

File No. 24981

APPOINTMENT OF W.E. YORK AS SUCCESSOR TO  
H.W. BROWNING AS TRUSTEE IN LAND BANK COMMISSIONER LOANS

KNOW ALL MEN BY THESE PRESENTS THAT:

THE FEDERAL LAND BANK OF BERKELEY, a corporation, as agent and attorney in fact of W. E. RHEA, LAND BANK COMMISSIONER, and FEDERAL FARM MORTGAGE CORPORATION, a corporation, in their name and in their behalf, does hereby appoint W. E. YORK as Trustee and successor to H. W. BROWNING, trustee in those deeds of trust which secure loans made by the Land Bank Commissioner wherein H. W. Browning is one of the Trustees named therein. This appointment is made pursuant to a power contained in said deeds of trust wherein the Beneficiary by his duly authorized agent is given power to appoint a successor, or successors, to any and all of the Trustees therein named. The following is a true and correct copy of the resolution of the Board of Directors of The Federal Land Bank of Berkeley duly passed on the 16th day of May, 1944 authorizing such appointment:

"WHEREAS, out of a fund transferred by Congress to Federal Farm Mortgage Corporation, a corporation duly established by the Federal Farm Mortgage Corporation Act approved January 31, 1934, and pursuant to the provisions of Part 3, Section 32, of an Act of Congress known as the Emergency Farm Mortgage Act of 1933, approved May 12, 1933, the Land Bank Commissioner, formerly known as Farm Loan Commissioner, has made loans secured by deeds of trust executed by the borrowers in favor of Willard D. Ellis, Walter C. Dean, and Chas. Parker, as Trustees, and Land Bank Commissioner, as Beneficiary, and other loans executed by the borrowers in favor of Walter C. Dean, Frank R. Hodgson, and H. W. Browning, as Trustees, and Land Bank Commissioner, as Beneficiary, and

"WHEREAS, said deeds of trust vest in said Beneficiary the power to appoint a successor or successors in trust to each of the Trustees therein named, such appointment to be made by the Beneficiary acting through his duly authorized agent, and

"WHEREAS, by power of attorney duly executed June 25, 1934, by Federal Farm Mortgage Corporation and A. S. Goss, Land Bank Commissioner, The Federal Land Bank of Berkeley, a corporation, was duly appointed their true and lawful agent and attorney in fact with full power to act as agent and attorney in fact, and which power of attorney has been recorded in the office of the county recorder of each county in the states of California and Nevada, and

"WHEREAS, W. E. Rhea is now Land Bank Commissioner, having been appointed to that office, effective as of September 11, 1940, by appointment of the President of the United States, pursuant to the provisions of Section 3 of the Federal Farm Loan Act (12 U.S.C.A. 653), and

"WHEREAS, pursuant to such power The Federal Land Bank of Berkeley, as agent and attorney in fact of Federal Farm Mortgage Corporation and Land Bank Commissioner, has heretofore appointed Frank R. Hodgson and H. W. Browning as successors in trust to Willard D. Ellis and Chas. Parker in those deeds of trust wherein Frank R. Hodgson and H. W. Browning are not named specifically as Trustees, notice of said appointment being now of record in the offices of the county recorders of the counties of the states in which said deeds of trust have recorded or registered, and

"WHEREAS, said deeds of trust are recorded or registered, or will be recorded or registered, in the proper county offices in the states of California and Nevada according to the location of the real property described in said deeds of trust, and

"WHEREAS, H. W. Browning is now serving as an officer in the naval forces of the United States and therefore is unable to exercise his powers as Trustee under said deeds of trust;

"NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of The Federal Land Bank of Berkeley that The Federal Land Bank of Berkeley, as agent and attorney in fact of Federal Farm

Mortgage Corporation and Land Bank Commissioner, shall discharge H. W. Browning, and he hereby is discharged, from the trust imposed upon him by said deeds of trust, such discharge to be effective as of the first day of June, 1944, and shall appoint W. E. York, and he hereby is appointed, Trustee, in the place and stead of H. W. Browning, and that said W. E. York by such appointment shall be invested with all the estate, powers, duties, and title of his predecessor Trustee in all of said deeds of trust and in the properties therein conveyed, said appointment and investiture of said estate, powers, duties, and title to be and become effective as of the first day of June, 1944, and

"BE IT FURTHER RESOLVED that said appointment is subject to all the rights, privileges, powers, and prerogatives which said deeds of trust have conferred upon the Land Bank Commissioner as Beneficiary therein."

