WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: May 24, 2010

William J. Duffy
Signature

William J. Duffy
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Attorneys for ARCO Environmental Remediation LLC
(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 1

96-6-2-84

DGS LAW

Davis Graham & Stubbs LLP

June 4, 2010

2010 JUN -7 AM 11:28

Susan L. Schneider, Esq.
United States Department of Justice
1961 Stout Street, 8th Floor
Denver, CO 80294

Re: United States v. Walker River Irrigation District
Waiver of Service of Notice in Lieu of Summons for ARCO Environmental Remediation, LLC

Dear Ms. Schneider:

As counsel for ARCO Environmental Remediation, LLC ("AERL"), I am enclosing a signed Waiver of Service for the referenced litigation on behalf of AERL. As explained in my August 15, 2007 letter to you, AERL is the named permittee on two groundwater permits (Permit Nos. 64498-E and 64499-E) issued by the State of Nevada for six production wells (PW-06, PW-07, PW-08, PW-09, PW-10 and PW-11) that were developed for use in association with the ongoing Yerington Mine remediation project. Further, as the United States correctly acknowledged in the *Fifteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities* filed with the Court on March 5, 2010, Anaconda Minerals Company no longer exists as a corporate entity. Accordingly, we are renewing our request that Anaconda Minerals Company be dismissed as a party to this litigation, and that AERL be substituted as the proper counterdefendant in this case. Based on the telephone conversation between you and Steven Marlin from my office on Tuesday, May 4, 2010, it is our understanding that the United States will request such dismissal and substitution by the Court upon our return of the enclosed signed Waiver of Service.

Please contact me at the below contact information, or Steven Marlin at (303) 892-7205 if you have any questions or wish to discuss this further.

Sincerely,

William J. Duffy
for
DAVIS GRAHAM & STUBBS LLP

Enclosures

cc: Jim Lucari, Esq.

William J. Duffy . 303 892 7372 . william.duffy@dgslaw.com

EXHIBIT 1

FILE

DENVER, CO

07 AUG 16 AM 9

DGS

Davis Graham & Stubbs LLP

August 15, 2007

Susan L. Schneider, Esq.
United States Department of Justice
1961 Stout Street
Denver, CO 80294

Re: United States v. Walker River Irrigation District, No. C-125-B
Status of Water Rights in Walker River Basin, Mason Valley Sub-Basin

Dear Ms. Schneider:

This letter follows my August 29, 2003 correspondence to you on behalf of Atlantic Richfield Company ("Atlantic Richfield") and others concerning the above referenced case. In that letter, which was accompanied by a Waiver of Service signed by me on behalf Atlantic Richfield, we informed you that Atlantic Richfield was reviewing records to assess whether Atlantic Richfield, Anaconda Minerals Company ("Anaconda") and Applied Hydrology Associates, Inc. ("Applied Hydrology") own any water rights implicated in this adjudication and whether these three entities are appropriate counterdefendants in this litigation. Since the date of that letter, the Court has dismissed Applied Hydrology from this action, and determined that service upon Anaconda and Atlantic Richfield is complete. *See Order Concerning First Report of United States of America Concerning Status of Service on Certain Persons and Entities*, December 1, 2004.

As a result of the United States' claims on behalf of the Walker River Paute Tribe to priority water rights in the Walker River Basin, all claimants to water of the Walker River and its tributaries, including groundwater, have been designated as counterdefendants in this case. As I understand the April 18, 2000 Case Management Order ("CMO"), counterdefendant categories include: (1) all holders of permits or certificates "to pump groundwater" issued by the State of Nevada within Sub-Basin 108 (Mason Valley); and (2) all holders of "vested rights" to the use of groundwater under the laws of the State of Nevada within the Walker River Basin.

We have reviewed the Nevada Department of Conservation and Natural Resources, Division of Water Resources ("DWR") online Water Rights Database, Well Driller Log Database and Title Database pertaining to wells located in the Walker River Basin, Mason Valley Sub-Basin, as those wells relate to Anaconda, Atlantic Richfield and ARCO Environmental Remediation, LLC ("AERL"). Exhibit A to this letter summarizes information compiled from the DWR Databases and from well related documents. Exhibit B provides relevant entries in DWR's Well Log Database. Exhibits C through F contain collections of supporting well related records pertaining to Anaconda, Atlantic Richfield and AERL.

William J. Duffy . 303 892 7372 . william.duffy@dgslaw.com

1550 Seventeenth Street • Suite 500 • Denver, Colorado 80202 • 303 892 9400 • fax 303 893 1379
www.dgslaw.com

Exhibit 46

EXHIBIT 1

Based on database information and records examined, we represent the following facts on behalf of Atlantic Richfield and AERL:

- Anaconda is a predecessor to Atlantic Richfield that is no longer in existence, even though it is identified in the DWR Well Log Database as the owner of several wells located in the Mason Valley Sub-Basin. See Exhibits A, B and C. Twelve of these wells consist of monitoring wells and abandoned test holes. Pursuant to State of Nevada regulations concerning vested water rights, appropriation of public waters, and underground water and wells (Nevada Admin. Code 533.010 *et seq.*, and 534.010 *et seq.)*, monitoring wells which do not remove groundwater and are installed to comply with federal and state environmental requirements do not result in an appropriation of groundwater. Therefore, these monitoring wells do not represent vested groundwater rights in Walker River Basin that are subject to this litigation.

  Anaconda is also identified as the owner of several production wells under permit and certification, as delineated in Exhibit A and documented in Exhibit C. Anaconda also applied for and received Permits Nos. 49222 and 49223 from the Nevada State Engineer, dated December 16, 1985, to appropriate groundwater in Mason Valley Sub-Basin from five production wells (PW-01, PW-02, PW-03, PW-04 and PW-05). However, Atlantic Richfield is identified as the official current owner of these wells, which are used for remedial purposes at the Yerington Mine Site. See Exhibit F. DWR's Databases and the well records demonstrate that all the production wells Anaconda once owned are now owned by other parties (e.g., Arimetco, LTR Enterprises, Tibbals and Dye), with the exception of three proposed production wells (Log Nos. 12835, 12836 and 15466) that Anaconda drilled in 1972 and 1976. See Exhibit A. However, there is no indication from the DWR Databases or well related records that permits or certificates were ever obtained for these three wells or that Anaconda, AERL or Atlantic Richfield ever actually put these well into production.

- "Mark Flickinger ARCO" is identified in DWR's Well Log Database and in well records as owning six monitoring wells in Mason Valley Sub-Basin. See Exhibits A and D. Mr. Flickinger is a former employee of Atlantic Richfield, and Atlantic Richfield should be appropriately identified as the current owner of these wells. Relevant to the lawsuit, these wells are used strictly for monitoring related to the Yerington Mine remediation project and have no consumptive uses of groundwater. Therefore, as with the Anaconda monitoring wells, these wells are not implicated in this case.

- AERL is identified in DWR's Databases and the well records as the owner of wells subject to Permit Nos. 64498-E and 64499-E (no certificates have been issued for these wells). See Exhibits A and E. The Nevada State Engineer issued Permit Nos.

64498-E and 64499-E to AERL for appropriation of groundwater in Mason Valley Sub-Basin from six production wells (PW-06, PW-07, PW-08, PW-09, PW-10 and PW-11). These wells are currently used in association with the Yerington Mine remediation project. AERL owns no other groundwater pumping wells or vested water rights of record in Walker Basin, Mason Valley Sub-Basin.

- Atlantic Richfield is identified in DWR's Databases and the well records as the owner of wells subject to Permit Nos. 49222 and 49223 (no certificates have been issued for these wells). See Exhibits A and F. These wells are active and used in association with the Yerington Mine remediation project. Atlantic Richfield is not aware of any other groundwater pumping wells or vested water rights of record owned by Atlantic Richfield in Walker Basin, Mason Valley Sub-Basin.

Given that Anaconda no longer exists as a corporate entity, and that any wells Anaconda drilled and owned in Walker Basin, Mason Valley Sub-Basin are: (1) now owned by third parties, including Atlantic Richfield and AERL; (2) are not now or have ever been used for production after completion; (3) or are not groundwater pumping wells implicated in this case, I believe it is appropriate that the United States dismiss Anaconda as a counterdefendant. Atlantic Richfield and AERL are the real parties in interest under permits issued by the State of Nevada to pump groundwater from Walker Basin, Mason Valley Sub-Basin. Thus, Atlantic Richfield and AERL are proper counterdefendants in this litigation, under the April 18, 2000 CMO guidelines. Atlantic Richfield and AERL are prepared to accept the Court's further rulings in this matter, and we will consider appropriate stipulations to facilitate resolution of the litigation.

Please contact me or Steve Marlin of my office to discuss any issues raised by this letter, or the enclosures or any other issues related to this litigation. Steve may be contacted at (303) 892-7205. We look forward to speaking with you at your convenience when you have considered the matters addressed above and the enclosures.

Sincerely,

William J. Duffy
for
DAVIS GRAHAM & STUBBS LLP

Enclosures
cc: Todd Normane, Esq., Atlantic Richfield
Roy Thun, Atlantic Richfield
Steven Marlin, Davis Graham & Stubbs LLP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney:

Address:

Phone Number:

Fax Number:

Janice Barta
(Signature) (formerly Janice Tamagni)

Janice Barta
(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

101 Pete Hendrichs Rd
Yerington, NV 89447
(Address)

775-463-3802
(Telephone number)

EXHIBIT 2

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Janice E. Banta, formerly Janice E. Tamagni

Name(s)

101 Pete Hendrichs Road

Street or P.O. Box

EXHIBIT 2

Yerington	NV	89447
Town or City	State	ZipCode

2. The name and address of each person or entity who acquired ownership

Janice E. Banta, Trustee of the Raymond E. Tamagni and Janice E. TamagniFamily Trust, Survivor's Trust
Name(s)

101 Pete Hendrichs Road
Street or P.O. Box

Yerington	NV	89447
Town or City	State	ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- [X] Deed
- [ ] Court Order
- [ ] Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

---

* This notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia Street, Suite 301
Reno, NV 89501

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

EXHIBIT 2

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 17th day of June 2009.

[signature of counter-defendant]

Janice E. Banta, formerly
Janice E. Tamagni

Janice E. Banta

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

101 Pete Hendrichs Road
Yerington, NV 89447

[address]

775-463-3802

[telephone number]

EXHIBIT 2

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 441197
04/20/2009 01 21 PM
Official Record
Requested By
WILLIAM CARPENTER ESQ
Lyon County - NV
Mary C Milligan - Recorder
Page 1 of 2 Fee $15 00
Recorded By DLM RPTT
0441197

APN 14-521-19
RPPT: #7

Mail tax statement to
Janice E. Banta, Trustee
101 Pete Hendrichs Road
Yerington, NV 89447

When recorded mail to:
William L. Carpenter, Esq.
215 W. Bridge Street #3
Yerington, NV 89447

The undersigned affirms this document does not contain a social security number

William L. Carpenter, Attorney

UNOFFICIAL COPY

QUITCLAIM DEED

THIS INDENTURE made this 5th day of March, 2009, between JANICE E. BANTA, a married woman, formerly JANICE E. TAMAGNI, as her sole and separate property, First Party, and JANICE E BANTA, Trustee of the Raymond E Tamagni and Janice E Tamagni Family Trust, Survivor's Trust, dated June 5, 1992, Second Party,

WITNESSETH

That First Party, for and in consideration of the sum of ONE DOLLAR ($1.00), lawful money of the United States of America, to her in hand paid by the said Second Party, the receipt whereof is hereby acknowledged, do by these presents revise, release and forever quitclaim unto the said Second Party, its successors and assigns forever, all her right, title and interest in and to that certain lot, piece, or parcel of land situate in the County of Lyon, State of Nevada, and more particularly described as follows, to-wit:

> Parcel 2, as shown on the Parcel Map for Janice E Tamagni, recorded in the Official Records of Lyon County, Nevada on February 25, 2000, as Document No. 244908

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and

*** THIS IS AN UNOFFICIAL COPY ***

441197 04/20/2009 002 of 2

profits thereof

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto said Second Party, her heirs and assigns forever

IN WITNESS WHEREOF, First Parties have hereunto set their hands the day and year first above written.

