

NEVADA OFF-HIGHWAY VEHICLES PROGRAM
2021 GRANT APPLICATION
Nevada Commission on Off-Highway Vehicles
Nevada Department of Conservation and Natural Resources

This application has FIVE sections which are all REQUIRED to be filled out in full.
To avoid disqualification, all application areas must be concise and complete; certifications must be signed and dated. Denied applications: correspondence will be sent to applicant by email describing the reason for declaring the application incomplete.

SECTION I - PROJECT AND APPLICANT INFORMATION

1. Project Name: Beaver Dam OHV
2. Project Dates: *Expected Start:* January 2021 *Expected Completion:* June 2022
3. Applicant Name: Beaver Dam State Park
Mailing address: P.O. Box 176
Panaca, Nv 89042
Phone: 775-728-8101
Email: jadams@parks.nv.gov

4. Classification of Applicant: (check one)

☐ Federal ☒ State ☐ County ☐ Local/Municipal ☐ Other: _____
☐ Partnership ☐ Non-profit ☐ for Profit ☐ Individual

If the applicant is a corporate or legal entity, proof of good standing in the entity's state of incorporation is required. NAC 490.1345 (Note: grantees must have the capacity to implement and accomplish proposed project and properly administer awarded funds).



Applicant Signature
(Chairperson/President/Authorized Official)

11/6/2020
Date

5. Project Manager: Jordan Adams
Mailing address: P.O. Box 176
Panaca, NV 89042
Phone: 775-728-8108
Email: jadams@parks.nv.gov

6. Classification of Land Control: *(check all that apply)*

- ☐ Federally managed public land ☐ Private Land ☐ County ☐ City
☒ Other: State of Nevada
☐ Lease; Attach copy of lease with expiration date.
☐ R&PP; Attach copy of lease with expiration date.

If the proposed project is to be carried out on public land, attach any applicable written agreement with any government entity having jurisdiction over that land, including permits, leases, easements, and rights-of-way. NAC 490.135

7. Landowner: Nevada State Parks
Mailing address: 901 S. Stewart St.
5th Floor Suite 5005 Carson City, NV 89701-5248
Phone: 775-684-2770
Email: stparks@parks.nv.gov

8. THE LANDOWNER MUST PROVIDE A LETTER STATING THAT:

(See example Appendix B)

- a) Landowner has read the Request for Grant Application package.
- b) Landowner agrees with the application and the terms of the grant.
- c) Landowner holds an interest in the subject land that is sufficient in scope and authority to allow the applicant to complete the proposed project and operate and maintain the proposed project after its completion.
- d) Landowner is legally committing to maintain the trail/facility and will allow public motorized access to such trail/facilities for 25 years or the normal life of the project; and
- e) Landowner agrees to provide any match or other tasks in the application that are assigned to Landowner.

The State may require the landowner/agency to be co-grantee on the grant agreement/contract.

9. Project Costs: (Please do not submit match not directly related to the project)

| | | |
|--------------------------|-----------------|------|
| State OHV Grant Request: | <u>\$38,500</u> | |
| Other Funds: | <u>\$20,602</u> | |
| Total Project Amount | <u>\$59,102</u> | 100% |

What are the sources or Partners for your leveraged (other) funds?

☐ Federal ☐ Private ☐ In-kind ☐ City/County ☒ Other

Type here:

State funds will be used to pay employees salaries to preform trail maintenance, install signs, attend community functions and to have law enforcement staff patrol the trails.

Please describe additional funding source(s):

10. LETTERS OF SUPPORT FROM PARTNERS are required:

- a) Confirming they agree to the terms of the grant; and
- b) That they are committed to providing match/cash or other tasks in the application that are assigned to them.

Other letters of support are limited to three (3). Please attach them to the application.

11. Project Type(s) (NRS 490.069 Sec.2c) check all that apply:

- ☐ Studies or planning for trails and facilities;
 - o Environmental Assessments and Environmental Impact Studies.
 - o Other studies _____
- ☐ Acquisition of land for trails and facilities
- ☐ Mapping and signing of trails and facilities
- ☒ Reconstruction, enhancement or maintenance of existing trails and facilities
- ☒ Construction of new trails and facilities
- ☐ Restoration of areas that have been damaged by the use of off-highway vehicles.
- ☒ The construction of trail features, trailheads, parking, or other ancillary facilities which minimize impacts to environmentally sensitive areas or important wildlife habitat areas.
- ☐ Safety training and education related to the use of off highway vehicles and registration
- ☐ Compliance and enforcement (See Appendix C, Enforcement Strategy example)

Note: Operations & management, and purchase or lease of equipment associated directly with a project are eligible.

12. All Trail USERS: *(check all that apply)*

- ☒ Mountain Biking ☒ Hiking/Backpacking ☒ Equestrian ☐ Single track motorcycle
☐ Snowmobiling ☐ Snowshoe/ski ☒ ATV quads ☒ Dune buggy
☒ UTV Side by side ☐ Race Course ☐ Skills riding course

Please explain how you intend to manage user interactions:

We are currently working on installing signage along the trail to notify users of the rules along the trail. We have installed cattle guards that will not allow full size vehicles down certain portions of our trail and have purchased additional signage notify users of these restrictions. At these cattle guards we will be placing gates that will allow the equestrian user a way around them. Portions of our trails will be signed for one way traffic trying to avoid congestion along the way. If we obtain this grant we will be able to conduct regular patrols to be able to enforce trail rules and talk with visitors to inform them of the rules.

