

Department of Conservation and Natural Resources
Bradley Crowell Director
James Lawrence, Deputy Director
Dominique Etchegoyhen, Deputy Director



BRIAN SANDOVAL
Governor

STATE OF NEVADA
Off-Highway Vehicles Program
901 South Stewart Street, Suite 1003
Carson City, Nevada 89701
Telephone (775) 684-2794
Facsimile (775) 684-2715
www.nvohv.com

Nevada Commission on Off-Highway Vehicles
Greg McKay, Chairman
Sue Baker, Vice Chairman



NEVADA OFF-HIGHWAY VEHICLES PROGRAM
NEVADA COMMISSION ON OFF-HIGHWAY VEHICLES
NEVADA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
NRS 490

2020 GRANT APPLICATION
(REQUEST FOR GRANT APPLICATIONS, APPENDIX A)

APPLICATIONS DUE
November 12, 2019, 4:00 PM, PST

Please mail early; Applications postmarked prior to 4:00 pm on November 12, 2018, but not received prior to that time are untimely and will not be considered.

SUBMIT: ONE FULL COLOR COPY, DOUBLE SIDED
BY MAIL OR HAND DELIVERY
(8.5" X 11" ONLY. MAPS MAY BE 11"X17" NO LARGER)

AND

ONE SINGLE ELECTRONIC FILE; PDF VIA EMAIL NNarkhede@ohv.nv.gov
OR MEMORY DEVICE ENCLOSED WITH APPLICATION

TO: NEVADA DEPT. OF CONSERVATION AND NATURAL RESOURCES
OFF-HIGHWAY VEHICLES PROGRAM
ATTN: NIKHIL NARKHEDE
901 S. STEWART STREET, SUITE 1001
CARSON CITY, NV 89701

DO NOT ATTACH ITEMS THAT ARE NOT REQUIRED.

DO NOT INCLUDE THIS PAGE WITH YOUR SUBMITTAL

For questions please contact:
Nikhil Narkhede
Program Manager
(775) 684-2794
NNarkhede@ohv.nv.gov

NEVADA OFF-HIGHWAY VEHICLES PROGRAM
2020 GRANT APPLICATION PAGE 1
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: OHV Park
2. Project Dates: *Expected Start:* within 90 days of Notice to Proceed (Jan. or Feb) p5
Expected Completion: Within 2 years of NTP
3. Applicant Name: Nye County

Mailing address: 2100 E. Walt Williams Dr. Ste 100

Pahrump, NV 89048

Phone: 775-751-6394

Email: dmckee@co.nye.nv.us

4. Classification of Applicant: *(check one)*

☐ Federal ☐ State ☒ **X 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)

Date

11/12/19

4. Project Manager: Danielle McKee

Mailing address: 2100 E. Walt Williams Dr. Ste 100

Pahrump, NV 89048

Phone: 775-751-6394

Email: dmckee@co.nye.nv.us

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

☐ Federally managed public land ☐ Private Land ☐ County ☐ City

☐ Other: _____

☐ 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: _____

Mailing address: _____

Phone: _____

Email: _____

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: \$293,100
Other Funds: \$127,528
Total Project Amount \$420,628.00 100%

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

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

Please describe additional funding source(s):

Type here: Local and in kind match. Rental of Conex boxes from the county for storage and volunteer hours for grading and prep work for the OHV park.

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;
 - Environmental Assessments and Environmental Impact Studies.
 - 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)

- | | | |
|--|--|--|
| <input type="checkbox"/> Mountain Biking | <input type="checkbox"/> Hiking/Backpacking | <input type="checkbox"/> Equestrian |
| <input type="checkbox"/> Single track motorcycle | <input type="checkbox"/> Snowmobiling | <input type="checkbox"/> Snowshoe/ski |
| <input checked="" type="checkbox"/> ATV quads | <input type="checkbox"/> Dune buggy | <input checked="" type="checkbox"/> UTV Side by side |
| <input checked="" type="checkbox"/> Race Course | <input checked="" type="checkbox"/> Skills riding course | |

Please explain how you intend to manage user interactions: By designated areas, rules, and supervision.

