

432909

430875.CS

RECORDING REQUESTED BY:
FEATHER RIVER STATE BANK

FEATHER RIVER STATE BANK
ATTN: AG REAL ESTATE DEPARTMENT
DRAWER D
YUBA CITY, CA 95992

SPACE ABOVE THIS LINE FOR RECORDER'S USE

LOAN NO.398959

ASSIGNMENT OF DEED OF TRUST

THIS ASSIGNMENT entered into this 17th day of September, 1998, by and between Feather River State Bank, (hereinafter referred to as "Assignor") U. S. Bank Trust National Association, as Custodian Trustee, (hereinafter referred to as "Assignee").

RECITALS

1. Assignor is the owner and holder of a Note dated September 17, 1998 in the original principal amount of \$1,000,000.00 (the "Note"). The Note is secured by a mortgage/deed of trust executed by CALVIN DEAN STITZEL, an unmarried man to Assignor and duly filed for record concurrently with this assignment in the office of the County Recorder of Elko County, Nevada, (the "Mortgage") covering real property described in Exhibit "A" attached hereto and incorporated herein.
2. Assignor has the lawful right to endorse the Note and assign the Deed of Trust to Assignee.
3. Assignee desires to purchase the Note and have assigned to it all security instruments held by Assignor securing repayment of the Note including, but not limited to the Deed of Trust.

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. Assignor does hereby sell, assign, transfer, convey, endorse, set over and deliver to Assignee the Deed of Trust together with the Note, debt and claim secured by said Deed of Trust, and all liens, collateral assignments and security instruments created under, with or related to the Deed of Trust or the Note.
2. The Assignor does represent and warrant that it is the owner of the Deed of Trust and Note secured thereby and fully authorized and empowered to make the Assignment contained herein.

IN WITNESS WHEREOF, this Assignment is executed the date above indicated.

FEATHER RIVER STATE BANK

BY Leonard Speth
Leonard Speth, Vice President

STATE OF CALIFORNIA
COUNTY OF SUTTER

On this SAND day of SEPTEMBER in the year 1998, before me, Carol J. Cody, a Notary Public in and for said State, personally appeared Leonard Speth, personally known to me (or proved on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/hers/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal



Carol J. Cody
Notary Public in and for said State.

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

Loan Number 398939

EXHIBIT "A"

REAL PROPERTY DESCRIPTION

PARCEL 1:

TOWNSHIP 37 NORTH, RANGE 57 EAST, MDB&M

- Section 1: Lots 2, 3 and 4; S½NW¼; SW¼
- Section 2: SE½NE¼; E½SE¼
- Section 11: NE¼; S½
- Section 12: W½NW¼; NW¼SW¼
- Section 14: W½E½; W½
- Section 15: E½SE¼
- Section 22: E½E½
- Section 23: W½
- Section 26: W½
- Section 27: NE½NE¼; S½NE¼; SE¼
- Section 34: E½W½; E½
- Section 35: W½W½

TOWNSHIP 38 NORTH, RANGE 57 EAST, MDB&M

- Section 1: E½; NE½SW¼; SW¼SW¼; SW¼NW¼; Lot 4 (NW¼NW¼)
- Section 3: All
- Section 11: All
- Section 13: NW¼NW¼; S½NW¼; NE½NE¼; SE½NE¼; S½
- Section 23: All
- Section 24: E½E½
- Section 25: All
- Section 35: All
- Section 36: All

TOWNSHIP 38 NORTH, RANGE 58 EAST, MDB&M

- Section 5: All
- Section 7: All
- Section 17: All
- Section 19: Lots 1, 2, 3 and 4 (W½W½); E½W½; E½
- Section 21: All
- Section 29: All
- Section 30: Lots 1, 2, 3 and 4 (W½W½)

PARCEL 2:

TOWNSHIP 37 NORTH, RANGE 57 EAST, MDB&M

- Section 11: NW¼
- Section 15: W½SE¼; NE¼
- Section 27: NW¼NE¼



EXCEPTING FROM Parcel 2 one-half of all oil, gas, mineral and other hydrocarbon substances lying in and under said land as reserved by STRATHEARN CATTLE CO. in Deed recorded November 19, 1957, in Book 73 of Deeds at Page 38, Elko County, Nevada.

