

ELKO COUNTY

42826505

421030

GIFT DEED

FOR LOVE AND AFFECTION AND GOOD AND VALUABLE CONSIDERATION, the receipt whereof is hereby acknowledged, WILLIAM H. EBERT and RACHEL A. EBERT, as Co-trustees of the Ebert Living Trust dated July 25, 1985, as to an undivided 1/3 interest, herein referred to as Grantors, do hereby give, grant and convey to THOMAS F. EBERT and NANCY E. EBERT, as trustees, or successor trustee, of the Ebert Family Trust, UDT, dated July 11, 1997, as community property with right of survivorship, whose address is 1000 San Bruno Avenue, Morgan Hill, California 95037, herein referred to as Grantees, and to their assigns, and the heirs and assigns of the survivor, forever, the property and premises located in the County of Elko, State of Nevada, described as follows:

All that certain real property situate in the County of Elko, State of Nevada, more particularly described as follows:

Parcel Nos. 1, 3 and 4, as shown on Parcel Map for TOM and NANCY EBERT, filed in the office of the County Recorder of Elko County on July 1, 1997, as File No. 409329, located in a portion of thw SW1/4 of Section 19, Township 33 North, Range 58 East, M.D.B.&M.

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas, petroleum, naphtha, other hydrocarbon substances and minerals of whatsoever kind and nature in, upon or beneath the property herein described, as reserved by THE FEDERAL LAND BANK OF BERKELEY in deed recorded December 1, 1939, in Book 49, Page 693, Deed Records, Elko County, Nevada.

TOGETHER WITH water rights in the SE1/4 SW1/4, Section 19, T.33N., R.58E., more or less, 4.10 acres with a priority date of 1905 - Humboldt River Proof 00401.

TOGETHER WITH a water right under Proof 00408, being 2.89 acres, more or less, with a priority date of 1896. This is located in the NE1/4 SW 1/4 of Section 19, T.33N., R.58E. Point of Diversion, W.R. Bellinger ditches, Source Lamaille Creek.

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TOGETHER WITH all buildings and improvements thereon.

SUBJECT TO all taxes and other assessments, reservations, exceptions, and all easements rights of way, liens, contracts, leases, surveys, covenants, conditions and restrictions, as may appear of record.

TOGETHER WITH the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the Grantees, as community property with right of survivorship, and their assigns and the heirs and assigns of the survivor, forever.

IN WITNESS WHEREOF, the Grantors have signed this deed this 6 day of Oct, 1997.

William H. Ebert
WILLIAM H. EBERT, Co-Trustee of the
Ebert Living Trust dated July 25,
1985

Rachel A. Ebert
RACHEL A. EBERT, Co-Trustee of the
Ebert Living Trust dated July 25,
1985

STATE OF CALIFORNIA)
COUNTY OF Santa Clara ss.

On 6th Oct, 1997, personally appeared before me, a Notary Public, WILLIAM H. EBERT, who acknowledged that he executed the above instrument.



J. B. [Signature]
NOTARY PUBLIC
My Commission Expires: 5 Jan 2000

ELKO COUNTY

STATE OF CALIFORNIA)
COUNTY OF San Diego) ss.

On 28 Oct, 1997, personally appeared before me, a Notary Public, RACHEL A. EBERT, who acknowledged that she executed the above instrument.

NOTARY PUBLIC
My Commission Expires: 5 Jan 2000



Parcel Number: APN 007-080-034

Grantee's Address: 1000 San Bruno Avenue
Morgan Hill, CA 95037

INDEXED

FEE 9.00 FILE# 424030
REQUEST OF

First American Title Co. Of Nev
98 MAR 11 PM 3: 31

CK 1036 PG 603
JERRY D. REYNOLDS
ELKO CO. RECORDER

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