

Grantor's Name and Address

Berg Land & Livestock LLC  
45740 Austin Highway  
Fallon, NV 89406

175789

Beneficiary's Name and Address

Arthur H. Berg  
45740 Austin Highway  
Fallon, NV 89406

Recording Requested By and  
When Recorded Mail To:

Arthur H. Berg  
PO Box 920  
Lake Oswego, OR 970

### MEMORANDUM OF TRUST DEED

KNOW ALL BY TSE PRESENTS that on January 1, 1999, Berg Land & Livestock, LLC, as grantor(s), made and entered into a certain trust deed in favor of Arthur H. Berg, as beneficiary(ies), wherein the grantor(s) granted, bargained, sold, and conveyed the beneficiary(ies) a secured interest in the following described real property in Eureka County, State of Nevada, to-wit Exhibit A

Other than the abovescribed real property, other collateral encumbered by trust deed is as follows: all improvements and personal prty which is a part of the real property.

A general description the obligation(s) secured by the trust deed, and a statement of the term or maturity date (if any) of the obligation(s) is follows: certain line of credit note in the amount of \$4,000,000 dated January 1, 1999 and payable on demand.

A complete copy of trust deed is available upon written request to the beneficiary(ies).

The trust deed consists a line of credit instrument, the maximum principal amount to be advanced pursuant to the credit agreement is \$4,000,000, which is payable on demand.

IN WITNESS WHEREOF, the grantor(s) executed this memorandum on January 1, 1999. The grantor is a Limited Liability Corporation. it has caused its name to be signed by a member duly authorized to do so.

STATE OF OREGON County of Clackamas )ss.

This instrum was acknowledged before me on Jan. 1, 1999

by Arthur H. Berg  
as Manager  
of Berg Land & Livestock, LLC

Carol Ann Shelton  
Notary Public

My Commission Expires on Dec 9, 2000



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Exhibit A

All that certain lot piece or parcel of land situate in the County of Eureka, State of Neda, described as follows:

TOWNSHIP 21 NOH, RANGE 53 EAST, MDB&M

Section 20: 1

EXCEPTING THERFROM that portion thereof conveyed to CORPORATION OF THE PRESIDING SHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS, a Utah corporation, in deed recorded September 7, 1984, in Book 127, Page 57, Official Records, Eureka County, Nevada.

Section 29: 1

TOWNSHIP 21 NOH, RANGE 53 EAST, MDB&M

Section 20: 1

EXCEPTING THERFROM all potassium, oil and gas as reserved by THE UNITED STATES OF AMERICA in patent recorded May 3, 1963, in Book 26, Page 426, Bd Records, Eureka County, Nevada.

TOWNSHIP 21 NOH, RANGE 53 EAST, MDB&M

Section 22: 1

Section 27: 1

EXCEPTING THERFROM all the oil, gas, potash and sodium as reserved by THE UNITED STATES OF AMERICA in patents recorded April 9, 1964, in Book 3, Page 55, Official Records, Eureka County, Nevada, and recorded December 30, 1964, in Book 6, Page 348, Eureka County, Nevada.

TOWNSHIP 21 NOH, RANGE 53 EAST, MDB&M

Section 28: 1

EXCEPTING THERFROM all the oil and gas as reserved by THE UNITED STATES OF AMERICA in deed recorded December 30, 1964, in Book 6, Pages 349 and 350, Official Records, Eureka County, Nevada.

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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Big Sandy Livestock*  
01 JAN 23 PM 12:45

EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. 175789  
FEES \$8.00

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