"UNOFFICIAL COPY"

Janice E. Banta
JANICE E BANTA

Roger L Banta
ROGER BANTA, Spouse of Grantor, hereby joins in the execution of this deed and releases any community interest of the Grantor in the above described property

STATE OF NEVADA)
) SS
COUNTY OF LYON)

This instrument was acknowledged before me on the 5th day of March, 2009, by Janice E Banta

JANICE SHIPLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-3686-12 Expires April 28, 2011

Janice Shipley
Notary Public

STATE OF NEVADA)
) SS
COUNTY OF LYON)

This instrument was acknowledged before me on the 5th day of March, 2009, by Roger Banta

JANICE SHIPLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 99-3686-12 Expires April 28, 2011

Janice Shipley
Notary Public

EXHIBIT 2

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 25 August 2009

Signature

Justus Bauschinger

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 3

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

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5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

EXHIBIT 3

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

Justus Bauschinger

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

9 W. Pursel Inc

Yerington NV 89447

(Address)

463-2288

(Telephone number)

EXHIBIT 3

9C-1C-2-1C1
C: SUSCHN
ENCL 1

ENVIRONMENTAL DENVER, CO
2010 MAY 24 PM 12:23

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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Date: 5/20/10

Signature

Jason Benton
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Owner of
(Title)

J.R. Benton & Co., LLC
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 4

C: Susan Eileen

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO
2010 MAY 17 AM 11: 19

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5-14-10

Haskell Lee Brown
Signature

HASKELL BROWN
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 5

90-6-2-86
cc: Susan Sherman

GREENE, MEYER & McELROY
ATTORNEYS AT LAW

BRUCE R. GREENE
ELIZABETH MEYER
SCOTT B. MCELROY
ALICE E. WALKER
M. CATHERINE CONDON

ANETRA D. PARKS
DANIEL E. STEUER

OF COUNSEL
PHOEBE ANNE GREYSON

FILE

05 AUG 25 AM 11:

August 23, 2005

Susan L. Schneider
U.S. Department of Justice
ENRD
999 18th St., Suite 945
Denver, CO 80202

Re: *United States v. Walker River Irrigation District, et al.*
In Equity No. C-125-ECR, Subproceeding B

Dear Susan:

Per your recent discussion with Alice, I have enclosed copies of the Notices of Appearance we have received in the above-referenced matter.

1. 05/16/05 Notice of Appearance and Intent to Participate [Blackford, K.;Clements, J.; Gisler, O.; Lommori, M..& C.; Masini, C.; Masini, M..

2. 05/23/05 Notice of Appearance and Intent to Participate [Fannin, G.; Banta, J., TTEE; Banta, J.; Moore, M.; Moore, S.; Snyder, T. & E., TTEES; Rosaschi, A; Sciarani-Blake, J. for Twin Properties; Denton, J.; Denton, L.]

3. 06/01/05 Notice of Appearance and Intent to Participate [Davis, J. A., TTEE; Dane, S.; Dane, F.; Bryan, E. J.; Bryan, J.L.]

4. 06/07/05 Notice of Appearance and Intent to Participate [Carlini, T. F., TTEE; Rader, K.; Rader, S. D.]

5. 06/27/05 Notice of Appearance and Intent to Participate [Jansen, C.B.]

6. 07/01/05 Notice of Appearance and Intent to Participate [Schwake, Jr., M.H., Pres. Cal Neva Cattle Co.]

1007 PEARL STREET, SUITE 220 BOULDER, COLORADO 80302 303-442-2021 FAX 303-444-3490
A Professional Corporation

EXHIBIT 6/7

7.	07/05/05	Notice of Appearance and Intent to Participate [Brown, J.W.; Brown, S.G.]
8.	07/28/05	Amended Notice of Appearance and Intent to Participate [Lund, Hans N. and Lund, Marie N. TTEE]
9.	08/08/05	Notice of Appearance and Intent to Participate [Shoemaker, J.K., Hammock, S., Hammock, R.B.]
10.	08/12/05	Notice of Appearance and Intent to Participate [McNamara, R.B. and McNamara, C.K.]
11.	08/12/05	Signature page only for R. Dressler
12.	08/15/05	Notice of Appearance and Intent to Participate [Cummings, M]

Sincerely,

Daryl

Daryl Ann Vitale
Assistant to
Alice E. Walker
AEW/dav

enc.: As stated

Attorney:

Address:

Phone Number:

Fax Number:

Frank Dane

(Signature)

FRANK DANE

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

187 Hwy 208
Yerington, NV 89447

(Address)

(775) 463-2132

(Telephone number)

Attorney:

Address:

Phone Number:

Fax Number:

Susan Dane

(Signature)

Susan Dane

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

187 Hwy 208
Yerington, NV 89447

(Address)

(775) 463-2132

(Telephone number)

EXHIBIT 6/7

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9-9-09

Geneva Neuhauser Hollis
Signature

GENEVA NEUHAUSER HOLLIS
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 8

U.S. DEPT. OF JUSTICE
ENV. & NAT. RES. DIV.
DENVER, CO

2009 SEP 14 AM 11: 17

Geneva Neuhauser Hollis

1441 Lannette Circle

Pahrump, NV 89060

(775) 727-1794

To whom it may concern:

I sold parcel number 014-291-06 and 014-291-07 in March 2004 to J Kirk Bodenstein. Bodenstein Real Estate 117 S Main, Yerington, NV. His phone number is(775) 463-5225.

I am still a half owner of property with Larry Neuhauser

Geneva Neuhauser Hollis

EXHIBIT 8

90-6-2-61
C Susan
Cleaver

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider Attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5/14/10

x _____
Signature

GEORGE HUGHES
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 9

✓ FILED ____ RECEIVED
____ ENTERED ____ SERVED ON
COUNSEL/PARTIES OF RECORD
JUL 2 8 2010
CLERK US DISTRICT COURT
DISTRICT OF NEVADA
BY: _____ DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	IN EQUITY NO. C-125 SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

4. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney:

Address:

EXHIBIT 10

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

Linda M. King

LINDA M. KING

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

227 RIVER RD

DAYTON, NV 89403

(Address)

(Telephone number)

EXHIBIT 10

FILED ____ ENTERED ____ RECEIVED ____ SERVED ON COUNSEL/PARTIES OF RECORD
JUL 28 2010
CLERK US DISTRICT COURT DISTRICT OF NEVADA
BY: _____ DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	
Plaintiff,	
WALKER RIVER PAIUTE TRIBE,	IN EQUITY NO. C-125
Plaintiff-Intervenor,	SUBFILE NO. C-125-B
vs.	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

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2. I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons:

Chief Deputy Clerk
United States District Court for the
District of Nevada
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Reno, Nevada 89501

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4. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney:

Address:

EXHIBIT 11

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

STEVEN KING

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

227 RIVER RD

DAYTON NV 89403

(Address)

(Telephone number)

EXHIBIT 11

90-6-2-86
C. Susan
Eileen

2010 AUG 21 2 AM 11:48

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

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United States District Court for the
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400 South Virginia Street, Suite 301
Reno, Nevada 89501

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4. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney:

Address:

EXHIBIT 12/13

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)
Vesta N Pettengill

VESTA N. PETTENGILL
(Printed or typed Name)

Glen + Nadine Lefflee
(Entity, if any, on whose behalf you are appearing)

Glen + Nadine Lefflee
154 Sunset Hills Dr.
Yerington Nv 89447
775-846-2216
(Telephone number)

(Address)

EXHIBIT 12/13

DURABLE POWER OF ATTORNEY

STATE OF NEVADA)
) ss
COUNTY OF LYON)

Know all men by these presents, that I, NADINE V. LEFFLER, the undersigned, of the State of Nevada, do hereby make, constitute, and appoint my daughter, VESTA NADINE PETTENGILL, as my true and lawful attorney in fact for me and in my name, place, and stead, and on my behalf, and for my use and benefit:

1. To exercise or perform any act, power, duty, right, or obligation whatsoever that now I have, or may hereafter acquire the legal right, power or capacity to exercise or perform, in connection with, arising from, or relating to any person, item, transaction, thing, business property, real or personal, tangible or intangible, or matter whatsoever;

2. To request, ask, demand, sue for, recover, collect, receive, and hold and possess all such sums of money, debts, dues, commercial paper, checks, drafts, accounts, deposits, legacies, bequests, devises, notes, interests, stock certificates, bonds, dividends, certificate of deposit, annuities, pension and retirement benefits, insurance benefits and proceeds, any and all documents of title, chooses in action, personal and real property, intangible and tangible property and property rights, and demands whatsoever, liquidated or unliquidated, as now are, or shall hereafter become, owned by, or due, owing, payable, or belonging to, me or in which I have or may hereafter acquire interest, to have, use and take all lawful means and equitable and legal remedies, procedures, and writs in my name for the collection and recovery thereof, and to adjust, sell, compromise, and agree for the same, and to make, execute, and deliver for me, on my behalf, and in my name, all endorsements, acquittances, releases, receipts, or other sufficient discharges for the same;

3. To lease, purchase, sell, exchange, and acquire, and to agree, bargain, and contract for the lease, purchase, sale, exchange, and acquisition of, and to accept, take, receive, and possess any real or personal property whatsoever, tangible or intangible, or interest thereon, on such terms and conditions, and under such covenants, as said attorney in fact shall deem proper.

4. To maintain, repair, improve, manage, insure, rent, lease, sell, convey, subject to liens, mortgage, subject to deeds of trust, and hypothecate, and in any way or manner deal with all or any part of any real or personal property whatsoever, tangible or intangible, or any interest therein, that I now own or may hereafter acquire, for me, in my behalf, and in my name and under such terms and conditions, and under such covenants, as said attorney in fact shall deem proper;

5. To conduct, engage in, and transact any and all lawful business of whatever nature or kind for me, on my behalf, and in my name both real property and personal property.

William Landis Carpenter Attorney at Law
215 W. Bridge St. Suite 3
Yerington, NV 89447 (775) 463-5663

EXHIBIT 12/13

William Landis Carpenter Attorney at Law
215 W. Bridge St. Suite 3
Yerington, NV 89447 (775) 463-5663

6. To make, receive, sign, indorse, execute, acknowledge, deliver, and possess such applications, contracts, agreements, options, covenants, conveyances, deeds, trust deeds, security agreements, bills of sale, leases, mortgages, assignments, insurance policies, bills of lading, warehouse receipts, documents of title, bills, bonds, debentures, checks, drafts, bills of exchange, letters of credit, notes, stock certificates, proxies, warrants, commercial paper, receipts, withdrawal receipts and deposit instruments relating to accounts or deposits in, or certificates of deposit of, banks, savings and loan or other institutions or associations, proofs of loss, evidences of debts, releases, and satisfaction of mortgages, liens, judgments, security agreements and other debts and obligations and such other instruments in writing or whatever kind and nature as may be necessary or proper in the exercise of the rights and powers herein granted.

