

DEED OF TRUST AND ASSIGNMENT OF RENTS

Escrow No M74173CH

THIS DEED OF TRUST, made this 15th day of April 1998, between MICHAEL C. GILBERT and ANGEL KERR GILBERT, Husband and Wife

herein called TRUSTOR, whose address is

WESTERN TITLE COMPANY, INC., a Nevada corporation herein called TRUSTEE, and LAGUNAK INC. MONEY PURCHASE PENSION PLAN

THIS DOCUMENT IS BEING RECORDED AS AN ACCOMMODATION ONLY WITHOUT LIABILITY ON THE PART OF WESTERN TITLE COMPANY, INC. FOR THE SUFFICIENCY HEREOF OR FOR THE CONDITION OF TITLE.

herein called BENEFICIARY, WITNESSETH: That Trustor grants to Trustee in trust, with power of sale, that property in the County of Douglas, State of Nevada, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

In the event the Trustor sells, conveys or alienates the within described real property; or contracts to sell, convey or alienate; or is divested of title in any other manner without the approval of an assumption of this obligation by the Beneficiary being first obtained, Beneficiary shall have the right to declare the unpaid principal balance due and payable in full, upon written demand and notice, irrespective of the maturity date expressed on the Note secured hereby.

Together with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, subject, however, to the right of Beneficiary, during any period of default hereunder, and without waiver of such default, to collect said rents, issues and profits by any lawful means, and to apply the same, less costs and expenses of collection, to any indebtedness secured hereby.

For the purpose of securing (1) payment of the sum of \$125,000.00 with interest thereon according to the terms of a promissory note or notes of even date herewith made by Trustor, payable to order of Beneficiary, and and all extensions or renewals thereof; and (2) the performance of each agreement of Trustor incorporated herein by reference or contained herein; (3) payment of additional sums and interest thereon which may hereafter be loaned to Trustor, or to his successors or assigns, when evidenced by a Promissory Note or Notes reciting that they are secured by this Deed of Trust.

To protect the security of this Deed of Trust, Trustor agrees: By the execution and delivery of this Deed of Trust and the note secured hereby, that provisions (1) to (16) inclusive of the Deed of Trust recorded in the Book and at the Page, or Document No. of Official Records in the Office of the County Recorder of the County where said property is located, noted below opposite the name of such County, viz.:

| COUNTY    | DOC. No. | BOOK     | PAGE    | COUNTY     | DOC. No. | BOOK        | PAGE    |
|-----------|----------|----------|---------|------------|----------|-------------|---------|
| Clark     | 413987   | 514      |         | Lyon       | 88486    | 31 mtgs.    | 449     |
| Churchill | 104132   | 34 mtgs. | 591     | Mineral    | 76648    | 16 mtgs.    | 534-537 |
| Douglas   | 24495    | 22       | 415     | Nye        | 47157    | 67          | 163     |
| Elko      | 14831    | 43       | 343     | Ormsby     | 72637    | 19          | 102     |
| Esmeralda | 26291    | 3H deeds | 138-141 | Pershing   | 57488    | 28          | 58      |
| Eureka    | 39602    | 3        | 283     | Storey     | 28573    | R mtgs.     | 112     |
| Humbolt   | 116986   | 3        | 83      | Washoe     | 407205   | 734 Tr.deed | 221     |
| Lander    | 41172    | 3        | 758     | White Pine | 128126   | 261         | 341-344 |
| Lincoln   | 41292    | 0 mtgs.  | 467     |            |          |             |         |

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A parcel of land situated in and being a portion of the Northeast 1/4 of the Southeast 1/4 of Section 30, Township 13 North, Range 20 East, M.D.B.&M., more particularly described as follows:

BEGINNING at a point at the Southeast corner of the parcel, on the Northerly side of U.S. Highway 395 thirty (30) foot right of way line and which point bears North  $63^{\circ}25'$  West, a distance of 1,168.25 feet from the Northerly highway right-of-way monument located on the Westerly Town limits of said Town of Minden, said Point of Beginning being further described as bearing North  $62^{\circ}20'02''$  West, a distance of 3,308.83 feet from the Town Monument in Minden, located at the North end of Fourth Street, said Town Monument being described as bearing South  $89^{\circ}10'25''$  East, a distance of 4,649.90 feet from the 1/4 corner common to Sections 30 and 31, Township 13 North, Range 20 East, M.D.B.&M.; thence from said Point of Beginning North  $63^{\circ}25'$  West along the Northerly right-of-way line of said Highway, a distance of 205.00 feet to a point at the Southwest corner of the parcel; said point being further described as being the Southeast corner of the parcel of land conveyed to Leslie W. Thran, et ux, in Deed recorded June 2, 1967, in Book 50, Page 32, Document No. 36425 of Official Records; thence North  $26^{\circ}35'$  East, a distance of 208.70 feet to a point at the Northwest corner of the parcel; said point being further described as lying within the Southerly boundary line of the parcel of land conveyed to WILLIAM F. SCHWAKE, as to an undivided 1/2 interest, and ARDELLE POWELL, as to the remainder interest, in Deed recorded September 12, 1972, in Book 972, Page 21, Document No. 51689-A of Official Records; thence South  $63^{\circ}25'$  East, a distance of 205.00 feet to a point at the Northeast corner of the parcel; thence South  $26^{\circ}35'$  West, a distance of 208.70 to the POINT OF BEGINNING.

A.P.N. 25-030-10

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