

NOTICE OF DEFAULT AND ELECTION TO SELL

UNDER DEED OF TRUST

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TO WHOM IT MAY CONCERN:

WHEREAS, LEONA D. ROWLEY, a single woman, of the County of Eureka, State of Nevada, on the 5th day of July, 1984, made, executed and delivered to WESTERN NEVADA TITLE COMPANY, a Nevada corporation, as trustee, a Deed of Trust covering certain real property therein described, as security for the payment of a Promissory Note, made, executed and delivered on the same day, to SMITTEN OIL & TIRE COMPANY, INC., a Nevada corporation, as beneficiary, which said Deed of Trust was thereafter duly recorded in the office of the County Recorder of the County of Eureka, State of Nevada, on the 10th day of July, 1984, in Book 124, commencing at page 92, as Document No. 93805, Official Records of said Eureka County Recorder; and

WHEREAS, a breach of the obligation for which such transfer in trust is security has occurred in that default has been made in the payment of interest accruals on said Promissory Note which became due and payable on December 5, 1984, in the sum of \$805.00; in the payment of interest accruals and one-third of the principal balance due of said Promissory Note which became due and payable on July 5, 1985, in the further sum of \$4,638.00, for a total arrearage of \$5,443.00 as of July 5, 1985; together with legal fees and costs incurred in the preparation and filing of this Notice of Default.

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311350-6418

Law Offices  
DIEHL, EVANS  
& ASSOCIATES  
A Professional  
Corporation  
65 S. MAINE  
FALLON, NEVADA

1 NOTICE IS HEREBY GIVEN that the undersigned  
2 beneficiary has elected to consider all of the principal and  
3 interest, together with legal fees and costs, due in consequence  
4 of said default in accordance with the terms of said Promissory  
5 Note and Deed of Trust, and has elected to sell or cause to be  
6 sold, said real property described in said Deed of Trust to  
7 satisfy said obligation.

8 DATED: This 21 day of August, 1985.

9 SMITTEN OIL & TIRE COMPANY, INC.  
A Nevada Corporation

10  
11 By James H. Smitten  
James H. Smitten, President

12 STATE OF NEVADA )  
13 County of Churchill ) ss.

14 On this 21<sup>st</sup> day of August, 1985, personally appeared  
15 before me, a notary public in and for the county and state  
16 aforesaid, JAMES H. SMITTEN, known to me to be the President of  
17 SMITTEN OIL & TIRE COMPANY, INC., the corporate entity described  
18 in and who executed the foregoing instrument; who acknowledged  
19 to me that he executed the foregoing instrument freely and  
20 voluntarily and for the uses and purposes therein mentioned on  
21 behalf of the said SMITTEN OIL & TIRE COMPANY, INC., and upon  
22 the express authority and direction of the Board of Directors of  
23 said corporation.

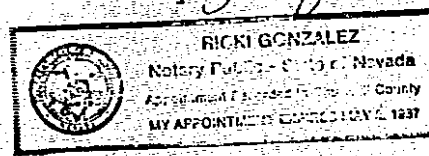
24 IN WITNESS WHEREOF, I have hereunto set my hand and  
25 affixed my official seal, the day and year in this certificate  
26 above written.