7. I grant to said attorney in fact full power and authority to do, take, and perform all and every act and thing whatsoever requisite, proper, or necessary to be done, in the exercise of any of the rights and powers herein granted, as fully to all intents and purposes as I might or could do if personally present, with full power of substitution or revocation, hereby ratifying and confirming all that said attorney in fact, or her substitute or substitutes, shall lawfully do or cause to be done by virtue of this power of attorney and the rights and powers herein granted.

8. This instrument is to be construed and interpreted as a general power of attorney. The enumeration of specific items, rights, acts, or powers herein is not intended to, nor does it, limit or restrict, and is not to be construed or interpreted as limiting or restricting, the general powers herein granted to said attorney in fact.

9. The rights, powers, and authority of said attorney in fact herein granted shall commence and be in full force and effect upon my execution of this instrument, and such rights, powers, and authority shall remain in full force and effect thereafter until revoked. This durable power of attorney shall not be affected by a later disability or incapacity on my part.

10. In the event my said daughter shall be unwilling or unable to act on my behalf, then, I hereby nominate my son, EDWARD ALBERT LEFFLER, as alternate attorney in fact.

EXECUTED this 17th day of May, 2005.

Nadine V. Leffler
NADINE V. LEFFLER

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

This instrument was acknowledged before me on this 17th day of May, 2005, by Nadine V. Leffler.

Janice Shipley
Notary Public

JANICE SHIPLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 99-3686-12 - Expires April 28, 2007

EXHIBIT 12/13

90-6-2-86
cc: Susan Sherman

GREENE, MEYER & MCELROY
ATTORNEYS AT LAW

BRUCE R. GREENE
ELIZABETH MEYER
SCOTT B. MCELROY
ALICE E. WALKER
M. CATHERINE CONDON

ANETRA D. PARKS
DANIEL E. STEUER

OF COUNSEL
PHOEBE ANNE GREYSON

FILE

05 AUG 25 AM 11:

August 23, 2005

Susan L. Schneider
U.S. Department of Justice
ENRD
999 18th St., Suite 945
Denver, CO 80202

Re: *United States v. Walker River Irrigation District, et al.*
In Equity No. C-125-ECR, Subproceeding B

Dear Susan:

Per your recent discussion with Alice, I have enclosed copies of the Notices of Appearance we have received in the above-referenced matter.

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2. 05/23/05 Notice of Appearance and Intent to Participate [Fannin, G.; Banta, J., TTEE; Banta, J.; Moore, M.; Moore, S.; Snyder, T. & E., TTEES; Rosaschi, A; Sciarani-Blake, J. for Twin Properties; Denton, J.; Denton, L.]

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4. 06/07/05 Notice of Appearance and Intent to Participate [Carlini, T. F., TTEE; Rader, K.; Rader, S. D.]

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6. 07/01/05 Notice of Appearance and Intent to Participate [Schwake, Jr., M.H., Pres. Cal Neva Cattle Co.]

1007 PEARL STREET, SUITE 220 BOULDER, COLORADO 80302 303-442-2021 FAX 303-444-3490
A Professional Corporation

EXHIBIT 14

Susan L. Schneider
August 23, 2005
Page 2

7.	07/05/05	Notice of Appearance and Intent to Participate [Brown, J.W.; Brown, S.G.]
8.	07/28/05	Amended Notice of Appearance and Intent to Participate [Lund, Hans N. and Lund, Marie N. TTEE]
9.	08/08/05	Notice of Appearance and Intent to Participate [Shoemaker, J.K., Hammock, S., Hammock, R.B.]
10.	08/12/05	Notice of Appearance and Intent to Participate [McNamara, R.B. and McNamara, C.K.]
11.	08/12/05	Signature page only for R. Dressler
12.	08/15/05	Notice of Appearance and Intent to Participate [Cummings, M]

Sincerely,

Daryl

Daryl Ann Vitale
Assistant to
Alice E. Walker
AEW/dav

enc.: As stated

RECEIVED
AUG 1 2 2005
GREENE MEYER & McELROY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

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Chief Deputy Clerk
United States District Court for the
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400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

EXHIBIT 14

Attorney:

Address:

Phone Number:

Fax Number:

Roger B. McNamara
(Signature)

ROGER B. McNAMARA
(Printed or typed Name)

_____
(Entity, if any, on whose behalf you are appearing)

_____

_____
(Address)

_____
(Telephone number)

EXHIBIT 14

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 6-10-08

Signature

LARRY J. MUNSON

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: HALF OWNER of

(Title)

PARTNERSHIP

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8/25/09

Signature

James K. Neville

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

90-10-2-86
C: Susan
Gilbert

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 6-10-10

Signature

MICHAEL FURETTO
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: MANAGING MEM. of
(Title)

MICA FARMS NORDYKE PROP. LLC
(Corporate, Trust, Partnership or other entity)

U.S. DEPT OF ENV. & NAT. RES. DENVER, CO
2010 JUN 14 AM 11:38

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 17

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 6/1/12

Signature

ANATOLY SHOKR

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 18

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

ANATOLY SHOR

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 6/1/10

Signature

Robert Shorr MD

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

Robert Shover M.D

(Printed or typed Name)

(Entity, if any, on whose behalf you are appearing)

(Address)

(Telephone number)

EXHIBIT 19

FILE

c: 4 5

U.S. DEPT. OF INTERIOR ENV. & NAT. RES. DIV. DENVER, CO

2009 SEP -1 AM 10: 59

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8/28/09

Karl Smalling
Signature

KARL SMALLING
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

ATTENTION: ADDRESS CHANGE, THANKS!

SMAL027 894443015 1109 14 08/14/09
NOTIFY SENDER OF NEW ADDRESS
SMALLING'KARL
PO BOX 253
WELLINGTON NV 89444-0253
NEW ADDRESS

Rule 4 of the F ... ummons
Summons and the First A ... ary costs of service of the Notice in Lieu of
a plaintiff (here the Unite ... fter being notified of an action and asked by
the cost of such service u ... nmons, fails to do so will be required to bear
It is not good ca ... es are unfounded, or that the action has been
brought in an improper pl ... son or property. A party who waives service
of the Notice in Lieu of S ... Summons or to the service of the Notice in
Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 20

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5-10-10

Signature

Gary V. Garms Gen. of GDA Degree Inc Its Manager

GARY V GARMS

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: MANAGER of

(Title)

STRAGGLER LLC

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney: Gordon H DePaoli, Dale Ferguson
Woodburn + Wedge

Address: BOX 2311
RENO, NV 89505

Phone Number: 775 688 3000

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature) of GDA Degree Fire Manager

Gary J Barr
(Printed or typed Name)

Stragghan LLC
(Entity, if any, on whose behalf you are appearing)

PO B 170
Smith NV 89430
(Address)

775 465 2408
(Telephone number)

EXHIBIT 21

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8-28-09

Gilbert Tortolani
Signature

GILBERT TORTOLANI
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 22

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: Aug. 29, 09

Signature: Victoria R. Tortolani

Printed/Typed Name: VICTORIA R. TORTOLANI

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5-17-10

Signature

Gary J Veuve

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

EXHIBIT 24

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5-17-10

Signature Mary R Veuve

Printed/Typed Name MARY R VEUVE

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

_____
(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

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3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8 Dec 09

Signature

Charles S. Zumpft

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Attorney of

(Title)

Charles W Zumpft and Karen M. Zumpft Family Trust, dated February 4, 1988

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
vs.	)	
WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	)	

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

EXHIBIT 26

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

(Signature)

Charles S. Zumpft

(Printed or typed Name)

Charles W Zumpft and Karen M. Zumpft Family Trust Dated February 4, 1988

(Entity, if any, on whose behalf you are appearing)

1590 4th St

Minden NV 89423

(Address)

775-782-7171

(Telephone number)

*** THIS IS AN UNOFFICIAL COPY ***

430373 08/15/2008
002 of 4

That Affiant of Affiant's own knowledge states that OLGA MARIE BALAAN, AKS OLGA M. BALAAM, whose name appears in the above-named Joint Tenancy Deed as Joint Tenant with Affiant is one and the same person as OLGA MARIE BALAAM whose name appears in the Certificate of Death annexed hereto.

That Affiant, by operation of joint tenancy law is entitled to assume all of the right, title and interest of said OLGA MARIE BALAAM in said real property and improvements and to have all deeds and/or other documents of title reissued and/or amended to reflect said acquisition of interest

IN WITNESS WHEREOF, Affiant has hereto set his hand this 15 day of August 2008.

Donald A. Balaam
DONALD A BALAAM
17 Campbell Lane
Yerington, Nevada 89447

SUBSCRIBED and SWORN to
before me this 15 day of
August 2008.

Summer N. Walker
Notary Public

SUMMER N WALKER
NOTARY PUBLIC
STATE OF NEVADA
APPT No 02-75047-12
MY APPT EXPIRES MAY 1, 2010

"UNOFFICIAL COPY"

*** THIS IS AN UNOFFICIAL COPY ***

[redacted] 430373 08/15/2008 003 of 4

EXHIBIT "A"

SITUATED IN THE COUNTY OF LYON, STATE OF NEVADA described as follows to wit:

PARCEL I: The East 147.5 feet of the West 442.5 feet of that portion of the West half of the East half of the Southeast quarter of Section 16, Township 14 North, Range 25 East, M.D.B.&M., situated in the County of Lyon, State of Nevada, that is described as follows:

Beginning at a point which bears North 85°52' West, a distance of 1,290.73 feet from the Southeast corner of said Section; thence North 0°13' East, along the Easterly right of way line of a proposed 50 foot roadway, a distance of 384 feet; thence North 89°43' East, a distance of 591.54 feet; thence South 0°20' West, along the Westerly right of way line of an existing roadway and irrigation ditch, a distance of 344 feet; thence South 31°53' West, a distance of 47.77 feet; thence South 89°43' West, a distance of 565.80 feet to the point of beginning.

PARCEL II: The East 147.50 feet of the West 295 feet of that portion of West half of the East half of the Southeast quarter of Section 16, Township 14 North, Range 25 East, M.D.B.&M., described as:

BEGINNING at a point which bears North 85°52' West, a distance of 1,290.73 feet from the Southeast corner of said Section 16; thence North 0°13' East along the easterly right of way line of a proposed 50 foot roadway a distance of 384 feet; thence North 89°43' East, a distance of 591.54 feet; thence South 0°20' West, along the Westerly right of way line of an existing roadway and irrigation ditch, a distance of 344 feet; thence South 31°53' West a distance of 47.77 feet; thence South 89°43' West a distance of 565.80 feet to the point of beginning. RESERVING an easement for road purposes upon and across the Northerly 25 feet of said land.

The legal description previously appeared in Deed # 79750 Recorded 8/23/83.

