93041

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

130567-MAC 310332-EUR

The Travelers Insurance Coy 4 Orinda Way, Suite 200-A Orinda, California 94563

# MEMORANDUM OF MODIFICATION AND ASSUMPTION AGREEMENT

Parties:

Beneficiary:

THE TRAVELERS INSURANCE COMPANY,

a Connecticut corporation

Trustor:

Buyer:

PRODUCERS LIVESTOCK LOAN COMPANY,

a Utah corporation (Now known as PRODUCERS

LIVESTOCK CREDIT CORPORATION, A Colorado Corporation)

JAMES MINOR and JESSIE F. MINOR,

husband and wife

Date:

March <u>8</u>, 1984

Loan No.: 179540-0

- 1. Beneficiary is the holder of a promissory note from Diamond Land and Cattle, a Partnership, predecessor in interest of Trustor, payable to the order of Beneficiary, dated December 12, 1972, in the original principal amount of \$1,000,000.00 (the "Note"); the Note is secured by the deed of trust of Diamond Land and Cattle, a Partnership, predecessor in interest of Trustor to Beneficiary dated December 12, 1972, and recorded January 29, 1973 in Book 44, page 382 of the Official Records of Eureka County, Nevada (the "Deed of Trust"), which Deed of Trust covers the real property more particularly described in Exhibit A attached hereto.
- Pursuant to a Modification and Assumption Agreement (the "Agreement") of even date herewith, the parties have agreed to increase the default rate of interest provided for in said Note and Deed of Trust.
- Further, pursuant to the Agreement, Buyer assumed full liability for payment of the indebtedness and performance of the terms and conditions of the loan documents.
- Further, pursuant to the Agreement, Beneficiary did not release Trustor or any of them from personal liability for the indebtedness.

BOOK 122 PAGE 148

The Note, Deed of Trust and other security instruments, as amended by the Agreement, remain in full force and effect according to their terms, and all terms, cove-nants, conditions and provisions thereof, as so amended, are ratified and confirmed by the parties.

THE TRAVELERS INSURANCE COMPANY, a Connecticut corporation

yice President Title Regi

PRODUCERS LIVESTOCK LOAN COMPANY, a Utah corporation (now known as PRODUCERS LIVESTOCK CREDIT CORPORATION, a Colorado comporation By

Title

"Trustor"

Assistant Secretary

"Beneficiary"

James Minor

Jessie F. Minor

"Buyer"

ACKNOWLEDGMENT

EXHIBIT A: Property Description

BOOK 1 22 PAGE 1 49

## CORPORATE ACKNOWLEDGMENTS

TRAVELERS:

State of California	On this the 8th day of March 19.84, before me
	S.
County of <u>Contra Costa</u>	Judith Wright
	the undersigned Notary Public, personally appeared
	Pmil A. Schmitt and Neil Hamilton
	i8 personally known to me
for many many many many many many many many	D proved to me on the basis of satisfactory evidence
	to be the person(s) who executed the within instrument as Reg. Vice
	President & A. Secretary or on behalf of the corporation there!
OFFICIAL SEAL JUDITH WRIGHT	named, and acknowledged to me that the corporation executed it.
V THESE PURISHED AND I	■ 다른 사람들은 다른 사람들은 다른 사람들은 다른 사람들은 다른 사람들은 국가 회에 되었다. 그는 나는 사람들은 다른 사람들은 사람들은 다른 사
	WITNESS my hand and official seal.
CONTRA COSTA COUNTY  7 Commission Expires January 5, 1988	Judito Winglit
Expres January 5, 1988	
	Notary's Signature
COLUMN CO	

PRODUCERS:

State of UTAH	On this the <u>13th</u> day of <u>March</u>	19_g4 before me,
County of DAVIS	ss. Betty L. Muir	
	the undersigned Notary Public, personal	ly appeared
	Marvin N. Jackson	
GEAL	□ personally known to me	
SEAL Affixed	□ proved to me on the basis of satisfac to be the person(s) who executed the wit	
	<u> Vice President</u> oron	behalf of the corporation therein
	named, and acknowledged to me that the WITNESS my hand and official seal.	e corporation executed it.
Commission expires: 4-19-85	\$206 X Dr	
	Notary's Signature	

BOOK | 22 PAGE | 50

## INDIVIDUAL ACKNOWLEDGMENTS

MINORS:

