

APN: 07-440-19

EUREKA COUNTY, NV **2017-233847**  
Rec:\$19.00  
\$19.00 Pgs=3 **09/20/2017 09:53 AM**  
COPENHAVER & MCCONNELL, PC  
LISA HOEHNE, RECORDER

**Recording requested by:**  
**Copenhaver & McConnell, P.C.**  
**950 Idaho Street**  
**Elko, NV 89801**  
**(775) 738-1951**

**SUBSTITUTION OF TRUSTEE UNDER**  
**DEED OF TRUST AND FULL RECONVEYANCE**

**WHEREAS, JAMES McDERMOTT and MARILYN McDERMOTT, husband and wife, are the original and tile present Beneficiaries of a Deed of Trust dated December 31,2004, executed by LYNFORD M. MILLER and SUSAN M. MILLER, husband and wife, securing an indebtedness of \$100,000.00, and wherein STEWART TITLE OF NORTHEASTERN NEVADA, is named as Trustee; said Deed of Trust was recorded December 28.2004, as Document No. 194773, in Book 402, Page 349, of Official Records in the Office of the Recorder of Eureka County, Nevada, on the following described real property in Eureka County, Nevada:**

**TOWNSHIP 21 ½ NORTH, RANGE 54 EAST. M.D.B.&M.**

**Section 32:**

**The Northerly 2,640 feet excepting therefrom Lots 3 and 4 and S ½ NW 1/4;**

**EXCEPTING THEREFROM, all oil, gas, potash and sodium as reserved in Patents executed by the United States of America recorded January 31, 1964, in Book 2, Page 400, Official Records. and on March 1, 1965, in Book 6, Page 526, Official Records, Eureka County, Nevada.**

**TOGETHER WITH all water and water rights owned by Trustors.**

**TOGETHER WITH any and all buildings and improvements situate thereon.**

**TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.**

**SUBJECT to all conditions, covenants, easements, exceptions, reservations, restrictions, and rights of way of record.**

**WHEREAS**, JAMES McDERMOTT and MARILYN McDERMOTT, husband and wife, desire to change and substitute the Trustee under said Deed of Trust;

**NOW THEREFORE**, JAMES McDERMOTT and MARILYN McDERMOTT, husband and wife, do hereby appoint themselves, JAMES McDERMOTT and MARILYN McDERMOTT, as Trustees under the terms of said Deed of Trust in the place of STEWART TITLE OF NORTHEASTERN NEVADA, with the full powers to perform the trusts therein imposed.

**THAT WHEREAS**, JAMES McDERMOTT and MARILYN McDERMOTT, the duly appointed and substituted Trustee under that certain Deed of Trust executed by LYNFORD M. MILLER and SUSAN M. MILLER, husband and wife, as Trustors to STEWART TITLE OF NORTHEASTERN NEVADA, as Trustee, in favor of JAMES McDERMOTT and MARILYN McDERMOTT, husband and wife, as Beneficiaries, dated December 31, 2004, and recorded December 28, 2004, as Document No. 342348, in Book 402, Page 349, of Official Records in the Office of the Recorder of Eureka County, Nevada, on the following described real property in Eureka County, Nevada:

TOWNSHIP 21½ NORTH, RANGE 54 EAST, M.D.B.&M.

Section 32: The Northerly 2,640 feet excepting therefrom Lots 3 and 4 and S½NW¼;

EXCEPTING THEREFROM, all oil, gas, potash and sodium as reserved in Patents executed by the United States of America recorded January 31, 1964, in Book 2, Page 400, Official Records, and on March 1, 1965, in Book 6, Page 526, Official Records, Eureka County, Nevada.

TOGETHER WITH all water and water rights owned by Trustors.

TOGETHER WITH any and all buildings and improvements situate thereon.

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

SUBJECT to all conditions, covenants, easements, exceptions, reservations, restrictions, and rights of way of record.

Said Substitute Trustees have been duly requested to quitclaim and reconvey the property in the aforesaid Deed of Trust by reason of satisfaction in full of all obligations secured thereby.

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**NOW THEREFORE**, in compliance with said request, and in consideration of the sum of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, said Substitute Trustees do hereby quitclaim and reconvey all their right, title and interest under said Deed of Trust, in the same manner title was held by them thereunder, to the person or persons entitled thereto, but without warranty, all of the said real property encumbered by the said Deed of Trust and described above.

**DATED** this 13<sup>th</sup> day of September, 2010.

James D. McDermott  
JAMES McDERMOTT as Beneficiary and as  
Substituted Trustee hereunder

Marilyn L. McDermott  
MARILYN McDERMOTT, as Beneficiary  
and as Substituted Trustee hereunder

STATE OF UTAH                    )  
  ) SS.  
COUNTY OF UTAH            )

On this 13<sup>th</sup> day of September, 2010, personally appeared before me, a Notary Public, JAMES McDERMOTT and MARILYN McDERMOTT, husband and wife, known or proved to me to be said persons, who acknowledged that they executed the foregoing instrument as Beneficiaries and Substitute Trustees.

Margaret Anne Bennett  
NOTARY PUBLIC  
Commission Expires: Dec 29, 2013

