

Eureka

86379

(6)

TRUSTEE'S DEED

MAIL TAX STATEMENT TO:
WHEN RECORDED MAIL TO:
Grantee, Box 339, Folsom, Ca. 95630
Washoe T. Ale, Box 3498, Reno, Nev. 89505

THIS INDENTURE made and executed this 10th day of February 1983, by and between DOUGLAS C. FLETCHER, Trustee, in the matter of "In re Valiant Farms-Eureka, Inc., a Nevada corporation, formerly known as Valiant Farms, a general partnership and dba The Nevada Cattle Company (TNCC); Fish Creek Ranch; Cold Creek Ranch; Eureka Cattle Co.; and also dba Hot Creek Ranch, Chapter 11 Debtor" as Grantor, and Daniel H. Russell and Roberta A. Russell, husband and wife as Grantees.

W I T N E S S E T H:

WHEREAS, pursuant to Voluntary Petition for Reorganization Under Chapter 11 of the United States Bankruptcy Code filed in the United States Bankruptcy Court for the District of Nevada, upon petition and due notice, said Bankruptcy Court did, on the 22nd day of December, 1982, duly make an Order authorizing and directing the debtor to sell, transfer and convey all his right, title and interest, in and to the real property described herein, excluding all mineral rights and free and clear of all liens, claims, encumbrances and adverse title claims, except those liens, claims, encumbrances and adverse title claims the grantor may assume or to which the grantor may accept the property subject to; and

WHEREAS, pursuant to the said Voluntary Petition for Reorganization Under Chapter 11 the undersigned DOUGLAS C. FLETCHER, was by Order dated January 10, 1983, duly appointed as trustee of said estate and effects, and thereupon duly qualified and has ever since been acting as such trustee.

NOW, THEREFORE, I, the undersigned trustee in bankruptcy of said Debtor, by virtue of the title and powers vested in me by the provisions of the United States Bankruptcy Code, and by said orders of Court, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable considerations by me received from Grantees, receipt whereof is hereby acknowledged, do hereby sell and convey unto the Grantees and to their heirs and assigns forever, all the right, title and interest, I hold as trustee, free and clear of all claims of lien, encumbrances and other interest therein, except those liens, encumbrances and other interests to which this deed is subject, in and to those certain parcels of real property situate in the counties of White Pine, Elko, Nye, Eureka and Lander, State of Nevada, that are more particularly described on that certain exhibit marked "Exhibit A" attached hereto and by this reference incorporated herein and made a part hereof; together with the water rights including all water and water rights whether riparian, appropriative, or otherwise, and whether or not appurtenant including but not limited to the water rights described on that certain exhibit marked "Exhibit B" attached hereto and by this reference incorporated herein and made a part hereof; together with all grazing privileges and permits appurtenant to said real property; together with the other tenements, hereditaments and appurtenances thereunto belonging, unto the Grantees and their heirs and assigns forever.

TO HAVE AND TO HOLD the same unto the Grantees and to their heirs and assigns forever, as fully and completely as I, the undersigned trustee in bankruptcy by virtue of the power and authorities vested in me can sell and convey the same.

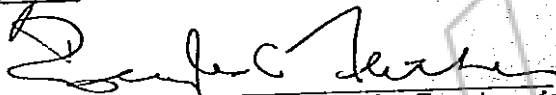
STEPHENS, KOSACH,
KNIGHT & EDWARDS
ATTORNEYS AT LAW
401 RYLAND
RENO, NEVADA 89502
786-5778

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SUBJECT, HOWEVER, to those certain liens, encumbrances, easements or other interests set forth on that certain exhibit marked "Exhibit C" attached hereto and by this reference incorporated herein and made a part hereof.

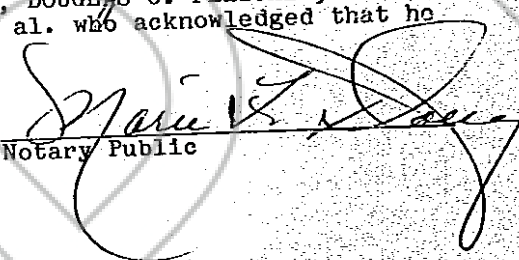
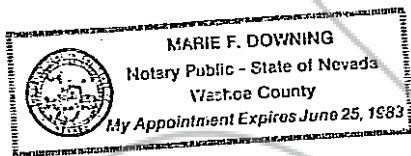
IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 10th day of February, 1983.



DOUGLAS C. FLETCHER, Trustee in
Bankruptcy for Valiant Farms,
et al.

STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE

On this 10th day of February, 1983, personally appeared before me, a notary public, DOUGLAS C. FLETCHER, Trustee in Bankruptcy for Valiant Farms, et al. who acknowledged that he executed the above instrument.



Notary Public

STEPHENS, KOSACH,
KNIGHT & EDWARDS
ATTORNEYS AT LAW
401 HIGHLAND
RENO, NEVADA 89502
786-5776

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EXHIBIT "A"

Situate in the County of White Pine, State of Nevada, described as follows,
to-wit:

TOWNSHIP 22 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 1: Lots 1 & 2; Southeast 1/4 Northeast 1/4

TOWNSHIP 23 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 23: Southeast 1/4
Section 24: Northeast 1/4 Northwest 1/4; South 1/2 Northwest 1/4; Southwest 1/4;
East 1/2
Section 25: All
Section 26: East 1/2
Section 35: East 1/2
Section 36: All

TOWNSHIP 25 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 2: Southwest 1/4 Northwest 1/4; West 1/2 Southwest 1/4;
Southeast 1/4 Southwest 1/4
Section 3: Lots 1 & 2; Southeast 1/4 Northeast 1/4; Northeast 1/4 Southeast 1/4
Section 11: Southeast 1/4 Southwest 1/4
Section 14: East 1/2 Northwest 1/4; East 1/2 Southwest 1/4;
Southwest 1/4 Southeast 1/4
Section 23: East 1/2 Northwest 1/4; West 1/2 East 1/2
Section 25: West 1/2 Northeast 1/4; West 1/2 Southwest 1/4
Section 34: Southwest 1/4 Northeast 1/4; Northeast 1/4 Southeast 1/4
Section 35: Northwest 1/4 Northwest 1/4

TOWNSHIP 26 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 27: Southwest 1/4 Southeast 1/4
Section 34: West 1/2 Northeast 1/4; Northwest 1/4 Southeast 1/4

TOWNSHIP 22 NORTH, RANGE 56 EAST, M.D.B.&M.

Section 6: Southeast 1/4 Northwest 1/4; Lots 3, 4 & 5

TOWNSHIP 23 NORTH, RANGE 56 EAST, M.D.B.&M.

Section 19: East 1/2 Southwest 1/4; Lots 3 & 4
Section 30: East 1/2 West 1/2; Lots 1, 2, 3 & 4
Section 31: East 1/2 West 1/2; Lots 1, 2, 3 & 4

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EXHIBIT "A" (Continued)

TOWNSHIP 25 NORTH, RANGE 56 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Southwest 1/4

TOWNSHIP 26 NORTH, RANGE 56 EAST, M.D.B.&M.

Section 28: South 1/2 Southwest 1/4 Southwest 1/4; Lots 5 & 6
Section 29: Southeast 1/4 Southwest 1/4; Southwest 1/4 Southeast 1/4;
South 1/2 Southeast 1/4 Southeast 1/4
Section 32: North 1/2 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: North 1/2 Northwest 1/4; Southwest 1/4; Lots 1 & 2

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas and mineral rights, as reserved in deed from KATHERINE FRANSEN and the ESTATE OF FRANK M. FRANSEN, Deceased, recorded in Book 169, Page 352, Real Estate Records, White Pine County, Nevada.

TOWNSHIP 26 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 22: West 1/2 Northeast 1/4; Southeast 1/4 Northwest 1/4;
East 1/2 Southwest 1/4
Section 27: East 1/2 Northwest 1/4; Northeast 1/4 Southwest 1/4;
Northwest 1/4 Southeast 1/4

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas and mineral rights, as reserved in deed from KATHERINE FRANSEN and the ESTATE OF FRANK M. FRANSEN, Deceased, recorded in Book 169, Page 352, Real Estate Records, White Pine County, Nevada.

TOWNSHIP 17 NORTH, RANGE 54 EAST, M.D.B.&M.

