

DEED OF TRUST

THIS DEED OF TRUST made and entered into on this 28th day of February, 1979, by and between DAVID WARR and DAWNA WARR, husband and wife as Grantors, and NEBACO, a Nevada Corporation, as Trustee, and P.O. TOMNEY and AUDRUFF L. TOMNEY, husband and wife, as Beneficiaries.

WITNESSETH that the Grantors, for good and sufficient consideration, the receipt of which is hereby acknowledged, hereby convey and warrant unto the Trustee and to his successors in trust for the purpose of securing performance of the covenants and agreements herein contained, also as security for all other amounts due or to become due or not and whether otherwise secured or not, that certain real property more particulary described as:

Lots 43, 44, 45, and 46 in Block numbered 23 in the said town of Pioche, as said lots and block are delineated on the official plat of said town of Pioche now on file and of record in the office of the county recorder of said Lincoln County, and to which said plat and the records thereof reference is hereby made for further particular description.

Together with any and all improvements and buildings situate thereon.

TO HAVE AND TO HOLD the same unto the Trustee as herein provided. IN TRUST, nevertheless, for the purpose of securing performance of the covenants and agreements herein contained.

WHEREAS, Grantors are justly indebted to the Beneficiaries upon that certain principal promissory note executed on even date herewith.

The Grantors covenant and agree as follows:

- 1. To pay said indebtedness and the interest thereon as herein and in said note provided or according to any agreement extending time of payment, also any other indebtedness due from Grantors to Beneficiary as hereinabove provided.
2. The following covenants: No. 1, No. 2, (\$9,000) No. 3, No.4, (9 1/2% No. 5, No. 6, No. 7 (reasonable) No. 8 and No. 9 of NRS 107.030, are hereby adopted and made a part of this Deed of Trust.

IN WITNESS WHEREOF, we have hereunto set our hands the day and year first above written.

PAID AND RECORDED AT REQUEST OF DAVID WARR MARCH 7, 1979

David Warr DAVID WARR

AT 20 THE COURT HOUSE AT 10 O'CLOCK BOOK 29 PAGE 159 LINCOLN COUNTY, NEVADA RECORDER Mary Ann Adams COUNTY RECORDER

Dawna Warr DAWNA WARR

Subscribed and Sworn to before me this 28th day of February, 1979.

NOTARY PUBLIC