

DOC # 708908
09/07/2007 02:13PM Deputy: GB
OFFICIAL RECORD
Requested By:
NORTHERN NEVADA TITLE CC
Douglas County - NV
Werner Christen - Recorder
Page: 1 of 5 Fee: 18.00
BK-907 PG-1465 RPTT: 0.00



The undersigned hereby affirms that this document submitted for recording does not contain the Social Security number of any person or persons (NRS 239B.030)
NORTHERN NEVADA TITLE COMPANY

By: *Liz Svenningsen*
Print Name/Title: Liz Svenningsen

APN: 1419-27-610-018
ORDER NO.: DO-1070358-LS

FOR RECORDER'S USE ONLY

TITLE OF DOCUMENT: Modification of Deed of Trust

WHEN RECORDED MAIL TO:

PINNACLE BANK
1702 17TH ST., P.O. BOX 218
CODY, WY 82414-0218

Return to: PINNACLE BANK
1702 17TH ST
P O BOX 218
CODY, WY 82414-0218
Prepared By: PINNACLE BANK
1702 17TH ST
P O BOX 218
CODY, WY 82414-0218

Assessor's Parcel Number: 1419-27-610-006

_____State of Nevada_____Space Above This Line For Recording Data_____

MODIFICATION OF DEED OF TRUST

DATE AND PARTIES. The date of this Real Estate Modification (Modification) is 12-08-2006. The parties and their addresses are:

GRANTOR: RONALD L. SIMEK, AS AN INDIVIDUAL
P.O. BOX 562
GENOA, NV 89411

TRUSTEE: PINNACLE BANK CODY
1702 17TH ST / PO BOX 218
CODY, WY 82414

LENDER: PINNACLE BANK
Organized and existing under the laws of the state of Wyoming
1702 17TH ST P O BOX 218 CODY, WY 82414-0218

BACKGROUND. Grantor and Lender entered into a Security Instrument dated 02-18-2004 and recorded on 04-06-2004. The Security Instrument was recorded in the records of DOUGLAS County, Nevada at 0609526, BK 0404 PG 02780. The property is located in DOUGLAS County at 266 JAMES CANYON LOOP, GENOA, NV 89411.

Described as:
REFER TO EXHIBIT "A" WHICH IS ATTACHED HERETO AND MADE A PART HEREOF

REAL ESTATE MODIFICATION-NEVADA

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BK-907
PG-1466

MODIFICATION. For value received, Grantor and Lender agree to modify the original Security Instrument. Grantor and Lender agree that this Modification continues the effectiveness of the original Security Instrument. The Security Instrument was given to secure the original debts and obligations (whether identified as Secured Debts, Sums Secured, or otherwise) that now have been modified. Together with this Modification, the Security Instrument now secures the following debts and all extensions, renewals, refinancings, modifications and replacements. *(Include items such as borrower's name, note or contract amounts, interest rates (whether variable), maturity dates, etc.)* THIS DEED OF TRUST IS HEREBY MODIFIED AND SECURES PROMISSORY NOTE # 6060009193, IN THE ORIGINAL AMOUNT OF \$5,000,000.00, BY AND BETWEEN RONALD L. SIMEK AS BORROWER/GRANTOR AND PINNACLE BANK AS LENDER, DATED 08-25-2006, MATURING 08-25-2007.

MAXIMUM OBLIGATION LIMIT. The total principal amount secured by the Security Instrument at any one time will not exceed \$ 2,670,000.00 which is a \$ 2,330,000.00 increase decrease in the total principal amount secured. This limitation of amount does not include interest and other fees and charges validly made pursuant to the Security Instrument. Also, this limitation does not apply to advances made under the terms of the Security Instrument to protect Lender's security and to perform any of the covenants contained in the Security Instrument.

WARRANTY OF TITLE. Grantor warrants that Grantor is or will be lawfully seized of the estate conveyed by the Security Instrument and has the right to grant, bargain, convey, sell, and mortgage the property. Grantor also warrants that such same property is unencumbered, except for encumbrances of record.

