

File No 19642.

Eureka Land and Stock Company,

to

Regional Agricultural Credit Corporation of Salt Lake City, Utah.)

) CHATTEL MORTGAGE.

## NEVADA CHATTEL MORTGAGE.

Eureka Land and Stock Company, a Nevada Corporation, with its principal place of business at Eureka, County of Eureka, State of Nevada, Mortgagor, (the word "Mortgagor" and the language of this instrument shall, when there is more than one mortgagor, be construed as plural and binding equally on all mortgagors) for and in consideration of Sixty-Nine Thousand Three Hundred and No/100 (\$69,300.00) Dollars, to said Mortgagor paid by Regional Agricultural Credit Corporation of Salt Lake City, Utah, Mortgagee, does hereby grant, bargain, transfer, sell and mortgage unto said Mortgagee the following described personal property situated in the County of Nye and Eureka State of Nevada, and described as follows:

## THE FOLLOWING DESCRIBED LIVESTOCK:

Five Hundred Forty-Two (542) head of Cattle, and Seventeen Thousand Five Hundred Six (17506) head of Sheep, more particularly described and classified as follows:

59 Heifers - Durham - ages One Year  
 38 Heifers - Durham - ages Two Years  
 264 Cows - Durham - ages Two to Eight Years  
 22 Cows - Durham - ages Over Eight Years  
 107 Calves - Durham  
 9 Bulls - Durham  
 43 Weaner Calves

Also-- 273 Cattle - unclassified  
 2596 Ewes - Hampshire & Rambouillet - ages One Year  
 1733 Ewes - Hampshire & Rambouillet - ages Two Years  
 1731 Ewes - Hampshire & Rambouillet - ages Three Years  
 1731 Ewes - Hampshire & Rambouillet - ages Four Years  
 1732 Ewes - Hampshire & Rambouillet - ages Five Years  
 1731 Ewes - Hampshire & Rambouillet - ages Six Years  
 2500 Ewes - Hampshire & Rambouillet - ages Over Six Years  
 5174 Ewe Lambs - Hampshire & Rambouillet  
 178 Ram Lambs - Hampshire & Rambouillet  
 400 Rams - Hampshire & Rambouillet

Also- Eighteen (18) mules, Twelve (12) Burros, Forty-Seven (47) saddle and work horses, together with camps, outfits, wagons and camp equipment complete.

Also- 900 Tons of Alfalfa and Wild Hay  
 20 Tons of Grain - 800 Sacks of #2 Yellow Corn.

The said feed is located on the property owned, leased and/or occupied by the mortgagor situated on Roberts Creek, Henderson Creek, Alpha Ranch, Bull Creek and Squaw Mountain, in Eureka, White Pine and Elko Counties, State of Nevada.

This is a renewal mortgage of a certain mortgage dated the 9th day of November, 1932.

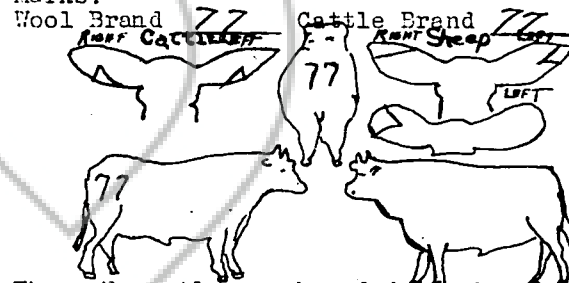
The said sheep are wool-branded thus 77 and earmarked with various marks, the predominating marks being; upper slope in right ear, swallow fork in left ear, swallow fork in right ear; all as shown on diagrams hercon.

Together with the brand, and the sole and exclusive right to its use and transfer; said brand having been recorded in the office of the State Board of Livestock Commissioners, Reno, Nevada for the cattle, and in the office of the County Recorder of Eureka County, Eureka, Nevada for the sheep, as evidenced by Certificate Number 18817 and recorded in book 1 page 136. During the live of this mortgage the said cattle and sheep will retain the above described brands and earmarks, and all calves and lambs born from said cows and ewes will be branded and earmarked in a like manner.

In the case of sheep and cattle all lamb and calv crops (whether now born or unborn) during the period of the mortgage are included.

There is also included all the right, title and interest of the Mortgagor in and to all hay, grain, pasturage and feed, and in and to all range and forest reserve rights, feed, pens, feed troughs and water rights and privileges used or useful in feeding said livestock, also all horses, mules, harness, camps, camp wagons, commissary, outfits, and shearing, lambing, and other equipment used in operating said livestock, and in general all property and equipment now or hereafter used in or in connection with feeding, ranging, watering, lambing, shearing, maintaining, transporting or caring for said livestock, so far as such property is the lawful sub-

Said livestock bearing one or more of the following described brands or ear marks:



The said cattle are branded on the right hip thus: 77 and earmarked with a backward quarter crop in each ear. The said cattle also have a wattle on the right jaw.

The said horses are branded on the left stifle thus: 77

ject of chattle mortgage, until the indebtedness herein described is paid in full.

All of said livestock may carry other brands and marks that those mentioned, but in any event the above enumeration and description is intended to cover and include all livestock now owned by the Mortgagor, and their increase, and all additions thereto, whether marked or branded as stated or otherwise, or unbranded.

The said livestock during the term of this mortgage will be kept only in the following county or counties and State or States: Nye, White Pine, Eureka and Elko Counties, State of Nevada and will not be removed therefrom except with the written consent of the Mortgagee.

