

RECORDATION REQUESTED BY:

NEVADA BANKING COMPANY
1374 U.S. HIGHWAY 395 NORTH
GARDNERVILLE, NV 89410

WHEN RECORDED MAIL TO:

NEVADA BANKING COMPANY
1374 U.S. HIGHWAY 395 NORTH
GARDNERVILLE, NV 89410

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

M55768 TOC

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST IS DATED AUGUST 14, 1998, BETWEEN KEN EMERSON and JUDY EMERSON, husband and wife as Joint Tenants (referred to below as "Grantor"), whose address is PO BOX 2643, GARDNERVILLE, NV 89410; and NEVADA BANKING COMPANY (referred to below as "Lender"), whose address is 1374 U.S. HIGHWAY 395 NORTH, GARDNERVILLE, NV 89410.

DEED OF TRUST. Grantor and Lender have entered into a Deed of Trust dated September 13, 1993 (the "Deed of Trust") recorded in DOUGLAS County, State of Nevada as follows:

Deed of Trust dated September 13, 1993, and Recorded September 22, 1993, Official Records of Douglas County, Nevada, Book 0993, Page 4110, as Document No. 318248.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property (the "Real Property") recorded in DOUGLAS County, State of Nevada:

Lot 29, in Block R, as shown on the map of TOPAZ RANCH ESTATES UNIT NO. 4, filed for record in the office of the County Recorder of Douglas County, State of Nevada, on November 16, 1970, in Book 1 of Maps, Page 224, as Document No. 50212.

The Real Property or its address is commonly known as 3560 STONE ROAD, WELLINGTON, NV 89444. The Real Property tax identification number is 37-361-03.

MODIFICATION. Grantor and Lender hereby modify the Deed of Trust as follows:

The above described Deed of Trust is hereby modified to secure an increase in the current principal balance by \$55,000.00. This Deed of Trust now secures a Promissory Note in the amount of \$64,380.82 dated August 14, 1998 from Grantor to Lender, together with all renewals, extensions, modifications, refinancings, and substitutions for the Note. Said Note is a renewal of the original Promissory Note dated September 13, 1993. Said Deed of Trust is also hereby modified With Title Vested as Follows: Ken Emerson and Judy Emerson, husband and wife as Joint Tenants.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification but also to all such subsequent actions.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

X Ken Emerson
KEN EMERSON

X Judy Emerson
JUDY EMERSON

LENDER:

NEVADA BANKING COMPANY
By: Brent Holderman
Authorized Officer BRENT HOLDERMAN

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Nevada)
) SS
COUNTY OF Douglas)

This instrument was acknowledged before me on 8/14/98 by KEN EMERSON and JUDY EMERSON.

Janet Osalvo
(Signature of notarial officer)

Notary Public in and for State of Nevada



(Seal, if any)

0447244

BK0898PG3470

LENDER ACKNOWLEDGMENT

STATE OF Nevada)
) SS
COUNTY OF Douglas)

This instrument was acknowledged before me on 8/14/98 by Brent Holderman as designated agent of NEVADA BANKING COMPANY.



(Seal, if any)

Janet Osalvo
(Signature of notarial officer)
Notary Public in and for State of Nevada

COOPER

REQUESTED BY
WESTERN TITLE COMPANY, INC.
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

'98 AUG 17 P4:17

0447244

BK0898PG347.1

LINDA SLATER
RECORDER
\$ 8.00 PAID LS DEPUTY