

THIS DEED OF TRUST, made this 13th day of March 19 89, between Kevin D. Smith and Ann P. Smith Husband and Wife as Joint Tenants

whose mailing address is P.O. Box 101, Caliente Nevada 89008, herein called GRANTOR or TRUSTOR,

LAND TITLE OF NEVADA INC. a NEVADA corporation, herein called Trustee, and Nevada Bank & Trust, PO box 428, Caliente NV 89008

WITNESSETH THAT WHEREAS Trustor has borrowed and received from Beneficiary in lawful money of the United States the sum of (40,300.00) Forty Thousand Three Hundred and no/100 DOLLARS, and has agreed to repay the same, with interest, to Beneficiary in lawful money of the United States according to the terms of a promissory note of even date herewith, executed and delivered therefor by Trustor;

NOW, THEREFORE, for the purpose of securing each agreement of the Trustor herein contained including payment of the said promissory note and of any money with interest thereon that may be advanced by or otherwise become due to Trustor or Beneficiary under the provisions hereof and for the purpose of securing payment of such additional sums as may hereafter be advanced for the account of Trustor by Beneficiary with interest thereon, TRUSTOR irrevocably GRANTS AND TRANSFERS TO TRUSTEE, IN TRUST WITH POWER OF SALE, all that property in Lincoln Nevada, described as:

(28)
Lots numbered Twenty-Seven (27) and Twenty-Eight in the Amended Rowan Subdivision to the City of Caliente, Lincoln County, Nevada.

EXCEPTING all mineral and mineral rights of every kind and character now known to exist or hereinafter discovered including without limiting the generality of the foregoing oil and gas rights thereto, together with the sole, exclusive and perpetual right to explore for, remove and dispose of said minerals by any means or methods suitable but without entering upon or using the surface of the lands hereby conveyed and in such manner as not to damage the surface of said lands or to interfere with the use thereof.

TOGETHER WITH all appurtenances in which Trustor has any interest, including water rights benefiting said realty whether represented by shares of a company or otherwise; and

TRUSTOR ALSO ASSIGNS to Beneficiary all rents, issues and profits of said realty, reserving the right to collect and use the same except during continuance of some default hereunder and during continuance of such default, authorizing Beneficiary to collect and enforce the same by any lawful means in the name of any party hereto.

TO HAVE AND TO HOLD said property upon and subject to the trusts and agreements herein set forth and incorporated herein by reference. The following covenants, Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9 of NRS 107.030 are hereby adopted and made a part of this deed of trust, EXCEPT ONLY that the amounts agreed upon by the parties to this instrument with respect to covenants Nos. 2, 3 and 7 incorporated by reference of such trusts and agreements is respectively as follows: Covenant No. 2, 3,52,200; Covenant No. 4, Variable; Covenant No. 7, 20%. Such provisions so incorporated shall have the same force and effect as though specifically set forth and incorporated verbatim in this deed of trust.

THE UNDERSIGNED TRUSTOR REQUESTS that a copy of any notice of default and any notice of sale hereunder be mailed to him at the address hereinafter set forth.

IN WITNESS WHEREOF, Grantor has executed this instrument.

Signature of Trustor:

Kevin D. Smith
Ann P. Smith

STATE OF NEVADA,
COUNTY OF Lincoln ss.

On this 13th day of March 19 89

personally appeared before me, a Notary Public in and for said Lincoln County, Kevin D. Smith and Ann P. Smith

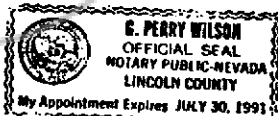
known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes herein mentioned.

WITNESS my hand and official seal.

[Signature]
Notary Public in and for said County and State.

(If executed by a corporation, the corporation form of acknowledgment must be used.)

(NOTARIAL SEAL)



Order No. 86112-114 When Recorded, Mail to

Nevada Bank & Trust
P.O. Box 428
Caliente, Nev. 89008
No. 90925

FILED AND RECORDED AT REQUEST OF Dominick Bellingheri

30 March 1989
A. 15 MINUTES PAST 2 O'CLOCK
P. M. 1989 OF OFFICIAL
R. 351 LINCOLN
COUNTY, NEVADA.