

A portion of BLM Land,
ASSESSOR'S PARCEL NO: 07-340-08

After recorded, mail to:
Niels Fugal Sons Co.
c/o Matthew C. Addison, Esq.
McDonald Carano Wilson LLP
P.O. Box 2670
Reno, NV 89505

BOOK 399 PAGE 408
OFFICIAL RECORDS
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McDonald Carano Wilson
2004 NOV 18 PM 2:42

EUREKA COUNTY, NEVADA
M.N. REBALEATI, RECORDER
FILE NO. 193810
FEES 17.00

CLAIMANT'S AMENDED RELEASE OF LIEN

NOTICE IS HEREBY GIVEN:

1. Niels Fugal Sons Co. ("Claimant") recorded a "Mechanic's Lien Claim" as Document No. 180913 on February 3, 2003 and an "Amended Mechanic's Lien" as Document No. 181803 on May 14, 2003 (the "Lien Claims"), with the Eureka County Recorder's Office against certain real property which is more specifically described as an optical amplifier site on a parcel located on U.S. Highway 50 approximately 1.3 miles west of the junction of Nevada Highway 278 and U.S. Highway 50 in Eureka County, Nevada (the "Property"). The Property is a portion of BLM Land, Assessor Parcel Number is: 07-340-08. A true and correct copy of the legal description of that Property covered by the Lien Claims is attached hereto as Exhibit "A".

2. The Owners of the Property have fully and completely settled the Lien Claims, including the payment of all Claimant's Lien related fees, costs and other expenses.

3. Therefore, for and in consideration of full and final payment of all sums

due Claimant for all the labor, materials, services and/or equipment described in Claimant's above-mentioned Lien Claims, the receipt of which is hereby acknowledged, the undersigned does hereby waive and release any and all liens, notices, claims of lien and demands whatsoever that now exist, or may hereafter accrue against the subject Property on account of labor and materials furnished by Claimant, to, or on account of, the owner or reputed owner Sierra Touch America, LLC, the General Contractor on the project and/or the Owner of the Property. This Release includes any and all liens, notices, claims of lien and demands whatsoever of any and all subcontractors, suppliers and/or employees of Claimant.

4. That the undersigned is duly authorized to execute this Release on behalf of Lien Claimant Niels Fugal Sons Co.

DATED: This 17th day of November, 2004.

NIELS FUGAL SONS CO.,
a Utah corporation, authorized and licensed to do
construction work in Nevada

By: 
(Insert Name)

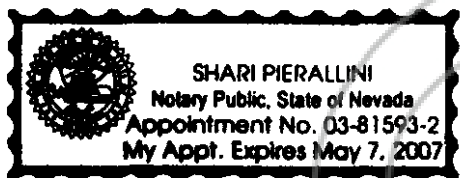
Matthew C. Addison
(Print Name)

Its: Attorney and Authorized Agent
(Insert Title)

VERIFICATION

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

On this 17th day of November, 2004, before me, a Notary Public in and for the County of Washoe, State of Nevada, duly commissioned and sworn, personally appeared Matthew C. Addison, the attorney for, duly authorized representative of, Niels Fugal Sons Co., a Utah corporation, known to me to be the person whose name is subscribed to the within instrument, and who acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.



Shari Pierallini

NOTARY PUBLIC

145423.2

EXHIBIT "A"

The legal description for the subject property located on U.S. Highway 50 approximately 1.3 miles west of the junction of Nevada Highway 278 and U.S. Highway 50 in Eureka County, Nevada, is as follows:

Beginning at a set 5/8 rebar that lies in the Eastern R/W Fence line of Frontier Drive (undedicated). This rebar marks the southwest corner of the subject parcel and is a point from whence the SW (calculated) section corner of section 28 of T20N R53E bears N45°02'15"W 67.64 feet distant. Commencing thence N0°00'18"E 275.00 feet along the Frontier Drive, thence along the southern R/W of US HWY 50 S72°47'56"E 500.00 feet thence, S0°00'18"W 275.00 feet thence, N72°47'56"W 500.00 feet to the place of beginning.
CONTAINING 13318.0 SQUARE FEET, 3.015 ACRES MORE OR LESS.

[* The above legal description was obtained from a Record of Survey and Topographic Map prepared by Piedmont Surveying Co. Of the project site.]