13. **Scope of Work:** Please describe *exactly* what work will be completed. Programs, planning, NEPA, surveys, mapping, include miles of trail, trail type and other quantitative goals including a timeline for completing the work. NAC 490.1375. If purchase of equipment is included, please explain where/how it will be housed and maintained. (In order to avoid duplication, **do not include** justification or narrative in this section; refer to Section V, Scoring Narrative).

Type here:

Purchase a Polaris General UTV along with an enclosed trailer to store the UTV in and to transport it to other parks if need for emergencies and other public outreach events. The UTV will be stored in the enclosed trailer at either Beaver Dam State Park or at Cathedral Gorge State Park. We will host and participate in events showcasing the trails within the park and those nearby. We will offer assistance to those needing to register their OHV and our law enforcement personal will actively patrol the area enforcing ohv registration. Using Park Staff and park budget we will complete 11.5 miles of OHV trails throughout Beaver Dam State Park. This will include installing signage on all trails and continuing to do trail maintenance at minimum of twice a year.

14. Standards/Guidelines that will be applied to your project:

- ☐ Universal Access to Outdoor Recreation - A Design Guide
- ☐ USFS Standard Specifications for Construction & Maintenance of Trails
- ☐ BLM Handbook 9114-1 Trails
- ☐ NOHVCC Handbooks

Other: Nevada State Park Policy and Procedure

15. Has the applicant received funding from the OHV Program in the past?

☐ No ☐ Yes

Number of projects funded: 0

Amount of funding Received: \$ 0

Number of projects Completed: 0

SECTION II – LOCATION, MAPS, PHOTOS

Project Location:

County: Lincoln

Nearest Municipality/Town/City: Caliente

Center of project: Latitude: 37°30'56.17 W Longitude: 114°04'55.00" \

If the shape-files for the trail system are available, please submit them in the e-file. The shape-files of the trail will be required at project end. Program will assist in the collection of the data if needed.

**MAPS ARE A VERY IMPORTANT PART OF THE APPLICATION. THEY ARE
REQUIRED AND CONSIDERED PART OF THE FINAL AGREEMENT IF FUNDED.
PLEASE PROVIDE READABLE, PROFICIENT MAPS.**

Required Maps: for all maps please include a legend, north arrow, scale, and map name.

Topographic maps preferred. You may include *additional* aerial/google maps.

- ☒ General location map (showing project area within the state or county)
- ☐ Topographic map (7.5 minute series quadrangle, 1:24,000 scale) with project boundary and map name Township: _____ Range: _____ Sections _____
- ☐ Detail map indicating specific project elements (e.g., structures, trail alignment)
 - Maps larger than 11x17 will not be accepted

Please attach the following photographs:

- ☒ *At least two (2) overviews of the project area from different angles and distances. (Good photographs at trail level and google aerials help the scoring committee to understand the location, depth and breadth of your project.)*

SECTION III - Federal Lands or Other

Federal Environmental Compliance

A. If Federal funds or Land are a part of the project and NEPA was completed, indicate which document was produced, and **please attach the decision document to this application:**

- ☐ Record of Decision (ROD)
- ☐ Finding of No Significant Impact (FONSI)
- ☐ Categorical Exclusion (CX)
- ☐ SHPO 106 compliance/concurrence letter.
- ☐ Other compliance documents already completed. (do not attached the EA or EIS)
- ☒ Not applicable

If NEPA or planning is a part of the project describe the steps in the Scope Section I, #13.

SECTION IV - BUDGET

Proposed Budget: Provide your budget details to include at a minimum the items in the following table. You may create your own spreadsheet.

- Your budget must align clearly with your scope of work from #13. Be specific, as your application will rate higher.
- Reminder: Include all sources of funds for the completion of the project including federal, in-kind, private/city/county and state funds.
- ***It is recommended that you attach copies of estimates to support your budget, and identify what each contract will include.***

BEAVER DAM OHV TRAILS PROJECT

| ITEM DESCRIPTION | Description | NV OHV Funds | State Funds |
|--|--|-----------------|----------------|
| Contracts: Environmental Studies | N/A | | |
| Contracts: Planning, Design, engineering construction | N/A | | |
| Direct Labor Costs | Trail Maintenance | | |
| 80 HRS @ \$65.74 | Commissioned Park Supervisor II | | \$5,260 |
| 80 HRS @ \$43.90 | Park Maintenance Specialist | | \$3,512 |
| 80 HRS @ \$51.36 | Park Ranger Tech III | | \$4,109 |
| 80 HRS @ \$30.76 | Park Aid | | \$2,461 |
| | Trail Patrols and Enforcement | | |
| 80 HRS @ \$65.74 | Commissioned Park Supervisor II | | \$5,260 |
| Volunteer or donated labor in kind # hrs. | | | |
| Purchase of Equipment | Polaris General XP 1000 Deluxe | \$30,000 | |
| | 8'x16' Enclosed Cargo Trailer | \$8,500 | |
| Purchase of Materials Items & Costs | Materials for this project have already been purchased. | | |
| Travel Costs, PER - diem | N/A | | |
| Other | | | |
| Totals | | \$38,500 | \$20,602 |

SECTION V – PRIORITIES AND SCORING NARRATIVE

THE SCORING PRIORITIES ARE LISTED IN ORDER OF PRIORITY.

