

Recorded at request of and
return to:

✓ Richard W. Harris, Esq.
Harris & Thompson
6121 Lakeside Drive, Suite 260
Reno, Nevada 89511

NEVADA DIVISION OF ENVIRONMENTAL PROTECTION

In the Matter of:

MILKY WAY FARM INC. a Nevada
corporation.

**RELEASE FROM ENVIRON-
MENTAL LIABILITY**

1. MILKY WAY FARM INC., a Nevada corporation, owns the following
described real property situated in the County of Douglas, State of Nevada, and
known as the "Milky Way Farm":

South Half (S-1/2) of the Northwest Quarter (NW-1/4) and the North Half
(N-1/2) of the Southwest Quarter (SW-1/4) of Section Eight (8), Township
Thirteen (13) North, Range Twenty (20) East, M.D.B.&M., containing 160
acres, more or less.

2. The Milky Way Farm is down gradient of an area that is subject to a Consent
Decree ("Consent Decree") entered into between the Nevada Division of Environmental
Protection ("NDEP") and Bently Nevada Corporation ("Bently"). This Consent Decree
was entered to settle an alleged violation of Nevada's hazardous waste and water pollution

control laws and is identified as *State of Nevada v. Bently Nevada Corporation*, Case No. 16777. The Ninth Judicial District Court of the State of Nevada in and for the County of Douglas approved the Consent Decree.

3. The Consent Decree encompasses cleanup of environmental pollution in groundwater that originates from the Bently Airport Road facility, Minden, Nevada (the "Bently Facility"). This contamination spread from the Bently Facility and at various times has contaminated groundwater located under neighboring properties. Bently, pursuant to the Consent Decree, has performed and continues to perform remediation of the ground-water.

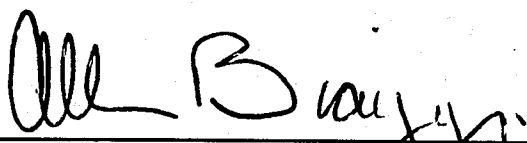
4. At no time has Milky Way Farm been considered a source of the known contamination, and at no time has NDEP sought to require Milky Way Farm Inc., a Nevada corporation, or the past and present owners of the corporation, including without limitation Craig M. Witt, Caren A. Witt, Herbert P. Witt, Herbert P. Witt, Trustee of the Herbert Paul Witt 1984 Family Trust, Jeanne Witt, Jason P. Witt, or Laura Witt, to investigate or remediate groundwater pollution associated with the Bently Facility.

5. NDEP releases Milky Way Farm Inc., a Nevada corporation, and its past and present owners, including without limitation Craig M. Witt, Caren A. Witt, Herbert P. Witt, Herbert P. Witt, Trustee of the Herbert Paul Witt 1984 Family Trust, Jeanne Witt, Jason P. Witt, or Laura Witt, and the successors of Milky Way Farm Inc. from all liability and cleanup costs relating to contamination at or emanating from the Bently Facility that

existed at the time of the entering of the Consent Decree. NDEP also agrees that it will not bring an administrative or judicial proceeding against Milky Way Farm Inc., its past and present owners (as enumerated above), or its successors to recover or allocate costs for the cleanup of contamination at or emanating from the Bently Facility.


THE UNDERSIGNED PARTY enters into this Release from Environmental Liability in the matter of Milky Way Farm, Inc.

NEVADA DIVISION OF ENVIRONMENTAL PROTECTION

By: 
ALLEN BIAGGI
Administrator

Date: 5/11/01

APPROVED AS TO LEGAL FORM ONLY:

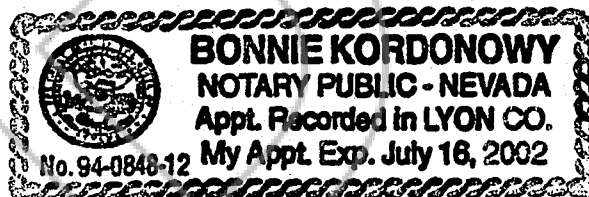
By: 
WILLIAM J. FREY
Deputy Attorney General

Date: 5.11.01

STATE OF NEVADA)
) ss
COUNTY OF WASHOE)
 Carson City

On the 11th day of May, 2001, before me, a Notary Public within and for said County and State, personally appeared ALLEN BIAGGI, Administrator of Nevada Division of Environmental Protection, who acknowledged that he executed the foregoing Release from Environmental Liability, personally known (or proved) to me to be the person who executed the above instrument, and acknowledged to me that he executed the same for purposes stated therein.

Bonnie Kordonowy
NOTARY PUBLIC



REQUESTED BY
Richard W Harris Ess
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2001 MAY 11 PM 2: 24

LINDA SLATER
RECORDER

s/10⁰² PAID K2 DEPUTY

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