

A RESOLUTION TO ADOPT THE WATER AND SEWER SYSTEMS AND CERTAIN REAL PROPERTY

WHEREAS, the Unincorporated Town of Round Mountain is currently being served by a water and sanitation system installed and operated by Round Mountain Gold Corporation; and

WHEREAS, Round Mountain Gold Corporation has offered to the Town of Round Mountain the water and sanitation system, together with all appurtenances thereto, including assets of all kinds, and all permits; said offer has been without compensation; and

WHEREAS, taking into account the benefits to the Town of Round Mountain and the citizens residing therein,

NOW THEREFORE, IT IS HEREBY RESOLVED by the Town Board of the Unincorporated Town of Round Mountain that the Town of Round Mountain accept the offer of dedication of the water and sanitary systems of Round Mountain upon the following conditions:

1. That Round Mountain Gold Corporation, at its sole effort and expense, install water meters to all current customers or water users prior to September 1, 1998.
2. That Round Mountain Gold Corporation survey and create a lawful and legal parcel for the area encompassing the existing sewer leach pond and water system.
3. Round Mountain Gold Corporation will convey all water rights that support the current water system to the Town of Round Mountain.
4. That the legal counsel for the Town of Round Mountain approve all documents presented necessary to effectuate transfer of the water and sewer company, together with all personal property, rights-of-way, permits, and all appurtenances required to complete a proper transfer of ownership and control.
5. That Round Mountain Gold Corporation warrant that, to the best of its knowledge,

both the water system and sanitation system are properly operating and not in violation of any federal or state law, or any Nye County statute or ordinance.

6. Round Mountain Gold Corporation hereby agrees to be responsible for 100% of maintenance and repair costs of the wells and pumps included in this Resolution, for a period of one (1) year from the effective date of this Resolution. Round Mountain Gold Corporation hereby agrees to be responsible for 50% of maintenance and repair costs of the wells and pumps included in the Resolution, during year number two (2) of this Resolution. At the expiration of the above-referenced two (2) year period, the Unincorporated Town of Round Mountain shall be solely responsible ^{for} of all maintenance and repair costs to the wells and pumps included in this Resolution.

7. The effective date of the transfer of ownership shall be October 1, 1998.

DATED this 28 day of April, 1998.

PROPOSED on the 28 day of April, 1998 by Joni Eastley.

VOTE: AYES: Stephen Summerbell NAYES: None
Joni Eastley
Marianne Firebaugh

ABSENT: L.C. Hansen
Jenny Archuleta

ABSTENTIONS: None

ROUND MOUNTAIN TOWN BOARD
COUNTY OF NYE, STATE OF NEVADA

By: Stephen P. Summerbell
~~L.C. Hansen, Chairman~~
Stephen P. Summerbell, Vice-Chairman

ATTEST:

Marianne Firebaugh
Marianne Firebaugh, Town Clerk