Section 1: Northwest 1/4 Southwest 1/4

TOWNSHIP 19 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: West 1/2
Section 22: All

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EXHIBIT "A" (Continued)

Situate in the County of Elko, State of Nevada, described as follows, to-wit:

TOWNSHIP 26 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southwest 1/4 Northeast 1/4; Southwest 1/4 Southeast 1/4

TOWNSHIP 27 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 35: Southeast 1/4 Northwest 1/4; Northeast 1/4 Southwest 1/4

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas and mineral rights conveyed by JEFF HUNT, et ux, to KATHERINE M. FRANSEN, et al, by Deed recorded May 29, 1952, in Book 168 of Official Records at Page 37 and reserved in Deed executed by KATHERINE M. FRANSEN, et al, in Deed recorded May 24, 1952, in Book 168 of Real Estate Records at Page 22, White Pine County, Nevada, and in Book 61 of Deeds at Page 296, Elko County, Nevada records.

Situate in the County of Nye, State of Nevada, described as follows, to-wit:

TOWNSHIP 14 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 23: West 1/2 Southeast 1/4

TOWNSHIP 14 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 10: North 1/2 Northeast 1/4

Section 11: North 1/2 Northwest 1/4

Section 24: West 1/2 Southwest 1/4; Northeast 1/4 Southwest 1/4;
Northwest 1/4 Southeast 1/4

TOWNSHIP 15 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 23: Southwest 1/4 Northeast 1/4

Section 28: Northeast 1/4 Northwest 1/4

EXCEPTING FROM the West 1/2 Southeast 1/4 of Section 23, Township 14 North, Range 48 East, M.D.B.&M., and the Southwest 1/4 Northeast 1/4 of Section 23 and the Northeast 1/4 Northwest 1/4 of Section 28, Township 15 North, Range 53 East, M.D.B.&M., an undivided 1/6 of all minerals, oil, gas, and hydrocarbon substances, as granted to JOHN I. BROWN by Deed recorded February 20, 1954, in Book 56 of Deeds, Page 70.

EXHIBIT "A" (Continued)

ALSO EXCEPTING from the West 1/2 Southeast 1/4 of Section 23, Township 14 North, Range 48 East, M.D.B.&M., and the Southwest 1/4 Northeast 1/4 of Section 23, and the Northeast 1/4 Northwest 1/4 of Section 28, Township 15 North, Range 53 East, M.D.B.&M., an undivided 23-1/3 interest in and to all oil, gas, hydrocarbon substances within said land, as granted to SAM RUDNICK by Deed recorded March 11, 1957, in Book 18 of Official Records at Page 190.

ALSO EXCEPTING from the West 1/2 Southeast 1/4 of Section 23, Township 14 North, Range 48 East, M.D.B.&M., and the Southwest 1/4 Northeast 1/4 of Section 23, and the Northeast 1/4 Northwest 1/4 of Section 28 in Township 15 North, Range 53 East, M.D.B.&M., an undivided 40% interest in and to all mineral rights, including but not limited to 'crude oil', petroleum, gas, brea, asphaltum, or any kindred substance with and underlying as reserved in the Deed executed by EUREKA LIVESTOCK COMPANY, recorded June 2, 1958, in Book 25 of Official Records, Page 482.

TOWNSHIP 7 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 3: Lots 3 & 4 (North 1/2 Northwest 1/4) Section 4:
Lot 1 (Northeast 1/4 Northeast 1/4)

TOWNSHIP 8 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 13: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: Northeast 1/4; North 1/2 Northwest 1/4 Section 34:
West 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4; Lot 1

TOWNSHIP 6 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Northeast 1/4
Section 9: Southwest 1/4 Southwest 1/4
Section 16: Northwest 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: South 1/2 Northwest 1/4; Northwest 1/4 Northwest 1/4;
North 1/2 Southwest 1/4
Section 15: Southwest 1/4 Northeast 1/4; Southeast 1/4;
Northeast 1/4 Southwest 1/4

EXCEPTING THEREFROM that portion of said land conveyed to the STATE OF NEVADA for highway and incidental purposes by Deed recorded June 18, 1936, in Book 45, Page 356 of Deeds, Nye County, Nevada records.

EXHIBIT "A" (Continued)

FURTHER EXCEPTING THEREFROM that portion of said land conveyed to the STATE OF NEVADA for highway and incidental purposes by Deed recorded November 9, 1940, in Book 48 of Deeds, Page 53, under File No. 12440, Nye County, Nevada records.

FURTHER EXCEPTING an undivided 3-1/2% interest in the mineral rights in and to the Northwest 1/4 Southwest 1/4 of Section 12, and the East 1/2 Southeast 1/4 and the Southwest 1/4 Southeast 1/4 of said Section 15, Township 8 North, Range 55 East, M.D.B.&M., as granted to J. P. JOHANSEN and LOLA H. JOHANSEN, husband and wife, by Deed dated August 25, 1958, recorded in Book 35, Page 481, Official Records of Nye County, Nevada.

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 36: North 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southeast 1/4 Northwest 1/4

EXCEPTING THEREFROM that portion described as follows:

Beginning at a point in the Southeast 1/4 Northwest 1/4 of said Section 15, from which the North quarter corner of said Section 15 bears North 10°28'10" East, a distance of 1600.75 feet; thence South 38°57' East, a distance of 464.46 feet; thence South 0°02' East, a distance of 239.98 feet; thence South 51°63' West, a distance of 390.20 feet; thence North 38°57' West, a distance of 651.18 feet; thence North 51°03' East, a distance of 540.95 feet to the point of beginning.

EXCEPTING THEREFROM that portion of said land conveyed to the State of Nevada for highway and incidental purposes by Deed recorded June 18, 1936 in Book 45, Page 355, Deed Records, Nye County, Nevada.

FURTHER EXCEPTING THEREFROM that portion of said land conveyed to the STATE OF NEVADA for highway and incidental purposes by Deed recorded November 9, 1940 in Book 48 of deeds, Page 53, under File No. 12440, Nye County, Nevada records.

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 25: Southeast 1/4 Southwest 1/4

TOWNSHIP 11 NORTH, RANGE 52 EAST, M.D.B.&M.

Section 19: East 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Southeast 1/4 Northwest 1/4

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EXHIBIT "A" (Continued)

Situate in the County of Eureka, State of Nevada, described as follows, to-wit:

TOWNSHIP 16 NORTH, RANGE 53 EAST, M.D.B.&M.

- Section 7: Southeast 1/4 Northeast 1/4
Section 8: East 1/2; Northwest 1/4 Northwest 1/4; South 1/2 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4
Section 9: Northeast 1/4 Northeast 1/4; South 1/2 Northeast 1/4;
Northwest 1/4 Northwest 1/4; South 1/2 Northwest 1/4; South 1/2
Section 10: North 1/2; North 1/2 South 1/2; Southwest 1/4 Southeast 1/4;
South 1/2 Southwest 1/4
Section 11: South 1/2 Northeast 1/4; Northwest 1/4; North 1/2 Southwest 1/4
Section 12: North 1/2

TOWNSHIP 16 NORTH, RANGE 54 EAST, M.D.B.&M.

- Section 6: South 1/2 Southwest 1/4
Section 7: Lots 1 & 2 of the Northwest 1/4

TOWNSHIP 17 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 24: Homestead Entry No. 174, comprising Tracts A and B; embracing a portion of, approximately Section 24 in Township 17 North of Range 49 East of the Mount Diablo Meridian, Nevada, more particularly bounded and described as follows:

Beginning for the description of Tract A at corner No. 1, identical with the Southwest corner to Section 19 in Township 17 North, Range 50 East of the Mount Diablo Meridian; thence, North 87° West 43.66 chains to Corner No. 2; thence, North 2°40' West 3.44 chains to Corner No. 3; thence, North 73°35' East 22.53 chains to Corner No. 4; thence, South 63°30' East 10.92 chains to Corner No. 5; thence, South 84°24' East 12.41 chains to Corner No. 6; thence, South 0°4' East 5.98 chains to Corner No. 1, the place of beginning.

Beginning for the description of Tract B at Corner No. 7, from which Corner No. 2 of said Tract A bears South 87° East 50 links distant; thence North 87° West 27.75 chains to Corner No. 8; thence North 39°12' East 12.76 chains to Corner No. 9; thence North 39°29' West 16.96 chains to Corner No. 10; thence North 47° East 4.48 chains to Corner No. 11; thence South 33°44' East 4.99 chains to Corner No. 12; thence South 48°30' East 30.75 chains to Corner No. 13; thence North 73°35' East 1.24 chains to Corner No. 14; thence South 2°40' East 3.28 chains to Corner No. 7; the place of beginning, containing in the aggregate 61.83 acres, according to the official plat of the Survey of said land, returned to the General Land Office by the Surveyor-General.