Address the following Ten (10) criteria in the order listed below.

- **Please tell us how your project/program meets each criteria.**
- **Be specific and concise with your answers.**
- **Please submit no more than five (5) double-sided pages for your Narrative.**
- **If attached additional pages, ensure the question being answered is referenced.** *(If not applicable, answer N/A.)*

1. Law Enforcement- *Describe your strategy that addresses registration enforcement, including Public Education & Outreach aimed at increasing OHV safety. Include past quantitative data for OHV Citations issued, safety courses, and registration events.*

2. Planning, Environmental Studies, Conservation - *Describe how project planning and environmental studies will mitigate resources impacted by OHV recreation. How will the project contribute to conservation of our Natural Resources?*

4. Enhancement or Maintenance Existing Trails and Facilities - *Describe the maintenance intervals for your project. How will maintenance needs be prioritized and how often will the project site host a cleanup or maintenance day? How will your project be maintained and who has committed to the ongoing maintenance of the facility or trail? *A minimum of 2 maintenance events are required per year**

5. Connectivity/loops - *How does this project increase connectivity between trail centers, facilities, and local amenities? Does your project link to other OHV projects?*

6. Access - *Describe how your project protects or Improves OHV access to recreation areas. How will access be restricted if this project does not occur?*

7. Trail Mapping -- *If there is a mapping component in the grant, how will it work with the mapping application found at <https://ohv.nv.gov/trails>*

8. Partnerships & Matching Funds - *Describe the partnerships in place to make this project occur. What other funding sources support this project? Are all stakeholders on board to complete the project as described?*

9. Economic Integration - *How does your project help local, regional, or state economies grow? What is the economic impact of your project?*

10. Demand for New Facilities - *Provide a justification for constructing NEW Facilities*

1. Law Enforcement- Describe your strategy that addresses registration enforcement, including Public Education & Outreach aimed at increasing OHV safety. Include past quantitative data for OHV Citations issued, safety courses, and registration events

Currently with no OHV stationed near by we do not have any means to regularly patrol the park and the OHV trails to do much OHV law enforcement. With the addition of this machine we will be able to have our Law Enforcement personnel regularly patrol the trails and enforcing OHV rules and heavily educating the public on OHV registration and its importance. We will also use this machine to patrol other parks in Lincoln County such as Echo Canyon and Spring Valley which tend to have a high use of OHV 's. Our information kiosks will have information about how to register your OHV and the importance of it. We will attend public functions such as the Lincoln County Fair and showcase what OHV registration dollars have done here in Lincoln County and help with registering OHVs. We will attend at least one function at our Local schools talking about OHV safety.

2. Planning, Environmental Studies, Conservation - Describe how project planning and environmental studies will mitigate resources impacted by OHV recreation. How will the project contribute to conservation of our Natural Resources?

The purpose of the trails we are building is to give OHV riders a place to go and to offer them their own unique view of the park that is different than the main road from full size vehicles. By having these trails, we offer the user the ability to see places such as the Historic Hamlin Ranch and travel routes that were historically used to get into the park by ranchers on horseback. The visitor will be able to travel on a designated route near riparian areas that have been closed for sometimes. Our goal is if we give the visitor these opportunities that it will lessen the need for someone to trespass and make their own trails causing irreversible damage to these areas. However, if we can't get an OHV for the park it does make patrolling these areas much harder and the likely of these resources being damaged much higher. This OHV will also be available to other parks within our region to use for planning and construction of trails.

3. Enhancement or Maintenance Existing Trails and Facilities - Describe the maintenance intervals for your project. How will maintenance needs be prioritized and how often will the project site host a cleanup or maintenance day? How will your project be maintained and who has committed to the ongoing maintenance of the facility or trail? *A minimum of 2 maintenance events are required per year*

As a general rule at Beaver Dam State Park staff is always maintaining trails. As our trail system continues to grow we plan to have trail maintenance days every year in the early spring which allows us to identify damage done during the winter and then we will have one late summer which allows us to clear back vegetation that has grown in during the summer months. Park staff will patrol the trails on at least a monthly basis as weather allows to ensure that there is nothing that needs attention sooner. We hope to host a

trails day in the Spring where we can encourage the public to ride the trails and help with trail maintenance. Park Staff will from Beaver Dam and Cathedral Gorge be committed to maintenance of the trails. If we are awarded this OHV and trailer our regional equipment mechanic will preform all required and preventive maintenance on the OHV and the trailer.

4. Connectivity/loops - How does this project increase connectivity between trail centers, facilities, and local amenities? Does your project link to other OHV projects?