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH
VITAL STATISTICS
CERTIFICATE OF DEATH

2008009259
STATE FILE NUMBER

TYPE OR PRINT IN PERMANENT BLACK INK

DECEDENT

1a DECEASED-NAME (FIRST,MIDDLE,LAST,SUFFIX): Olga Mane BALAAM
2. DATE OF DEATH (Mo/Day/Year): June 12, 2008
3a COUNTY OF DEATH: Lyon
3b CITY, TOWN, OR LOCATION OF DEATH: Yerington
3c. HOSPITAL OR OTHER INSTITUTION -Name(If not either, give street and number): South Lyon Medical Center
3e If Hosp or Inst indicate DOA,OP/Emer Rm Inpatient(Specify): Inpatient
4 SEX: Female
5 RACE (Specify): White
6 Hispanic Origin? Specify: No - Non-Hispanic
7a AGE-Last birthday (Years): 77
7b UNDER 1 YEAR MOS DAYS
7c. UNDER 1 DAY HOURS MINS
8 DATE OF BIRTH (Mo/Day/Yr): February 08, 1931

IF DEATH OCCURRED IN INSTITUTION SEE HANDBOOK REGARDING COMPLETION OF RESIDENCE ITEMS

9a STATE OF BIRTH (If not U S A, name country): Nevada
9b CITIZEN OF WHAT COUNTRY: United States
10 EDUCATION: 12
11 MARRIED NEVER MARRIED, WIDOWED, DIVORCED (Specify): Married
12 SURVIVING SPOUSE (If wife, give maiden name): Donald BALAAM
13 SOCIAL SECURITY NUMBER: [redacted]9248
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even If Retired): Postal Clerk
14b KIND OF BUSINESS OR INDUSTRY: Post Office
Ever in US Armed Forces? No
15a RESIDENCE - STATE: Nevada
15b COUNTY: Lyon
15c CITY, TOWN OR LOCATION: Yerington
15d STREET AND NUMBER: 17 Campbell Lane
15e INSIDE CITY LIMITS (Specify Yes or No): No

PARENTS

16 FATHER - NAME (First Middle Last Suffix): Orazio LOMMORI
17 MOTHER - NAME (First Middle Last Suffix): Gemma PACINI
18a INFORMANT- NAME (Type or Print): Donald BALAAM
18b. MAILING ADDRESS (Street or R F D No, City or Town, State, Zip): 17 Campbell Lane Yerington, Nevada 89447

DISPOSITION

19a BURIAL CREMATION REMOVAL OTHER (Specify): Burial
19b. CEMETERY OR CREMATORY - NAME: Valley View Cemetery
19c LOCATION City or Town State: Yerington Nevada 89447
20a. FUNERAL DIRECTOR - SIGNATURE (Or Person Acting As Such): GERALD HITCHCOCK SIGNATURE AUTHENTICATED
20b FUNERAL DIRECTOR LICENSE: 614
20c. NAME AND ADDRESS OF FACILITY: Fralliis Rupracht Funeral Home PO BOX 1271 Yerington NV 89447

TRADE CALL

TRADE CALL - NAME AND ADDRESS:

CERTIFIER

To Be Completed by CERTIFYING PHYSICIAN

21a To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated (Signature & Title): SIGNATURE AUTHENTICATED ROBIN LEE TITUS M.D.
21b DATE SIGNED (Mo/Day/Yr): June 17, 2008
21c. HOUR OF DEATH: 08 30
21d NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print):

To Be Completed by CORONER OFFICE

22a On the basis of examination and/or investigation in my opinion death occurred at the time, date and place and due to the cause(s) stated (Signature & Title)
22b DATE SIGNED (Mo/Day/Yr):
22c. HOUR OF DEATH:
22d. PRONOUNCED DEAD (Mo/Day/Yr):
22e PRONOUNCED DEAD AT (Hour):

23a NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): Robin Lee Titus M.D. Smith-Valley Medical Clinic Yerington, NV 89444
23b LICENSE NUMBER: 4617

REGISTRAR

24a REGISTRAR (Signature): GERALD HITCHCOCK SIGNATURE AUTHENTICATED
24b DATE RECEIVED BY REGISTRAR (Mo/Day/Yr): June 17, 2008
24c. DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

CAUSE OF DEATH

CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c).)
PART I
(a) Respiratory Arrest — Interval between onset and death: Minutes
DUE TO OR AS A CONSEQUENCE OF
(b) Respiratory Failure — Interval between onset and death: 48 Hours
DUE TO, OR AS A CONSEQUENCE OF
(c) Scleroderma — Interval between onset and death: 10 Years
DUE TO, OR AS A CONSEQUENCE OF
(d) — Interval between onset and death:
PART II
26 AUTOPSY (Specify Yes or No): No
27 WAS CASE REFERRED TO CORONER (Specify Yes or No): No
28a ACC SUICIDE HOM UNDET OR PENDING INVEST (Specify)
28b. DATE OF INJURY (Mo/Day/Yr)
28c. HOUR OF INJURY
28d DESCRIBE HOW INJURY OCCURRED
28e INJURY AT WORK (Specify Yes or No)
28f PLACE OF INJURY- At home, farm, street, factory, office building, etc. (Specify)
28g LOCATION STREET OR R F D No CITY OR TOWN STATE

551393

STATE REGISTRAR

430373
08/15/2008
004 of 4

VRS-Rev-2000T

218373 CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records

DATE ISSUED: JUN 18 2008

STATE REGISTRAR

This copy is not valid unless prepared on engraved border displaying date, seal and signature of Registrar

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

UNOFFICIAL COPY

BAR KEYSTONE RANCH, LLC
P. O. Box 646
Carson City, NV 89702

RECEIVED
2009 MAY 18 PM 4:06
STATE ENGINEERS OFFICE

May 18, 2009

State of Nevada
Department of Conservation and Natural Resources
Division of Water Resources
Office of the State Engineer
901 South Stewart Street, Ste 2002
Carson City, NV 89701

RE: Ronald T. and Mary Louise Banta and
Andrew and Lee Ann MacKenzie
Permit No. 28268

Please find enclosed the following documents to effect the transfer of water rights currently held by Ronald T. and Mary Louise Banta and Andrew and Lee Ann MacKenzie to Bar Keystone Ranch, LLC, a Nevada limited liability company.

1. Report of Conveyance for Permit No. 28268;
2. Fees in the amount of $65.00;
3. Abstract of Title for Permit No. 28268.

Also enclosed find copies of the following:

4. Quitclaim Deed between Andrew MacKenzie and Lee Ann MacKenzie to Andrew MacKenzie, recorded 02/18/88;
5. Quitclaim Deed between Ronald T. Banta to Mary Louise Banta, recorded 03/15/96;
6. Grant, Bargain and Sale Deed between Andrew MacKenzie and Mary Louise Banta, to Bar Keystone Ranch, a General Partnership, recorded April 30, 1996; and
7. Grant, Bargain and Sale Deed from Bar Keystone Ranch, a General Partnership, to Bar Keystone Ranch, LLC, a Nevada limited liability company, recorded 04/13/09.

Thank you for your assistance, and if you have questions or need anything further, please contact me at (775) 687-0202.

BAR KEYSTONE RANCH, LLC

Andrew MacKenzie

ANDREW MacKENZIE, Manager

AM/ch
\\Fs01\PublicSharedFolder\Users\CHarper\AM personal\Bar Keystone\Correspondence\Water Resources.0509.wpd
Encl.

RECEIVED
2009 MAY 18 PM 4:08
STATE ENGINEER'S OFFICE

State of Nevada

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION / PERMIT No. 28268 PROOF, or CLAIM No.: _____ STATUS: Certificate USE: Irr. & Dom.

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: Ronald T. and Mary Louise Banta and Andrew & Lee Ann MacKenzie

If any item requires additional space, please use Item 15 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Bar Keystone Ranch, LLC, a Nevada limited liability company

ADDRESS: 402 N. Division Street

CITY: Carson City STATE: Nevada ZIP CODE: 89703 PHONE: 775-687-0202

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S).....	4	CORRECTION DEED(S).....		OTHER:			
DEED(S) OF TRUST.....		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =>			4
NOTICE(S) OF PLEDGE.....		MAP(S) at no charge.....		TOTAL # X $10 each =	$	40	.00
DEATH CERTIFICATES.....		AFF OF ID at no charge.....		Report filing fee = $25.00	$	25	.00
DECREE(S) OF DISTR.....		OTHER:		TOTAL FEES SUBMITTED*	$	65	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS: None

8 COUNTY: POINT OF DIVERSION: Lyon COUNTY: PLACE(S) OF USE: Lyon

9 PLACE(S) OF USE: Qtr. ** Qtr. _____ Sec. _____ TWNSHP _____ RANGE _____ APN: ***

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.26 CFS 612 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: NA

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

15 Additional Space/Remarks: ** Place of Use: NW 1/4 SW 1/4 of Section 12, T. 12N, R. 25E, MDB&M; NE 1/4 SW 11/4 of Section 12, T. 12N, R. 25E, MDB&M; SW 1/4 SW 1/4 of Section 12, T. 12N, R. 25E, MDB&M; SE 1/4 SW 1/4 of Section 12 T. 12N, R. 25E, MDB&M

*** APN: 12-291-10, 12-291-11, 12-291-12, 12-291-13, 12-291-14, 12-291-15, 12-291-16, 12-291-17 & 12-291-18

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. May Yr. 2009

(SS) Christine Harper
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE COUNTY OF Carson City STATE OF Nevada

MY COMMISSION EXPIRES 10/27/12

SIGNATURE: Andrew MacKenzie, Manager

PRINT NAME: ANDREW MacKENZIE, ESQ.

MAILING ADDRESS: 402 N. Division St.

FIRM NAME: Allison, MacKenzie, Pavlakis, Wright & Fagan, LTD.

CITY: Carson City STATE: NV ZIP CODE: 89703

PHONE: 775-687-0202

OWNER?: N

AGENT?: Y

CHRISTINE HARPER
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 93-0949-3
MY APPT. EXPIRES OCTOBER 27, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

EXHIBIT 32

ABSTRACT OF TITLE

This column for office use only

Permit/Proof 28268
Page No. ___ of ___ pages

DEED NO.	GRANTOR	GRANTEE	CFS	MGA (circle one)	ACRES (circle one)	FILED UNDER / DATE	Recorder's Document # / DATE	DOCUMENT DESCRIPTION/ REMARKS
1	Andrew MacKenzie and Lee Ann MacKenzie	Andrew MacKenzie	2.26		612			Quitclaim Deed dated January 29, 1988 Doc No. 0113646
2	Ronald T. Banta	Mary Louise Banta	2.26		612			Quitclaim Deed dated March 7, 1996 Doc. No. 191392
3	Andrew MacKenzie, Mary Louise Banta and Mary Louise Banta	Bar Keystone Ranch, a General Partnership	2.26		612			Grant, Bargain and Sale Deed dated April 26, 1996 Doc. No. 192855
4	Bar Keystone Ranch, a General Partnership	Bar Keystone Ranch, LLC, a Nevada limited liability company	2.26		612			Grant, Bargain and Sale Deed dated March 12, 2009 Doc. No. 0440859
5								
6								
7								
8								

Type or print in black ink only

ABSTRACT.XLT

EXHIBIT 32

RPTT Exempt #7

QUITCLAIM DEED

THIS INDENTURE, made this 29th day of January, 1988, by and between ANDREW MacKENZIE and LEE ANN MacKENZIE, parties of the first part, and ANDREW MacKENZIE, a single person, of P.O. Box 646, Carson City, Nevada 89702, party of the second part.

W I T N E S S E T H:

That said parties of the first part, in consideration of the sum of TEN DOLLARS ($10.00), lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do hereby release, remise and forever quitclaim unto the said party of the second part, and to his successors and assigns forever, all their right, title and interest in and to that certain lot, piece or parcel of land situate, lying and being in the County of Lyon, State of Nevada, more particularly described as follows:

(See Exhibit "A" attached hereto and incorporated herein by this reference.)

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

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///

///

LAW OFFICES
ALLISON, MacKENZIE,
ARTMAN, SOUMBENIOTIS
& RUSSELL, LTD.
402 N. Division St.
Carson City, NV 89701

0113646

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said party of the second part, and to its successors and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands the day and year first above written.