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: Area will be leveled by flood control project anticipated to begin March 2020 with mid-summer completion. OHV park will start with 1 acre Pit Parking Area connected by 1320' of new graded road to a 730' extension of Fox Avenue not paid for by OHV grant funding. The initial phase of the OHV area will be a mini-bike course, a big bike (full size dirtbikes), course and an obstacle area. Depending on grant and other funding, a starting gate and fencing (\$8000) may be constructed in this or following grade.

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
- X NOHVCC Handbooks

Other: AMA (American Motorcyclist Association) course planning and requirements.
Nye Co. Zoning and Building and Safety Codes.

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

No ☒ Yes

Number of projects funded: 2

Amount of funding Received: \$92,798.13

Number of projects Completed: 2

SECTION II – LOCATION, MAPS, PHOTOS

Project Location:

County: Nye

Nearest Municipality/Town/City: Pahrump

Center of project: Latitude: 36.17026 N Longitude: 115.93016 W (WGS 84 format)

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: T20S Range: 54E Sections 32 & 33

☒ 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 aeriels 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.**

Can estimated time and materials using County equipment and labor be used here?

OR estimated time and standard equipment costs from

<https://www.nww.usace.army.mil/Portals/28/docs/costengineering/EP-Archives/2001/Region3.pdf> or https://www.fema.gov/media-library-data/1566918062583-b079c79b86366aa3819da87b011dbe73/FEMA_Schedule_of_Equipment_Rates_2019_508clean_081319.pdf is easier to use.

Time estimates by professional track builders are 3 to 5 days.

EXAMPLE

Item Description	Item Description	OHV Grant Request	Federal Funds	Other Funds	Total Cost
Contracts: studies					
Contracts: planning , design, engineering construction	Engineering and Construction of the Pit area	\$281,000			\$281,000
20 Bike Gate and Fencing	20 Bike Gate and Barbed Wire Fence around area.	\$12,100			\$12,100
Volunteer or donated labor/in-kind # Hrs. skilled labor @\$24.14/hr. (not required but is important for scoring higher) (You will have to provide paperwork for this in your reporting to receive score points)	Volunteer hours to get the ground work and park set up. 100 hr/wk 52wks			\$125,528.00	\$125,528.00
Purchase or rental of equipment - Specify type of equipment – cost- # of days. Attach estimate or quote.					
Purchase of Materials, Items & cost or group of items.	2 Conex boxes for storage pending permanent structures			\$2,000	\$2,000

Travel Costs, Per -diem					
Vehicle gas and maintenance standard is now at .58 per mile. Estimate miles.					
Other: be specific					
Totals		\$293,100.00		\$127,528.00	\$420,628.00
Percentages		70%		30%	100%

SECTION V – PRIORITIES AND SCORING NARRATIVE

THE SCORING PRIORITIES ARE LISTED IN ORDER OF PRIORITY.

Address the following eleven (11) 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 Strategy that addresses registration enforcement, including Public Education & Outreach aimed at increasing renewals and new registrations: *Please describe how your project will increase the number of OHV registrations on the district. How will the equipment and time be used to increase OHV safety and awareness? What is your department's history of patrolling for safe OHV Recreation?*

2. Enhancement or Maintenance of existing trails and facilities: *Describe the maintenance intervals for your project. How will maintenance needs be prioritized and how often will your project hold a maintenance/ trails enhancement event? HOW will your project be maintained and WHO has committed to the ongoing maintenance of the facility or trail.(note: a minimum of 2 maintenance/ trail events are required per year). The OHV Park will organized existing uses.*

By organizing unorganized use. If an OHV Park is not in the Fairgrounds development plan, it's development will end use of area by OHVers.

