

ASSUMPTION AGREEMENT

ROBERT F. RAINE, having acquired title to that certain real and personal property situate in the Town of Eureka, County of Eureka, State of Nevada, that is described as follows:

Lots 4 and 5 in Block 15 of the TOWN OF EUREKA, together with the store building and improvements situate thereon, together with fixtures and equipment and inventory located therein.

Lots 3 and 4 in Block 22 of the TOWN OF EUREKA, together with the warehouse situate thereon, and the personal property situate therein.

Lots 5 and 6 in Block 90 of the TOWN OF EUREKA, together with the dwelling house and the garage situate thereon, and the furniture and furnishings therein.

from the Estate of HIRAM KITCHEN, Deceased, and the undersigned, having agreed as part of the purchase price for said property to assume and pay the indebtedness owing to JOSEPH KITCHEN by reason of a certain promissory note executed by HIRAM KITCHEN, payable to the order of JOSEPH KITCHEN, on which there is presently due and unpaid the principal sum of \$16,800.00, with interest thereon to June 30, 1973, in the amount of \$1,430.53, in the following manner: By the payment at the time of the execution of this agreement, of principal past due in the amount of \$7,920.00, and interest past due in the amount of \$2,187.22, leaving a principal balance of \$8,880.00, with interest thereon at the rate of 6% per annum, and the execution of a new note in the amount of \$8,880.00, with interest thereon at the rate of 6% per annum from April 1, 1974, said new note being payable to the order of JOSEPH KITCHEN, and the undersigned does hereby agree to indemnify and hold harmless GREGORY J. CHACHAS, as Executor of the Estate of HIRAM KITCHEN, Deceased, and said Estate, and the heirs and legatees of HIRAM KITCHEN, Deceased, and to indemnify them from any and all liability, including attorney's fees or court costs, that they, or any of them, may incur by reason of the said promissory note hereby assumed by the undersigned.

DATED this 5<sup>th</sup> day of May, 1974.

EMERSON J. WILSON, LTD.  
ATTORNEY AT LAW  
90 COURT STREET  
P. O. BOX 884  
RENO, NEVADA

Robert F. Raine  
Robert F. Raine

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STATE OF NEVADA )  
 ) ss  
County of Eureka )

On this 5th day of June, 1974, personally  
appeared before me, a Notary Public, ROBERT F. RAINE, known to  
me to be the person described in and who acknowledged that he  
executed the foregoing instrument.

*Robert F. Raine*  
Notary Public  
COUNTY CLERK  
THIRD JUDICIAL CIRCUIT

SEAL  
Affixed

RECORDED AT THE REQUEST OF Charles B. Evans, Jr.  
June 12 1974 46 267-268  
48 OFFICIAL RECORDS page RECORDS OF  
EUREKA COUNTY, NEVADA *Walter A. LaFol*  
58660 Ad 4.00  
FILE NO. 58660

EMERSON J. WILSON, LTD.

ATTORNEY AT LAW

50 COURT STREET

P. O. BOX 884

RENO, NEVADA

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