Andrew MacKenzie
ANDREW MacKENZIE

Lee Ann MacKenzie
LEE ANN MacKENZIE

STATE OF NEVADA)
: ss.
CARSON CITY)

On this 29th day of January, 1988, personally appeared before me, a Notary Public, ANDREW MacKENZIE and LEE ANN MacKENZIE, who acknowledged to me that they executed the foregoing document.

Regina M. Nichols
NOTARY PUBLIC

REGINA M. NICHOLS
NOTARY PUBLIC - NEVADA
CARSON CITY
My Appt. Expires Sept. 8, 1989

LAW OFFICES
ALLISON, MacKENZIE,
HARTMAN, SOUMBENIOTIS
& RUSSELL, LTD.
402 N. Division St.
Carson City, NV 89701

EXHIBIT "A"

PARCEL 1: Township 12 North, Range 25 East, M.D.B.&M., Section 12; Southwest 1/4

PARCEL 2: A parcel of land located in the Southwest 1/4 of the Southeast 1/4 of Section 12, Township 12 North, Range 25 East, M.D.B.&M., Lyon County, Nevada, described as follows:

Beginning at the one quarter corner on the south line of said Section 12, thence South 89°54'00" East 126.00 feet; thence along the easterly side of a canal North 26°34'00" East 440.90 feet; thence North 14°10'00" East 243.50 feet; thence North 1°39'00" East 365.50 feet; thence North 12°00'06" West 353.85 feet; thence North 89°20'56" West 317.40 feet; thence South 0°06'00" West 1345.30 feet to the point of beginning.

MICROFILMED

0113646

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
RONALD T. BANTA
'88 FEB 18 AM 9 02
NANCY M. CARR
COUNTY RECORDER
FEE 1.00 DEP M.M.

EXHIBIT 32

RPTT #7

A.P.N. #12-291-18, #12-291-17, #12-291-16, #12-291-15, #12-291-14, #12-291-13, #12-291-12, #12-291-11 #12-291-10

QUITCLAIM DEED

THIS INDENTURE made this 7th day of March, 1996, between RONALD T. BANTA, First Party, of 132 Hwy. 208, Yerington, Nevada, and MARY LOUISE BANTA, Second Party, of 110 Rose Court, Reno, Nevada 89509.

W I T N E S S E T H:

That First Party, for and in consideration of the sum of ONE DOLLAR ($1.00), lawful money of the United States of America, to him in hand paid by the said Second Party, the receipt whereof is hereby acknowledged, does by these presents revise, release and forever quitclaim unto the Second Party, his heirs and assigns forever, all his right, title and interest in and to that certain lot, piece, or parcel of land situate in the County of Lyon, State of Nevada, more particularly described as follows:

Lots 1, 2, 3, and 4, as shown on the Official Map of record for Andrew MacKenzie et al, recorded on June 30, 1992, as Document No. 153045, Lyon County Records.

A.P.N. #12-291-18, #12-291-17, #12-291-16, #12-291-15

Lots 1, 2, 3, and 4, as shown on the Official Map of record for Andrew MacKenzie et al, recorded on June 30, 1992, as Document No. 153046, Lyon County Records.

A.P.N. #12-291-14, #12-291-13, #12-291-12, #12-291-11

PARCEL 2: A parcel of land located in the Southwest 1/4 of the Southeast 1/4 of Section 12, Township 12 North, Range 25 East, M.D.B.&M., Lyon County, Nevada, described as follows:

Beginning at the one quarter corner on the south line of said Section 12, thence South

191392

EXHIBIT 32

89°54'00" East 126.00 feet; thence along the easterly side of a canal North 26°34'00" East 440.90 feet; thence North 14°10'00" East 243.50 feet; thence North 1°39'00" East 365.50 feet; thence North 12°00'06" West 353.85 feet; thence North 89°20'56" West 317.40 feet; thence South 0°06'00" West 1345.30 feet to the point of beginning.

A.P.N. #12-291-10

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the premises, together with the appurtenances, unto said Second Party, his heirs and assigns forever.

IN WITNESS WHEREOF, First Party has hereunto set his hand the day and year first above written.

Ronald T. Banta
RONALD T. BANTA

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On this 7th day of March, 1996, appeared before me, a Notary Public, RONALD T. BANTA, known to me to be the person who executed the within instrument, who acknowledged that he executed the above instrument freely and voluntarily for the purposes therein stated.

Sherry L. Stone
Notary Public

SHERRY L. STONE
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES JAN 22, 1998

When recorded mail to:

Mary Lou Banta
c/o John Ohlson, Esq.
One E. First St, STE1100
Reno, NV 89501

191392

EXHIBIT 32

191392

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Ken Ward
96 MAR 15 PM 4:11
NANCY M. CARR
COUNTY RECORDER
FEE 9.00 DEP. KH

EXHIBIT 32

Order No. TBL 26095
Document Transfer Tax EXEMPT #10
AP. 12-291-10, 11, 12, 13, 14, 15, 16, 17, & 18

Mail Tax Bill to Grantee:
P.O. Box 646
Carson City, NV 89702

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

ANDREW MacKENZIE, an unmarried man, as to an undivided one-half (1/2) interest, MARY LOUISE BANTA, a married woman, as to an undivided one-fourth (1/4) interest and MARY LOUISE BANTA, as to an undivided one-fourth (1/4) interest.

do hereby GRANT, BARGAIN and SELL TO

BAR KEYSTONE RANCH, a General Partnership

the real property situate in the County of Lyon, State of Nevada, described as follows:

Parcel 1:

A parcel of land located in the SW 1/4 of the SE 1/4 of Section 12, T 12 N, R 25 E, M.D.B.&M., in Lyon County, Nevada, described as follows:

Beginning at the one quarter corner of the South line of said Section 12, thence South 89°54'00" East 126.00 feet, thence along the East side of a canal, North 26°34'00" East, 440.90 feet, thence North 14°10'00" East 243.50 feet, thence North 1°39'00" East 365.10 feet, thence North 12°00'06" West, 353.85 feet, thence North 89°20'36" West 317.40 feet, thence South 0°06'00" West 1345.30 feet, to the point of beginning.

All that certain real property being a portion of the SW 1/4 of Section 12, T 12 N, R 25 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel 2:

Parcels 1, 2, 3 and 4 a shown on the Parcel Map for Andrew MacKenzie Et Al, recorded in the Official Records of Lyon County, Nevada on June 30, 1992 as Document No. 153045.

Parcel 3:

Parcels 1, 2, 3 and 4 a shown on the Parcel Map for Andrew MacKenzie Et Al, recorded in the Official Records of Lyon County, Nevada on June 30, 1992 as Document No. 153046.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

DATED April 26, 1996

Andrew MacKenzie
ANDREW MACKENZIE

Mary Louise Banta
MARY LOUISE BANTA

RONALD T. BANTA, CHARTERED
Attorney at Law
30 Broadway—P.O. Box 506
Yerington, Nevada 89447
Telephone (702) 463-3351

192855

EXHIBIT 32

STATE OF NEVADA)
) ss.
COUNTY OF Carson City)

On April 29, 1996 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), ANDREW MACKENZIE who acknowledged to me that he executed the within instrument.

Patricia J. Stokes
Notary Public

PATRICIA J. STOKES
Notary Public - State of Nevada
Appointment Recorded in County of Carson City
My Appointment Expires Feb. 3, 1998
96-1043-3

STATE OF NEVADA)
) ss.
COUNTY OF Washoe)

On April 26, 1996 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), MARY LOUISE BANTA who acknowledged to me that she executed the within instrument.

Shirley Rodgers
Notary Public

SHIRLEY RODGERS
Notary Public - State of Nevada
Appointment Recorded in Washoe County
MY APPOINTMENT EXPIRES MAY 10, 1997

RONALD T. BANTA, CHARTERED
Attorney at Law
70 East Aspen P.O. Box 606
Yerington, Nevada 89447
Telephone (702) 463-2371

RECORDERS USE

192855

Title Service & Escrow Co
96 APR 30 PM 4:15

FEE:

EXHIBIT 32

DOC # 440859
04/13/2009 08:25 AM
Official Record
Requested By
ALLISON MACKENZIE RUSSELL
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 5 Fee: $18.00
Recorded By: CDL RPTT:
0440859

APN: 12-291-10, 11, 12, 13,
14, 15, 16, 17, & 18
RETURN RECORDED DEED TO:
ANDREW MacKENZIE, ESQ.
ALLISON, MacKENZIE, RUSSELL,
PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street
Carson City, NV 89703

GRANTEE/MAIL TAX STATEMENTS TO:
BAR KEYSTONE RANCH, LLC
P. O. BOX 646
Carson City, NV 89703

The party executing this document hereby affirms that this document submitted for recording does not contain the social security number of any person or persons pursuant to NRS 239B.030

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE, made on March 12, 2009, by and between BAR KEYSTONE RANCH, a General Partnership, grantor, and BAR KEYSTONE RANCH, LLC, a Nevada limited liability company, of P. O. Box 646, Carson City, Nevada 89702, grantee,

W I T N E S S E T H:

That the grantor, in consideration of the sum of Ten and No/100 Dollars ($10.00), lawful money of the United States, and other good and valuable consideration to it in hand paid by the grantee, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, and sell to the grantee, and to its successors and assigns, all those certain lots, pieces, or parcels of land situated in Lyon county, state of Nevada, and more particularly described as follows:

(See, Exhibit "A" attached hereto and incorporated herein by this reference.)

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder or remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD all and singular the premises, together with the appurtenances, unto the said grantee and to its successors and assigns forever.

IN WITNESS WHEREOF, the grantor has executed this conveyance the day and year first above written.

THE MacKENZIE FAMILY 1994 TRUST

By: Andrew MacKenzie
ANDREW MacKENZIE, Trustee/Partner

Mary Lou Banta
MARY LOU BANTA, Partner

STATE OF NEVADA)
: ss.
CARSON CITY)

On March 12th, 2009, personally appeared before me, a notary public, ANDREW MacKENZIE, personally known (or proved) to me to be the person whose name is subscribed to the foregoing instrument, who acknowledged to me that he is a Partner of BAR KEYSTONE RANCH, a General Partnership, and who further acknowledged to me that he executed the foregoing Grant, Bargain and Sale Deed on behalf of said General Partnership.

CHRISTINE HARPER
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 93-0049-3
MY APPT. EXPIRES OCTOBER 27, 2012

Christine Harper
NOTARY PUBLIC

\\Fs01\PublicSharedFolder\Users\CHarper\Network\B09BRKYS0.DEE.wpd

A40859 04/13/2009 003 of 5

STATE OF NEVADA)
: ss.
Carson City)

On March 11th, 2009, personally appeared before me, a notary public, MARY LOU BANTA, personally known (or proved) to me to be the person whose name is subscribed to the foregoing instrument, who acknowledged to me that she is a Partner of BAR KEYSTONE RANCH, a General Partnership, and who further acknowledged to me that she executed the foregoing Grant, Bargain and Sale Deed on behalf of said General Partnership.

Christine Harper
NOTARY PUBLIC

CHRISTINE HARPER
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 93-0949-3
MY APPT. EXPIRES OCTOBER 27, 2012

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EXHIBIT 32

440859 04/13/2009 Page 004 of 014

EXHIBIT "A"

All that certain parcel of real property situate in Lyon, state of Nevada, more particularly described as follows:

Parcel 1:

A parcel of land located in the SW ¼ of the SE ¼ of Section 12, T 12 N, R 25 E, M.D.B. & M., in Lyon County, Nevada, described as follows:

Beginning at the one quarter corner of the South line of said Section 12, thence South 89° 54' 00" East 126.00 feet, thence along the East side of a canal, North 26° 34' 00" East, 440.90 feet, thence North 14° 10' 00" East 243.50 feet, thence North 1° 39' 00" East 365.50 feet, thence North 12° 00' 06" West, 363.85 feet, thence North 89° 20' 56" West 317.40 feet, thence South 0° 06' 00" West 1345.30 feet, to the point of beginning.