3. Training: *Please describe the goals and objectives of your public training program, i.e., Public Education, Rider Classes, Safety, Trail Building, or Outdoor Ethics. Number of people trained, contacts made, etc.*

- 4. Trail mapping and signing of existing trails and facilities:** *If a mapping component is included in the grant, please describe how it will be integrated with the current web mapping application found on OHV.NV.GOV*

Directional signs from Gamebird Road to the OHV Park Pit Parking Area. On site signs to different riding areas and signs thanking the Nevada OHV Commission, County of Nye, and Town of Pahrump for funding/building the facility.

- 5. Connectivity/Loops:** *Please describe the increase in connectivity between trails, facilities and other locations that your project/program would provide or enhance when completed. Attach maps if necessary, i.e., towns, parks, areas, trails, etc.*
- 6. Planning, Environmental Studies, Conservation:** *Describe how the environmental studies, conservation and/or planning will mitigate resources impacted by OHV recreation. How will your project contribute to the conservation of our natural resources?*

By providing organized riding opportunities including organized competition.

- 7. Access:** *Please describe how your project/program ensures protection of access. Explain what access/opportunities would be lost or restricted if the project doesn't occur.*

Riders will lose access to open space by development of the Fairgrounds if OHV Park is not included in planned development.

- 8. Partnering and Leverage:** *Please describe coordination that has occurred with stakeholders, partners and the public in which all interests have had an opportunity to be heard related directly to this project/program.*

- 9. Economic Integration:** *Please describe how your project/program increasing Off Highway Motorized recreation in the develops outdoor recreation opportunities that help local, regional, or state economies grow (e.g., economic impact, additional OHV funding sources, improved user or business group participation, Road use resolutions and OHV friendly Communities.)*

Pahrump is an OHV Friendly Community. Nye Co. Code allows registered OHVs operated by licensed rider/driver or minor under direct adult supervision to be operated on county roadways. The OHV Park will increase overnight stays by visitors. The average overnight visitor spends \$369.00 per person. Average party size is 2.7 people. There is an average of almost 20% daytrips (reference: TravelNevada.biz Rural Profile). We anticipate one million dollars in community economic impact per every 1000 visitor stays. Lodging dollars generate state room tax (1%) as well at town room tax (8%).

10. Demand for New Facilities: *Please provide justification for NEW facility/program development: restrooms, trails, signs, and other amenities.*

Phase 1 is 2 tracks, an obstacle area, and temporary/portable structures including portable restrooms. Additional and permanent structures will follow with permanent infrastructure and development of the 427 acre Fairgrounds. Signs on Gamebird Road and Fox Avenue will point way to the OHV Park and show funding sources.

115.95°

115.90°



This topographic map shows a rural landscape with a grid of section numbers (27, 28, 29, 30, 31, 33, 34, 5, 6) and various landmarks. A blue hatched area, labeled 'OHV Park 40 acres', is situated in the center-right. A smaller, solid blue rectangle within this area is labeled 'FAIRGROUNDS parcel'. To the north, 'State Rte 160' is marked with a green dot. The map includes contour lines, spot elevations, and labels for roads like 'DANDELION ROAD', 'NOMASTAD ROAD', 'MILLBURY AVE', and 'GAMESBIRD ROAD'. A scale bar in the bottom left indicates 0.25 miles. A north arrow and the text 'ExpertGPS Basemap: CalTopo.com' are in the bottom right.