All of our trails within Beaver Dam State Park connect to each other and give the user the ability to come full circle and view our park. The trails also are connected to our campgrounds giving the user access to all of our amenities. Both the Cattle Drive Trail and the Hamlin Ranch trail will connect the user to the Beaver Dam Road and also to the Bunker Pass Road which have been identified as OHV routes and are marked and maps of those routes are posted on Nevada's OHV website. The Beaver Dam road will give the user the ability to ride to Caliente or Panaca. The Bunker Pass road will allow the user to connect to Mesquite NV which we have noticed as a major spot for most of our OHV users to come from. We are hoping to offer them a middle point between Caliente and Mesquite to hopefully stop over camp and enjoy our trails. If we are awarded this OHV we will be able to assist if the need ever arises with emergencies that happen on these routes as we will be over thirty miles closer than the nearest first responder.

5. Access - Describe how your project protects or Improves OHV access to recreation areas. How will access be restricted if this project does not occur?

The OHV trail system at Beaver Dam State Park will give OHV users access to area of the park that were once either off limits or only opened up to people walking or on horseback. Not to many years ago all Nevada State Parks were closed to all OHVs. Now at Beaver Dam are we not only opening up trails for them we are encouraging them to come see our park. If we are not awarded this grant we may not have the ability to maintain our trails the way that they need and that could cause trails to become over grown with vegetation or flooded out and if we don't have the means to get out on the trails and clean them up we may have to close them down. Also if we don't have a OHV to patrol the trails as often as we would like we may not be able to discover damage to sensitive areas as soon as we like and that could cause us to have to close those areas off to the public completely.

One of our hopes in the future is to work at Cathedral Gorge State Park and connecting it to the Silver State Trail which is just outside of the park. Purchasing this OHV will give us another tool to work on trails in order to open up access to parks such as Cathedral Gorge which are currently not open to OHV's.

6. Trail Mapping -- If there is a mapping component in the grant, how will it work with the mapping application found at <https://ohv.nv.gov/trails>

We do not have a trail mapping component to this grant. However, if we are awarded this grant it will give use the equipment needed to map our trails much easier and we plan to map them out and provided the OHV program with whatever we can in order to ensure they have access to the maps of our trails.

7. Partnerships & Matching Funds - Describe the partnerships in place to make this project occur. What other funding sources support this project? Are all stakeholders on board to complete the project as described?

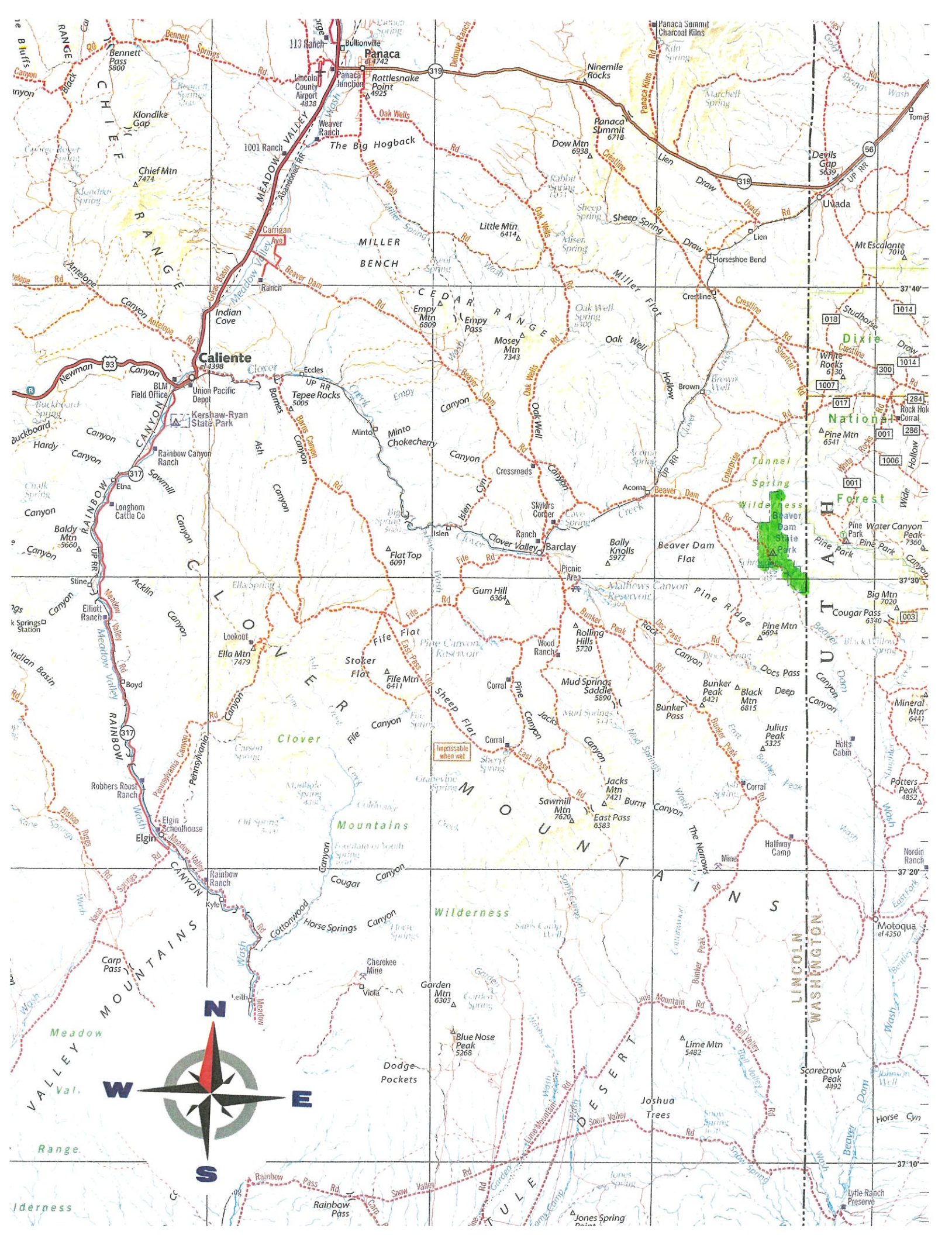
Beaver Dam State Park is lucky to have the full support of our Eastern Region Staff who are located in Panaca NV, we also have staff from Cathedral Gorge State Parks that will assist us. We also work closely with the Lincoln County Commission on Tourism who helps us promote our park. We also work closely with the B.L.M Caliente Field office and with groups like the Kokopelli ATV Club out of Mesquite. As for funding source we are currently using money budgeted to the park and park donations to fund the projects that we are working on. This can't cover the cost of the OHV and trailer that we so desperately need. Nevada State Parks is fully committed to completing this project as described if we are awarded this money.