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EXHIBIT "A" (Continued)

TOWNSHIP 17 NORTH, RANGE 50 EAST, M.D.B.&M.

Sections 7 & 8: Described more particularly as follows:

Beginning at Corner No. 1 from which the quarter corner to Sections 8 and 9 in Township 17 North of Range 50 East of the Mount Diablo Meridian, bears North $82^{\circ}35'$ East 57.53 chains distant; thence South $73^{\circ}52'$ West 17.72 chains to Corner No. 2; thence North $76^{\circ}18'$ West 27.40 chains to Corner No. 3; thence South $66^{\circ}29'$ West 3.30 chains to Corner No. 4; thence North $76^{\circ}43'$ West 30.88 chains to Corner No. 5; thence North $56^{\circ}9'$ East 5.40 chains to Corner No. 6; thence South $79^{\circ}52'$ East 55.00 chains to Corner No. 7; thence North $76^{\circ}59'$ East 15.21 chains to Corner No. 8; thence South $37^{\circ}41'$ East 5.41 chains to Corner No. 1, the place of beginning, containing 35.65 acres, according to the official plat of the Survey of said land, returned to the General Land Office by the Surveyor-General.

- Section 19: Lot 4; Southeast 1/4 Southwest 1/4
Section 29: North 1/2 Northwest 1/4; West 1/2 Northeast 1/4
Section 30: Northeast 1/4 Northwest 1/4; North 1/2 Northeast 1/4;
East 1/2 Southwest 1/4; North 1/2 Southeast 1/4
Section 31: West 1/2 Northeast 1/4; Northeast 1/4 Northeast 1/4

TOWNSHIP 18 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 25: North 1/2 Northeast 1/4

TOWNSHIP 18 NORTH, RANGE 50 EAST, M.D.B.&M.

- Section 28: Southwest 1/4 Northeast 1/4; Northwest 1/4 Southeast 1/4
Section 30: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4

TOWNSHIP 18 NORTH, RANGE 51 EAST, M.D.B.&M.

- Section 18: West 1/2 Northeast 1/4; East 1/2 Northwest 1/4;
West 1/2 Southeast 1/4; Southwest 1/4
Section 19: Northwest 1/4 Northeast 1/4; West 1/2; West 1/2 Southeast 1/4
Section 30: North 1/2; North 1/2 South 1/2

TOWNSHIP 18 NORTH, RANGE 54 EAST, M.D.B.&M.

- Section 18: Southeast 1/4 Northwest 1/4; Northeast 1/4 Southwest 1/4;
Northwest 1/4 Southeast 1/4; South 1/2 Southeast 1/4; Lot 2
Section 19: Northeast 1/4; Southeast 1/4 Northwest 1/4; North 1/2 Southeast 1/4
Section 20: West 1/2 Northwest 1/4; North 1/2 Southwest 1/4;
Southeast 1/4 Northwest 1/4; Lot 1

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EXHIBIT "A" (Continued)

EXCEPTING from all of those parcels shown in Township 18 North, Range 54 East, M.D.B.&M., except the Northeast 1/4 Northeast 1/4 of Section 19, the Southeast 1/4 Northwest 1/4, Lot 1, Northwest 1/4 Northwest 1/4 and the Northeast 1/4 Southwest 1/4 of Section 20, all the coal and other minerals as reserved in Patent executed by the UNITED STATES OF AMERICA, recorded August 17, 1932, in Book 21 of Deeds at Page 89, Eureka County, Nevada records.

TOWNSHIP 19 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 16: West 1/2 Northeast 1/4; East 1/2 Northwest 1/4;
Southwest 1/4 Northwest 1/4; Northwest 1/4 Southwest 1/4
Section 17: Southeast 1/4 Northeast 1/4; Northeast 1/4 Southeast 1/4

TOWNSHIP 18 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 14: East 1/2 Southwest 1/4 Northwest 1/4 Southwest 1/4;
West 1/2 Southeast 1/4 Northwest 1/4 Southwest 1/4;
Southeast 1/4 Southeast 1/4 Northwest 1/4 Southwest 1/4;
Southwest 1/4 Southeast 1/4 Southwest 1/4;
Southwest 1/4 Southeast 1/4 Southeast 1/4 Southwest 1/4;
South 1/2 Northwest 1/4 Southeast 1/4 Southwest 1/4;
Northwest 1/4 Northwest 1/4 Southeast 1/4 Southwest 1/4;
Southeast 1/4 Southeast 1/4 Southwest 1/4 Southwest 1/4;
North 1/2 Southeast 1/4 Southwest 1/4 Southwest 1/4;
Northeast 1/4 Southwest 1/4 Southwest 1/4;
Northeast 1/4 Northwest 1/4 Southwest 1/4 Southwest 1/4
Section 23: North 1/2 Southeast 1/4 Northwest 1/4;
Northeast 1/4 Southwest 1/4 Northeast 1/4 Northwest 1/4;
Northwest 1/4 Southeast 1/4 Northeast 1/4 Northwest 1/4

AND a parcel of land described as:

Beginning at Corner No. 1, from which U. S. Location Monument No. 253 bears South 26°42' East 1.55 chains distant, thence North 26°42' West 69.97 chains to Corner No. 2; thence North 9°13' West 17.37 chains to Corner No. 3; thence North 87°44' East 7.72 chains to Corner No. 4; thence South 22°51' East 86.81 chains to Corner No. 5; thence West 7.36 chains to Corner No. 1, the place of beginning, containing 78.92 acres, and being the same parcel conveyed by the UNITED STATES OF AMERICA to GEORGE WILLIAMS by Land Patent dated May 19, 1916, and recorded in Book 18 of Deeds at Page 195, Eureka County, Nevada records.

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EXHIBIT "A" (Continued)

TOWNSHIP 18 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 5: Northwest 1/4 Southwest 1/4; Southwest 1/4 Southwest 1/4
Section 6: Northeast 1/4 Southeast 1/4; Southeast 1/4 Southeast 1/4
Section 8: Northwest 1/4 Northwest 1/4; South 1/2 Northwest 1/4;
Northeast 1/4 Southwest 1/4

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 5: West 1/2 East 1/2; East 1/2 West 1/2; West 1/2 Southwest 1/4;
Southwest 1/4 Northwest 1/4
Section 6: Southeast 1/4; Southeast 1/4 Northeast 1/4

EXCEPTING THEREFROM all coal and other valuable minerals as reserved in Patent executed by UNITED STATES OF AMERICA, recorded July 6, 1950, in Book 24 of Deeds at Page 79, Eureka County, Nevada records.

Section 18: Northwest 1/4 Northeast 1/4; Northeast 1/4 Southwest 1/4;
Southeast 1/4 Northwest 1/4; Southwest 1/4 Southeast 1/4
Section 19: East 1/2 Southeast 1/4; Northwest 1/4 Southeast 1/4; Northeast 1/4

EXCEPTING from all of the subject property in Section 18 and the North 1/2 Northeast 1/4, Southwest 1/4 Northeast 1/4 and Northwest 1/4 Southeast 1/4 of Section 19, all the oil and gas as reserved in Patent executed by UNITED STATES OF AMERICA, recorded October 5, 1966, in Book 12 of Official Records at Page 209, Eureka County, Nevada.

Section 20: West 1/2 Southwest 1/4; Southwest 1/4 Northwest 1/4

EXCEPTING from the Southeast 1/4 Southeast 1/4 of Section 19 and the Southwest 1/4 Southwest 1/4 of Section 20 all minerals as reserved in Patent executed by UNITED STATES OF AMERICA, recorded January 2, 1969, in Book 26 of Official Records at Page 534, Eureka County, Nevada.

Section 29: Southwest 1/4 Northwest 1/4; Northwest 1/4 Southwest 1/4;
Southwest 1/4 Southwest 1/4;

Section 30: East 1/2 Northeast 1/4; Northeast 1/4 Southeast 1/4

EXCEPTING from all of the subject property in Sections 29 and 30 all of the oil and gas as reserved in Patent executed by UNITED STATES OF AMERICA, recorded February 21, 1969, in Book 28 of Official Records at Page 12, Eureka County, Nevada.

