

RECORDED REQUESTED- BY

AND- WHEN-RECORDED MAIL TO

NAME Ditech.Com  
ADDRESS 3200 Park Center Drive, Suite 150  
CITY & STATE Costa Mesa, CA 92626  
LOAN NO.652112119 TL

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**MODIFICATION AGREEMENT  
DEED OF TRUST**

THIS AGREEMENT made on June 20, 2000, by and between GMAC Mortgage Corporation DBA ditech.com, herein designated as the BENEFICIARY and Russell E. Avery and Maureen J. Avery herein designated as BORROWER(S):

WHEREAS, BENEFICIARY is the holder of a certain Promissory Note executed by Borrower(s) in the total amount of \$47,200.00, dated April 12,2000,which Note is secured by the Deed of Trust dated April 12,2000, recorded in the Office of the County Recorder of Lincoln County, State of NV. as Instrument Number 114489 BK:148 PG: 81-85 on May 17,2000, of Official Records of said County.

NOW THEREFORE, for value received, the parties hereto do modify the above referenced  Note and/or  Deed of Trust as follows:

This Deed Of Trust is being modified to correct trustee to reflect:  
Nevada Title Company  
The original document was incorrect.

Nothing herein contained shall in any manner whatsoever alter, amend, modify or change any other terms or conditions of the above referenced  Note and/or  Deed of Trust except as to the Modification described above, nor shall any of the rights of the BENEFICIARY thereunder be specifically prejudiced by reason of this modification; all rights of the BENEFICIARY shall be and shall remain in full force and effect as though this Modification had been originally specified in the original Note and/or Deed of Trust.

BORROWER(S):  
*Russell E. Avery*  
Signature Russell E. Avery

Signature Maureen J. Avery  
*Maureen J. Avery*  
Signature

By: *Nancy Acosta*  
Name Nancy Acosta  
Title: Assistant Vice President

STATE OF

COUNTY OF LINCOLN ) SS

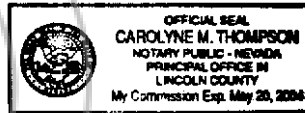
On JULY 5, 2000 before me, [Signature]  
personally appeared \_\_\_\_\_

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Signature]

(SEAL OR STAMP)



STATE OF

COUNTY OF LINCOLN ) SS

On July 5, 2000 before me, [Signature]  
personally appeared \_\_\_\_\_

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Signature]



(SEAL OR STAMP)

### ACKNOWLEDGEMENT

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF ORANGE )

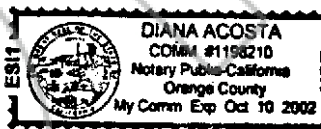
On 7/12/00 before me, **DIANA ACOSTA**

Personally appeared\*\*\*\*\*Nancy Acosta,\*\*\*\*\*  
personally known to me ( or proved to me on the basis of satisfactory evidence) to be the person(s) whose  
name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/ they executed the  
same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the  
person(s) or entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

DIANA ACOSTA



(This area for official notarial seal)

GOVERNMENT CODE 27361.7

I certify under penalty and perjury that the Notary Seal of the document to which this statement is attached reads as follows:

NAME OF NOTARY: DIANA ACOSTA  
DATE COMMISSION EXPIRES: OCTOBER 10, 2002  
COMMISSION NUMBER: 1198210  
COUNTY WHERE BOND IS FILED: ORANGE COUNTY, CA.  
MANUFACTURER / VENDOR NUMBER: ESII  
PLACE OF EXECUTION: ORANGE COUNTY, CA. DATE: 7/12/00

SIGNATURE: \_\_\_\_\_

Lincoln County

Customer Name: RUSSELL AVERY  
Application #: 000652112119  
Order #: 1858377

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Exhibit A (Legal Description)

ALL THAT PARCEL OF LAND IN LINCOLN COUNTY, STATE OF NEVADA, AS FOUND IN DEED BOOK 130, PAGE 93, ID# 6-271-19, BEING KNOWN AND DESIGNATED AS THAT PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 1 NORTH, RANGE 69 EAST, M.D.B. & W., DESCRIBED AS FOLLOWS: PARCEL 3 OF THAT CERTAIN PARCEL MAP RECORDED 12/17/93 IN THE OFFICE OF THE COUNTY RECORDER OF LINCOLN COUNTY, NEVADA IN BOOK A OF PLATS, PAGE 401 AS FILE NO. 101245, LINCOLN COUNTY, NEVADA RECORDS.

BY FEE SIMPLE DEED FROM LESLIE EARL MCCROSKY AND KELLY MCCROSKY, HUSBAND AND WIFE AS SET FORTH IN DEED BOOK 130, PAGE 93 DATED 08/01/1997 AND RECORDED 08/27/1997, LINCOLN COUNTY RECORDS, STATE OF NEVADA.

Page 3

NO. 114886

FILED AND RECORDED AT REQUEST OF

Ditech.Com

July 27, 2000

AT 32 MINUTES PAST 03 O'CLOCK

PM IN BOOK 149 OF OFFICIAL

RECORDS PAGE 392 LINCOLN

COUNTY, NEVADA

Leslie Boucher

COUNTY RECORDER

By John J. [Signature] Deputy

2000 149 395