CONTINUATION OF TERMS. Except as specifically amended in this Modification, all terms of the Security Instrument remain in effect.

SIGNATURES: By signing below, Grantor agrees to the terms and covenants contained in this Modification. Grantor also acknowledges receipt of a copy of the Modification.

GRANTOR:

Ronald L. Simek 9-6-07
 (Signature) RONALD L. SIMEK (Date) (Signature) (Date)

 (Signature) (Date) (Signature) (Date)

 (Signature) (Date) (Signature) (Date)

LENDER: PINNACLE BANK

By *Michael J. Schumacher*
 MICHAEL J. SCHUMACHER, SENIOR VICE PRESIDENT

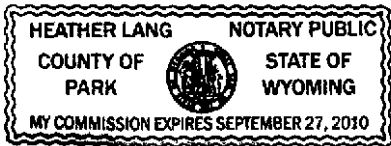
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ACKNOWLEDGMENT:

(Individual) STATE OF Wyoming, COUNTY OF Park } ss.
This instrument was acknowledged before me this 10th day of September
2007 by RONALD L. SIMEK, AS AN INDIVIDUAL
My commission expires:

Heather Lang
(Notary Public)

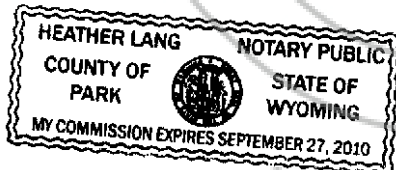


ACKNOWLEDGMENT:

(Lender) STATE OF Wyoming, COUNTY OF Park } ss.
This instrument was acknowledged before me this 5th day of Sept
2007 by MICHAEL J. SCHUMACHER
as SENIOR VICE PRESIDENT (Titles)
of PINNACLE BANK (Name of
Business or Entity).

My commission expires: 9/27/10

Heather Lang
(Notary Public)



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**DO-1070358-LS
1070358**

EXHIBIT "A"

All that certain real property situate in the County of Douglas, State of Nevada, described as follows:

A parcel of land located within a portion of Section 27, Township 14 North, Range 19 East, Mount Diablo Meridian, described as follows:

Commencing at the Southeast corner of Lot 22 as shown on the Final Subdivision Map PD 00-16 for Mountain Meadow Estates, Phase 1 recorded March 6, 2002 in the office of Recorder, Douglas County, Nevada as Document No. 536360, the POINT OF BEGINNING;

Thence along the Westerly line of James Canyon Loop, along the arc of a curve concave to the Southwest, having a radius of 170.00 feet, central angle of $11^{\circ}40'17''$, arc length of 34.63 feet, and chord bearing and distance of South $70^{\circ}11'50''$ East, 34.57 feet; thence South $49^{\circ}35'52''$ West, 269.19 feet; thence North $57^{\circ}37'53''$ West, 211.67 feet; thence North $41^{\circ}31'52''$ East, 216.16 feet to a point on said Westerly line of James Canyon Loop; thence along said Westerly line, along the arc of a curve concave to the Northeast, nontangent to the preceding course, having a radius of 230.00 feet, central angle of $32^{\circ}33'10''$, arc length of 130.68 feet, and chord bearing and distance of South $59^{\circ}45'24''$ East, 128.93 feet; thence continuing along said Westerly line, South $76^{\circ}01'59''$ East, 99.49 feet to the POINT OF BEGINNING.

The Basis of Bearing of this description is North $89^{\circ}22'26''$ East, the North line of the Northwest one-quarter of Section 26, Township 14 North, Range 19 East, M.D.M. Said land is shown as adjusted Lot 22, Block B of Mountain Meadow Estates as shown on Record of Survey to Support a Boundary Line Adjustment for Ronald L. Simek recorded December 6, 2002 in said office of Recorder as Document No. 560049.

NOTE: Legal description previously contained in Book 205, at Page 2272, as Document No. 636171, recorded on February 7, 2005.