FURTHER EXCEPTING FROM Parcel 2 all petroleum, oil, natural gas, and products derived therefrom, within or underlying said lands or that may be produced therefrom, as reserved by SOUTHERN PACIFIC COMPANY, in Deed recorded July 22, 1959, in Book 76 of Deeds at Page 520, Elko County, Nevada, records.

ALSO EXCEPTING FROM Parcel 2 one-half of all oil, gas or mineral rights of any nature owned by the grantor as reserved by A. B. MCKINLEY AND SONS, INC., in deed recorded June 14, 1960 in Book 4, of Official Records at Page 268, Elko County, Nevada.

PARCEL 3:

TOWNSHIP 37 NORTH, RANGE 57 EAST, MDB&M

Section 2: Lots 1 and 2 (N~~W~~NE~~X~~); SW~~N~~NE~~X~~; W~~N~~SE~~X~~

EXCEPTING THEREFROM all the oil and gas lying in and under said land as reserved by THE UNITED STATES OF AMERICA, in Patent recorded in Book 38 of Official Records at Page 219, Elko County, Nevada.

TOWNSHIP 38 NORTH, RANGE 57 EAST, MDB&M

Section 24: W~~N~~; W~~N~~SE~~X~~

EXCEPTING FROM Parcels 1, 2 and 3, an undivided 1/10th interest in and to all gas, oil, and mineral rights owned by PRITCHARD LAND AND CATTLE COMPANY, as conveyed to PETER E. MARBLE, a single man, in Quitclaim Deed recorded October 2, 1975, in Book 219 at Page 320 of Official Records, Elko County, Nevada.

CONTINUED



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

PARCEL A:

TOWNSHIP 37 NORTH, RANGE 58 EAST, MDB&M

- Section 5: NW~~X~~SE~~X~~ (APN 007-12C-003)
- Section 17: NE~~X~~SE~~X~~ (APN 007-12I-004)
- Section 27: S~~X~~S~~X~~NW~~X~~ (APN 007-12N-013)
- Section 27: S~~X~~N~~X~~SW~~X~~ (APN 007-12N-017)

EXCEPTING THEREFROM one-half of all the minerals, mineral deposits, oil and gas contained in or upon the said lands, as reserved by ITCAINA LIVESTOCK, a co-partnerships composed of EARL EDGAR, et al, in various deeds of record.

FURTHER EXCEPTING THEREFROM Fifty percent (50%) of all minerals, royalties, mineral rights, mineral deposits, oil and gas, and oil and gas rights, and coal, now in, under, on or pertaining to said lands, as reserved by EARL EDGAR and DELORES EDGAR, his wife, dba ITCAINA LIVESTOCK, in various deeds of record.

(Affects SE~~X~~, Sec. 5 and SE~~X~~, Sec. 17)

TOWNSHIP 38 NORTH, RANGE 57 EAST, MDB&M

- Section 27: W~~X~~SE~~X~~NE~~X~~ (APN 006-57B-002)
- Section 27: E~~X~~NW~~X~~NE~~X~~ (APN 006-57B-012)
- Section 27: W~~X~~NW~~X~~NE~~X~~ (APN 006-57B-013)

EXCEPTING THEREFROM all petroleum, oil, natural gas, and products derived therefrom, within or underlying said land or that may be produced therefrom, as reserved by SOUTHERN PACIFIC COMPANY, a Corporation, in deed recorded July 22, 1959, in Book 76, Page 520, Deed Records, Elko County, Nevada.

FURTHER EXCEPTING THEREFROM one-half of all oil, gas, or mineral rights, of any nature, as reserved by A.B. MCKINLEY & SONS, INC., a California corporation, in deed recorded June 14, 1960, in Book 4, Page 268, Official Records, Elko County, Nevada.

