

**DOC # 0145146**

03/04/2014

04:28 PM

**Official Record**

Recording requested By  
CHICAGO TITLE

**Lincoln County - NV**  
**Leslie Boucher - Recorder**

Fee: **\$46.00**

Page 1 of 8

RPTT:

Recorded By: LB

Book- 285 Page- 0603

APN: 08-201-28, et al



**RECORDING REQUESTED BY**  
**AND WHEN RECORDED MAIL TO:**

Wells Fargo Bank, National Association  
Commercial Real Estate Banking Group  
600 California Street, 17<sup>th</sup> Floor  
San Francisco, CA 94108

Attn: Alicia Mayfield  
Loan No. 101452

13017692

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\*\*\*THIS DOCUMENT EXECUTED IN COUNTERPART\*\*

**MEMORANDUM OF MODIFICATION AGREEMENT**  
**AMENDING DEED OF TRUST**



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Attn: Alicia Mayfield  
Loan #101452- #001-Coyote (Lincoln County)

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**\*\*THIS DOCUMENT IS EXECUTED IN COUNTERPART\*\***

**MEMORANDUM OF MODIFICATION AGREEMENT  
AMENDING DEED OF TRUST**

The undersigned declare that they have entered into the Fifth Modification Agreement (Secured Loan) dated of even date herewith (the "**Modification Agreement**") which amends and modifies the Second Amended and Restated Credit Agreement ("Credit Agreement") dated of February 7, 2011, wherein provision is made for (a) amendment of the Deed of Trust with Absolute Assignment of Leases and Rents, Security Agreement and Fixture Filing, dated September 8, 2005 and executed by Coyote Springs Investment LLC, as Trustor, to American Securities Company of Nevada, a Nevada corporation, as Trustee, as amended, in favor of Wells Fargo Bank, National Association, as "Administrative Agent" on behalf of and for the benefit of all current and future "Lenders" under the Credit Agreement, which was recorded on September 27, 2005, as Instrument No. 125286, Book 206, Page 467, in the Official Records of Lincoln County, Nevada (as amended, restated, supplemented or otherwise modified from time to time, the "**Deed of Trust**"), and (b) amendment of certain obligations secured by the Deed of Trust. This instrument is a memorandum of the Modification Agreement, and the same is incorporated herein by this reference with the same effect and as though set forth herein in its entirety.

**This Modification Agreement may be executed in any number of counterparts**, each of which when executed and delivered will be deemed to be an original and all of which, taken together, will be deemed to be one and the same instrument.

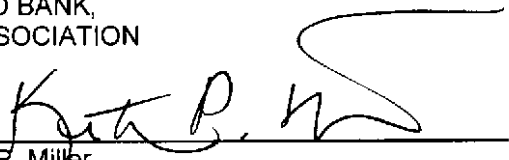
**(SIGNATURES FOLLOW ON THE NEXT PAGES)**