All that certain real property being a portion of the SW ¼ of Section 12, T 12 N, R 25 E, M.D.B. & M., Lyon County, Nevada, described as follows:

Parcel 2:

Parcels 1, 2, 3 and 4 as shown on the Parcel Map for Andrew MacKenzie et al, recorded in the Official Records of Lyon County, Nevada on June 30, 1992 as Document No. 153045.

Parcel 3:

Parcels 1, 2, 3 and 4 as shown on the Parcel Map for Andrew MacKenzie et al, recorded in the Official Records of Lyon County, Nevada on June 30, 1992 as Document No. 153046.

///

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///

440859 04/13/2009 005 of 143

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

Being Assessor's Parcel Numbers 12-291-10, 11, 12, 13, 14, 15, 16, 17, & 18.

(Pursuant to NRS 111.312 this legal description was previously recorded as Document 192855 on April 30, 1996.

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 448045
09/08/2009 04 22 PM
Official Record
Requested By
STEPHEN RYE ESQ
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee $15 00
Recorded By CDL RPTT
0448045

APN 10-131-05

After recording mail to
Stephen B. Rye
215 W Bridge Street, #3
Yerington, NV 89447

The undersigned affirms that this document contains a social security number, pursuant to NRS 40 525(5) & NRS 440 380(1)(a)

Stephen B. Rye

Stephen B. Rye, Attorney

UNOFFICIAL COPY

AFFIDAVIT
DEATH OF JOINT TENANT

STATE OF NEVADA)
)ss
COUNTY OF LYON)

RICHARD H BEIN, hereby swears under penalty of perjury that the following assertions are true of his own knowledge:

1 Affiant is over the age of twenty-one (21) years and competent to be a witness as to the matters hereinafter stated

2 That RICHARD H BEIN is the surviving spouse of CORNELIA ELLEN BEIN, the Decedent mentioned in the attached certified copy of Certificate of Death, that the Decedent is the same person as C ELLEN BEIN named as one of the parties in that certain Grant, Bargain and Sale Deed dated September 19, 1997, executed by JERRY L BLADES and REGINA BLADES, husband and wife, to RICHARD H BEIN and C ELLEN BEIN, husband and wife, as joint tenants with the right of survivorship, recorded as Document No 210242, in the Official Records of Lyon County, Nevada, on September 19, 1997

*** THIS IS AN UNOFFICIAL COPY ***

448045 09/08/2009 002 of 3

3 The property which is the subject of the above-described deed is located in the County of Lyon, State of Nevada, and is more particularly described as follows:

A portion of the S ½ of the SW 1/4 of Section 26, T 12 N, R 23 E, M.D B &M, described as follows·

Parcel 2, as shown on the Parcel Map for Ruth Fletcher, filed in the Office of the Lyon County Recorder on February 6, 1992 as Document No. 148771

4 As recited in the above-described Certificate of Death, CORNELIA ELLEN BEIN, died on the 16th day of May, 2009, in Yerington, Nevada.

RICHARD H. BEIN

SUBSCRIBED and SWORN to before me this 3rd day of September 2009, by Richard H Bein

Notary Public

CARISA K. CUTLER
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No. 09-10619-12 - Expires July 30, 2013

"UNOFFICIAL COPY"

EXHIBIT 33

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH
VITAL STATISTICS
CERTIFICATE OF DEATH

2009007944
STATE FILE NUMBER

TYPE OR PRINT IN PERMANENT BLACK INK

DECEDENT

1a DECEASED-NAME (FIRST MIDDLE LAST SUFFIX): Cornelia Ellen BEIN
2 DATE OF DEATH (Mo/Day/Year): May 16, 2009
3a COUNTY OF DEATH: Lyon
3b CITY, TOWN OR LOCATION OF DEATH: Yerington
3c HOSPITAL OR OTHER INSTITUTION -Name(If not either give street and number): South Lyon Medical Center
3e If Hosp or Inst. indicate DOA,OP/Emer Rm Inpatient(Specify): Inpatient
4 SEX: Female
5 RACE (Specify): White
6 Hispanic Origin? Specify: No - Non-Hispanic
7a AGE-Last birthday (Years): 74
7b UNDER 1 YEAR: MOS | DAYS
7c UNDER 1 DAY: HOURS | MINS
8 DATE OF BIRTH (Mo/Day/Yr): July 27, 1934

IF DEATH OCCURRED IN INSTITUTION SEE HANDBOOK REGARDING COMPLETION OF RESIDENCE ITEMS

9a STATE OF BIRTH (If not U S A, name country): Illinois
9b CITIZEN OF WHAT COUNTRY: United States
10 EDUCATION: 18
11 MARRIED NEVER MARRIED, WIDOWED, DIVORCED (Specify): Married
12 SURVIVING SPOUSE (If wife, give maiden name): Richard BEIN
13 SOCIAL SECURITY NUMBER: [redacted]5230
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even If Retired): Homemaker
14b KIND OF BUSINESS OR INDUSTRY: Home
Ever in US Armed Forces? No
15a RESIDENCE - STATE: Nevada
15b COUNTY: Lyon
15c. CITY TOWN OR LOCATION: Wellington
15d STREET AND NUMBER: 10 Jessen Road
15e INSIDE CITY LIMITS (Specify Yes or No): No

PARENTS

16. FATHER - NAME (First Middle Last Suffix): Cornelius LENARD
17 MOTHER - NAME (First Middle Last Suffix): Mildred STOCKLAND
18a INFORMANT- NAME (Type or Print): Richard BEIN
18b MAILING ADDRESS (Street or R F D No, City or Town State Zip): 10 Jesson Road Wellington, Nevada 89444

DISPOSITION

19a BURIAL, CREMATION, REMOVAL OTHER (Specify): Cremation
19b. CEMETERY OR CREMATORY - NAME: Masonic Memorial Gardens
19c LOCATION City or Town State: Reno Nevada 89503
20a FUNERAL DIRECTOR - SIGNATURE (Or Person Acting As Such): GERALD HITCHCOCK SIGNATURE AUTHENTICATED
20b FUNERAL DIRECTOR LICENSE: 614
20c. NAME AND ADDRESS OF FACILITY: Freitas Rupracht Funeral Home PO BOX 1271 Yerington NV 89447

TRADE CALL

TRADE CALL - NAME AND ADDRESS

CERTIFIER

To Be Completed by CERTIFYING PHYSICIAN
21a To the best of my knowledge, death occurred at the time date and place and due to the cause(s) stated (Signature & Title): SIGNATURE AUTHENTICATED ROBIN LEE TITUS M.D.
21b DATE SIGNED (Mo/Day/Yr): May 21, 2009
21c. HOUR OF DEATH: 06 23
21d NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)

To Be Completed by CORONER'S OFFICE
22a On the basis of examination and/or investigation in my opinion death occurred at the time date and place and due to the cause(s) stated (Signature & Title)
22b DATE SIGNED (Mo/Day/Yr)
22c HOUR OF DEATH
22d PRONOUNCED DEAD (Mo/Day/Yr)
22e PRONOUNCED DEAD AT (Hour)

23a NAME AND ADDRESS OF CERTIFIER (PHYSICIAN ATTENDING PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): Robin Lee Titus M D Smith Valley Medical Clinic Wellington, NV 89444
23b LICENSE NUMBER: 4617

REGISTRAR

24a REGISTRAR (Signature): GERALD HITCHCOCK SIGNATURE AUTHENTICATED
24b DATE RECEIVED BY REGISTRAR (Mo/Day/Yr): May 21, 2009
24c. DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

CAUSE OF DEATH

CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c))

PART I
(a) Respiratory Arrest — Interval between onset and death: Minutes
DUE TO OR AS A CONSEQUENCE OF
(b) Aspiration Pneumonia — Interval between onset and death: 5 Days
DUE TO, OR AS A CONSEQUENCE OF
(c) Chronic Obstructive Pulmonary Disease — Interval between onset and death: 10 Years
DUE TO OR AS A CONSEQUENCE OF
(d) — Interval between onset and death:

PART II
26 AUTOPSY (Specify Yes or No): No
27 WAS CASE REFERRED TO CORONER (Specify Yes or No): No
28a ACC SUICIDE, HOM , UNDET OR PENDING INVEST (Specify)
28b DATE OF INJURY (Mo/Day/Yr)
28c. HOUR OF INJURY
28d DESCRIBE HOW INJURY OCCURRED
28e INJURY AT WORK (Specify Yes or No)
28f PLACE OF INJURY- At home, farm, street, factory, office building etc (Specify)
28g LOCATION STREET OR R F D No CITY OR TOWN STATE

STATE REGISTRAR

573885

448045 09/08/2009 003 of 3

VRS-Rev-2006T

275095 CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records

DATE ISSUED 09/08/2009

STATE REGISTRAR SIGNATURE AUTHENTICATED

This copy is not valid unless it bears an embossed or engraved border displaying date seal and signature of Registrar

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

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DOC # 430664
08/20/2008 02 56 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee $16 00
Recorded By DLW RPTT $2,437 50
0430664

Order No. TSL-33348-SJ
Document Transfer Tax $2,437 50
APN 10-371-03

RECORDING REQUESTED BY AND
When recorded Mail this Deed to·
Title Service and Escrow Co.
P.O. Box 833
Yerington, NV 89447

MAIL TAX BILL TO GRANTEE:
Royce W. Anderson
Box 411
Wellington, NV 89444

SPACE ABOVE FOR RECORDER'S USE

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

KENNETH R. BURNETT AND SHARON D. BURNETT, husband and wife

does hereby Grant, Bargain and Sell to

ROYCE W. ANDERSON, TRUSTEE OF THE ROYCE W. ANDERSON FAMILY TRUST, DATED JANUARY 10, 1997, AND ANY AMENDMENTS THERETO

the following described real property situate in the County of Lyon, State of Nevada:

Township 11 North, Range 23 East, M.D.B.&M.

Section 36: W 1/2 of NW 1/4.

All water and water rights, including storage water as shown by the records of the Walker River Irrigation District, or the State of Nevada or any Federal or State Courts having jurisdiction thereof; all decree water and water rights, including decree water as shown by the Walker River Irrigation District and the Federal Water Master, or the State of Nevada or any Federal or State Courts having jurisdiction thereof; all ditch and ditch rights, ditch stock, headgates and headgate rights and canal and canal rights currently, historically and/or traditionally appertaining and/or belonging to subject property.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

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430664 08/20/2008
002 of 3

DATED 8/9/2008

KENNETH R. BURNETT

SHARON L. BURNETT

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On August 9, 2008 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), KENNETH R. BURNETT ~~AND SHARON L. BURNETT~~, who acknowledged to me that they executed the within instrument.

Notary Public

SHARON BRADY
Notary Public, State of Nevada
Appointment No. 04-100199-2
My Appt. Expires Nov 3, 2010

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430664 08/20/2008
003 of 3

STATE OF NEVADA)
) ss.
COUNTY OF LYON)

On AUGUST 14, 2008 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), SHARON L. BURNETT, who acknowledged to me that she executed the within instrument.