8. Economic Integration - How does your project help local, regional, or state economies grow? What is the economic impact of your project?

Lincoln County as well as the City of Caliente relies heavily on outdoor recreation to grow their economy. In particular the use of OHVs is becoming a bigger part of the demographics coming into our county. These people are all looking for a place to stay, eat and purchase fuel for their machines. Beaver Dam State Park is right in the middle of OHV routes that bring people in from Southern Utah and Southern Nevada As well. By opening up these trails and hopefully encouraging new people to come and discover Lincoln County these people that come here will purchase fuel and food here locally and help to support our businesses.

9. Demand for New Facilities - Provide a justification for constructing NEW Facilities

Our project does not include constructing any new facilities at this time. However, if the visitation does increase then there may become a need for new facilities as other parks and recreation areas in the Lincoln County are filling to capacity Beaver Dam generally can accommodated more visitors. As trail use increase we will always be talking to users and planning ahead with what user are needing and what we need to protect the resources while allowing the public a place to recreate.



Beaver Dam OHV Project

Red Restricted to OHV 64" or less
Green Open to all Motor Vehicles

Schroeder Lake

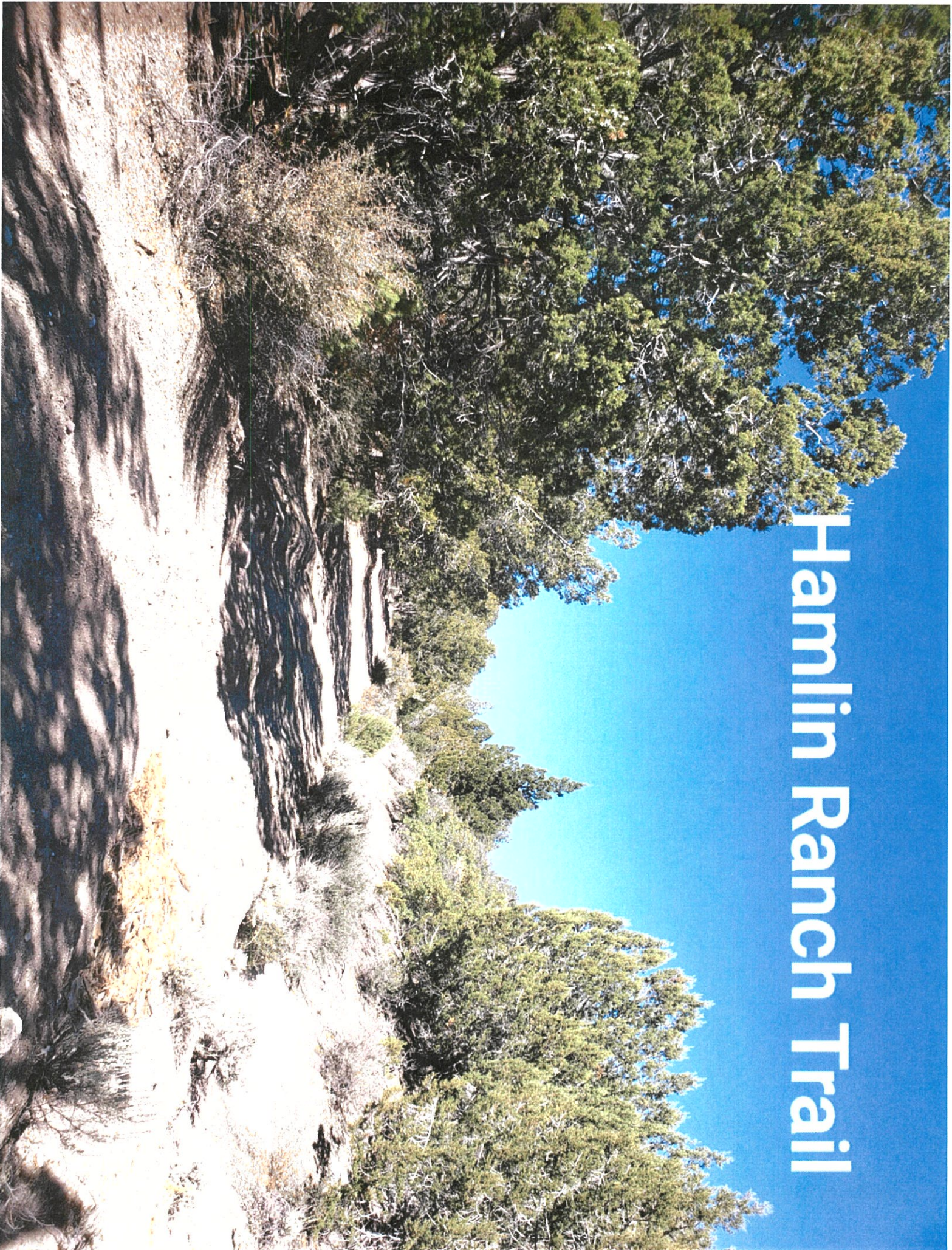


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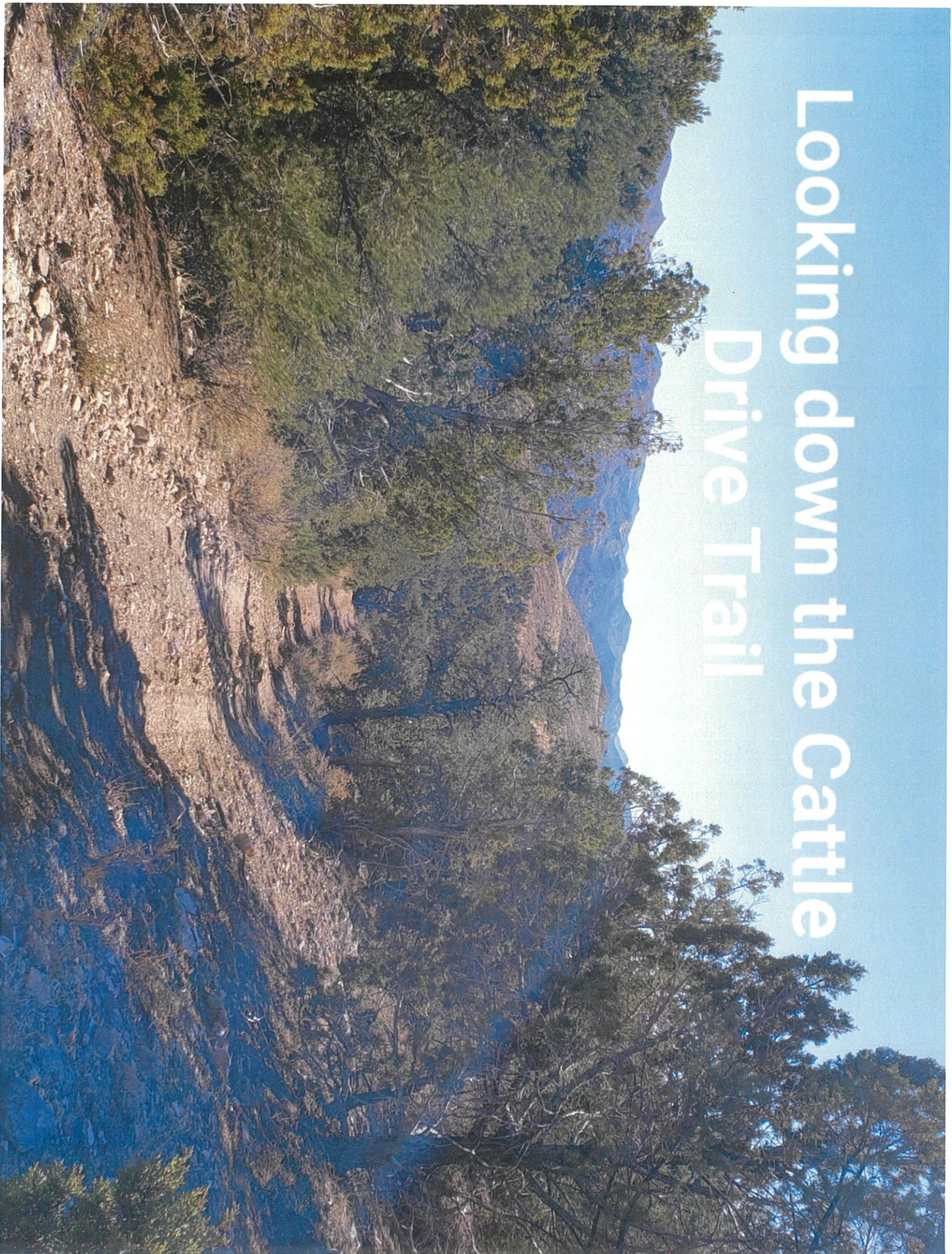
Google Earth