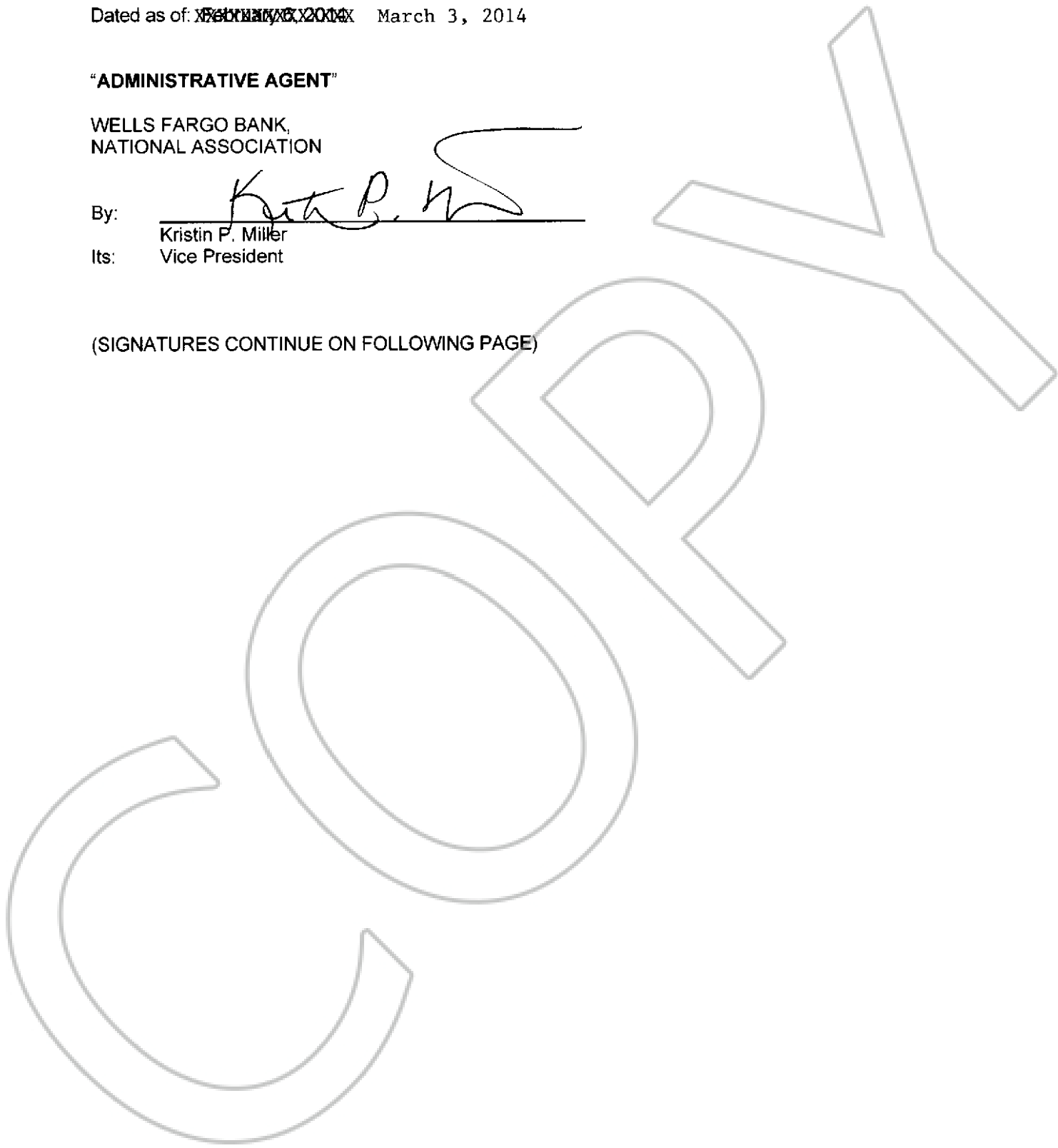
Dated as of: ~~February 2, 2014~~ March 3, 2014

**"ADMINISTRATIVE AGENT"**

WELLS FARGO BANK,  
NATIONAL ASSOCIATION

By:   
Its: Kristin P. Miller  
Vice President

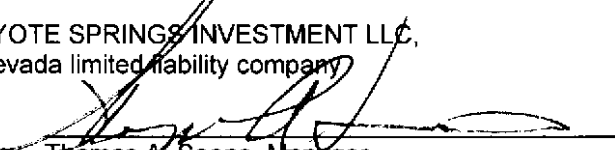
(SIGNATURES CONTINUE ON FOLLOWING PAGE)



**"TRUSTOR/BORROWER"**

COYOTE SPRINGS INVESTMENT LLC,  
a Nevada limited liability company

By:

