

ASSUMPTION AGREEMENT

LIBERTY LIVESTOCK, a co-partnership consisting of J.H. Sewell, Mollie S. Sewell, his wife, Thomas H. Gallagher and Dorothy S. Gallagher, his wife; and J. H. SEWELL and MOLLIE S. SEWELL, his wife, and THOMAS H. GALLAGHER and DOROTHY S. GALLAGHER, his wife, Individually, of the City of Elko, County of Elko, State of Nevada, having purchased that certain property described in the Deed of Trust dated October 30, 1964, executed by CHARLES DAMELE, also known as CHARLES J. DAMELE, JUANITA DAMELE, LEO J. DAMELE, ELLEN DAMELE, JOHN V. DAMELE and ROBERTA DAMELE, Trustors, to NEVADA TITLE GUARANTY COMPANY, Trustee, in favor of THE TRAVELERS INSURANCE COMPANY, Beneficiary, recorded November 9, 1964 in Book 6 of Official Records at Page 215, Eureka County, Nevada records; which Deed of Trust was given to secure an indebtedness in the principal sum of \$135,000.00, together with interest thereon at the rate of  $5\frac{3}{4}\%$  per annum, and with an unpaid principal balance of \$110,000.00 as of January 1, 1970, and said LIBERTY LIVESTOCK, a co-partnership consisting of J. H. Sewell, Mollie S. Sewell, his wife, Thomas H. Gallagher and Dorothy S. Gallagher, his wife; and J. H. SEWELL, and MOLLIE S. SEWELL, his wife, and THOMAS H. GALLAGHER and DOROTHY S. GALLAGHER, his wife, having agreed as part of the purchase price of said property to assume and pay this principal sum of \$110,000.00 together with interest thereon at the rate of  $5\frac{3}{4}\%$  per annum accruing from JANUARY 2, 1970 and to be bound by and to perform all of the covenants of said Deed of Trust at the time and in the manner provided therein, and to hold said CHARLES DAMELE, also known as CHARLES J. DAMELE, JUANITA DAMELE, LEO J. DAMELE, ELLEN DAMELE, JOHN V. DAMELE and ROBERTA DAMELE, harmless from the payment of the same, and LIBERTY LIVESTOCK, a co-partnership consisting of

J. H. Sewell and Mollie S. Sewell, his wife, Thomas H. Gallagher and Dorothy S. Gallagher, his wife, and J. H. SEWELL and MOLLIE S. SEWELL, his wife, and THOMAS H. GALLAGHER and DOROTHY S. GALLAGHER, his wife, do hereby assume and agree to pay the unpaid principal balance of said indebtedness as of the 2nd day of January, 1970, with interest to accrue thereon, and to perform all of the covenants of said Deed of Trust at the times and in the manner provided in said Deed of Trust.

DATED this 31st day of December, 1969.

J. H. Sewell  
 J. H. SEWELL

Mollie S. Sewell  
 MOLLIE S. SEWELL

Thomas H. Gallagher  
 THOMAS H. GALLAGHER

Dorothy S. Gallagher  
 DOROTHY S. GALLAGHER

LIBERTY LIVESTOCK,  
 a co-partnership

By J. H. Sewell  
 J. H. SEWELL

Mollie S. Sewell  
 MOLLIE S. SEWELL

Thomas H. Gallagher  
 THOMAS H. GALLAGHER


Dorothy S. Gallagher  
 DOROTHY S. GALLAGHER

STATE OF NEVADA, )  
 ) SS  
 COUNTY OF ELKO. )

On December 31, 1969, personally appeared before me, a Notary Public, J. H. SEWELL, MOLLIE S. SEWELL, THOMAS H. GALLAGHER and DOROTHY S. GALLAGHER, who acknowledged to me that they executed the foregoing instrument.

Charles B. Evans, Jr.  
 NOTARY PUBLIC

First American Title  
 Company of Nevada  
 RECORDED AT THE REQUEST OF \_\_\_\_\_  
 on Jan. 20, 1972, at 17 mins. past 11 A. M. in  
 Book 41 of OFFICIAL RECORDS, page 328-329, RECORDS OF  
 EUREKA COUNTY, NEVADA. Mollie S. Sewell Recorder.  
 File No. 55531 Fee \$ 4.00

 CHARLES B. EVANS, JR.  
 Notary Public - State of Nevada  
 Elko County, Nevada  
 Commission Expires Aug. 10, 1971

CHARLES B. EVANS, JR.  
 ATTORNEY AT LAW  
 SUITE SIX, PROFESSIONAL CENTER  
 575 COURT STREET  
 P. O. BOX 511  
 ELKO, NEVADA 89801