document on this date.

NOTARY PUBLIC

APPROVED as to FORM:
CATHERINE CORTEZ MASTO
Attorney General

By: _____
KEVIN BENSON
Deputy Attorney General

GRANTEE:
CITY OF LAS VEGAS
A Municipal Corporation
of the State of Nevada

APPROVED as to FORM:

By: John S. Ridilla John S. Ridilla
Deputy City Attorney Deputy City Attorney

APPROVED:

By: _____
CAROLYN G. GOODMAN
Mayor, City of Las Vegas

ATTEST:

By: _____
BEVERLY K. BRIDGES
CMC, City Clerk

STATE OF NEVADA)
 :SS
COUNTY OF CLARK)

On _____, 2011, personally appeared before me, a notary public
CAROLYN G. GOODMAN, as Mayor and BEVERLY K. BRIDGES, as City Clerk,
who acknowledged that they executed the above document on this date.

NOTARY PUBLIC