

ASSUMPTION AGREEMENT

DONALD RICHARDSON SMITH and WILMA MAINER SMITH, his wife, of Hendersonville, North Carolina, having purchased that certain real property described in the Deed of Trust and Chattel Mortgage dated June 17, 1966, executed by SANTA FE LAND & CATTLE CORPORATION, a Nevada corporation, Trustor, to TITLE INSURANCE & TRUST COMPANY, Elko, Nevada, Trustee for PIETRINA ETCHEGARAY and LeROY W. ETCHEGARAY, of the County of Eureka, State of Nevada, Beneficiaries, which Deed of Trust and Chattel Mortgage was recorded June 20, 1966, in Book 11, Page 045, Official Records of Eureka County, Nevada, which Deed of Trust and Chattel Mortgage was given to secure a Promissory Note in the principal sum of \$97,000.00, upon which there is now owing the sum of \$72,750.00, with accruing interest on the unpaid balance of said Note at the rate of 6% per annum; and said DONALD RICHARDSON SMITH and WILMA MAINER SMITH, his wife, having agreed as part of the purchase price of said property to assume and pay the unpaid portion of the principal, together with interest accruing thereon at the rate of 6% per annum from January 15, 1973, said DONALD RICHARDSON SMITH and WILMA MAINER SMITH, his wife, do hereby assume and agree to pay the present unpaid indebtedness evidenced by said Promissory Note, together with interest accruing from January 15, 1973, and to be bound by and to perform all of the covenants of the said Deed of Trust and Chattel Mortgage at the time and in the manner provided therein.

DATED this 24th day of December, 1972.

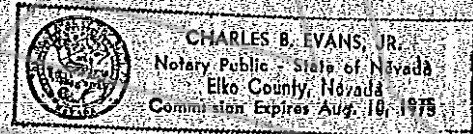
Donald Richardson Smith
DONALD RICHARDSON SMITH

Wilma Mainer Smith
WILMA MAINER SMITH

STATE OF NEVADA,)
COUNTY OF ELKO,) SS

On this 8th day of January, 1973, personally
appeared before me, a Notary Public DONALD RICHARDSON SMITH,
who acknowledged that he executed the foregoing instrument.

[Signature]
NOTARY PUBLIC



STATE OF NORTH CAROLINA,)
COUNTY OF BUNCOMBE.) SS

On this 11 day of Jan., 1973, personally
appeared before me, a Notary Public, WILMA MAINER SMITH, who
acknowledged that she executed the foregoing instrument.

[Signature]
NOTARY PUBLIC

my commission expires 7-9-76



RECORDED AT THE REQUEST OF Charles B. Evans, Jr.
on Jan. 19, 19 73, at 49 mins. past 10 A. M. in
Book 44 of OFFICIAL RECORDS, page 304-305 RECORDS OF
ELKO COUNTY, NEVADA [Signature] Recorder
File No. 56988 Fee \$ 4.00