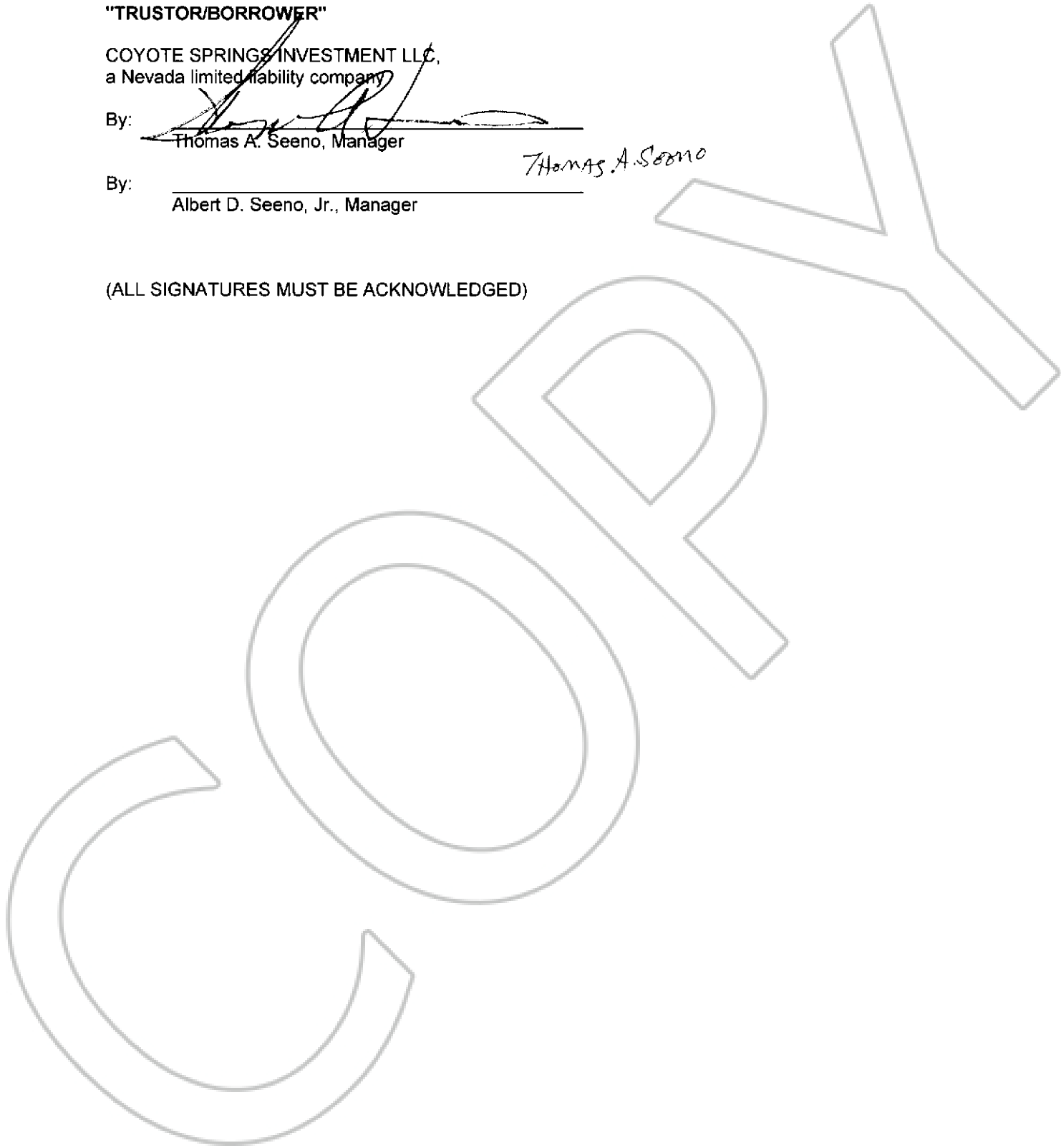
  
Thomas A. Seeno, Manager

*Thomas A. Seeno*

By:

Albert D. Seeno, Jr., Manager

(ALL SIGNATURES MUST BE ACKNOWLEDGED)

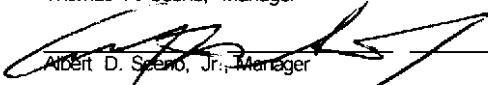




"TRUSTOR/BORROWER"

COYOTE SPRINGS INVESTMENT LLC,  
a Nevada limited liability company

By: \_\_\_\_\_  
Thomas A. Seeno, Manager

By:   
Albert D. Seeno, Jr., Manager

ALBERT D. SEENO

(ALL SIGNATURES MUST BE ACKNOWLEDGED)





STATE OF CALIFORNIA  
COUNTY OF San Francisco

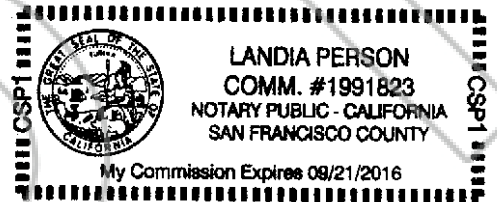
On February 11, 2014 before me, Landia Person, a notary public, personally appeared Bristin P. Miller, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature Landia Person

My commission expires 9/24/16



STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_ ss.

On \_\_\_\_\_ before me, \_\_\_\_\_, a notary public personally appeared \_\_\_\_\_, who 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 the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature \_\_\_\_\_

My commission expires \_\_\_\_\_



STATE OF CALIFORNIA  
COUNTY OF Contra Costa ss.

On Feb. 6, 2014 before me, Kathleen Bethel Harless, a notary public, personally appeared THOMAS A. SERRA, who 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 the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature Kathleen Harless



My commission expires Sept 12, 2015

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_ ss.

On \_\_\_\_\_ before me, \_\_\_\_\_, a notary public personally appeared \_\_\_\_\_ who 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 the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature \_\_\_\_\_

My commission expires \_\_\_\_\_

# CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

STATE OF CALIFORNIA        )  
  ) ss.  
COUNTY OF CONTRA COSTA )

On February 11, 2014, before me, TRACEY L. MARQUIT, a Notary Public, personally appeared **ALBERT D. SEENO, JR.**, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Tracey L. Marquit  
TRACEY L. MARQUIT

*Ex 12/11/15*

(Place Notary Seal Above)

\*\*\*\*\* **OPTIONAL** \*\*\*\*\*

Title or Type of Document: Memorandum of Modification Agreement Amending  
Deed of Trust

Signer(s) are Representing: Coyote Springs Investment, LLC

Document Date: February 6, 2014