DF

EXHIBIT "A" (Continued)

Situate in the County of Lander, State of Nevada, described as follows, to-wit:

TOWNSHIP 18 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 7: Southeast 1/4 Northwest 1/4; Southwest 1/4 Northeast 1/4;
West 1/2 Southeast 1/4

Section 18: Northwest 1/4 Northeast 1/4

EXCEPTING an undivided one-half of all oil, petroleum, gas and minerals as reserved in Deed executed by CONLAN LAHD & LIVESTOCK, INC., recorded November 7, 1962, in Book 26 of Deeds at Page 300, Eureka County, Nevada, and recorded November 13, 1962, in Book 69 of Deeds at Page 250, Lander County, Nevada.

TOWNSHIP 29 NORTH, RANGE 43 EAST, M.D.B.&M.

Section 35: North 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4

TOWNSHIP 30 NORTH, RANGE 43 EAST, M.D.B.&M.

Section 36: Southeast 1/4

EXCEPTING AND RESERVING, also, to the UNITED STATES, pursuant to the provisions of the Act of August 1, 1946 (60 Stat 755), all uranium, thorium, or any other material which is or may be determined to be peculiarly essential to the production of fissionable material, whether or not of commercial value, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine, remove the same.

EXCEPTING FROM all of the above described parcels all mineral rights and interest, including coal, oil, gas and other hydrocarbons, and all other metallic and non-metallic mineral ores and substances, and geothermal steam, hot water, hot brines, thermal energy and gasses as conveyed by VALIANT FARMS-EUREKA, INC., to APAL, a Limited Partnership, by various documents of record.

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EXHIBIT "B"

VALIANT FARMS -- EUREKA, INC.

WATER RIGHTS -- PARTIAL LIST

EUREKA COUNTY

Name of Water Right	Application or Permit Number	Certificate No.	Kind	Location
Antelope Well #1	10859	2745	Well	Sec. 7, T17N, R52E
Antelope Well #2	19004	2746	Well	Sec. 27, T17N, R51E
Antelope Well #5	12171	2975	Well	Sec. 28, T18N, R50E
Antelope Well #6	12172	4250	Well	Sec. 28, T18N, R50E
Antelope Well #7	11064	3937	Well	Sec. 18, T18N, R51E
Antelope Well #8	11065 12702 17191 17165	3876 3878 4652 4651	Well	Sec. 30, T18N, R51E
Big Pump Well	13490	3986	Well	Sec. 3, T17N, R51E
Cerruti Well #1	13481 7289	3978 1491	Well	Sec. 25, T17N, R50E
Cerruti Well #2	13482		Well	Sec. 17, T16N, R51E
Segura Well	12175	3976	Well	Sec. 7, T16N, R51E
Rock Springs	13484	3980	Spring	Sec. 14, T17N, R52E
Hoover Spring	13483	3979	Spring	Sec. 11, T17N, R52E
Lower Davis Spring	13486	3982	Spring	Sec. 26, T16N, R51E
Upper Davis Spring	13485	3981	Spring	Sec. 34, T16N, R51E
Kincaid Spring	13487	3983	Spring	Sec. 35, T16N, R51E
No. 4 Spring	13488	3984	Spring	Sec. 3, T15N, R51E
Antelope Springs	Vested Rights		Spring	Sec. 18, T18N, R51E
Allison Spring		186	Spring	Sec. 30, T17N, R50E
Sullivan Spring		186	Spring	Sec. 31, T17N, R50E
Fish Creek Spring	17323 2465 4889	3987 396 973	Spring	Sec. 8, T16N, R53E
Fish Creek Well No. 1	12170	3974	Well	Sec. 10, T16N, R53E
Fish Creek Well No. 3	10907	2797	Well	Sec. 30, T16N, R53E
Fish Creek Well No. 4	10908	2761	Well	Sec. 29, T17N, R53E
Bartine Artesian Well No. 1		2780	Well	Sec. 17, T19N, R50E

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EUREKA COUNTY

<u>Name of Water Right</u>	<u>Application or Permit Number</u>	<u>Certificate No.</u>	<u>Kind</u>	<u>Location</u>
Bartine Artesian Well No. 2		2880	Well	Sec. 16, T19N, R50E Sec. 17, T19N, R50E
Bartine Artesian Well No. 3		2880	Well	Sec. 16, T19N, R50E Sec. 17, T19N, R50E
Kloba Hot Springs	12176	3806	Reservoir	Sec. 28, T18N, R50E
Faulkner Creek Channel, PD #1	12177	3807	Reservoir	Sec. 29, T18N, R50E
Faulkner Creek Channel, PD #2	12178	3808	Reservoir	Sec. 27, T18N, R50E
Allison Creek PD #1	12182	3809	Reservoir	Sec. 29, T17N, R50E
Allison Creek PD #2	12183	3810	Reservoir	Sec. 35, T17N, R50E
Sullivan Creek	12184	3811	Reservoir	Sec. 32, T17N, R50E
Cockalorum Channel PD #3	12187	4203	Reservoir	Sec. 18, T15N, R53E
Fish Creek Valley Channel PD #5	12189	4204	Reservoir	Sec. 15, T15N, R53E
Fish Creek Valley Channel PD #6	12190	4248	Reservoir	Sec. 2, T15N, R53E
Fish Creek Valley Channel PD #7	12191	4205	Reservoir	Sec. 26, T16N, R53E
Fish Creek Valley Channel PD #8	12192	4253	Reservoir	Sec. 18, T16N, R54E
Antelope Valley Channel PD #2	12194	3812	Reservoir	Sec. 24, T16N, R50E
Antelope Valley Channel PD #3	12195	3813	Reservoir	Sec. 7, T16N, R51E
Antelope Valley Channel PD #4	12196	3814	Reservoir	Sec. 30, T17N, R51E
Antelope Valley Channel PD #5	12197	3815	Reservoir	Sec. 18, T17N, R51E
Antelope Valley Channel PD #6	12198	3816	Reservoir	Sec. 31, T18N, R51E
Fish Creek Well Canyon Channel PD #1	12199	3817	Reservoir	Sec. 15, T17N, R52E
Fish Creek Well Canyon Channel PD #2	12200	3818	Reservoir	Sec. 17, T17N, R52E
Fish Creek Well Canyon Channel PD #3	12201	3819	Reservoir	Sec. 11, T17N, R51E

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EUREKA COUNTY

<u>Name of Water Right</u>	<u>Application or Permit Number</u>	<u>Certificate No.</u>	<u>Kind</u>	<u>Location</u>
Fish Creek Well Canyon Channel PD #4	12202	3820	Reservoir	Sec. 9, T17N, R51E
Fenstermaker Channel PD #1	12203	3821	Reservoir	Sec. 5, T15N, R52E
Fenstermaker Channel PD #2	12204	3822	Reservoir	Sec. 29 T16N, R52E
Fenstermaker Channel PD #3	12205	3823	Reservoir	Sec. 7, T16N, R52E
Fenstermaker Channel PD #4	12206	3824	Reservoir	Sec. 2, T16N, R51E
Fenstermaker Channel PD #5	12207	3825	Reservoir	Sec. 28, T17N, R51E
Cedar Creek, Channel PD #1	12208	3826	Reservoir	Sec. 8, T17N, R50E
Cedar Creek, Channel PD #2	12209	3827	Reservoir	Sec. 34, T18N, R50E
Cedar Creek, Channel PD #3	12210	3828	Reservoir	Sec. 26, T18N, R50E
Antelope Meadow Channel PD #1	12211	3829	Reservoir	Sec. 7, T18N, R51E
Antelope Meadow Channel PD #2	12212	3830	Reservoir	Sec. 6, T18N, R51E
Fish Creek Channel	12213	3977	Reservoir	Sec. 7, T16N, R54E
Cedar Creek	2231	403	Creek	Sec. 8, T17N, R50E
Maybe Well	13489	3985	Well	Sec. 22, T17N, R51E
Pinto Spring	01858		Spring	Sec. 17, T18N, R54E
Evans Spring	02086		Spring	Sec. 17, T18N, R54E
Evans Spring	8516	2262	Spring	Sec. 17, T18N, R54E
Willow Spring	7888	2047	Spring	Sec. 30, T18N, R54E
Black Pitch Spring Vested Rights			Spring	Sec. 7, T , R54E
SPA Well	18445	5243	Well	Sec. 29, T17N, R54E
Allison Spring	01160		Spring	Sec. 30, T17N, R50E
Sullivan Spring	01160		Spring	Sec. 31, T17N, R50E
South Fork Allison Creek	01160		Creek	Sec. 24, T17N, R49E
Fish Creek Well #6	17123	4650	Well	Sec. 20, T16N, R54E
Bartholomae Well No. 1	11031	2320	Well	Sec. 30, T18N, R51E

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VALIANT FARMS -- EUREKA, INC.