© 2020 Google

Hamlin Ranch Trail



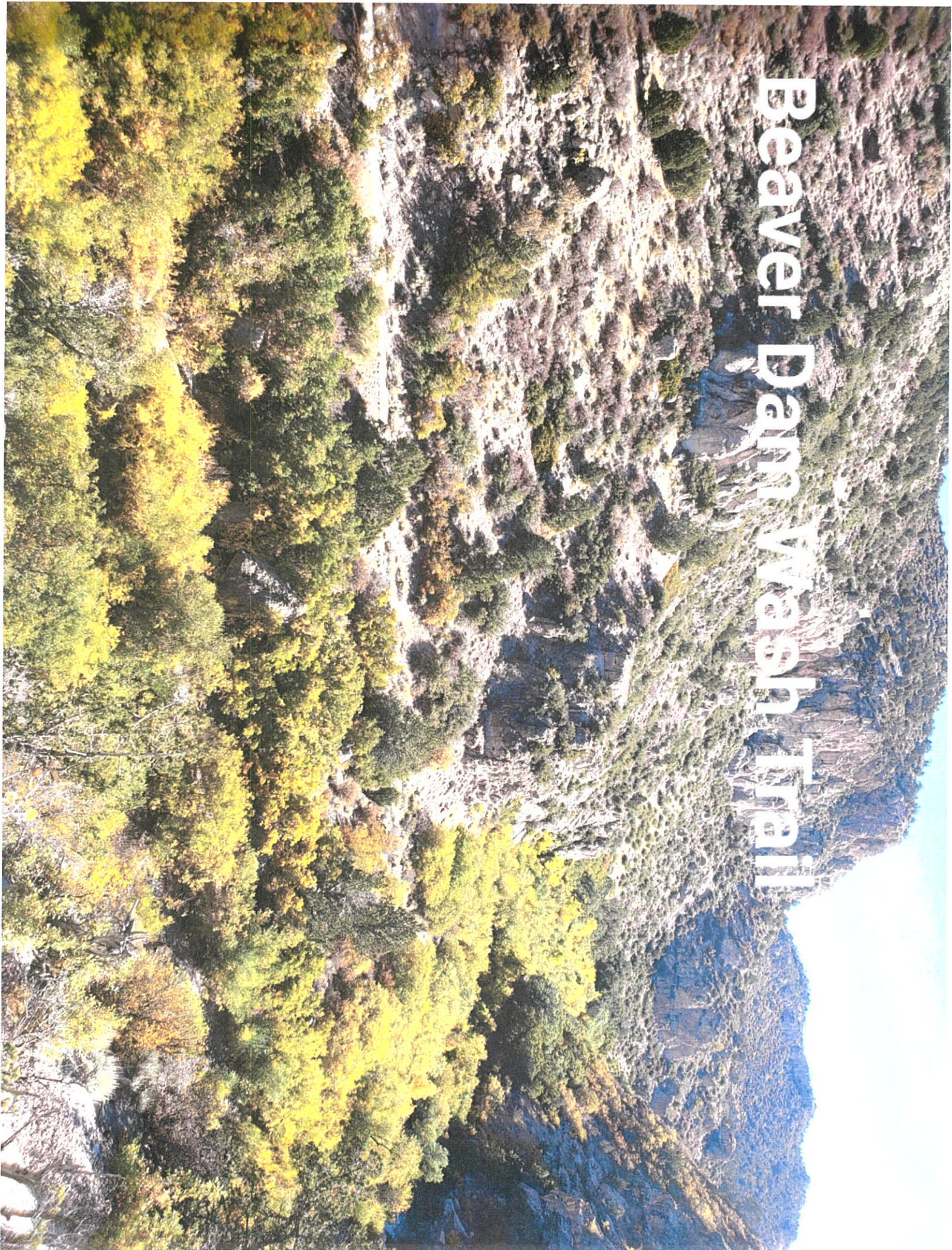
Looking down the Cattle Drive Trail



Lower end of Cattle Drive Trail



Beaver Dam Wash Trail



STEVE SISOLAK
Governor

BRADLEY CROWELL
Director

Department of Conservation and
Natural Resources

ROBERT MERGELL
Administrator

STATE OF NEVADA



901 S. Stewart Street,
Suite 5005
Carson City, NV
89701-5248

Phone: (775) 684-2770
Fax: (775) 684-2777
stparks@parks.nv.gov
parks.nv.gov

**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF STATE PARKS**

2 November 2020

Nevada Off-Highway Vehicles Program
Department of Conservation and Natural Resources
901 S. Stewart Street, Ste 1003
Carson City, Nevada 89701

RE: (Name of Project for Grant Application)

Dear Commissioner's:

The above stated off-highway project has my approval as of 2 November 2020.

As the Region Manager for the Eastern Region of the Nevada Division of State Parks, I have read the Request for Grant Application package and attachments, I agree with the application and the terms of the grant. I am committed to maintaining the facility and will allow for motorized access to those facilities for 25 years or the normal life of the project, whichever is greater. I agree to provide any match or other tasks in the application that are assigned to me. I hold interest in the subject land that is sufficient in scope and authority to allow the applicant to complete the proposed project and operate and maintain the proposed project after its completion.

The project is located on (State land at Beaver Dam State Park) and is in conformance with the appropriate land management permits, licenses, clearances, and Federal environmental analyses documentation necessary to comply with local, state and/or federal laws specifically, NRS 490.069. (See attached Patent #28-2018-0024)

Sincerely,

A handwritten signature in blue ink that reads "Cody R. Tingey".

