

Official Record

Recording requested By  
FIRST AMERICAN TITLE COMPANY

Lincoln County - NV

Leslie Boucher - Recorder

Fee: \$15.00 Page 1 of 2  
RPTT: Recorded By: AE  
Book- 239 Page- 0446

A.P.N.: 012-060-18  
File No: 152-2341984 (MJ)



When Recorded Return To:  
First American Title Co.  
768 Aultman Street  
Ely, NV 89301

**DEED OF TRUST WITH ASSIGNMENTS OF RENTS**

THIS DEED OF TRUST, made February 6, 2008, between **Dan C. Frehner and Judith A. Frehner, husband and wife as joint tenants with right of survivorship, TRUSTOR**, whose address is **HC 74 Box 300, Pioche, NV 89043, First American Title Insurance Company, TRUSTEE**, and **Dalene K. Humphries, Successor Trustee of the Dale and Katherine Burgess Family Trust dated August 17, 2004, BENEFICIARY**, whose address is **7669 El Cerrito Ave., Hesperia, CA 92345**.

WITNESSETH: That Trustor grants to Trustee in trust, with power of sale, that property in the County of **Lincoln**, State of **Nevada**, described as:

**LOT ONE (1), AS SHOWN BY PARCEL MAP FOR DALE L. BURGESS AND ALFRED L. BURGESS, FILED IN THE OFFICE OF THE COUNTY RECORDER OF LINCOLN COUNTY, NEVADA, ON NOVEMBER 10, 1998, IN PLAT BOOK B, PAGE 161, AS DOCUMENT NO. 111850.**

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, and profits.

For the purposes of securing (1) payment of the sum of **Two hundred eleven thousand and 00/100ths** dollars (**\$211,000.00**) with interest thereon according to the terms of the promissory note or notes of even date herewith made by Trustor, payable to order of Beneficiary, and all extensions or renewal 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.	129 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		Pershing	11 Off. Rec.	249 66107
Humboldt	28 Off. Rec.	124	131075		Storey	"S" Mortgages	206 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 below) 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.

Dated: **February 6, 2008**

*Dan C. Frehner*  
Dan C. Frehner

*Judith A. Frehner*  
Judith A. Frehner

STATE OF **NEVADA** )  
 )  
 ) :SS.  
COUNTY OF **WHITE PINE LINCOLN** )

This instrument was acknowledged before me on 2-19-08 by

Dan C. Frehner and Judith A. Frehner  
*Janet C. Alexander*  
Notary Public  
(My commission expires: \_\_\_\_\_ )