WATER RIGHTS -- PARTIAL LIST

NYE COUNTY

<u>Name of Water Right</u>	<u>Application or Permit Number</u>	<u>Certificate No.</u>	<u>Kind</u>	<u>Location</u>
Buck Spring	5037	535	Spring	Sec. 26, T14N, R53E
Fish Creek Well No. 2	10906	2747	Well	Sec. 13, T15N, R52E
Bradford Spring	13678	3843	Spring	Sec. 11, T18N, R50E
Deep Well #1	4592		Well	Sec. 28, T15N, R53E
Cockalorum Spring	4128	4450 4450-1	Spring	Sec. 23, T15N, R51E
Duckwater Creek	11714	3036	Creek	Sec. 28, T12N, R56E
Duckwater Creek	13583		Creek	Sec. 28, T12N, R56E
Bartholomae Reservoir #38	17925	5208	Reservoir	Sec. 32, T15N, R53E
Bartholomae Reservoir #39	17926	5172	Reservoir	Sec. 17, T14N, R53E
Bartholomae Reservoir #40	17927	5173	Reservoir	Sec. 19, T14N, R53E
Birch Ranch Domestic Well	18632	5210	Well	Sec. 27, T12N, R56E
Bartholomae Well No. 7	17865		Well	Sec. 2, T11N, R56E
Deep Well #2	6802	1548	Well	Sec. 23, T15N, R53
Cottonwood Creek	Vested Rights		Creek	
Willow Creek	01326		Creek	Sec. 24, T14N, R51
Twin Spring	3075	489	Spring	Sec. 28, T15N, R51
Sheep Spring	3076	488	Spring	Sec. 21, T15N, R51
Pine Spring	3077	487	Spring	Sec. 28, T15N, R51
Butch Spring	19456		Spring	Sec. 8, T14N, R51E
Cougar Spring	19457		Spring	Sec. 20, T14N, R51
Rock or Perlite Spring	19458		Spring	Sec. 9, T14N, R51
Quaker Spring	19459		Spring	Sec. 5, T14N, R51E
Deer Spring	19460		Spring	Sec. 5, T14N, R51E
West Fork, Indian Creek Spring	19461		Spring	Sec. 4, T14N, R51E

NYE COUNTY

<u>Name of Water Right</u>	<u>Application or Permit No.</u>	<u>Certificate No.</u>	<u>Kind</u>	<u>Location</u>
Wild Indian Spring	19462		Spring	Sec. 2, T14N, R51E
Mulligan Spring	19463		Spring	Sec. 33, T15N, R51E
Pine Cone or Pine Spring	19464		Spring	Sec. 22, T14N, R51E
North Cottonwood Spring	19465		Spring	Sec. 28, T15N, R51E
Center Cottonwood Spring	19470		Spring	Sec. 28, T15N, R51E
Arambel Well #1	11700	4702	Well	Sec. 35, T15N, R52E
Waste Waters of Willow Creek	3081	483	Creek	

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VALIANT FARMS -- EUREKA, INC.

WATER RIGHTS -- PARTIAL LIST

WHITE PINE COUNTY

<u>Name Of Water Right</u>	<u>Application or Permit Number</u>	<u>Certifi- cate No.</u>	<u>Kind</u>	<u>Location</u>
Scheefer Well	8329	2048	Well	Sec. 22, T17N, R54E
Ox Yoke Spring	Vested Rights		Spring	Sec. 16, T18N, R54E
Bartholomae Well No. 9	18305	5205	Well	Sec. 2, T17N, R54E
Bartholomae Spring #1	17809	5280	Spring	Sec. 2, T13N, R57E
Bartholomae Reservoir #41	17924	5281	Reservoir	Sec. 9, T17N, R54E
Bull Creek & Tributaries	16800		Creek	Sec. 25, T14N, R56E
Bull Creek & Tributaries	16801		Creek	Sec. 36, T14N, R56E

EXHIBIT "C"

1. Taxes for the fiscal year 1980-1981 are now delinquent and subject to penalties and costs.
2. Taxes for the fiscal year 1982-1983, and any district assessments, a lien, now due and payable. The first installment is now delinquent and subject to penalties; the second, third and fourth installments will become delinquent the first Monday in October, 1982, January and March, 1983, respectively.
3. An Application for an Agricultural Use Assessment to the County of Elko, State of Nevada, through its Assessor's Office by LIBERO PAUL BALDARELLI, et al, which provides that said land shall not be used for any purposes except agricultural use, according to the terms, conditions and provisions contained therein recorded on November 16, 1978 in Book 161 of Official Records at Page 387, File No. 92316, Lander County, and recorded November 30, 1978 in Book 67 of Official Records at Page 345, File No. 67035, Eureka County, and recorded February 15, 1979 in Book 424 of Real Estate Records at Page 153, File No. 197313, White Pine County, Nevada.
4. Rights of way for any existing roads, trails, canals, ditches, flumes, conduits, pipe, pole or transmission lines on, under, over, through or across said premises.
5. Reservations contained in Patents executed by UNITED STATES OF AMERICA, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of court, and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States".
6. Reservations contained in Patents executed by UNITED STATES OF AMERICA, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of court, and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. Also, subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law".

ITEM NO. 6 (Continued). . . .

ITEM NO. 6 (Continued). . . .

Affects the following described parcels:

TOWNSHIP 15 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 7: Southeast 1/4 Northeast 1/4
Section 8: Northwest 1/4 Northwest 1/4; South 1/2 Northwest 1/4;
West 1/2 Northeast 1/4
Section 9: East 1/2 Northeast 1/4; Southeast 1/4 Southwest 1/4
Section 10: Northeast 1/4; West 1/2 Northwest 1/4
Section 11: Southeast 1/4 Northeast 1/4; South 1/2 Northwest 1/4
Section 12: South 1/2 Northwest 1/4; Southwest 1/4 Northeast 1/4;
North 1/2 North 1/2

TOWNSHIP 17 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 30: East 1/2 Southwest 1/4; North 1/2 Southeast 1/4

7. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, also to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat. 755), all uranium, thorium, or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine and remove the same".

Affects the following described parcels:

TOWNSHIP 18 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 19: Lots 1, 2, 3 & 4; Southeast 1/4 Northwest 1/4
Section 30: Lots 1, 2 & 3; Northeast 1/4 Southwest 1/4;
Southwest 1/4 Northeast 1/4; Northwest 1/4 Southeast 1/4

ITEM NO. 7 (Continued). . . .

ITEM NO. 7 (Continued). . . .

TOWNSHIP 16 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 10: Southwest 1/4 Southeast 1/4; South 1/2 Southwest 1/4

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 19: Northeast 1/4 Southeast 1/4; Southeast 1/4 Northeast 1/4

8. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (29 Stat. 862)".

Affects the following described parcels:

TOWNSHIP 18 NORTH, RANGE 54 EAST, M.D.B.&M.

Section 18: Lot 2; Southeast 1/4 Northwest 1/4; Northwest 1/4 Southeast 1/4
Northwest 1/4 Southwest 1/4

Section 19: Southeast 1/4 Northwest 1/4; West 1/2 Northeast 1/4;
Southeast 1/4 Northwest 1/4; West 1/2 Northeast 1/4;
Southeast 1/4 Northeast 1/4; North 1/2 Southeast 1/4

Section 20: Southwest 1/4 Northwest 1/4; Northwest 1/4 Southwest 1/4

9. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

ITEM NO. 9 (Continued). . . .

ITEM NO. 9 (Continued). . . .

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. There is also reserved a right of way for a Federal Aid Highway under the Act of November 9, 1921 (42 Stat. 212)".

Affects the following described parcels:

TOWNSHIP 18 NORTH, RANGE 54 EAST, M.D.B.&M.