State of California SS.	On this the 26 day of March 1984, before me,
County of Riverside	LOIS C. BERRY
	the undersigned Notary Public, personally appeared
	JAMES MINOR
OFFICIAL SEAL LOIG C. BERRY	🗷 personally known to me
NOTATY PUBLIC - CALIFORNIA	proved to me on the basis of satisfactory evidence
FRINCIPAL OFFICE IN RIVERSIDE COUNTY	to be the person(s) whose name(s)issubscribed to the within instrument, and acknowledged that he executed it
My Commission Exp. Oct. 26, 1986	within instrument, and acknowledged that <u>ne</u> executed it.  WITNESS my hand and official seal.
	$\rightarrow \alpha \lambda / \lambda$
8	Notary's Signature
8	Notary a dignature
GENERAL ACKNOWLEDGMENT FORM 7110057	NATIONAL NOTARY ASSOCIATION • 23012 Yeniula Bird. • Woodland Hills, CA 9136-
GENERAL ACKNOTILES OF THE THORSE	Woodland Hills, CA 91364
State of California	
	On this the 26 day of March 1984, before me,
\$\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	On this the 26 day of March 1984, before me,
<i>X</i>	LOIS C. BERRY
SS.	
SS.	LOTS_CBERRY, the undersigned Notary Public, personally appeared
County of	LOIS C. BERRY
County of Riverside  OFFICIAL SEAL LOIS C. BERRY ROTERY FUELS OF LEGISLA FACULTURE OF LEGISLA FACULTURE OF LEGISLA FACULTURE OF LEGISLA FACULTURE OF LEGISLA	
County of	LOIS C. BERRY
County of	LOIS C. BERRY  the undersigned Notary Public, personally appeared
County of	LOIS C. BERRY
County of	LOIS C. BERRY, the undersigned Notary Public, personally appeared
County of	LOIS C. BERRY  the undersigned Notary Public, personally appeared
County of Riverside  OFFICIAL SEAL  LOIS C. BERRY  NOTE TO C. BERNA  FAIL COULD GET, BEN  RIVERSIDE COUNTY  My Commutation Exp. Oct. 26, 1985	the undersigned Notary Public, personally appeared  JESSIE F. MINOR  personally known to me proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)  is subscribed to the within instrument, and acknowledged that she executed it.  WiTNESS my hand and official seal
County of Riverside  OFFICIAL SEAL  LOIS C. SERRY  NOTE TO C. SECRIT  ROY C. S. C. C. SERNIA  FAIL COULT OFFI SE IN  RIVERSIDE COUNTY  My Committing Exp. Oct. 26, 1985	LOIS C. BERRY  the undersigned Notary Public, personally appeared

BOOK | 22 PAGE | 5 |

### EXHIBIT A

## DESCRIPTION

All that real property situate in the County of Eureka, State of Nevada, described as follows:

### PARCEL I

TOWNSHIP 21 NORTH, RANGE 53 EAST, MDB&M

Section 20: W 1/2 Section 29: N 1/2

### PARCEL II

TOWNSHIP 21 NORTH, RANGE 53 EAST, MDB&M

Section 20: E 1/2

EXCEPTING THEREFROM, all potassium, oil and gas as reserved in Patent dated March 13, 1963 executed by UNITED STATES OF AMERICA to JAMES J. KAHLE recorded May 3, 1963 in Book 26 of Deeds at page 426, Eureka County, Nevada, records.

### PARCEL III

TOWNSHIP 21 NORTH, RANGE 53 EAST, MDB&M

Section 22: E 1/2 Section 27: E 1/2

EXCEPTING THEREFROM, all the oil, gas, potash and sodium as reserved in Patents executed by UNITED STATES OF AMERICA to THOMAS H. GALLAGHER AND JOHN B. BONDS recorded April 9, 1964 in Book 3 of Official Records at page 555 and December 30, 1964 in Book 6 of Official Records at page 348, Eureka County, Nevada.

### PARCEL IV

TOWNSHIP 21 NORTH, RANGE 53 EAST, MDB&M

Section 28: All

EXCEPTING THEREFROM, all the oil and gas as reserved in Patents executed by UNITED STATES OF AMERICA to DOROTHY S. GALLAGHER and MILLIE S. SEWELL recorded December 30, 1964 in Book 6 of Official Records at pages 349 and 350, Eureka County, Nevadaga records.

Page 6 - Our No. 310332-EUR

B80K | 22 PAGE | 52

PRIST AMERICAN TILLE CO. OF HEMANA

d about 12 Page 145