State Rte 160

OHV Park 40 acres

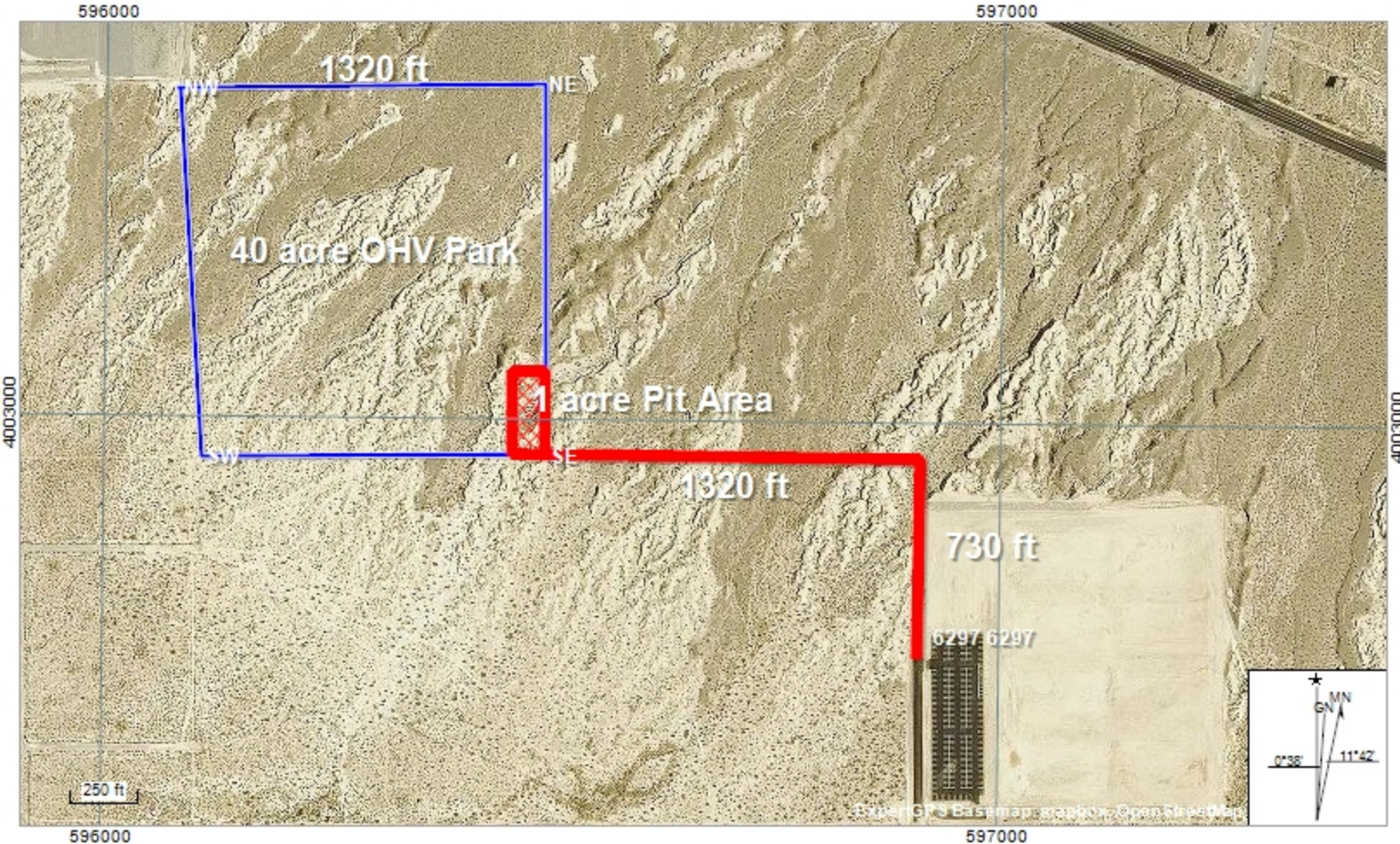
FAIRGROUNDS parcel

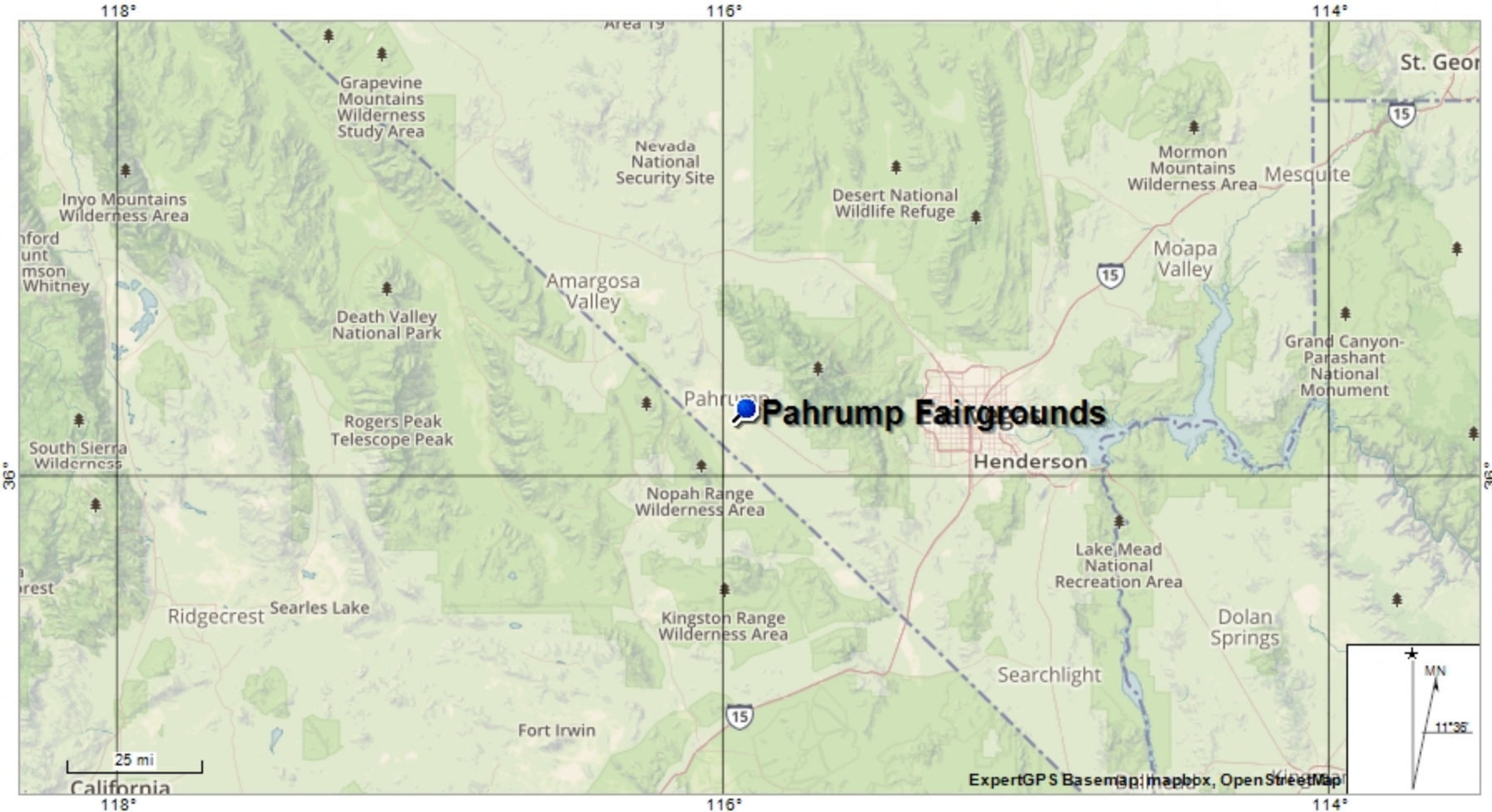
0.25 mi

ExpertGPS Basemap: CalTopo.com

115.95°

115.90°

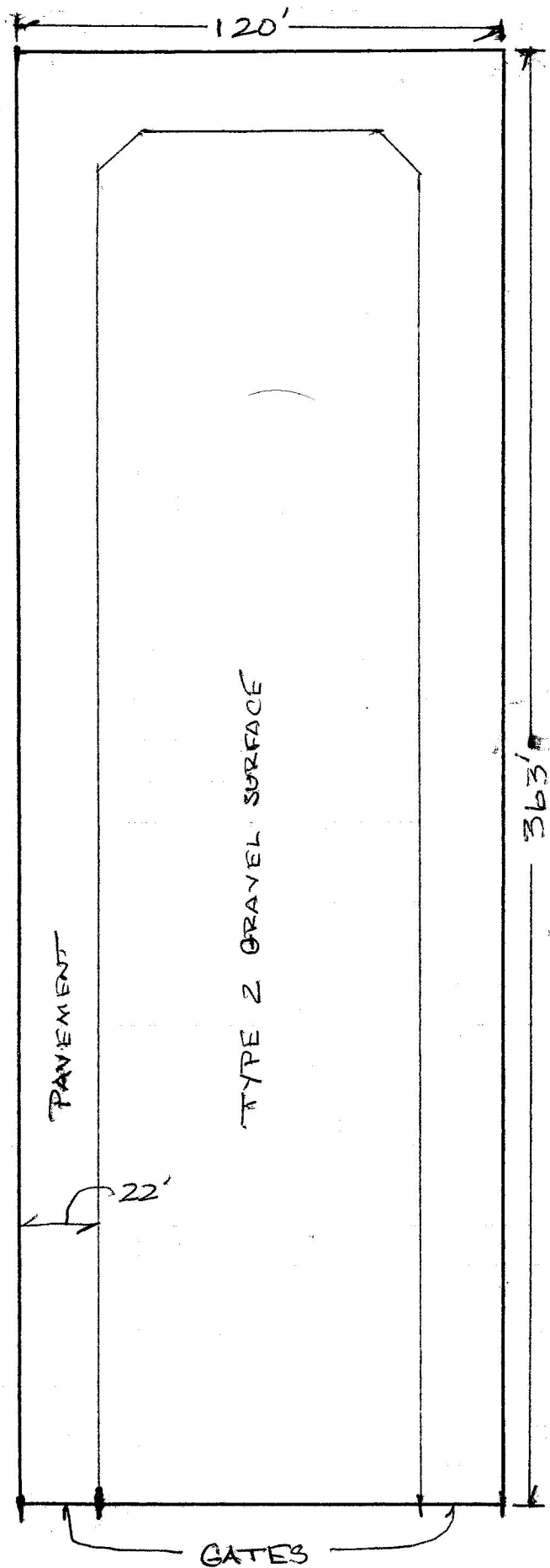




↑
NORTH

PAHRUMP FAIRGROUNDS
OHY PARK
PIT AREA
1 ACRE

SCALE 1" = 40"
DWG BY ROBERT ADAMS
NOVEMBER 12, 2019



<http://racegates.com/Pricing.aspx>

10 Bike Gate	\$2,365	40 feet
12 Bike Gate	\$2,835	46 feet
14 Bike Gate	\$3,255	53 feet
16 Bike Gate	\$3,675	60 feet
18 Bike Gate	\$3,940	67 feet
20 Bike Gate	\$4,100	74 feet
22 Bike Gate	\$4,460	81 feet
24 Bike Gate	\$4,830	88 feet