Notary Public

STEPHANIE L. JACKSON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No. 97-3155-12 - Expires August 25, 2009

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DOC # 469750
12/28/2010 03 35 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 7 Fee $20 00
Recorded By DLW RPTT $456 30

0469750

(for Recorder's use only)

APN # 14-241-02

TSL-35557-SL

Recording Requested by:

Name Avansino, Melarkey, Knobel, Mulligan & McKenzie

Address 4795 Caughlin Parkway, Suite 100

City/State/Zip Reno, Nevada 89519

ORDER APPROVING ADJUSTED AND AMENDED INVENTORY; FIRST INTERMEDIATE ACCOUNTING AND REPORT OF CO-ADMINISTRATORS AND PETITION FOR ITS SETTLEMENT; PETITION FOR APPROVAL OF BENEFICIARY AGREEMENT PURSUANT TO NRS SECTION 151.005; PETITION FOR PARTICAL DISTRIBUTION; PETITION FOR PARTIAL ALLOWANCE OF ADMINISTRATORS' FEE; and PETITION FOR PARTIAL ALLOWANCE OF ATTORNEY FEES

(Title of Document)

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This page added to provide additional information required by NRS 111 312 Sections 1-2.
(Additional recording fee applies)

This cover page must be typed or printed.

EXHIBIT 40

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469750 12/28/2010
002 of 7

FILED
Electronically
12-16-2010 10 56 36 AM
Howard W Conyers
Clerk of the Court
Transaction # 1907617

Code No 3370
Michael J Melarkey, Esquire
Nevada Bar No. 339
Avansino, Melarkey, Knobel & Mulligan
4795 Caughlin Parkway, Suite 100
Reno, Nevada 89509
775-333-0300
Attorneys for Petitioner

UNOFFICIAL COPY

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

* * *

In the Matter of the Estate

of

NORMAN E. CLIFF, aka
NORMAN EMMITT CLIFF

Deceased

Case No. PR09-00058
Dept. PR

ORDER APPROVING ADJUSTED AND AMENDED INVENTORY; FIRST INTERMEDIATE ACCOUNTING AND REPORT OF CO-ADMINISTRATORS AND PETITION FOR ITS SETTLEMENT; PETITION FOR APPROVAL OF BENEFICIARY AGREEMENT PURSUANT TO NRS SECTION 151.005; PETITION FOR PARTIAL DISTRIBUTION; PETITION FOR PARTIAL ALLOWANCE OF ADMINISTRATORS' FEES; and PETITION FOR PARTIAL ALLOWANCE OF ATTORNEY FEES

*The Adjusted and Amended Inventory, First Intermediate Accounting and Report of Co-*Administrators and Petition for Its Settlement; Petition for Approval of Beneficiary Agreement Pursuant to NRS Section 151 005; Petition for Partial Distribution, Petition for Partial Allowance of Co-Administrators' Fees, and Petition for Partial Allowance of Attorney Fees of DONALD A CLIFF and ROBERT L SIMS, came on regularly for hearing this date. No person appeared to contest the Petition On proof made to the satisfaction of the Court, the Court finds that Notice of the hearing has been given as required by law, that the facts alleged in the Petition are true, and therefore grants the Petition as hereafter provided.

LAW OFFICES OF
AVANSINO, MELARKEY,
KNOBEL, MULLIGAN
& MCKENZIE
4795 CAUGHLIN PARKWAY
SUITE 100
RENO, NEVADA 89519

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IT IS ORDERED AND DETERMINED BY THIS COURT THAT.

A.. The Inventory as adjusted and amended is approved as filed

B The First Intermediate Accounting and Report of Co-Administrators and Petition for its Approval is settled, allowed and approved as filed

C The Beneficiary Agreement Pursuant to NRS Section 151.005 as submitted to the Court is approved.

D Forty percent (40%) of estate's interest in the Washoe Valley Ranch, shall be distributed equally to A. JOYCE CLIFF ECHEVARRIA and BARBARA JEAN CLIFF, and sixty percent (60%) of the Washoe Valley Ranch shall be distributed to DONALD A CLIFF, commonly known as APN 055-150-01, 055-150-04 And 055-150-11, and more particularly described as follows:

> **Beginning at the northwest corner of the NE 1/4 of the NE 1/4 of Section 16, T. 16 N., R 19 E., M.D.B.& M., from which point the corner of Sections 9, 10, 15 and 16, T. 16 N., R. 19 E., bears N 89° 35' 50" E., 1,307.2 feet, thence S. 0° 07' 20" E, 1,632.4 feet to the southwest corner of the north portion of the property; thence due east 1,290.8 feet to the west end of the dividing fence between the north and south portions of the Cliff Bros. Ranch; thence S. 88° 41' 00" E., 275.8 feet along said fence to the fence along the west side of the present county road; thence S. 88° 59' 00" E., 5,323.4 feet across said county road and along the center line of the existing lane; thence S. 89° 04' 10" E., 2,719.6 feet along the dividing fence between the north and south portions of the Cliff Bros. Ranch to a fence corner; thence S. 89° 00' 50" E., 919.8 feet along a line which follows the mean bearing of the lane and the last-mentioned dividing fence to a point on the east boundary of the SW 1/4 of the NE 1/4 of Section 14, said point being the southeast corner of the north portion of the property; thence due north 1,325.4 feet to a point on the east boundary of the NW 1/4 of the NE 1/4 of Section 14, said point being the northeast corner of the north portion of the property; thence N. 88° 52' 20" W., 859.4 feet along a line which follows the mean bearing of the fences further west to a fence intersection, thence along the general course of the existing fence lines as follows: N. 88° 52' 30" W., 2,683.8 feet; thence N. 88° 30' 30" W., 228.3 feet; thence N. 75° 56' 10" W., 94.8 feet; thence N. 89° 45' 30" W., 973.1 feet; thence S. 87° 39' 30" W., 8.7 feet; thence N. 88° 40' 00" W., 1,170.7 feet; thence N. 88° 59' 50" W., 158.3 feet; thence N. 89° 14' 50" W., 1,373.0 feet; thence N. 18° 21' 20" W., 11.1 feet; thence N. 89° 16' 20" W., 561.3 feet; thence N. 87° 40' 20" W., 70.1 feet to a point in the existing east-west fence; thence N. 13° 00' 00" W., 320.8 feet across an open field to a**

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AVANSINO, MELARKEY,
KNOBEL, MULLIGAN
& McKENZIE
4795 CAUGHLIN PARKWAY
SUITE 100
RENO, NEVADA 89519

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point on the north line of Section 15; thence N. 89° 53' 00" W., 976.8 feet to the corner of Sections 9, 10, 15 and 16; thence S. 89° 35' 50" W., 1,307.2 feet along the north line of the NE 1/4 of the NE 1/4 of Section 16 to the place of beginning, containing 335.5 acres, more or less, excepting therefrom the following described parcels:

A strip of land 66 feet wide running northwesterly and southeasterly through the property and being the right of way of the V & T Railroad, as more fully described in the deed between R. Fulstone and wife and the V. & T Railroad, dated May 8, 1872, and recorded in Book 4 of Deeds, page 100. A strip of land 60 feet wide running northwesterly and southeasterly through the property and being the right of way for Nevada State Highway Route 3, as more fully described in the deed between Samuel Cliff and the State of Nevada, dated September 17, 1920, and recorded in Book 56 of Deeds, Page 121. A strip of land of varying width running northerly and southerly through the property and being the right of way for a Federal aid secondary road, as more fully described in the preliminary agreement between A.H. Cliff, F.L. Cliff, Alice M. Cliff and Martha L. Cliff, and the State of Nevada, Department of Highways, dated September 1, 1945.

Together with the appurtenances, water, water rights and ditches.

and all of the estate's interest in the Yerington Ranch, commonly known as APN: 14-241-02, and more particularly described as follows:

<u>TOWNSHIP 14 NORTH, RANGE 25 EAST, M.D.B.&M.</u>

Section 21: N ½ of NE 1/4; SW 1/4 of NE 1/4; NW 1/4 of SE 1/4

EXCEPT THAT portion conveyed to LAWRENCE W. FAWCETT and WILMA FAWCETT in Deed recorded February 3, 1967 in Book 50, Page 67 described as follows:

That portion of the Northwest Quarter of the Northeast Quarter of Section 21, Township 14 North, Range 25 East, M.D.B.&M., as follows:

BEGINNING at a point on the South right-of-way line of Campbell Lane, from which the North one-quarter (1/4) corner of said Section 21, located on the center line of said Campbell Lane, bears North 88° 19' 37" West, 686.08 feet; thence along the South right-of-way of said Campbell Lane, North 89° 10' 10" East, 237 feet; thence South 1° 24' 10" East, 295 feet; thence South 89° 10' 10" West, 374 feet; thence North 1° 24' 10" West, 295 feet; thence North 89° 10' 10" East, 137 feet to the point of beginning.

EXCEPT THAT portion conveyed to MAY MOILANAN, a widow and

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AVANSINO, MELARKEY, KNOBEL, MULLIGAN & MCKENZIE
4795 CAUGHLIN PARKWAY
SUITE 100
RENO NEVADA 89519

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EXHIBIT 40

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LAWRENCE W. FAWCETT and WILMA FAWCETT in Deed recorded April 24, 1972 as document no. 10105, described as follows:

A parcel of land located along the South side of Campbell Lane in the N ½ of the NE 1/4 of Section 21, T. 14 N., R. 25 E., M.D.B.&M., in Lyon County, Nevada, described as follows:

Beginning at the Northwest corner of the parcel on the South side of Campbell Lane from which the north one-quarter corner of said Section 21, bears N. 88° 58' 08" W., 923.19 feet; thence along the south line of the road

N. 89° 10' 10" E., 471.00 feet; thence
S. 1° 24' 10" E., 295.00 feet; thence
S. 89° 10' 10" W., 471.00 feet; thence
N. 1° 24' 10" W., 295.00 feet to the point of beginning.

EXCEPT THAT portion conveyed to VERNON J. FARIAS and BELVA FARIAS in Deed recorded March 23, 1967 in Book 50, page 167 as File No. 98457 as follows:

That certain parcel of land located in the NW 1/4 of the NE 1/4 of Section 21, T. 14 N., R. 25 E., M.D B.&M., in Lyon County, Nevada, described as follows:

Beginning at a point on the South right-of-way line of Campbell Lane from which the north one-quarter corner of said Section 21, located on the centerline of Campbell Lane bears N. 0° 53' 10" E., 30 feet; thence along Campbell Lane

N. 89° 10' 10" E., 349.61 feet; thence
S. 1° 24' 10" E., 242.00 feet; thence
S. 89° 10' 10" W., 357.60 feet; thence
N. 0° 53' 10" E., 242.07 feet to the point of beginning.

EXCEPT THAT portion conveyed to ALVIN W. MATHEUS and LOIS MATHEUS in Deed recorded June 2, 1967 in Book 50, page 310 as File No. 99002, described as follows:

That certain parcel of land located in the NW 1/4 of the NE 1/4 of Section 21, T. 14 N., R. 25 E., M.D.B.&M., in Lyon County, Nevada, and described as follows:

Beginning at a point on the south right of way line of Campbell Lane from which the north one-quarter corner of said Section 21, located on the centerline of Campbell Lane bears N. 0° 53' 10" E., 30 feet thence N. 89° 10'

LAW OFFICES OF
AVANSINO, MELARKEY,
KNOBEL, MULLIGAN
& McKENZIE
4795 CAUGHLIN PARKWAY
SUITE 100
RENO, NEVADA 89519

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10" E., 349.61 feet to the true point of beginning.