CONTINUED



TOWNSHIP 38 NORTH, RANGE 58 EAST, MDB&M

Section 23: NW~~X~~NW~~X~~NE~~X~~ (APN 007-13F-005)
 Section 23: SE~~X~~NW~~X~~NE~~X~~ (APN 007-13F-006)
 Section 27: NE~~X~~SW~~X~~NW~~X~~ (APN 007-13H-030)
 Section 31: SE~~X~~NW~~X~~ (APN 007-13I-011)
 Section 31: SE~~X~~SW~~X~~NE~~X~~ (APN 007-13I-013)
 Section 35: SE~~X~~SE~~X~~ (APN 007-13K-011)
 Section 35: S~~X~~N~~X~~NW~~X~~SE~~X~~ (APN 007-13K-013)
 Section 35: N~~X~~S~~X~~NW~~X~~SE~~X~~ (APN 007-13K-014)

EXCEPTING THEREFROM one-half of all the minerals, mineral deposits, oil and gas contained in or upon the said lands, as reserved by ITCAINA LIVESTOCK, a Co-Partnerships composed of EARL EDGAR, et al, in various deeds of record.

FURTHER EXCEPTING THEREFROM Fifty percent (50%) of all minerals, royalties, mineral rights, mineral deposits, oil and gas, and oil and gas rights, and coal, now in, under, on or pertaining to said lands, as reserved by EARL EDGAR & DELORES EDGAR, his wife, dba ITCAINA LIVESTOCK, in various deeds of record.

(Affects NX, Sec. 31)

TOWNSHIP 39 NORTH, RANGE 58 EAST, MDB&M

Section 31: SW~~X~~NE~~X~~ (APN 007-14C-003)

EXCEPTING THEREFROM one-half of all the minerals, mineral deposits, oil and gas contained in or upon the said lands, as reserved by ITCAINA LIVESTOCK, a Co-Partnerships composed of EARL EDGAR, et al, in various deeds of record.

FURTHER EXCEPTING THEREFROM Fifty percent (50%) of all minerals, royalties, mineral rights, mineral deposits, oil and gas, and oil and gas rights, and coal, now in, under, on or pertaining to said lands, as reserved by EARL EDGAR & DELORES EDGAR, his wife, dba ITCAINA LIVESTOCK, in various deeds of record.

PARCEL B:

TOWNSHIP 37 NORTH, RANGE 57 EAST, MDB&M

Section 22: W~~X~~E~~X~~

TOWNSHIP 38 NORTH, RANGE 57 EAST, MDB&M

Section 26: Lots 1 through 12, inclusive; NE~~X~~

CONTINUED



PARCEL C:

TOWNSHIP 38 NORTH, RANGE 57 EAST, MDB&M

Section 27: SWXSWX

EXCEPTING THEREFROM all petroleum, oil, natural gas, and products derived therefrom, within or underlying said land or that may be produced therefrom, and all times to enter upon or in said land to prospect for and to drill, bore, recover and remove the same.

FURTHER EXCEPTING THEREFROM one-half of all oil, gas, mineral and other hydrocarbon substances in and under said land.

ALSO EXCEPTING THEREFROM one-half of all oil, gas or mineral rights, of any nature.

PARCEL D:

TOWNSHIP 38 NORTH, RANGE 58 EAST, MDB&M

Section 35: SWXSEK

EXCEPTING THEREFROM one-half of all minerals, mineral deposits, oil and gas contained in or upon the said lands, as reserved by ITCAINA LIVESTOCK, a Co-partnership composed of EARL EDGAR, et al, in deed recorded December 29, 1960, in Book 10, Page 290, Official Records, Elko County, Nevada.

END



CAS.

FEE 13.00 INDEXED
FILE # 432909
REQUEST OF
First American Title Co. Of Nev
98 SEP 28 PM 3:19
BY 1065 PG 283
JERRY D. REYNOLDS
ELKO CO. RECORDER