Cody Tingey
Eastern Regional Manager
Nevada Division of State Parks
333 Cathedral Gorge Road
Panaca, NV. 89008
775-728-8100 (O) 702-521-9642 (C)
ctingey@parks.nv.gov



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Nevada State Office
1340 Financial Boulevard
Reno, Nevada 89502-7147
<http://www.blm.gov/nv>

SEP 12 2018

In Reply Refer To:
2700 (NV930)
N-89022

CERTIFIED MAIL 9171 9690 0935 0018 6161 39

Nevada Division of State Lands
901 S. Stewart St., Ste. 5003
Carson City, NV 89701

Dear Patent Holder:

We are pleased to transmit the enclosed patent.

This is the original document conveying title to the described land from the United States to you and it should be recorded immediately with the Lincoln County Clerk and Recorder to preserve a permanent record of your ownership.

Sincerely,

Raul Morales
Deputy State Director

Enclosure: Patent No. 27-2018-0024
Letters to Right-of-Way Holders

cc: EYDO
Lincoln County Assessor
State Department of Taxation
Division of State Lands

The United States of America

To all to whom these presents shall come, Greeting:

WHEREAS

NEVADA DIVISION OF STATE LANDS

is entitled to a land patent pursuant to the Lincoln County Conservation, Recreation, and Development Act of November 30, 2004 (Public Law 108-424), and Section 202 of the Federal Land Policy and Management Act (FLPMA) of 1976 (43 U.S.C. 1712), for the following described land:

Mount Diablo Meridian, Nevada

T. 5 S., R. 70 E.,

sec. 1, lots 6, 8, and 10, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
sec. 12, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,
N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$.

T. 5 S., R. 71 E.,

sec. 6, lots 5, 7, 10, 11, and 13, and W $\frac{1}{2}$ SW $\frac{1}{4}$;
sec. 7, lots 2 and 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and S $\frac{1}{2}$;
sec. 18;
sec. 19, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
sec. 20;
sec. 21, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

The area described contains 3,230.08 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto NEVADA DIVISION OF STATE LANDS the land described above; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto NEVADA DIVISION OF STATE LANDS, its successors and assigns, forever.

27 - 2018 - 0024

Patent Number _____

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890 (43 U.S.C. 945); and
2. All mineral deposits in the land so patented, and to it, or persons authorized by it, the right to prospect for, mine, and remove the minerals under applicable law and such regulations as the Secretary of the Interior may prescribe.

SUBJECT TO:

1. Valid existing rights;
2. Right-of-Way N-90728 for road purposes granted to Lincoln County Road Department, its successors or assigns, held in perpetuity pursuant to the Act of October 21, 1976 (43 U.S.C. 1761); and
3. Right-of-Way N-38139 for access road purposes granted to Lincoln County, its successors or assigns, held in perpetuity pursuant to the Act of October 21, 1976 (43 U.S.C. 1761).

By accepting this patent, the patentee agrees to indemnify, defend and hold the United States harmless from any costs, damages, claims, causes of action, penalties, fines, liabilities, and judgments of any kind or nature arising from the past, present, and future acts or omissions of the patentee, its employees, agents, contractors, or lessees, or any third-party, arising out of, or in connection with, the patentee's use, occupancy, or operations on the patented real property. This indemnification and hold harmless agreement includes, but is not limited to, acts and omissions of the patentee, its employees, agents, contractors, or lessees, or third party arising out of or in connection with the uses and/or occupancy of the patented real property resulting in: (1) Violations of federal, state, and local laws and regulations applicable to the real property; (2) Judgments, claims or demands of any kind assessed against the United States; (3) Costs, expenses, damages of any kind incurred by the United States; (4) Other releases or threatened releases on, into or under land, property and other interests of the United States by solid or hazardous waste(s) and/or hazardous substances(s), as defined by federal or state environmental laws; (5) Other activities by which solid or hazardous substances or wastes, as defined by federal and state environmental laws were generated, released, stored, used or otherwise disposed of on the patented real property, and any cleanup response, remedial action, or other actions related in any manner to said solid or hazardous substances or wastes; (6) Or natural resource damages as defined by federal and state law. This covenant shall be construed as running with the patented real property, and may be enforced by the United States in a court of competent jurisdiction; and

Patent Number 27 - 2018 - 0024

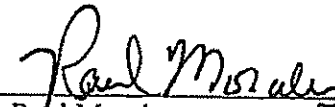
PURSUANT to the requirements established by section 120(h) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9620(h), as amended by the Superfund Amendments and Reauthorization Act of 1988, (100 Stat. 1670), notice is hereby given that the above-described lands have been examined and no evidence was found to indicate any hazardous substances have been stored for one year or more, nor had any hazardous substances been disposed of or released on the subject property.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in RENO, NEVADA, the TWELFTH day of SEPTEMBER in the year of our Lord TWO THOUSAND and EIGHTEEN and of the Independence of the United States the Two Hundred and Forty-Third

[SEAL]

By



Raul Morales

Deputy State Director

Patent Number

27-2018-0024