Section 20: Lot 1; Southeast 1/4 Northwest 1/4; Northeast 1/4 Southwest 1/4

10. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States; reserving, also to the United States all the coal and other valuable minerals in the lands so granted, together with the right to prospect for, mine and remove the same upon compliance with the conditions of and subject to the limitations of Section Eight of said Act".

Affects the following described parcels:

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 5: Lots 2 & 3, Southwest 1/4 Northeast 1/4; West 1/2 Southeast 1/4; Southeast 1/4 Northwest 1/4; East 1/2 Southwest 1/4; West 1/2 Southwest 1/4; Southwest 1/4 Northwest 1/4

Section 6: Southeast 1/4; Southeast 1/4 Northeast 1/4

11. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

Excepting and reserving, also to the United States all the oil and gas in the land so patented and to it or persons authorized by it; the right to prospect for, mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 1, 1914 (38 Stat. 509)".

Affects the following described parcels:

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

- Section 18: Northwest 1/4 Northeast 1/4; Southeast 1/4 Northwest 1/4;
Northeast 1/4 Southwest 1/4; Southwest 1/4 Southeast 1/4
Section 19: North 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Northwest 1/4 Southeast 1/4

TOWNSHIP 19 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: West 1/2

12. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"EXCEPTING AND RESERVING TO THE UNITED STATES

1. A right of way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890, 26 Stat. 391: 43 U.S.C. 945;
2. All the oil and gas in the lands so patented and to it, or persons authorized by it, the right to prospect for, mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, 38 Stat. 509, as supplemented; 30 U.S.C. 121-124:

ITEM NO. 12 (Continued). . . .

ITEM NO. 12 (Continued). . . .

Subject to:

A right of way for a Federal Aid Highway under the Act of August 27, 1958, as amended 23 U.S.C. 317, as to Northeast 1/4 Northeast 1/4 said Section 30". Affects the following described parcels:

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 29: Southwest 1/4 Northwest 1/4; West 1/2 Southwest 1/4
Section 30: East 1/2 Northeast 1/4; Northeast 1/4 Southeast 1/4

13. Reservations contained in Patents executed by UNITED STATES OF AMERICA, recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"EXCEPTING AND RESERVING TO THE UNITED STATES

1. A right of way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890, 26 Stat. 391: 43 U.S.C. 945;

2. All mineral deposits in the lands so patented and to it, or persons authorized by it, the right to prospect, mine and remove such deposits from the same under applicable law;

Subject to:

Those rights for irrigation pipe line purposes which have been granted to HELEN CONLAN, her successors or assigns, under the Act of March 3, 1891, 26 Stat. 1101, as amended 43 U.S.C. 946-040 as to the Southeast 1/4 Southeast 1/4 said Section 19".

Affects the following described parcels:

TOWNSHIP 19 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 19: Southeast 1/4 Southeast 1/4
Section 20: Southwest 1/4 Southwest 1/4

14. Reservations contained in Patents executed by STATE OF NEVADA, reading as follows:

"Provided that all mines of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in said tract are hereby expressly reserved".

Affects the following described parcels:

TOWNSHIP 16 NORTH, RANGE 53 EAST, M.D.B.&M.

- Section 8: East 1/2 Northeast 1/4
Section 9: Northwest 1/4 Northwest 1/4; South 1/2 Northwest 1/4;
Southeast 1/4; Southwest 1/4 Northeast 1/4;
North 1/2 Southwest 1/4
Section 10: East 1/2 Northwest 1/4
Section 11: North 1/2 Northwest 1/4

TOWNSHIP 17 NORTH, RANGE 50 EAST, M.D.B.&M.

- Section 31: West 1/2 Northeast 1/4
Section 29: Northwest 1/4 Northeast 1/4

TOWNSHIP 18 NORTH, RANGE 49 EAST, M.D.B.&M.

- Section 25: North 1/2 Northeast 1/4

TOWNSHIP 18 NORTH, RANGE 50 EAST, M.D.B.&M.

- Section 28: Southwest 1/4 Northeast 1/4; Northwest 1/4 Southeast 1/4
Section 30: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4

TOWNSHIP 18 NORTH, RANGE 51 EAST, M.D.B.&M.

- Section 18: West 1/2 Northeast 1/4; East 1/2 Northwest 1/4;
West 1/2 Southeast 1/4; Southwest 1/4
Section 19: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4

15. Reservations contained in Patents executed by STATE OF NEVADA and recorded in Eureka County, Nevada, reading as follows:

"Provided that all mines of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in said tract and also a right of way for ditches, tunnels, and telephone and transmission lines constructed by authority of the United States are hereby expressly reserved".

ITEM NO. 15 (Continued). . . .

ITEM NO. 15 (Continued). . . .

Affects the following described parcels:

TOWNSHIP 25 NORTH, RANGE 56 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Southwest 1/4

TOWNSHIP 17 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 19: Lot 4; Southeast 1/4 Southwest 1/4

Section 29: North 1/2 Northwest 1/4; Southwest 1/4 Northeast 1/4

Section 30: Northeast 1/4 Northwest 1/4; North 1/2 Northeast 1/4

16. Reservations contained in Patents executed by STATE OF NEVADA and recorded in the office of the County Recorder of Eureka County, Nevada, reading as follows:

"Provided that all mines of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in said tract except gas, coal, oil and oil shales, (Chap. 172 Stat. 1912); and, also, a right of way for ditches, tunnels, and telephone and transmission lines constructed by authority of the United States are hereby expressly reserved.

EXCEPTING AND RESERVING, also, to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat. 755), all uranium, thorium or any other material which is or may be determined to be peculiarly essential to the production of fissionable material, whether or not of commercial value, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine, remove the same".

Affects the following described parcels:

TOWNSHIP 16 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 10: Southwest 1/4 Southeast 1/4; South 1/2 Southwest 1/4

TOWNSHIP 18 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 19: Lot 1, 2, 3 & 4; Southeast 1/4 Northwest 1/4

Section 30: Lot 1, 2 & 3; Northeast 1/4 Southwest 1/4;
Southwest 1/4 Northeast 1/4; Northwest 1/4 Southeast 1/4

17. Reservations and provisions as contained in Patent No. 1034541 from the UNITED STATES OF AMERICA, recorded May 8, 1930 in Book 43 of Deeds, Page 47, as File No. 22851, Nye County, Nevada records.

Affects the following described parcels:

TOWNSHIP 15 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 23: Southwest 1/4 Northeast 1/4
Section 28: Northeast 1/4 Northwest 1/4

18. Usual reservations, exceptions and provisions, as contained in patent conveying said land from the STATE OF NEVADA and UNITED STATES OF AMERICA.

Affects the following described parcels:

TOWNSHIP 7 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 3: Lots 3 & 4 (North 1/2 Northwest 1/4)
Section 4: Lot 1 (Northeast 1/4 Northeast 1/4)

TOWNSHIP 8 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 13: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: Northeast 1/4 North 1/2 Northwest 1/4
Section 34: West 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4, Lot 1

TOWNSHIP 6 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Northeast 1/4
Section 9: Southwest 1/4 Southwest 1/4
Section 16: Northwest 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: South 1/2 Northwest 1/4; Northwest 1/4 Northwest 1/4;
North 1/2 Southwest 1/4
Section 15: Southwest 1/4 Northeast 1/4; Southeast 1/4;
Northeast 1/4 Southwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 36: North 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4

ITEM 18 (Continued). . . .

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ITEM NO. 18 Continued). . .

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southeast 1/4 Northwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 25: Southeast 1/4 Southwest 1/4

TOWNSHIP 11 NORTH, RANGE 52 EAST, M.D.B.&M.

Section 19: East 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Southeast 1/4 Northwest 1/4

19. Rights of way for any existing roads, trails, canals, ditches, flumes, conduits, pipe, pole or transmission lines on, under, over, through or across said premises.

Affects the following described parcels:

TOWNSHIP 7 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 3: Lots 3 & 4 (North 1/2 Northwest 1/4)
Section 4: Lot 1 (Northeast 1/4 Northeast 1/4)

TOWNSHIP 8 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 13: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: Northeast 1/4; North 1/2 Northwest 1/4
Section 34: West 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4; Lot 1

TOWNSHIP 6 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Northeast 1/4
Section 9: Southwest 1/4 Southwest 1/4
Section 16: Northwest 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: South 1/2 Northwest 1/4; Northwest 1/4 Northwest 1/4;
North 1/2 Southwest 1/4
Section 15: Southwest 1/4 Northeast 1/4; Southeast 1/4;
Northeast 1/4 Southwest 1/4

ITEM NO. 19 (Continued). . .