26 Bike Gate	\$5,250	95 feet
28 Bike Gate	\$5,420	102 feet
30 Bike Gate	\$5,600	109 feet

Above price for gate. A thousand dollars concrete work. This is sort of stuff volunteers want to be involved in.

Pahrump Office
Nye County Government Center
2100 E. Walt Williams Drive
Suite 100
Pahrump, NV 89048
Phone (775) 751-7075
Fax (775) 751-7093



Board of County Commissioners
Nye County, Nevada

Tonopah Office
Nye County Courthouse
William P. Beko Justice Facility
PO Box 153
Tonopah, NV 89049
Phone (775) 482-8191
Fax (775) 482-8198

November 12, 2019

Nevada Dept. of Conservation & Natural Resources
Off-Highway Vehicles Program
Attn: Nikhil Narkhede
901 S. Stewart Street, Suite 1001
Carson City, NV 89701

**Subject: Pahrump Fairgrounds Development - 4670 S. Nevada Highway 160,
Nevada, 89061**

Dear Mr. Narkhede:

The Town of Pahrump and Nye County anticipates utilizing The Nevada Commission on Off-Highway Vehicles (Commission) funds to develop an Off-Highway Vehicle Park as part of a phased project to develop the Fairgrounds as a major recreation event center.

The Town of Pahrump has a population of approximately 40,000 individuals as reported by the (Environmental System Reach Institute (ESRI), 2019).

