

File No. 17443.

The Hibernia Savings and Loan Society,
a corporation, Mortgagee,

to

GEORGE RUSSELL, JR., etc.,

Mortgagor.

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)
) NOTICE OF BREACH OF OBLIGATION SECURED BY MORTGAGE
) AND OF ELECTION TO SELL REAL PROPERTY DESCRIBED THEREIN.
)

) DATED: January 20, 1928.
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NOTICE OF BREACH OF OBLIGATION SECURED BY MORTGAGE AND OF ELECTION
TO SELL REAL PROPERTY DESCRIBED THEREIN.

WHEREAS, JENNIE C. DUNPHY MEYER, formerly JENNIE C. DUNPHY, as surviving Trustee under the Trust created by the Last Will and Testament of WILLIAM DUNPHY, deceased, and under the Decree of Final Distribution in the Estate of WILLIAM DUNPHY, deceased, did, on the 2nd day of December, 1921, execute and deliver to the undersigned a promissory note for the sum of One Hundred Thousand (\$100,000.00) Dollars, payable and to bear interest according to the terms thereof, and to secure the payment of said note and the interest thereon, did, pursuant to authority conferred upon her by judgment and decree duly given, made and entered in the action of said JENNIE C. DUNPHY MEYER, as Trustee etc., et al., plaintiffs, vs. MARY D. FLOOD, et al., defendants, brought

in the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, execute and deliver a mortgage in triplicate of even date therewith, one of which said mortgage so executed in triplicate was on the 16th day of December, 1921, duly recorded in the office of the County Recorder of the County of Elko, State of Nevada, in Book 9 of Real Mortgages, at page 344 et seq., one of which said mortgage so executed in triplicate was on the 10th day of December, 1921, duly recorded in the office of the County Recorder of the County of Eureka, State of Nevada, in Liber "F" of Mortgages, at page 149, and one of which said mortgage so executed in triplicate was on the 8th day of December, 1921, duly recorded in the office of the County Recorder of the County of Lander, State of Nevada, in Book 7 of Mortgages, at page 223; which said mortgage so executed in triplicate contained a power of sale and authorized the sale of the mortgaged property in case of default in any of the terms of said promissory note; and

WHEREAS, thereafter, said JENNIE C.D.MEYER, Trustee of said trust, died, and thereafter, upon proceedings duly had in the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, GEORGE RUSSELL, JR., was appointed Trustee of the said WILLIAM DUNPHY TRUST, to fill the vacancy created by the death of said JENNIE C. DUNPHY MEYER; and

WHEREAS, the said GEORGE RUSSELL, JR., is now the duly appointed, qualified and acting Trustee of said William Dunphy Trust; and

WHEREAS, default has been made in the payment of said promissory note and of the interest thereon, according to the terms thereof,

NOW, THEREFORE, NOTICE IS HEREBY GIVEN by the undersigned that a breach has occurred in the performance of said obligation and that the undersigned has elected to cause the real property described in said mortgage so executed in triplicate to be sold, in accordance with the provisions contained in said power of sale, to satisfy said obligation.

WITNESS, the hand and seal of the mortgagee described in the mortgage so executed in triplicate hereinabove referred to, this 20th day of January, 1928.

(CORPORATE SEAL) THE HIBERNIA SAVINGS AND LOAN SOCIETY
BY E.J. Tobin
President.
MORTGAGEE.

STATE OF CALIFORNIA,)
City and County of San Francisco) SS.

On this 21st day of January in the year one thousand nine hundred and twenty-eight, before me, CHARLES R. HOLTON, a Notary Public in and for said City and County, residing therein, duly commissioned and sworn, personally appeared E.J.Tobin known to me to be the president of THE HIBERNIA SAVINGS AND LOAN SOCIETY the Corporation that executed the within and foregoing instrument, and to the officer who executed the said instrument on behalf of said Corporation therein named, and he acknowledged to me that said Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at my office in the said City and County of San Francisco, the day and year in this certificate last above written.

(Notarial Seal)
My commission expires October 9, 1930.

Charles R. Holton
NOTARY PUBLIC.
In and for the City and County of San Francisco,
State of California.

Recorded at the request of Robin & Tobin Jan. 25, A. D. 1928 At 0 minutes past 4 P.M.

Peter Merialdo---Recorder.