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ITEM NO. 19 (Continued). . . .

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 36: North 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southeast 1/4 Northwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 25: Southeast 1/4 Southwest 1/4

TOWNSHIP 11 NORTH, RANGE 52 EAST, M.D.B.&M.

Section 19: East 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Southeast 1/4 Northwest 1/4

20. Reservations and provisions as contained in Patent No. 1036888 from the United States of America, recorded June 6, 1930 in Book 43 of Deeds, Page 216, as File No. 23860, Nye County, Nevada records.

Affects the following described parcels:

TOWNSHIP 14 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 10: North 1/2 Northeast 1/4

Section 11: North 1/2 Northwest 1/4

21. Reservations, exceptions and provisions as contained in the Patent No. 12171 from the STATE OF NEVADA, recorded November 26, 1947 in Book 52 of Deeds, Page 271, as File No. 1788, Nye County, Nevada records, as follows:

"Provided, that all mines, of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in the said tract, except gas, coal, oil and oil shales (Chap. 172, Stats. 1921); and also, a right of way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States are hereby expressly reserved".

Affects the following described parcels:

TOWNSHIP 14 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 23: West 1/2 Southeast 1/4

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22. Right of the public to use for road purposes any portion of the herein described property which lies within any public road.
23. Reservation contained in Deed executed by EUREKA LIVESTOCK COMPANY to ISADORE SARA, recorded May 14, 1934 in Book 21 of Deeds at Page 182, Eureka County, Nevada, and in Deed executed by ISADORE SARA, et al, to BARTHOLOMAE OIL CORPORATION, recorded December 29, 1941 in Book 22 of Deeds at Page 269, Eureka County, Nevada, reading as follows:

"SAVE AND EXCEPT, however, a water right herein and hereby reserved to the said party of the first part, particularly described to-wit: A permanent right to water livestock at the spring at the Northwest end of ANTELOPE SPRINGS RANCH, which said ANTELOPE SPRINGS RANCH is located in Section 18, Township 18 North, Range 51 East, Eureka County, Nevada, which said water right shall be a permanent and perpetual right reserved unto the said first party and a covenant running with the land and as against any further or future conveyance of the said land by the said party of the second party, hereby subject, however, to the following restrictions:

Said water right may be exercised by the said first party, its successors or assigns, only in moving livestock from one range to another, that is to say the said livestock are not to be held for watering at said watering place for more than one day in succession; and with the further understanding that in the event the said first party, its successors or assigns, in watering livestock at said watering place, shall do any damage to the fence or fences enclosing the meadow lands or pasture lands at said ANTELOPE SPRINGS RANCH, the same must be promptly repaired at the expense of the first party, its successors or assigns, and with the further understanding that the said first party, or its successors in interest, will be liable for trespass in permitting any of its or their livestock to trespass upon said lands embraces within the said ANTELOPE SPRINGS RANCH and enclosed within the fences thereof; provided that nothing in this clause contained shall be construed as requiring the grantee herein, his heirs or assigns, to maintain a fence other than as now maintained consisting of threebarbed wires and posts approximately a rod apart.

ITEM NO. 23 (Continued). . . .

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ITEM NO. 23 (Continued). . . .

There is hereby granted unto the said party of the second part herein a permanent and perpetual right to water livestock at a certain well known as "Deep Well No. 1", sometimes known as the "Old Well" which said well and water right are located upon the Northeast 1/4 Northwest 1/4 of Section 28, Township 15 North, Range 53 East, M.D.B.&M., which said water rights is covered by a permit issued by the State Engineer of the State of Nevada under Application No. 4592, and now of record in the office of the State Engineer of the State of Nevada at Carson City, Nevada, which said water right and the right to water livestock are subject to the following restriction:

That all livestock which shall be watered at said watering place by the said party of the second part, or his heirs, executors, administrators, or assigns, shall be ranged Northerly from a certain gulch extending in an Easterly and Westerly direction from said well and watering place, and shall not graze or herd livestock South of such gulch, and the said party of the second part herein, his heirs, executors, administrators and assigns, does forever quit-claim unto the said first party any and all grazing rights having to do with the grazing, ranging or watering of livestock South of said gulch or any of the stock ranges in the vicinity of any of the properties or ranges of the first party and the said first party shall keep in repair the pump at said well, also all watering facilities for watering livestock provided however, that in the event the said party of the second party, his heirs, executors, administrators, or assigns, shall cause any damage to be done to the said well or the watering facilities there at, in his use of said well or watering place for the watering of livestock, he or them, shall promptly repair any such damage at his or their own expense; provided further that in the event the said first party shall fail to keep said pump in repair at such time as the said second party, his heirs, or assigns, may desire to use the watering facilities at said well or watering facilities at said well or watering place, said second party, his heirs or assigns, may repair said watering facilities at the expense of the said first party, its successor or assigns, and the said first party, its successor or assigns, shall, in such event, repay any such expenses; provided further, however, that if the water shall be desired for the watering of said second party's livestock, or the livestock of his heirs or assigns, at any time when it is not being pumped for the livestock of the said first party, then such pumping shall be done at the sole expense of the said party, his heirs or assigns".

24. An easement over the Northwest 1/4 Southwest 1/4 Section 1, Township 17 North, Range 54 East, M.D.B.&M., for pole line and incidental purposes, as granted to BELL TELEPHONE COMPANY OF NEVADA, by Deed recorded February 13, 1948, in Book 149, Page 122, Real Estate Records, White Pine County, Nevada.

25. Right of way as set forth in Agreement dated March 8, 1951, executed by and between the STATE OF NEVADA with JEFF HUNT and JULIA HUNT, husband and wife, and F. M. FRANDSEN and KATHERINE FRANDSEN, husband and wife, recorded March 31, 1951 in Book 163, Page 81 of Official Records of White Pine County, Nevada. (AFFECTS the Northwest 1/4 of Northeast 1/4 of Section 26 and the Southwest 1/4 of Southeast 1/4 of Section 23, Township 23 North, Range 55 East, M.D.B.&M.)

26. One hundred foot right of way for highway as contained in Deed dated January 10, 1956, executed by BARTHOLOMAE CORPORATION to the STATE OF NEVADA, over and across the Northwest 1/4 of Southwest 1/4 of Section 1, Township 17 North, Range 54 East, M.D.B.&M., recorded in Book 201 at Page 115, Real Estate Records, White Pine County, Nevada.

27. Covenants, conditions and restrictions in an instrument recorded June 2, 1958 in Book 25 at Page 482 of Official Records, Nye County, Nevada records.

But deleting restrictions, if any, based on race, color, religion or national origin.

Affects the following described parcels:

TOWNSHIP 14 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 23: West 1/2 Southeast 1/4

TOWNSHIP 15 NORTH, RANGE 53 EAST, M.D.B.&M.

Section 23: Southwest 1/4 Northeast 1/4

Section 28: Northeast 1/4 Northwest 1/4

28. Covenants, conditions and restrictions in an instrument recorded July 24, 1963 in Book 60 of Official Records, Page 555, Nye County, Nevada records, as File No. 45144, reading as follows:

"However reserving to the Grantor Forty percent (40%) of mineral rights on said property".

Affects the following described parcels:

TOWNSHIP 7 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 3: Lots 3 & 4 (North 1/2 Northwest 1/4)

Section 4: Lot 1 (Northeast 1/4 Northeast 1/4)

ITEM NO. 28 (Continued). . . .

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ITEM NO. 28 (Continued). . . .

TOWNSHIP 8 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 13: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: Northeast 1/4; North 1/2 Northwest 1/4
Section 34: West 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4; Lot 1

TOWNSHIP 6 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Northeast 1/4
Section 9: Southwest 1/4 Southwest 1/4
Section 16: Northwest 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: South 1/2 Northwest 1/4; Northwest 1/4 Northwest 1/4;
North 1/2 Southwest 1/4
Section 15: Southwest 1/4 Northeast 1/4; Southeast 1/4;
Northeast 1/4 Southwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 36: North 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southeast 1/4 Northwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 25: Southeast 1/4 Southwest 1/4

TOWNSHIP 11 NORTH, RANGE 52 EAST, M.D.B.&M.

