

19028693

A.P.N. # _____
ESCROW NO. _____
RECORDING REQUESTED BY:
COW COUNTY TITLE

FILED FOR RECORDING
AT THE REQUEST OF
Cow County Title
2004 OCT 27 PM 4 05
LINCOLN COUNTY RECORDER
FEE \$16.00 SEP
LESLIE BOUCHER

WHEN RECORDED MAIL TO:

COW COUNTY TITLE CO.
PO BOX 1608
TONOPAH NV 89049

(space above for recorder's use only)

SUBSTITUTION OF TRUSTEE

WHEREAS, 325 EAST FOURTH STREET LLC

was/were the original Trustor(s),
FIRST AMERICAN TITLE COMPANY OF NEVADA
was the original Trustee, and
F. HEISE LAND & LIVE STOCK CO., INC.

was/were the original Beneficiary(ies) under that certain Deed of Trust dated **Sep 03, 2003**
and recorded on **September 12, 2003**, in Book **177**
at Page **460**, as Document No. **120900**, Records of
LINCOLN County, Nevada, and

WHEREAS, the undersigned Beneficiary(ies) is/are the present Beneficiary(ies) under said Deed of Trust, and
WHEREAS, the undersigned desires to substitute a new Trustee under said Deed of Trust in the place and stead
of said original Trustee thereunder,

NOW, THEREFORE, the undersigned hereby substitutes
COW COUNTY TITLE CO., a Nevada Corporation as Trustee.

Whenever the context hereof so requires, the masculine gender includes the feminine and/or neuter, and the
singular number includes the plural.
Dated: **October 06, 2004**

BENEFICIARY

Clarence Burr
CLARENCE BURR, President

STATE OF Nevada)
COUNTY OF Washoe) ss

This instrument was acknowledged before me on Oct. 11, 2004
by CLARENCE BURR, President
of F. Heise Land & Live Stock Co, Inc



Signature Christine Braun

Notary Public (One Inch Margin on all sides of Document for Recorder's Use Only)

EXHIBIT "A"
(F. Heise Land & Live Stock Co., Inc. Partial Reconveyance)

The land referenced herein is situated in the State of Nevada, County of LINCOLN, described as follows:

All land located in Sections 2, 3 and 10, Township 5 South, Range 66 East, M.D.B.&M., described in that certain Deed of Trust ("Deed of Trust") recorded September 12, 2003 in Book 177 of Official Records, page 460 as File No. 120900, Lincoln County, Nevada records, together with all appurtenant water rights appurtenant thereto or associated therewith;

EXCEPT Parcel 6 of the record of Survey of Large Parcels for 325 East Fourth Street L.L.C. recorded February 13, 2004 in Book C of Plats, page 30 as File No. 121774, Lincoln County, Nevada records; and

EXCEPT the following described water rights:

- (1) All those certain water rights for irrigation purposes associated with 38.0 acres located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3, Township 5 South, Range 66E, M.D.B.&M, being 165.0 acre-feet per year of the combined duty of Proof #01262 and Proof #01704, Records of the Division of Water Resources, Office of the State Engineer, State of Nevada; and
- (2) An undivided 20% interest in and to 334.5 acre-feet per year (66.90 acre-feet per year) of Permit #45945, limited to use as stated therein, issued by the Division of Water Resources, Office of the State Engineer, State of Nevada; and

EXCEPT a non-exclusive easement and right-of-way in, over, and across the lands described in the Deed of Trust necessary or convenient to the access, operation, maintenance, replacement and repair of any and all existing ditches, flumes, and division and distribution boxes in order that all of the lands irrigated or entitled to be irrigated pursuant to Proof #01262, Proof #01704, records of the Division of Water Resources, Office of the State Engineer, State of Nevada, may be fully irrigated in keeping with historic priorities and irrigation practices and Proof #01262, Proof #01704, and Permit #45945; and

EXCEPT a non-exclusive easement and right-of-way in, over, and across the above-described lands necessary or convenient for the operation, maintenance, replacement and repair of the water well and related improvements and electrical equipment and piping constructed and installed pursuant to Permit #45945, records of the Division of Water Resources, Office of the State Engineer, State of Nevada.

[BALANCE OF THIS PAGE LEFT BLANK INTENTIONALLY]