FILE NO. <u>851202</u> LOAN NO. <u>Sec 15-1318</u>

## NOTICE OF DEFAULT AND ELECTION TO SELL UNDER DEED OF TRUST

NOTICE IS HEREBY GIVEN: WHEREAS, R.J. Agnello and Joyce M. Agnello, husband and wife , 19<u>82</u> did execute as Trustor, 27th day of February a Deed of Trust wherein Silver State Title Company is Trustee Calvin M. Walton and Irma M. Walton, husband and wife as Joint Tenants as to for an undivided 1/2 interest and John Mast as to an undivided 1/2 interest on \$438,000.00 note and Walton-Mast, Inc on \$142,000.00 note Beneficiary, conveying that certain lot or parcel of land situate in the Douglas , State of Nevada, and described as follows: County of SEE DESCRIPTION SHEET ATTACHED HERETO AND MADE A PART HEREOF as security for the payment of its promissory Note, made, executed and delivered on the 27th day of Irma M. Walton, John Mest: and <u>, 1982</u> , to <u>Calvin M. Wa</u>lton, day of <u>February</u> , which said Deed of Trust was Walton-Mast, Inc. recorded in the Office of the County Recorder of Douglas March 1, 1982 , in Book 382 County, Nevada on \_\_, Official Records of 65396 \_, as Document No. Douglas County, State of Nevada; and WHEREAS, a Breach of the obligations for which such Deed of Trust is security has occurred in that payment has not been made in accordance with the original Note and there is presently due, owing and unpaid, the 313,858.33 on the note in the original amount of \$438,000.00 principal sum of \$87,256.13 on the note in the original amount of \$142,000.00 and in that default has been made in the failure to pay the principal October 1, 1985 on the \$438,000.00 note interest that became due August 1, 1985 on the \$142,000.00 note 4822.78 on the \$438,000.00 note \_, plus impounds in the amount of 2596.70 on the \$142,000.00 note late charges and all subsequent payments under said promissory Note and the aforesaid Deed of Trust securing said Note; all taxes, bonds and assessments, including assessments on appurtenant water stock, plus interest, fees penalties, if any, and each of them which now are or shall hereafter be or

appear to be a lien upon said property or any part hereof; advances by Trustee

or beneficiary, if any, for insurance and/or for any of the items listed above, including but not limited to delinquent taxes; delinquent prior encumbrances if any.

THAT BY REASON THEREOF, the undersigned, present Beneficiary under such Deed of Trust has executed and delivered to said Trustee, a written Declaration of Default and Demand for Sale, and has surrendered to said Trustee such Deed of Trust and all documents evidencing obligations secured thereby, and has declared and does hereby delcare all sums secured thereby, immediately due and has elected and does hereby elect to cause the trust property to be sold to satisfy the obligations secured thereby.

immediately due and has elected and does hereby elect to cause the trust
property to be sold to satisfy the obligations secured thereby.
DATED THIS 4th DAY OF December , 1985.
WALTON-MAST, INC.
BY: Calvie In Walton
Calvin M. Walton, President Irma M. Walton
Jahn Machine Warties
(John Mast Calvin M. Walton
State of Nevada )
i ss.
County of Douglas )
on the 4th of December, 1985, before me the undersigned a
Notary Public in and for said County and State, personally appeared
Irma M. Walton Calvin M. Walton & John Mast
known to me to be the person(s) described in and who executed the within and foregoing instrument, and who acknowledged to me that the y executed
the same freely and voluntarily and for the uses and purposes therein mentioned.
WITNESS MY HAND AND OFFICIAL SEAL
MITHESS HI HAND AND OFFICIAL SEAL
LAURA E. MURRAY
Notary Public Novada NOTARY PUBLIC
My Appointment Expires Nov. 14, 1988
STATE OF Nevada
County of Sa.
County of Douglas } ss.
On Tins 4th day of December A.D., 19 85, before me,
a Notary Public in and for will Comment
Calvin M. Walton, known to me to be the
of the Walton-Magh To-
THE MULLION MAIL STREET, The Anish. I
LAURA E. MURRAY Notary Public - Navada  person who executed the within Instrument, on behalf of the Corporation, therein the named, and acknowledged to me that such Corporation executed the same.
Notary Public Nevada

LAURA E. MURRAY

Notary Public - Nevada

Douglas County

My Appointment Expires Nev. 14, 1946

IN WITNESS WHENEOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notaly Public in and for said County and State.

The UTILITY Line Form No. 376 ACKNOWLEDGMENT --- COMPONATION

## DESCRIPTION SHEET

ALL THAT CERTAIN LOT, PIECE OR PARCEL OF LAND SITUATE IN THE COUNTY OF DOUGLAS, STATE OF NEVADA, DESCRIBED AS FOLLOWS:

A parcel of land lying wholly in the Southeast 1/4 of Section 15, Township 13 North, Range 18 East, M.D.B. & M., more particularly described as follows:

COMMENCING AT a point on the centerline of U.S. Highway 50, said point being Highway Engineer Station 0-120 + 55.70 point of curve and being located in the Southeast 1/4 of Section 15, Township 13 North, Range 18 East, M. D. B. & M; thence South 47°42'30" East, a distance of 824.52 feet; thence North 42°17'30" East, a distance of 180.80 feet; thence North 47°42'30' West, a distance of 160.00 feet; thence North 42°17'30" East, a distance of 128.38 feet; thence 12.00 feet along the arc of a curve to the left having a radius of 380.00 feet and a central angle of 1°48'34" to the Point of Beginning; thence a distance of 156.81 feet along the arc of a curve to the left having a radius of 380.00 feet and a central angle of 23°38'36"; thence South 53°00'00" East, a distance of 56.50 feet; thence South 42°17'30" West, a distance of 28.52 feet; thence South 47°42'30" East, a distance of 130.62 feet; thence South 42°17'30" West, a distance of 128.00 feet; thence North 47°42'30" West, a distance of 150.19 feet to the POINT OF BEGINNING.

Said land more fully shown as Parcel No. 1, as set forth on that certain Parcel Map filed for record in the office of the County Recorder of Douglas County, Nevada, on August 22, 1977, Document No. 12210, Official Records.

TOGETHER with an appurtenant non-exclusive easement for ingress and egress with incidents thereto over and across all that portion of the land situated in the Southeast 1/4 of Section 15 Township 13 North, Range 18 East, M.D.B. &M as set forth in easement Deed executed by B-Neva, Inc., a Nevada corporation in instrument recorded September 6, 1977, Book 977, Page 312, Document No. 12742 of Official Records described as follows:

COMMENCING AT a point on the centerline of U.S. Highway 50, said point being Highway Engineer Station 0-120 + 55.70 point of curve and being located in the Southeast quarter of Section 15, Township 13 North, Range 18 East, M.D. B. & M., thence South 47°42'30" East, 824.52 feet; thence North 42°17'30" East, 180.08 feet; thence North 47°42'30" West, 160.00 feet; thence North 42°17'30" East, 116.38 feet to the TRUE POINT OF BEGINNING: thence North 42°17'30" East, 12.00 feet; thence 12.00 feet along the arc of a curve to the left having a radius of 380.00 feet and a central angle of 1°48'34"; thence South 47°42'30" East, 150.19 feet; thence South 42°17'30" West, 24.00 feet; thence North 47°42'30" West, 150.00 feet to the TRUE POINT OF BEGINNING



'85 DEC -5 M1:53

SUZANNE BEAUDREAU
RECORDER

S\_PAID\_BA\_\_DEPUTY

127822