Section 19: East 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Southeast 1/4 Northwest 1/4

29. Reservations and provisions as contained in Patent No. 27-66-0123 from the United States of America, recorded February 2, 1966 in Book 84 of Official Records, Page 537, as File No. 54684, Nye County, Nevada records.

Affects the following described parcels:

TOWNSHIP 14 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 24: West 1/2 Southwest 1/4 Northeast 1/4 Southwest 1/4 Northwest 1/4
Southeast 1/4

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30. A Right of Way for electrical transmission lines and other incidental purposes over portions of Section 7, 8, 9, 10, 11 and 12, Township 16 North, Range 53 East, M.D.B.&M., executed by EUREKA RANCH CO. to MT. WHEELER POWER INC., recorded September 13, 1971 in Book 40 of Official Records at Page 331, Eureka County, Nevada.
31. An easement over the East 1/2, Section 35, East 1/2, Section 26, Southeast 1/4 Section 23, South 1/2 Northeast 1/4 South 1/2 Northwest 1/4 Northeast 1/4 Northwest 1/4, Section 24, Township 23 North, Range 55 East, M.D.B.&M., for electric transmission and/or distribution line or system and incidental purposes as granted to MT. WHEELER POWER, INC., by Deed recorded November 19, 1971, in Book 352, Page 61, File No. 172263, Real Estate Records, White Pine County, Nevada.
32. An easement over the West 1/2 of Section 15 and Section 22, Township 19 North, Range 55 East, M.D.B.&M., for electric transmission and/or distribution line or system and incidental purposes as granted to MT. WHEELER POWER, INC., by Deed recorded November 19, 1971, in Book 352, Page 65, File No. 172267, Real Estate Records, White Pine County, Nevada.
33. A Right of Way for communication lines and other incidental purposes over the Northwest 1/4 Northwest 1/4 Southeast 1/4 of Section 36, Township 30 North, Range 43 East, M.D.B.&M., executed by EUREKA RANCH CO. to BELL TELEPHONE COMPANY OF NEVADA, by document recorded December 13, 1973, in Book 120 of Official Records at Page 568, Lander County, Nevada.
34. An Application for Agricultural Use Assessment pursuant to Sec. 361A et seq. Nevada Revised Statutes has been recorded on December 18, 1975, in Book 387, Page 404, File No. 185097, Real Estate Records, White Pine County, Nevada. By said statute, obligations are imposed upon the present or future owner of said land in the event a change in use takes place.
35. A Oil and Gas Lease for the term and upon the terms, covenants and conditions in an unrecorded lease referred to therein between the parties, as executed by PATSY R. GRUBE, Executrix of the ESTATE OF B. H. GRUBE, Deceased, as Lessor to THOMAS H. CONNELLY, as Lessee, recorded June 2, 1975, in Book 183 of Deeds, Page 35 of Official Records, as File No. 47824, Nye County, Nevada records.

ITEM NO. 35 (Continued). . . .

ITEM NO. 35 (Continued). . . .

The Assignees interest under said Lease has been assigned to NORTH CENTRAL OIL CORPORATION, CENTURY EXPLORATION COMPANY, FILON EXPLORATION CORPORATION, TREND EXPLORATION CORPORATION, NORTHWEST EXPLORATION COMPANY, SFX CORPORATION, L.T.D., HUSKY OIL COMPANY, FINLEY COMPANY, J. L. FINLEY, DAN FINLEY, MARK H. FINLEY, JR., by mesne assignments of record.

Affects the following described parcels:

TOWNSHIP 7 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 3: Lots 3 & 4 (North 1/2 Northwest 1/4)
Section 4: Lot 1 (Northeast 1/4 Northeast 1/4)

TOWNSHIP 8 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 13: Northwest 1/4 Northeast 1/4; Northeast 1/4 Northwest 1/4
Section 33: Northeast 1/4; North 1/2 Northwest 1/4
Section 34: West 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4;
North 1/2 Southwest 1/4; Southeast 1/4 Southwest 1/4; Lot 1

TOWNSHIP 6 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: Southwest 1/4 Northeast 1/4
Section 9: Southwest 1/4 Southwest 1/4
Section 16: Northwest 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 14: South 1/2 Northwest 1/4; Northwest 1/4 Northwest 1/4;
North 1/2 Southwest 1/4
Section 15: Southwest 1/4 Northeast 1/4; Southeast 1/4;
Northeast 1/4 Southwest 1/4

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 36: North 1/2 Northwest 1/4; Southeast 1/4 Northwest 1/4

TOWNSHIP 8 NORTH, RANGE 55 EAST, M.D.B.&M.

Section 15: Southeast 1/4 Northwest 1/4

ITEM NO. 35 (Continued). . . .

ITEM NO. 35 (Continued). . . .

TOWNSHIP 10 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 25: Southeast 1/4 Southwest 1/4

TOWNSHIP 11 NORTH, RANGE 52 EAST, M.D.B.&M.

Section 19: East 1/2 Northeast 1/4; Southwest 1/4 Northeast 1/4;
Southeast 1/4 Northwest 1/4

36. An easement for an overhead electric power line and incidental purposes across the Easterly 25.0 feet of Section 36, Township 30 North, Range 43 East, M.D.B.&M., granted to SIERRA PACIFIC POWER CO. by documents recorded March 8, 1976, in Book 137 of Official Records at Page 507, Lander County, Nevada.
37. Any claim to ownership of, or claim of right, title, or interest the land described in Schedule "C" by any Indian or tribe of Indians, including, but not limited to, any loss or damage arising by reason of a claim of Aboriginal Title or a Treaty Claim or a claim arising by reason of a violation or alleged violation of the Federal Indian Non-Intercourse Act of 1790, and subsequent amendments thereto, brought by, or on the behalf of, an individual Indian or tribe of Indians. (AFFECTS NYE COUNTY ONLY)
38. A Deed of Trust to secure an indebtedness of \$3,000,000.00, recorded December 15, 1978, in Book 283, of Official Records, at Page 163, Elko County, Nevada; recorded December 15, 1978, in Book 162 of Official Records, at Page 174, Lander County, Nevada; recorded December 15, 1978, in Book 67 of Official Records, at Page 473, Eureka County, Nevada; recorded December 15, 1978, in Book 232 of Official Records, at Page 450, Nye County, Nevada, and recorded December 15, 1978, in Book 420 of Real Estate Records, Page 497, White Pine County, Nevada.

DATED: September 7, 1978;
TRUSTORS: LIBERO PAUL BALDARELLI, aka LEE BALDARELLI and as LIBERO P. BALDARELLI; and A'LYCE BALDARELLI, aka ALYCE A. BALDARELLI, husband and wife, and LIBERO PAUL BALDARELLI, JR., aka LIBERO P. BALDARELLI, JR., a single man, and LIBERO PAUL BALDARELLI, JR., Trustee for the BALDARELLI FAMILY TRUST, jointly and severally;
TRUSTEE: FIRST AMERICAN TITLE COMPANY OF NEVADA, a Nevada corporation;
BENEFICIARY: THE TRAVELERS INSURANCE COMPANY, a corporation.

ITEM NO. 38 (Continued). . . .

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ITEM NO. 30 (Continued). . . .

Said Deed of Trust was modified by Amendment to Note and Deed of Trust and Forbearance Agreement, dated December 22, 1981, recorded on March 18, 1982, in Book 337, Page 167, as File No. 58846, Official Records of Nye County, Nevada; recorded in Book 49, Page 559, Official Records of White Pine County, Nevada; and recorded on March 16, 1982, in Book 386, Page 338, as File No. 161312, Official Records of Elko County, Nevada.

39. County Treasurer's Certificate of Sale on Real Property, recorded May 3, 1982, in Book 51, Page 300, as Document No. 219684, Official Records of White Pine County, Nevada. (AFFECTS A PORTION OF SAID PROPERTY)
40. Nothing appears of record wherein there is an existing right of way for ingress and egress over portions of the herein described properties to any public or private roadways.
41. Any facts, rights, easements, claims, or interests which are not shown as a matter of record, but which could be ascertained or determined by an inspection of the premises.

RECORDED AT REQUEST OF
Washoe Title Guaranty Co.
BOOK 108 PAGE 135

83 FEB 16 P 2: 00

OFFICIAL RECORDS
EUREKA COUNTY, NEVADA
H.N. REBALEATI, RECORDER
FILE NO. 86379
FFS 40.00

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