ALL CROPS of every name, nature and description which have been or may be hereafter sown, grown, planted, cultivated or harvested during the year 1934 upon the following described real estate situated in Eureka, White Pine & Elko Counties, State of Nevada to-wit:

All farm land owned, leased and/or occupied by the mortgagor situated on Roberts Creek, Henderson Creek, Alpha Ranch, Bull Creek and Squaw Mountain, in Eureka, White Pine and Elko Counties, State of Nevada.

The foregoing is qualified to include only the following crops: Hay, grain and pasture.

As to crops not planted at the time of the execution of this mortgage, it is the intention of the parties that the mortgage shall take effect upon the said crop when planted.

TO HAVE AND TO HOLD the said property and all of the same unto the said Mortgagee, and its successors and assigns forever.

PROVIDED, nevertheless, this is a mortgage given to secure payment of the following:

No..... \$69,300.00  
November 24, 1933

November 23, 1934 after date, for value received we and each of us, jointly and severally, promise to pay to the order of the REGIONAL AGRICULTURAL CREDIT CORPORATION of Salt Lake City, Utah, at its office in the city of Salt Lake, State of Utah, Sixty-Nine Thousand Three Hundred and NO/100 Dollars, with interest at the rate of 6 1/2 per cent per annum from date hereof, payable at maturity.

In the event this note is placed in the hands of an attorney for collection or suit is brought on the same, or any portion thereof, we and each of us, jointly and severally, further agree to pay such reasonable attorney's fees and costs of collection as may be permitted by law to be charged.

The makers and indorsers of this note severally waive presentment for payment, demand, protest, and notice of non-pay.

(Signed) Eureka Land and Stock Company, a Corporation  
(Seal) By Leon Ardais -----President  
(Signed) By Milton B. Badt --Asst. Secretary

Upon default by the mortgagor of any of the terms, covenants, conditions or agreements of this mortgage it is agreed that all of the rights granted the mortgagee, under covenant No. 15 of an Act of the State of Nevada entitled, "An act relating to mortgages on real and personal property, and to provide that certain agreements, covenants, obligations, rights and remedies thereunder may be adopted by reference," approved March 23, 1927, hereinafter mentioned, are hereby granted to the mortgagee herein and extended to all of the chattels herein mortgaged.

Every covenant, stipulation and agreement herein contained shall bind and inure to the benefit of the said mortgagor and mortgagee and their respective heirs, executors, administrators, successors and assigns.

The following covenants: One; Two 10 % ; Three 6 1/2%; Four; Five; Six; Seven (\$ ) ;  
(Atty. fee) (Advances) (Insurance)  
Eight; Nine; Ten; Eleven; Twelve; Thirteen; Fourteen; and Fifteen of an act entitled "An act relating to mortgages on real and personal property, and to provide that certain agreements, covenants, obligations, rights and remedies thereunder may be adopted by reference" approved March 23, 1927, (being chapter 109 of the Statutes of the State of Nevada of the year 1927), are

hereby adopted and made a part of this mortgage.

Dated this 24 day of November, 1933.

Eureka Land and Stock Company, a  
Corporation (Seal)  
By Leon Ardans--President (Seal)  
By Milton B. Badt--Asst. Secretary (Seal)

STATE OF UTAH )  
 )SS.  
COUNTY OF SALT LAKE

F. E. HUISE being first duly sworn, deposes and says;

That he is Assistant Secretary and Assistant Treasurer of the mortgagee corporation named in the foregoing mortgage, and that as such officer he makes this affidavit on behalf of said corporation; that the aforesaid mortgage is made in good faith to secure the amount named therein and without any design to deceive, hinder, delay or defraud creditors.

F. E. Huish

Subscribed and sworn to before me this 24 day of November, 1933.

(Notarial Seal)  
My commission expires Mar. 20, 1936

J. D. Ayton  
Notary Public in and for the County of Salt Lake  
State of Utah, Residing at Salt Lake City, Utah

STATE OF NEVADA )  
 )SS.  
COUNTY OF ELKO

On this 24th day of November, A.D., 1933, personally appeared before me H. U. CASTLE a notary public in and for Elko County Leon Ardans and Milton B. Badt, known to me to be the President and Secretary-Assistant (President, Vice President or Secretary) of the corporation that executed the foregoing instrument and upon oath did depose that he is the officer of said corporation as above designated; that he is acquainted with the seal of said corporation and that the seal affixed to said instrument is the corporate seal of said corporation; that the signatures to said instrument were made by officers of said corporation as indicated after said signatures; and that the said corporation executed the said instrument freely and voluntarily and for the uses and purposes therein mentioned.

In witness where I have hereunto set my hand and affixed my official seal at my office in the County of Elko the day and year hereinabove first written.

(Notarial Seal)  
My commission expires Jan. 20, 1935

H. U. Castle  
Notary Public in and for the County of Elko  
State of Nevada. Residing at Elko

STATE OF NEVADA )  
 )SS.  
COUNTY OF ELKO

Leon Ardans and Milton B. Badt, being first duly sworn, deposes and says that he is the President and Secretary-Assistant of Eureka Land and Stock Company corporation, the mortgagor described in and which executed the foregoing mortgage and that he makes this affidavit for and on its behalf; that the said mortgage is made in good faith to secure the amount named therein and without any intent or design to deceive, hinder, delay or defraud the creditors of the mortgagor.

Leon Ardans Milton B. Badt

Subscribed and sworn to before me this 24th day of November, 1933.

(Notarial Seal)  
My commission expires Jan. 20, 1935

H. U. Castle  
Notary Public in and for the County of Elko  
State of Nevada. Residing at Elko

The within chattel mortgage was filed for record in my office as a chattel mortgage on the 1st day of Dec., 1933, filing No. 19642 at 45 minutes past 2 o'clock P.M. in Book C of Chattel Motgs. Page 351.

Peter Merialdo--County Recorder