

RECORDING REQUESTED BY:

Max Hoseit

WHEN RECORDED RETURN TO:

Henry R. Butler

P. O. BOX 5367

Stateline, Nevada 89449

Escrow Number 94070351

Loan Number MHKA1027

**SHORT FORM DEED OF TRUST WITH ASSIGNMENT OF RENTS
FOR A CONSTRUCTION LOAN**

THIS DEED OF TRUST, made March 8, 1994, between Radd, Limited A limited liability Corporation, whose address is P.O. Box 2309 Stateline Nv 89449 (702-588-2982)

, herein called TRUSTOR, HENRY R. BUTLER, ESQ, herein called TRUSTEE, and Max Hoseit, herein called BENEFICIARY,

WITNESSETH: That Trustor irrevocably grants, transfers and assigns to Trustee in trust, with power of sale, that property located in Douglas, Nevada described as:

SEE ATTACHED LEGAL

A.P.N. 27-080-03

Together with the rents, issues and profits thereof, and the rights to all governmental permits or licenses of all types which are necessary for the ordinary and intended use of the property, including but not limited to sewer and water hookup rights and water rights. Such rights shall be considered appurtenant to and part of the real property, SUBJECT, HOWEVER, to the right, power and authority given to and conferred upon Beneficiary by paragraph (10) of the provisions incorporated herein by reference to collect and apply such rents, issues and profits.

For the Purpose of Securing (1) Performance of each agreement of Trustor incorporated by reference or contained herein. (2) Payment of the indebtedness evidenced by the promissory note of even date herewith, and any extension or renewal thereof, in the principal sum of \$245,000.00 (two hundred forty-five thousand dollars) payable to Beneficiary or order. (3) Payment of such further sums (Additional Advances) that may be advanced by the Beneficiary to the then record owner of said property plus interest thereon; and (4) all other monies owed to the beneficiary herein whether or not they originated from this transaction.

To protect the security of this deed of Trust and with respect to the property above described, Trustor expressly makes each and all of the agreements, and adopts and agrees to perform and be bound by each and all of the terms and provisions set forth in subdivision A, and it is mutually agreed that each and all of the terms and provisions set forth in subdivision B of the fictitious Deed of Trust recorded in the office of each County Recorder in the State of Nevada in the book and at the page thereof, or under the document file number, noted below opposite the name of such county, namely:

COUNTY	BOOK	PAGE	DOC. NO.
Douglas	1286 Off. Rec.	2432	147018
Elko	545 Off. Rec.	316	223111
Lyon			0104086
Washoe	2464 Off. Rec	0571	1126264

336769

332027

shall inure to and bind the parties hereto with respect to the property above described. Said agreement terms and provisions contained in said subdivision A and B (identical in all counties) are by the within reference thereto, incorporated herein and made a part of this Deed of Trust for all purposes as fully as if set forth at length herein, and Beneficiary may charge for a statement regarding the obligation secured hereby, provided the charge thereof does not exceed a reasonable amount. The Beneficiary or the collection agent appointed by him may charge a fee of not to exceed \$45.00 for each change in parties or for each change in a party making or receiving a payment secured hereby.

The undersigned Trustor requests that a copy of any Notice of Default and any Notice of Sale hereunder be mailed to him at his address hereinbefore set forth.

Kelman R. Aiken

Radd, Limited

Dated: 3/9/94

by *KELMAN A. A. Aiken*

**STATE OF NEVADA
COUNTY OF DOUGLAS ss.**

~~On March 9, 1994 personally appeared before me, a Notary Public, in and for said County and State, Radd, Limited known to me to be the persons who executed this instrument and acknowledged to me that they executed it.~~

~~WITNESS my hand and official seal.~~

~~*Robin Folloso*

Signature Notary Public~~

In individual capacity:

STATE OF Nevada)
COUNTY OF Douglas) SS
)

This instrument was acknowledged before me on March 9 (date) 1994 , by _____
[name(s)] Kelman R. Aiken .



ROBIN FOLLOSCO
Notary Public - State of Nevada
Appointment Recorded in Douglas County
MY APPOINTMENT EXPIRES APR. 17, 1995

Robin Folloso

Notary Public

LEGAL DESCRIPTION

All that certain lot, piece or parcel of land situate in the County of DOUGLAS, State of Nevada, described as follows:

A portion of the Southwest 1/4 of the Southwest 1/4, Section 17, Township 12 North, Range 20 East, M.D.B. & M., Douglas County, Nevada more particularly described as follows:

Commencing at the 1/4 corner common to Sections 17 and 18, Township 12 North, Range 20 East, M.D.B. & M., thence South 0°11'07" East, 1336.41 feet; thence South 0°18'54" East, 432.96 feet; thence South 0°22'28" East, 20 feet; thence South 88°11'45" East, 532.36 feet to the TRUE POINT OF BEGINNING; said point of beginning also being described as bearing South 0°23'30" East, 499.32 feet and North 88°11'45" West 755.90 feet from the Northwest corner of Tierra Linda Estates a recorded in the office of the County Recorder of Douglas County, Nevada on September 14, 1965 as File No. 29457; thence from said point of beginning South 88°11'45" East, 176.26 feet; thence South 0°22'28" East, 247.13 feet; thence North 88°11'45" West, 176.26 feet; thence North 0°22'28" West, 247.13 feet to the TRUE POINT OF BEGINNING.

Assessors Parcel No. 27-080-03

REQUESTED BY
STEWART TITLE of DOUGLAS COUNTY
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

'94 MAR 11 AIO:12

336769

332027

BK0594PG0630

BK0394PG1865

SUZANNE BEAUDREAU
RECORDER

\$ 9⁰⁰ PAID *Bh* DEPUTY

COPY

REQUESTED BY
STEWART TITLE of DOUGLAS COUNTY
IN OFFICIAL RECORDS OF
DOUGLAS COUNTY, NEVADA

'94 MAY -5 A9:32

336769

BK 0594 PG 0631

ZANNE BLANCHARD
\$10.00
K2 DEPUTY