

NOTICE AND CLAIM OF LIEN

NOTICE IS HEREBY GIVEN that Robert J. Terhune dba Humboldt Ready Mix, Inc., claims a Materials Lien in the amount of Thirteen Thousand Three Hundred Fifty Six Dollars and No Cents (\$13,356.00) upon certain real property located in the County of Eureka, State of Nevada, commonly known as Custom Energy Homes and more particularly described in paragraph 7 of this Notice and Claim of Lien. This claim is made in pursuant to the laws of the State of Nevada, Particularly Chapter 108 of the Nevada Revised Statutes, as amended, for the value of the materials and/or services furnished by the Lien Claimant for the improvement of the property.

## Claimant further states:

1. The name of the owner or reputed owner of the property is Custom Energy Homes.
2. The name of the person by whom the Lien Claimant was contracted by and to whom Lien Claimant furnished material and/or services to is Robert (Bob) Dyer, an official for Custom Energy Homes located in Eureka, Nevada.
3. The terms given and conditions of the contract:  
To provide concrete in the form of a Six (6) sack mix to Custom Energy Homes. Payment was to be monthly, or in full at the end of the contract, whichever came first.
4. Lien Claimant commenced furnishing the materials and/or services on June 28, 1991.
5. That Sixty (60) days have not expired since the last materials were furnished.
6. That materials and/or supplies were furnished to and actually used on the property in the total amount of Thirteen Thousand Three Hundred Fifty Six Dollars and No Cents (\$13,356.00); to date and is now past due and owing to Lien Claimant for the materials and/or services furnished.
7. The location of the property to be charged is: Two (2) different locations in Diamond Valley in Eureka County, and One (1) location in the town of Eureka.
8. Demand for payment was made by the Lien Claimant, and no part or portion of the amount due and owing has been paid; there are no further offsets to the claim; and the sum of Thirteen Thousand Three Hundred Fifty Six Dollars and No Cents (\$13,356.00), plus interest at the legal rate is now past due and owing to the Lien Claimant.

Lien Claimant claims a lien upon Property for Thirteen  
Thousand Three Hundred Fifty Six Dollars and No Cents  
(\$13,356.00), plus interest, costs and attorneys fees as  
provided by law.

Dated this 09 day of October, 1991.

Humboldt Ready Mix, Inc.

By: Robert J. Terhune  
Robert J. Terhune

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STATE OF NEVADA )

COUNTY OF EUREKA )

ss:

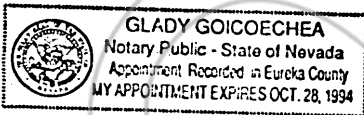
Robert J. Terhune, being first duly sworn on oath,  
according to law, deposes and says:

I am the operator of Humboldt Ready Mix, Inc., Ely  
Plant named in the foregoing Notice and Claim of Lien.  
I have read the above and foregoing Notice and Claim of  
Lien, know the contents thereof and state that the same  
are true of my own personal knowledge, except those mat-  
ters stated upon information and belief; and as to those  
matters, I believe them to be true. I further state that  
the Notice and Claim of Lien contains, among other things  
a correct statement of the demand of Lien Claimant.

Robert J. Terhune  
Robert J. Terhune

Subscribed and Sworn to before me  
this 9th day of October, 1991

Glady Goicoechea  
Notary Public



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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
Robert J. Terhune  
'91 OCT -9 AM 1:46

EUREKA COUNTY, NEVADA  
M.N. REBAL EATL. RECORDER  
FILE NO. FEE \$ 7.00  
138020

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