27 Ricki Gonzalez  
Notary Public

28  
Law Offices  
DIEMER EVANS  
& ASSOCIATES  
A Professional  
Corporation  
88 S. MAINE  
FALLON, NEVADA

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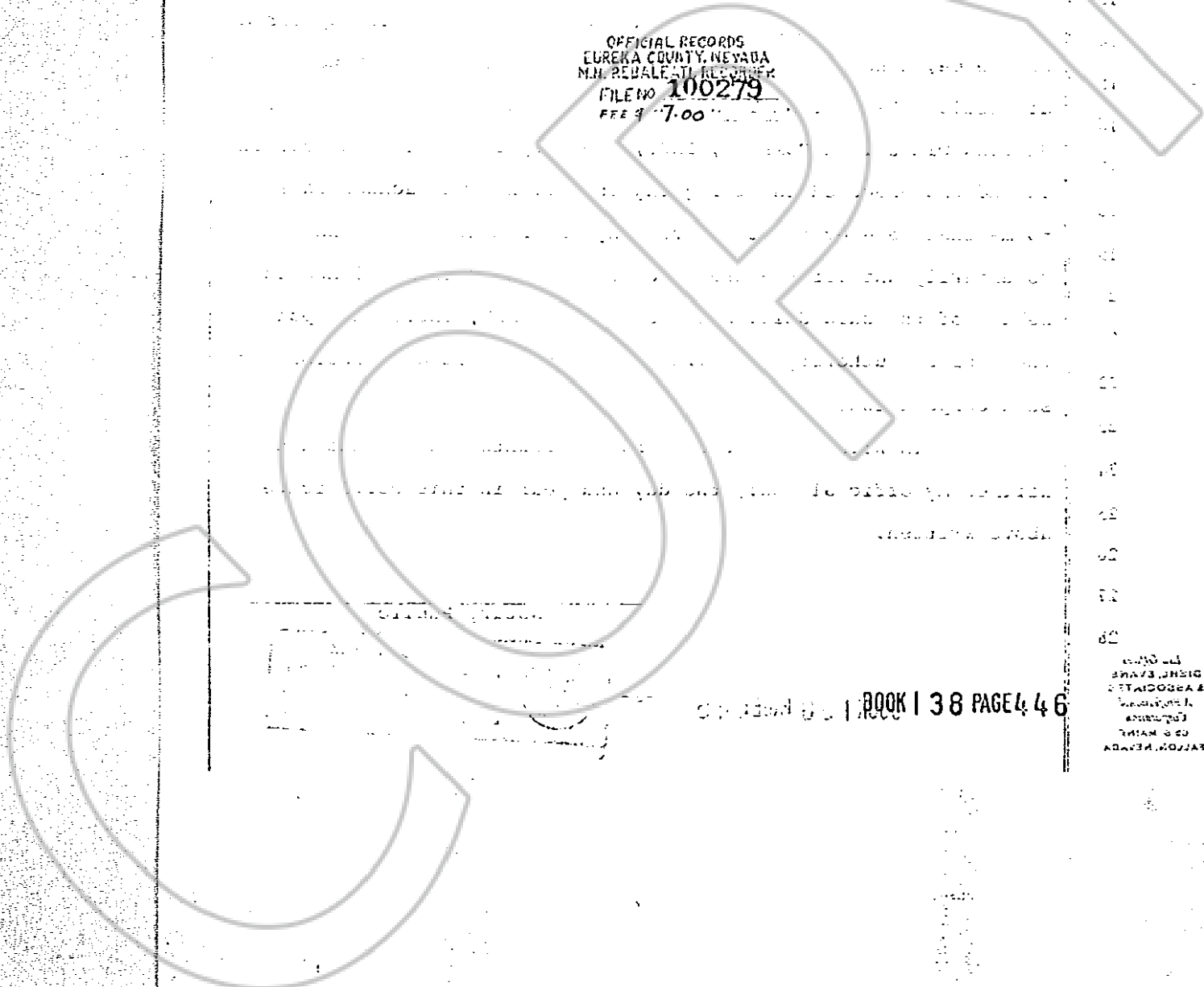


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RECORDED AT REQUEST OF  
FIRST AMERICAN TITLE CO. OF NEVADA  
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85 SEP 10 P 4:19

OFFICIAL RECORDS  
EUREKA COUNTY, NEVADA  
M.M. REBALEATI, REGISTERER  
FILE NO. 100279  
FEE \$ 7.00



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IN OFFICE  
DINAH EVANS  
ASSOCIATES  
EUREKA  
EUREKA, NEVADA