IN WITNESS WHEREOF, The Federal Land Bank of Berkeley, as agent of W. E. Rhea, Land Bank Commissioner, and Federal Farm Mortgage Corporation, has caused the names of its principals and its corporate name as such agent and attorney in fact to be hereunto subscribed and its corporate seal to be hereunto affixed by its Assistant Vice President and its Assistant Secretary thereunto duly authorized by said resolution this 27th day of May, 1944.

W. E. RHEA, LAND BANK COMMISSIONER, and  
FEDERAL FARM MORTGAGE CORPORATION,

By The Federal Land Bank of Berkeley  
as Agent and Attorney in Fact of  
W. E. Rhea, Land Bank Commissioner,  
and Federal Farm Mortgage Corporation

(CORPORATE SEAL)

By Wm. H. Woolf  
Assistant Vice President

By R. R. Mauser  
Assistant Secretary

STATE OF CALIFORNIA )  
County of Alameda ) ss.

On this 27th day of May, in the year A.D. 1944, before me, G. E. Campbell, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared Wm. H. Woolf, known to me to be the Assistant Vice-President, and R. R. Mauser, known to me to be the Assistant Secretary of The Federal Land Bank of Berkeley, the corporation that executed the within and foregoing instrument and whose name is subscribed to the within instrument as the agent and attorney in fact of the Land Bank Commissioner and Federal Farm Mortgage Corporation, and each being by me duly sworn did depose, say, and acknowledge that he is the respective officer of The Federal Land Bank of Berkeley as designated in said instrument; that The Federal Land Bank of Berkeley is the agent and attorney in fact of the Land Bank Commissioner and Federal Farm Mortgage Corporation; that he is acquainted with the seal of The Federal Land Bank of Berkeley and that the seal affixed to said instrument is the corporate seal of said corporation; that said corporate seal was affixed to said instrument and that he signed the said instrument in behalf of said corporation as the agent and attorney in fact of the Land Bank Commissioner and Federal Farm Mortgage Corporation by authority of a resolution of the Board of Directors of The Federal Land Bank of Berkeley; that for and on behalf of said corporation the said Assistant Secretary subscribed the names of W. E. Rhea, Land Bank Commissioner, and Federal Farm Mortgage Corporation thereto as principal and that The Federal Land Bank of Berkeley executed the said instrument and subscribed its own name as agent and attorney in fact, by its officers duly authorized, freely and voluntarily for the purposes, uses and consideration therein stated; that the signatures to said instrument were made by the officers of said corporation as indicated after said signatures, and that said instrument was signed in behalf of said Land Bank Commissioner and

Federal Farm Mortgage Corporation by authority of a power of attorney, and that The Federal Land Bank of Berkeley as such agent and attorney in fact executed the same. I further certify that the said instrument was acknowledged before me on the date in this certificate first above written, by the said Wm. H. Woolf, and R. R. Mauser, as Assistant Vice President and Assistant Secretary, respectively, of The Federal Land Bank of Berkeley, the agent and attorney in fact of the Land Bank Commissioner and Federal Farm Mortgage Corporation.

WITNESS my hand and official seal the day and year in this certificate first above written.

(Notarial Seal)

My Commission will expire May 17, 1947.

G.E. Campbell

Notary Public in and for said  
County and State.

Residence: Oakland, California

Recorded at the request of R.R.Mauser May 31, A.D. 1944 At 0 minutes past 9 A.M.

Peter Merialdo --- Recorder.