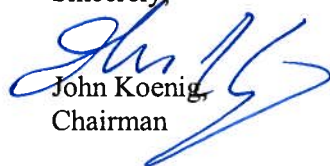
The Pahrump Fairgrounds is a 427-acre site planned as a major recreation facility for Nye County and Pahrump that will enhance the area's recreation and tourism sectors. The Pahrump Fairgrounds OHV Park Development is part of a multiphase project to develop the Pahrump Fairgrounds. The development of these infrastructure projects using NV OHV funding will help with future planned growth and construction of the fairgrounds as a whole. In conjunction with the OHV Park development, there are plans for a 5,000-square foot event center, rodeo arena, ball fields, and parking area. Investors have expressed interest in developing the stadium truck track, off-road park, and 5,000-square foot event center in the future to assist in funding the overall development of the Pahrump Fairgrounds.

The 2019 Comprehensive Economic Development Strategy, identified the following goals listed for the Town of Pahrump:

- Increase recreational opportunities
- Continue developing tourism
- Promote economic development
- Improve and expand infrastructure
- Promote a positive image

The development of the Pahrump Fairgrounds supports the attainment of these goals by allowing an area for recreational events for the Off-Highway Vehicle Community.

Sincerely,


John Koenig,
Chairman

7770 Quarter Horse Ave.

Pahrump, NV 89061

November 12, 2019

LETTER OF SUPPORT, PAHRUMP FAIRGROUNDS OHV PARK

Dear Commissioners,

I support and will volunteer my time to build and operate the Pahrump Fairgrounds OHV Park.

I am a Southern Nevada AMA (American Motorcyclist Association) Affiliate officer,


AMA's Nevada State Volunteer Coordinator, and

NOHVCC (National Off Highway Vehicle Council) Nevada State Partner.

Thru NOHVCC I've attended several workshops and completed a college credit course on OHV trail design and maintenance.

Thank you and my best regards.

Respectfully,



Robert Adams

Pahrump Office
Nye County Government Center
2100 E. Walt Williams Drive
Suite 100
Pahrump, NV 89048
Phone (775) 751-7075
Fax (775) 751-7093



**Office of the County Manager
Administration Department**

Tonopah Office
Nye County Courthouse
William P. Beko Justice Facility
PO Box 153
Tonopah, NV 89049
Phone (775) 482-8191
Fax (775) 482-8198

November 13, 2019

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

Subject: **OHV Park – Pahrump Fairgrounds**

Dear Commissioners,

The above stated off-highway project has my approval as of November 13, 2019.

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 locally owned public land 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.

If you have any questions or concerns, please contact me at (775) 751-7075 or by email at tsutton@co.nye.nv.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim Sutton", is written over a horizontal line.

Tim Sutton
Nye County Manager

TS/dk

Summary of Recreational Concession Opportunities

Hospitality

1. Food and Beverage (restaurants and other)
2. Overnight Accommodations (bed and breakfast, lighthouses, cabins, fire towers, ghost towns, historic ranches)
3. Recreational Vehicle/Trailer Park and Merchandising (campground stores and gift shops)

Visitor Services

1. Marina Facilities (boat rental operations, bait shops, fish cleaning stations, and lake or shoreline facilities managed by the BLM)
2. Campgrounds (public showers, laundry service)
3. Visitor Centers (interpretive, information, youth and educational services)
4. Winter Sports Activities (snow machine, ski cabins, snowshoeing and cross country skiing)
5. Off-Highway-Vehicles Areas (OHV) (designated OHV riding areas which have a travel/business plan)
6. Automotive Services (gas and repair)

Other Specialized Opportunities

1. OHV/RV/Boat and Trailer Storage Facilities
2. Golf Courses
3. Mountain Bike Riding Areas
4. Yurt Accommodations
5. Acquired concession opportunities, lands or related waters from other Agencies (e.g., State Parks, military, withdrawal, or private lands/entities)

The United States of America

To all to whom these presents shall come, Greeting:

N-61466

WHEREAS

Town of Pahrump

is entitled to a land patent pursuant to the Act of June 14, 1926, as amended (43 U.S.C. 869-869-4) and Public Law 105-277, for the following described land:

Mount Diablo Meridian, Nevada

T. 20 S., R. 54 E.,
sec. 32, Lots 2, 4, 5, 6, 7, 8,
sec. 33, Lots 5, 6, 9, 11, 14, 16, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Containing 427.24 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the Town of Pahrump, 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 the Town of Pahrump, its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

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

Patent Number 27 - 99 - 0055

N-61466

SUBJECT TO:

1. Valid existing rights;
2. Those rights for highway purposes which have been granted to Nevada Department of Transportation, its successors or assigns, by right-of-way No. Nev-010849, pursuant to the Act of November 9, 1921 (042 Stat. 0216) as to Lots 2 and 4, sec. 32, and Lots 5, 6, 9, 11, 14, 16, sec. 33, T. 20 S., R. 54 E., M.D.M., Nevada;
3. Those rights for utility purposes which have been granted to Nevada Bell, its successors or assigns, by right-of-way No. N-5689, pursuant to the Act of March 4, 1911 (43 U.S.C. 961) as to Lot 2, sec. 32, T. 20 S., R. 54 E., M.D.M., Nevada.

PURSUANT to the requirements established by section 120(h) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 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 that any hazardous substances had been stored for one year or more, nor had any hazardous substances been disposed of or released on the subject property.

Provided that title shall revert to the United States upon a finding, after notice and opportunity for a hearing, that, without the approval of the Secretary of the Interior or his delegate, the patentee or its approved successor attempts to transfer title to or control over the lands to another, the lands have been devoted to a use other than that for which the lands were conveyed for a 5-year period, or the patentee has failed to follow the approved development plan or management plan.

Provided further that the Secretary of the Interior may take action to revest title in the United States if the patentee directly or indirectly permits its agents, employees, contractors, or subcontractors (including without limitation, lessees, sublessees, and permittees) to prohibit or restrict the use of any part of the patented lands or any of the facilities thereon by any person because of such person's race, creed, color, sex, or national origin.

Patent Number 27 - 99 - 0055

N-61466

The grant of the herein described lands is subject to the following reservations, conditions, and limitations:

- (1) The patentee or its successor in interest shall comply and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241), and the requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (43 CFR 17) for the period that the lands conveyed herein are used for the purpose for which the grant was made pursuant to the act cited above, or for another purpose involving the provision of similar services or benefits.
- (2) If the patentee or its successor in interest does not comply with the terms or provisions of Title VI of the Civil Rights Act of 1964, and the requirements imposed by the Department of the Interior issued pursuant to that title, during the period during which the property described herein is used for the purpose for which the grant was made pursuant to the act cited above, or for another purpose involving the provisions of similar services or benefits, the Secretary of the Interior or his delegate may declare the terms of this grant terminated in whole or in part.
- (3) The patentee, by acceptance of this patent, agrees for itself or its successors in interest that a declaration of termination in whole or in part of this grant shall at the option of the Secretary of his delegate, operate to revert in the United States full title to the lands involved in the declaration.
- (4) The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964, and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee.
- (5) The patentee or its successor in interest will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area or facility conveyed.
- (6) The reservations, conditions, and limitations contained in paragraphs (1) through (5) shall constitute a covenant running with the land, binding on the patentee and his (its) successors in interest for the period for which the land described herein is used for the purpose for which this grant was made, or for another purpose involving the provision of similar services or benefits.

Patent Number 27 - 99 - 0055

(7) The assurances and covenant required by sections (1) - (6) above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h).

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.

[SEAL]

GIVEN under my hand, in RENO, NEVADA,
the FOURTEENTH day of SEPTEMBER
in the year of our Lord one thousand nine hundred and
NINETY-NINE and of the Independence of the
United States the two hundred and TWENTY FOURTH.

By Jim Stobaugh
Jim Stobaugh
Lead Realty Specialist

Patent Number 27 - 99 - 0055

LOCATION OF OHV PARK DETAIL MAP

TOWNSHIP 20 SOUTH RANGE 54 EAST SECTION 32

