

WHEREAS, JOHN B. TROWBRIDGE, successor in interest of THOMAS JOHNSON and JUNE H. JOHNSON, his wife, is the owner and holder of a certain deed of trust dated July 29, 1964, which said deed of trust is executed by JOSIAH W. BATCHELLER and HELEN JANE BATCHELLER, his wife, as grantors, to PIONEER TITLE INSURANCE COMPANY OF NEVADA, a corporation, as trustee, for the use and benefit of said THOMAS JOHNSON and JUNE H. JOHNSON, his wife, predecessors in interest of JOHN B. TROWBRIDGE, As beneficiaries, to secure a promissory note dated July 29, 1964, in the principal amount of \$29,973.34, which said deed of trust is recorded in the office of the County Recorder of Eureka County, Nevada, in Book 5, File No. 40094, Official Records of said Eureka County, Nevada; and,

WHEREAS, the real property covered by said deed of trust is also covered by a deed of trust dated ^{March} ~~February~~ 9, 1965, executed by JOSIAH W. BATCHELLER and HELEN JANE BATCHELLER, his wife, as grantors, to PIONEER TITLE INSURANCE COMPANY OF NEVADA, a corporation, as trustee, for the use and benefit of CLARENCE F. SCHWABAUER and MILDRED L. SCHWABAUER, his wife, as beneficiaries, to secure a promissory note dated ^{March} ~~February~~ 9, 1965, in the principal amount of \$38,799.16, which said deed of trust was recorded subsequent to the recordation of the aforesaid deed of trust of July 29, 1964; and

WHEREAS, it is the mutual desire of all parties to the aforesaid instruments that said deed of trust of February 1965 have priority in point of time over the aforesaid deed of trust of July 29, 1964, notwithstanding the fact that the same was not recorded until subsequent to the recordation of said deed of trust of July 29, 1964; and

WHEREAS, the undersigned, JOHN B. TROWBRIDGE, is willing

1 to subordinate his existing deed of trust of July 29, 1964, in
 2 favor of the aforesaid deed of trust of ~~February~~ ^{March} 9, 1965;

3 NOW, THEREFORE, for and in consideration of the premises,
 4 and of the sum of TEN DOLLARS (\$10.00), lawful money of the United
 5 States, to said JOHN B. TROWBRIDGE, in hand paid by the aforesaid
 6 CLARENCE F. SCHWABAUER and MILDRED L. SCHWABAUER, his wife, the
 7 receipt whereof is hereby acknowledged, the said JOHN B. TROWBRIDGE
 8 hereby specifically declares that said deed of trust of ~~February~~ ^{March}
 9 9, 1965, shall take precedence and priority in point of
 10 time over the aforesaid deed of trust of July 29, 1964, held by
 11 him to the same intent and purpose and with the same force and
 12 effect as though the said deed of trust of ~~February~~ ^{March} 9, 1965
 13 had been made, executed, delivered and properly recorded prior to
 14 the date of the recordation of the aforesaid deed of trust of
 15 July 29, 1964.

16 It is specifically understood and agreed that the real
 17 property concerning which this agreement is made is located in
 18 the County of Eureka, State of Nevada, and particularly described
 19 as follows, to wit:

20 TOWNSHIP 23 NORTH, RANGE 52 EAST, MOUNT DIABLO BASE
 21 AND MERIDIAN

22 Section 11: Northeast quarter of Northeast quarter;
 23 Southwest quarter of Northeast quarter
 24 Section 12: South half of Southwest quarter
 25 Section 13: East half of Northwest quarter;
 26 Southwest quarter of Northwest quarter
 27 Section 24: East half; East half of West half
 28 Section 25: Northeast quarter; East half of North-
 29 west quarter
 30 Section 36: North half of Northeast quarter;
 West half of Northwest quarter;
 Northeast quarter of Northwest quarter
 and an undivided one-half interest in
 and to the Southwest quarter of North-
 east quarter; Southeast quarter of
 Northwest quarter

TOWNSHIP 23 NORTH, RANGE 53 EAST, MOUNT DIABLO BASE
AND MERIDIAN

Section 19: Lots 1, 2, 3 and 4
 Section 30: Lots 1 and 2

Excepting therefrom an undivided half interest in all oil and gas lying in and under said lands.

TOGETHER WITH all waters, water rights, ditches and ditch rights, wells and well rights connected with, belonging to, appurtenant or incident to, or used in connection with all, or any part, of said premises, together with all stock watering rights situated either upon the public domain or private land and used in connection with this ranching operation, including but not limited to the following certificates and applications:

Certificates:

Application:

2000	9440	Garden Spring
2001	9441	Call Spring
2002	9442	Mt. Hope Spring
2004	9552	McBride Spring
3058	11004	Grant View Well
2837	11008	Gen. McArthur Well
1238		Rye Grass Spring
	11007	Milligan Spring

And waters from Sulphur Spring, Reservoir Spring, Gravel Pit Spring, Nicholas Horse Ranch Spring, Mt. Hope No. 1. Well, Mt. Hope No. 2 Well, Mt. Hope No. 3 Well, Mt. Hope No. 4 Well, and Copper Mines Well.

Containing 1,520 acres, more or less.

Subject to existing rights of way.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

IN WITNESS WHEREOF, the said JOHN B. TROWBRIDGE has caused these presents to be executed this 24th day of February, 1965.

John B. Trowbridge
 JOHN B. TROWBRIDGE

California
STATE OF ~~NEVADA~~)
COUNTY OF *Los Angeles*) SS.

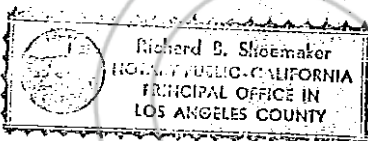
On this *24th* day of February, 1965, before me, the undersigned, a Notary Public in and for the aforesaid County and State personally appeared JOHN B. TROWBRIDGE, known to me to be the person described in and who executed the annexed instrument, who acknowledged to me that he executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the County of *Los Angeles* *California* State of ~~Nevada~~, the day and year in this certificate first above written.

Richard B. Shoemaker

Notary Public in and for the
County of *Los Angeles*
State of *Nevada*
California

My Commission Expires:



RICHARD B. SHOEMAKER, Notary Public in and
for the County of Los Angeles, State of California
My Commission Expires June 28, 1966

File No. 406B4

RECORDED AT THE REQUEST OF
Pioneer Title Ins.Co. of Nevada

March 10 A. D. 1965

At 36 minutes past 2 P. M.

in Book 6 of OFFICIAL RECORDS

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EUREKA COUNTY, NEVADA

Willis A. Nelson Recorder

Fee \$4.25