

# UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

EUREKA COUNTY, NV

2023-250885

Rec:\$90.00

\$90.00 Pgs=4

08/18/2023 03:59 PM

CORPSMART, LLC

KATHERINE J. BOWLING, CLERK RECORDER

A. NAME & PHONE OF CONTACT AT FILER (optional)

B. E-MAIL CONTACT AT FILER (optional)

adriggs@perkinscoie.com

C. SEND ACKNOWLEDGMENT TO: (Name and Address)

Andrea Driggs  
Perkins Coie LLP  
2901 N Central Ave., Suite 2000  
Phoenix, AZ 85012

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER

2022-247966

1b. ☒ This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS  
Filer: attach Amendment Addendum (Form UCC3Ad) and provide Debtor's name in item 13

2. ☐ TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement

3. ☐ ASSIGNMENT (full or partial): Provide name of Assignee in item 7a or 7b, and address of Assignee in item 7c and name of Assignor in item 9  
For partial assignment, complete items 7 and 9 and also indicate affected collateral in item 8

4. ☐ CONTINUATION: Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law

5. ☐ PARTY INFORMATION CHANGE:

Check one of these two boxes:

AND Check one of these three boxes to:

This Change affects ☐ Debtor or ☐ Secured Party of record

☐ CHANGE name and/or address: Complete item 6a or 6b, and item 7a or 7b and item 7c

☐ ADD name: Complete item 7a or 7b, and item 7c

☐ DELETE name: Give record name to be deleted in item 6a or 6b

6. CURRENT RECORD INFORMATION: Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME

Ruby Hill Mining Company, LLC

OR 6b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

7. CHANGED OR ADDED INFORMATION: Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME

OR 7b. INDIVIDUAL'S SURNAME

INDIVIDUAL'S FIRST PERSONAL NAME

INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

7c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

8. ☒ COLLATERAL CHANGE: Also check one of these four boxes: ☐ ADD collateral ☒ DELETE collateral ☐ RESTATE covered collateral ☐ ASSIGN collateral  
Indicate collateral:

See attached Exhibit A.

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT: Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment)

If this is an Amendment authorized by a DEBTOR, check here ☐ and provide name of authorizing Debtor

9a. ORGANIZATION'S NAME

OMF Fund III (Hg) Ltd., as Collateral Agent

OR 9b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

10. OPTIONAL FILER REFERENCE DATA:

Eureka County, Nevada

International Association of Commercial Administrators (IACA)

# UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS

11. INITIAL FINANCING STATEMENT FILE NUMBER: Same as item 1a on Amendment form

**2022-247966**

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT: Same as item 9 on Amendment form

12a. ORGANIZATION'S NAME

**OMF Fund III (Hg) Ltd., as Collateral Agent**

OR

12b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Name of DEBTOR on related financing statement (Name of a current Debtor of record required for indexing purposes only in some filing offices - see Instruction item 13): Provide only one Debtor name (13a or 13b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); see Instructions if name does not fit

13a. ORGANIZATION'S NAME

**Ruby Hill Mining Company, LLC**

OR

13b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

14. ADDITIONAL SPACE FOR ITEM 8 (Collateral):

15. This FINANCING STATEMENT AMENDMENT:

☐ covers timber to be cut ☐ covers as-extracted collateral ☒ is filed as a fixture filing

16. Name and address of a RECORD OWNER of real estate described in item 17  
(if Debtor does not have a record interest):

17. Description of real estate:

18. MISCELLANEOUS:

**Eureka County, Nevada**

International Association of Commercial Administrators (IACA)

Initial Financing Statement File Number: 2022-247966

Name of Party Authorizing This Amendment: OMF Fund III (Hg) Ltd., as Collateral Agent

Name of DEBTOR on related financing statement: Ruby Hill Mining Company, LLC

## **EXHIBIT A - DELETED COLLATERAL**

### **FEE PROPERTY**

#### **C. Owned Agricultural Land and Residential Land**

##### **Allen Ranch:**

All underground water irrigation rights associated with and any surface water irrigation rights that would affect the total duty of the underground water irrigation rights and all mineral rights in and to the real property known as the Allen Ranch, except mineral rights reserved or severed by instruments recorded before acquisition of the Allen Ranch by Ruby Hill Mining Company, LLC. Pursuant to a Purchase and Sale Agreement dated July 22, 2021, by and between the Ruby Hill Mining Company, LLC and the Board of Regents of the Nevada System of Higher Education, on behalf of the University of Nevada, Reno ("UNR"), Ruby Hill Mining Company, LLC agreed to convey the Allen Ranch to UNR, reserving to Ruby Hill Mining Company, LLC the interests and rights described in the preceding sentence.

Ruby Hill Mining Company, LLC acquired title to the Allen Ranch by the Grant, Bargain and Sale Deed dated October 11, 2017, recorded October 26, 2017, Document 2017-233940. The Grant, Bargain and Sale Deed recites and excepts the prior reservations of 50% of all gas, oil and mineral rights lying under the SE1/4 Section 36, T21N R53E and all oil and gas in and under Lot 1 and the SW1/4 of Section 36, T21N R53E, and the exclusion of a portion of the lands as described below:

Township 21 North, Range 53 East, Mount Diablo Meridian:

Section 36: Lots 1, 2, 3 and 4, N1/2N1/2 and S1/2,

EXCEPTING AND EXCLUDING all that portion of said land as conveyed to Jerry Laverne Machacek and Trina Lynn Machacek, by Deed recorded September 28, 1981, in Book 98, Page 147, Official Records, Eureka County, Nevada, more particularly described as follows:

Township 21 North, Range 53 East, Mount Diablo Meridian:

Section 36: Beginning at the NW corner thereof,

Thence South 0°10'24" West 659.94 feet,

Thence North 45°05'22" East 934.75 feet to the North section line boundary,

Thence West 660.00 feet to the point of beginning.

(Currently identified by Eureka County as Assessor's Parcel Number 007-210-37.)

## E. OWNED WATER RIGHTS

Permit #	Cert. # / Status	Water Right Owner	Priorty Date	Use	Source	CFS	AFA / AFS	Notes
26658	9076	Ruby Hill Mining Company, LLC	04-10-1972	Irrigation	Surface	9.400	2,359.64	--
26659	9077	Ruby Hill Mining Company, LLC	04-10-1972	Irrigation	Surface	9.400	2,359.64	---
26706	9078	Ruby Hill Mining Company, LLC	05-08-1972	Irrigation	Surface	5.400	1,280.00	---
26707	9079	Ruby Hill Mining Company, LLC	05-08-1972	Irrigation	Surface	9.400	2,359.64	---
26708	9080	Ruby Hill Mining Company, LLC	05-08-1972	Irrigation	Surface	9.400	2,359.64	---
73118	17202	Ruby Hill Mining Company, LLC	08-03-2005	Stockwater	Underground	0.008	---	Sufficient to water 26 horses Allen Ranch (South)

The surface water rights located at the Allen Ranch are subject to the terms and conditions of the Allen Ranch Agreement.

[End]