

Lincoln County

Order No. \_\_\_\_\_

Escrow No. 42673BY

When Recorded Mail To:

Low Thompson  
P. O. Box 163  
Caliente, NV. 89008

DEED OF TRUST WITH ASSIGNMENT OF RENTS

THIS DEED OF TRUST, made January 3, 1997 between

HENRY R. BRACKENBURY AND JOI L. BRACKENBURY, HUSBAND AND WIFE, TRUSTOR,  
whose address is \_\_\_\_\_, TRUSTEE, and  
(Number and Street) (City) (State)  
FIRST AMERICAN TITLE COMPANY OF NEVADA, a Nevada corporation,  
LOH THOMPSON AND CECELIA THOMPSON, HUSBAND AND WIFE AS  
JOINT TENANTS WITH RIGHT OF SURVIVORSHIP, BENEFICIARY,  
WITNESSETH: That Trustor grants to Trustee in trust, with power of sale, that property in the  
, County of LINCOLN, State of NEVADA described as:

SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF

Together with the rents, issues and profits thereof, subject, however, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits.

For the purpose of securing (1) payment of the sum of \$ 600,000.00-----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 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, 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 on January 30, 1968, in the book and at the page thereof, or under the document or file number, noted below opposite the name of such county, namely:

COUNTY	BOOK	PAGE	DOC. NO.	COUNTY	BOOK	PAGE	DOC. No.
Churchill	39 Mortgages	363	115384	Lincoln			45902
Clark	850 Off. Rec.		682747	Lyon	37 Off. Rec.	341	100661
Douglas	57 Off. Rec.	115	40050	Mineral	11 Off. Rec.	128	89073
Elko	92 Off. Rec.	652	35747	Nye	105 Off. Rec.	107	04823
Esmeralda	3 X Deeds	195	35922	Ormsby	72 Off. Rec.	537	32867
Eureka	22 Off. Rec.	138	45941	Perching	11 Off. Rec.	249	66107
Humboldt	28 Off. Rec.	124	131075	Storey	"S" Mortgages	208	31506
Lander	24 Off. Rec.	168	50782	Washoe	300 Off. Rec.	517	107192
				White Pine	295 R. E. Records	258	

shall inure to and bind the parties hereto, with respect to the property above described. Said agreements, terms and provisions contained in said subdivision A and B, (identical in all counties, and printed on the reverse side hereof) 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 therefor does not exceed a reasonable amount.

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 above set forth.

STATE OF NEVADA )  
County of Lincoln ) ss.

On 1/13/97  
personally appeared before me, a Notary Public,  
HENRY R. BRACKENBURY AND JOI L. BRACKENBURY

Signature of Trustor

Henry R. Brackenburg  
HENRY R. BRACKENBURY

Joi L. Brackenburg  
JOI L. BRACKENBURY

who acknowledged that they executed the above instrument.

[Signature]  
Notary Public



FRANK L. APODACA  
Notary Public - Nevada  
Lincoln County  
My appt. exp. Apr. 27, 1998

Lincoln County

DESCRIPTION

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

TOWNSHIP 3 SOUTH, RANGE 67 EAST, MDB&M

Section 2:

That portion of the East half of Section 2 lying Easterly of the Union Pacific Rail Road right-of-way and the Meadow Valley Flood Channel-West Branch.

EXCEPTING THEREFROM a parcel of land situated in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 2, Township 3 South, Range 67 East, M.D.B.&M., bounded and described as follows: Beginning at the South one-quarter corner of Section 2, Township 3 South, Range 67 East, M.D.B.&M.,

THENCE North 0°17'06" West a distance of 1313.65 feet;

THENCE East 382.00 feet;

THENCE South 0°22'08" West a distance of 1315.58;

THENCE North 89°42' West a distance of 367.00 feet to the point of beginning; being located in the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section 2, Township 3 South, Range 67 East, M.D.B.&M., in Lincoln County, Nevada.

ALSO EXCEPTING THEREFROM a parcel of land, situated in the Northwest corner of the Southeast quarter (SE $\frac{1}{4}$ ) of Section 2, Township 3 South, Range 67 East, M.D.B.&M, described as follows:

Beginning 1320 feet South of the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$ ) of said Section 2 and;

THENCE running due East 400 feet;

THENCE due North 1020 feet to the Union Pacific Railroad right-of-way;

THENCE South 27°02' West 1485 feet to the point of beginning.

EXCEPTING therefrom right-of-way for Union Pacific Railroad (Caliente-Pioche Branch).

SECTION 15: SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

SECTION 21: SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; and Parcel 2 as shown on Map of Division into large Parcels for Lom Thompson, recorded August 27, 1996 as File No. 104837, Official Records, Lincoln County, being a portion of the East  $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 21;

SECTION 22: NW $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$ ; and that portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$  described as follows: Commencing at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$  and running,

THENCE East 990 feet;

THENCE North 1320 feet;

THENCE West 990 feet;

THENCE South 1320 feet to the place of beginning.

SECTION 27: NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; N $\frac{1}{2}$ NW $\frac{1}{4}$ ; SW $\frac{1}{4}$ NW $\frac{1}{4}$ ;

SECTION 28: NE $\frac{1}{4}$ ; and NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Parcel Nos. 1 & 2 also known as NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ , as shown on Parcel Map for LOM THOMPSON, filed in the office of the County Recorder of Elko County on December 2, 1996, located in a portion of Section 28, Township 35 Range 67 East.

COPY

NO. **107956**  
Filed And Recorded At Request Of  
FIRST AMERICAN TITLE  
JANUARY 17, 1997  
At 50 Minutes Past 10 O'Clock  
A M In Book 125 Of Official Records  
Page 298 Lincoln County Nevada.

YURIKO SETZER  
BY Julie Brucher County Recorder, DEPUTY