

Order No. \_\_\_\_\_  
Escrow No. 106457-PLW

60845

When Recorded Mail To: PRODUCERS LIVESTOCK LOAN COMPANY  
501 Deseret Building  
Salt Lake City, Utah 84111

Space above this line for recorder's use

DEED OF TRUST WITH ASSIGNMENT OF RENTS

THIS DEED OF TRUST, made this 20th day of January, 1976 between  
DIAMOND LAND & CATTLE, A Partnership, consisting of: Thomas H. Gallagher and Dorothy S.  
Gallagher, his wife, G. W. Garrett & Christine F. Garrett, his wife, and as TRUSTOR,  
Individuals  
whose address is 627 Court St. Elko, Nevada 89801  
(Number and Street) (City) (State)  
FIRST AMERICAN TITLE COMPANY OF NEVADA, a Nevada corporation, TRUSTEE, and  
PRODUCERS LIVESTOCK LOAN COMPANY, Salt Lake City, Utah, BENEFICIARY,

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

FOR DESCRIPTION OF PROPERTY SEE EXHIBIT "A" ATTACHED:

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 \$ 2,389,146.45 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	40060	Mineral	11 Off. Rec.	129	89073
Elko	92 Off. Rec.	652	35747	Nye	105 Off. Rec.	107	04823
Esmeralda	2-X Deeds	195	35922	Ormsby	72 Off. Rec.	537	32867
Eureka	22 Off. Rec.	138	45941	Parshing	11 Off. Rec.	249	64107
Humboldt	28 Off. Rec.	124	131075	Storey	"S" Mortgages	206	31506
Lander	24 Off. Rec.	168	50762	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 this 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 \_\_\_\_\_ ) ss.

Signature of Trustor

DIAMOND LAND & CATTLE, A Partnership

By Thomas H. Gallagher Thomas H. Gallagher

By Dorothy S. Gallagher Dorothy S. Gallagher

By G. W. Garrett G. W. Garrett

By Christine F. Garrett Christine F. Garrett  
As Partners and as Individuals

who acknowledged that he executed the above instrument.

(SEE ATTACHED SHEET FOR ACKNOWLEDGMENTS)

Notary Public

BOOK 53 PAGE 533

1/31 (9/71)

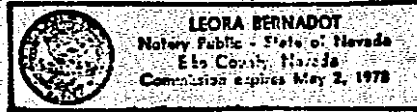
NEVADA ACKNOWLEDGMENTS

STATE OF NEVADA }  
COUNTY OF ELKO } SS

On January 21, 1976 personally appeared before me a Notary Public, THOMAS H. GALLAGHER, DOROTHY S. GALLAGHER who acknowledged that they executed the above instrument.

Commission Expires: May 2, 1978

Leora Bernadot  
Notary Public

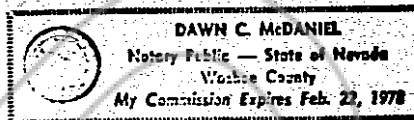


STATE OF NEVADA }  
COUNTY OF WASHOE } SS

On January 21, 1976 personally appeared before me a Notary Public, G. W. GARRETT AND CHRISTINE F. GARRETT who acknowledged that they executed the above instrument.

My commission expires: Feb. 22, 1978

Dawn C. McDaniel  
Notary Public

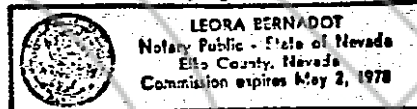


STATE OF NEVADA }  
COUNTY OF ELKO } SS

On this 21st day of January, A. D. 1976, personally appeared before me Leora Bernadot a Notary Public in and for Elko County, State of Nevada, THOMAS H. GALLAGHER and DOROTHY S. GALLAGHER known to me to be two of the members of DIAMOND LAND & CATTLE, A Partnership, and the persons described in and who executed the foregoing instrument, who acknowledged to me that they executed the same freely and voluntarily for and on behalf of said partnership and for the uses and purposes therein mentioned.

My Commission expires: May 2, 1978

Leora Bernadot  
Notary Public

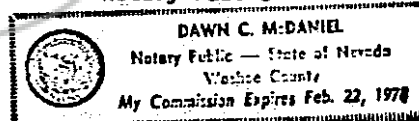


STATE OF NEVADA }  
COUNTY OF WASHOE } SS

On this 21st day of January, A. D. 1976, personally appeared before me Dawn C. McDaniel a Notary Public in and for Washoe County, State of Nevada, G. W. GARRETT and CHRISTINE F. GARRETT known to me to be two of the members of DIAMOND LAND & CATTLE, A Partnership, and the persons described in and who executed the foregoing instrument, who acknowledged to me that they executed the same freely and voluntarily for and on behalf of said partnership and for the uses and purposes therein mentioned.

My Commission expires: Feb. 22, 1978

Dawn C. McDaniel  
Notary Public



BOOK 53 PAGE 534



EXHIBIT "A"

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 20:  $W\frac{1}{2}$ .  
Section 29:  $N\frac{1}{2}$ .

TOWNSHIP 21 NORTH, RANGE 53, EAST, M.D.B.&M.

Section 20:  $E\frac{1}{2}$ .

EXCEPTING THEREFROM, all potassium, oil and gas as reserved in Patent dated March 13, 1963 executed by UNITED STATES OF AMERICA to JAMES J. KAHLE recorded May 3, 1963 in Book 26 of Deeds at page 426, Eureka County, Nevada, Records.

TOWNSHIP 21 NORTH, RANGE 53, EAST, M.D.B.&M.

Section 22:  $E\frac{1}{2}$   
Section 27:  $E\frac{1}{2}$

EXCEPTING THEREFROM, all the oil, gas, potash and sodium as reserved in Patents executed by UNITED STATES OF AMERICA to THOMAS H. GALLAGHER and JOHN B. BORDS recorded April 9, 1964 in Book 3 of Official Records at page 555 and December 30, 1964 in Book 6 of Official Records at page 348, Eureka County, Nevada, Records.

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 28: All

EXCEPTING THEREFROM, all the oil and gas as reserved in Patents executed by UNITED STATES OF AMERICA to DOROTHY S. GALLAGHER and NOLLIE S. SEWELL recorded December 30, 1964 in Book 6 of Official Records at pages 349 and 350, Eureka County, Nevada, Records.

FIRST AMERICAN TITLE COMPANY  
OF NEVADA

RECORDED AT THE REQUEST OF

on Jan 27, 1976, at 15 min. past 3P. M. in  
Book 53 of OFFICIAL RECORDS, page 533-535, RECORDS OF  
EUREKA COUNTY, NEVADA. WILLIS A. D'ARACU Recorder  
File No. 60845 Fee \$ 5.00