1st course: N. 89° 10' 10" E., 200 feet; thence
2nd course: S. 1° 24' 10" E., 242 feet; thence
3rd course: S. 89° 10' 10" W., 200 feet; thence
4th course: N. 1° 24' 10" E., 242 feet to the point of beginning.

shall be distributed to DONALD A. CLIFF as a partial distribution of the assets of this estate, all pursuant and subject to the terms of the Beneficiary Agreement.

E. Petitioners are authorized and directed to pay ROBERT L SIMS as Co-Administrator, fees in the amount of $60,946 43 as a partial allowance of compensation as Co-Administrator.

F. Petitioners are authorized and directed to pay AVANSINO, MELARKEY, KNOBEL, MULLIGAN & MCKENZIE as a partial allowance of compensation for legal services, fees in the amount of $39,791.96, plus costs advanced to the estate in the amount $306 95

IT IS SO RECOMMENDED this 16 day of December, 2010.

Robin Wright
PROBATE COMMISSIONER

IT IS SO ORDERED this 16 day of December, 2010.

Connie J. Steinheimer
DISTRICT JUDGE

SUBMITTED BY.

Michael J Melarkey, Esquire
AVANSINO, MELARKEY, KNOBEL,
MULLIGAN & McKENZIE

LAW OFFICES OF
AVANSINO, MELARKEY,
KNOBEL, MULLIGAN
& MCKENZIE
4795 CAUGHEN PARKWAY
SUITE 100
RENO, NEVADA 89519

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EXHIBIT 40

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469750 12/28/2010
007 of 7

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CERTIFIED COPY
The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.
DATE: DEC 20 2010
HOWARD W CONYERS, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada
By _____ Deputy

EXHIBIT 40

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DOC # 469751
12/28/2010 03 36 PM
Official Record
Requested By
TITLE SERVICE & ESCROW
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 4 Fee $17 00
Recorded By DLW RPTT
0469751

AP # 14-241-02
TSL- 35557

AFTER RECORDING RETURN TO
Michael J Melarkey, Esquire
AVANSINO, MELARKEY, KNOBEL,
MULLIGAN & McKENZIE
4795 Caughlin Parkway, Suite 100
Reno, Nevada 89519

GRANTEES' ADDRESS IS &
MAIL TAX STATEMENTS TO

Donald A Cliff
5545 Franktown Road
Washoe Valley, NV 89704

☒ *I the undersigned hereby affirm that this document submitted for recording does not contain the social* security number of any person or persons (Per NRS 239B 030)

QUITCLAIM DEED
(Yerington Ranch)

THIS DEED is entered into this 21st day of December, 2010, between DONALD A CLIFF and ROBERT L SIMS, Co-Administrators of the Estate of Norman E Cliff, Grantors, and DONALD A CLIFF, a married man as his sole and separate property, Grantees

Grantors, without consideration, quitclaim and convey to the Grantee, and to his successors, the estate's one-half (1/2) interest in and to all that certain real property situate in the County of Lyon, State of Nevada, and more particularly described as follows

SEE ATTACHED EXHIBIT "A"

BEING the same premises conveyed by that certain Court Order dated December 16, 2010, recorded with the Lyon County Recorder on 12-28-10, 2010, as Document No 469750, from where this legal description was obtained

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, together with all water and water rights, ditches and ditch rights, appurtenant thereto or used in connection therewith

TO HAVE AND TO HOLD with all the appurtenances, unto the Grantee, and

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469751 12/28/2010 002 of 4

to his successors

IN WITNESS WHEREOF, the Grantors have hereunto set their hands the day and year first above written

ESTATE OF NORMAN E CLIFF

By Donald A. Cliff
DONALD A CLIFF
Its Co-Administrator

ESTATE OF NORMAN E CLIFF

By Robert L Sims
ROBERT L SIMS
Its Co-Administrator

STATE OF NEVADA)
)ss
COUNTY OF WASHOE)

This instrument was acknowledged before me on December 21, 2010 by DONALD A CLIFF, Co-Administrator of the Estate of Norman E Cliff

CAREY MORGAN
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No 00 65183 2 - Expires November 3, 2012

Carey Morgan
Notary Public

STATE OF NEVADA)
)ss
COUNTY OF WASHOE)

This instrument was acknowledged before me on December 21, 2010 by ROBERT L SIMS, Co-Administrator of the Estate of Norman E Cliff

CAREY MORGAN
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No 00-65183-2 Expires November 3 2012

Carey Morgan
Notary Public

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102851 1

EXHIBIT 40

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469751 12/28/2010 003 of 4

EXHIBIT A

TOWNSHIP 14 NORTH, RANGE 25 EAST, M D B &M

Section 21 N ½ of NE 1/4, SW 1/4 of NE 1/4, NW 1/4 of SE 1/4

EXCEPT THAT portion conveyed to LAWRENCE W FAWCETT and WILMA FAWCETT in Deed recorded February 3, 1967 in Book 50, Page 67 described as follows

That portion of the Northwest Quarter of the Northeast Quarter of Section 21, Township 14 North, Range 25 East, M D B &M , as follows

BEGINNING at a point on the South right-of-way line of Campbell Lane, from which the North one-quarter (1/4) corner of said Section 21, located on the center line of said Campbell Lane, bears North 88° 19' 37" West, 686 08 feet, thence along the South right-of-way of said Campbell Lane, North 89° 10' 10" East, 237 feet, thence South 1° 24' 10" East, 295 feet, thence South 89° 10' 10" West, 374 feet, thence North 1° 24' 10" West, 295 feet, thence North 89° 10' 10" East, 137 feet to the point of beginning

EXCEPT THAT portion conveyed to MAY MOILANAN, a widow and LAWRENCE W FAWCETT and WILMA FAWCETT in Deed recorded April 24, 1972 as document no 10105, described as follows

A parcel of land located along the South side of Campbell Lane in the N ½ of the NE 1/4 of Section 21, T 14 N , R 25 E , M D B &M , in Lyon County, Nevada, described as follows

Beginning at the Northwest corner of the parcel on the South side of Campbell Lane from which the north one-quarter corner of said Section 21, bears N 88° 58' 08" W , 923 19 feet, thence along the south line of the road

N 89° 10' 10" E , 471 00 feet, thence
S 1° 24' 10" E , 295 00 feet, thence
S 89° 10' 10" W , 471 00 feet, thence
N 1° 24' 10" W , 295 00 feet to the point of beginning

EXCEPT THAT portion conveyed to VERNON J FARIAS and

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BELVA FARIAS in Deed recorded March 23, 1967 in Book 50, page 167 as File No 98457 as follows

That certain parcel of land located in the NW 1/4 of the NE 1/4 of Section 21, T 14 N , R 25 E , M D B &M , in Lyon County, Nevada, described as follows

Beginning at a point on the South right-of-way line of Campbell Lane from which the north one-quarter corner of said Section 21, located on the centerline of Campbell Lane bears N 0° 53' 10" E , 30 feet, thence along Campbell Lane

N 89° 10' 10" E , 349 61 feet, thence
S 1° 24' 10" E , 242 00 feet, thence
S 89° 10' 10" W , 357 60 feet, thence
N 0° 53' 10" E , 242 07 feet to the point of beginning

EXCEPT THAT portion conveyed to ALVIN W MATHEUS and LOIS MATHEUS in Deed recorded June 2, 1967 in Book 50, page 310 as File No 99002, described as follows

That certain parcel of land located in the NW 1/4 of the NE 1/4 of Section 21, T 14 N , R 25 E , M D B &M , in Lyon County, Nevada, and described as follows

Beginning at a point on the south right of way line of Campbell Lane from which the north one-quarter corner of said Section 21, located on the centerline of Campbell Lane bears N 0° 53' 10" E , 30 feet thence N 89° 10' 10" E , 349 61 feet to the true point of beginning

1st course	N 89° 10' 10" E , 200 feet, thence
2nd course	S 1° 24' 10" E , 242 feet, thence
3rd course	S 89° 10' 10" W , 200 feet, thence
4th course	N 1° 24' 10" E , 242 feet to the point of beginning

Legal Description appeared previously in Document No. 120850, recorded on December 9, 1988, Official Records of Lyon County, NV.

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EXHIBIT 40

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DOC # 418925
01/04/2008 01 50 PM
Official Record
Requested By
MILENA CUMMINGS
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 2 Fee $15 00
Recorded By BB RPTT
0418925

APN 12-261-12

The undersigned affirms that this document does not contain a social security number

RECORDING REQUESTED BY
Marvin Cummings
498 Highway 208
Yerington, NV 89447

GRANTEE (and Mail Tax Statements to)
Milena Cummings
498 Highway 208
Yerington, NV 89447

"UNOFFICIAL COPY"

QUITCLAIM DEED

THIS INDENTURE, made this 28 day of December, 2007, by and between Marvin Cummings, (Grantor), hereinafter Party of the First Part and Milena Cummings, (Grantee) hereinafter Party of the Second Part

WITNESSETH

That the said Party of the First Part, FOR GOOD AND VALUABLE CONSIDERATION, does by these presents QUITCLAIM unto the said Party of the Second Part, all of his right, title and interest in and to all that certain real property situate in the County of Lyon, State of Nevada, described as follows

Of a portion of land situated in the SW 1/4 of the SW 1/4 of Section 2, T 12 N, R 25 E, M D B &M, located in the County of Lyon, State of Nevada More particularly described as follows

Commencing at the SW corner of Section 2, T. 12 N, R 25, M D B &M, marked with a 1 ½" iron pin, Thence running along the South line of the SW 1/4 of said Section 2 S 89°28'13" E 585 34 feet to a point on the Easterly right of way of State Route 208, said point also being the point of beginning, Thence S 89°28'13" E 250 04 feet, Thence N 0°31'47" E 166 88 feet, Thence N 89°28'13" W 175 90 feet, Thence S 86°22'51" W 139 42 feet to a point on the Easterly right of way of State Route 208, Thence along the Easterly right of way S 21°57'35" E 169 70 feet to the

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point of beginning

Said Parcel is further shown as Adjusted Parcel 1 on that certain Boundary Line Adjustment Map recorded in the Official Records of Lyon County, Nevada on April 6, 2004 as Document No. 317616

Assessor's Parcel No 12-261-12

(Legal description previously contained in Doc # 318753 recorded on April 21, 2004)

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the Parties of the Second Part and to their assigns forever

IN WITNESS WHEREOF, the Grantor has hereunto set his hand the day and year first above written

MARVIN CUMMINGS

ACKNOWLEDGMENT

STATE OF NEVADA)
SS
COUNTY OF LYON)

On this 28th day of December, 2007, before me, the undersigned, a Notary Public personally appeared MARVIN CUMMINGS, known to me to be the person described herein and who executed the above foregoing instrument, and he acknowledged to me that he executed the same freely and voluntarily, and for the uses and purposes therein mentioned

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year hereinabove written

CAROL A. ROMINE
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 07-4953-12 - Expires October 2, 2011

Carol A. Romine
NOTARY PUBLIC (SEAL)

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EXHIBIT 41

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DOC # 364039
10/03/2005 11:02 AM
Official Record
Requested By
DIANA DAVIS
Lyon County - NV
Mary C. Milligan - Recorder

0364039

A.P.N. 12-301-10

DIANA DAVIS

MAIL TAX STATEMENTS AND WHEN RECORDED, MAIL TO:
DIANA DAVIS

40 MACKENZIE LANE

YERINGTON, NV 89447

THIS SPACE FOR RECORDER'S USE ONLY

"UNOFFICIAL COPY"

The undersigned grantor(s) declare(s):

Documentary transfer tax is NONE Exempt under Section 5

GRANT, BARGAIN, SALE DEED

That **DIANA DAVIS, AN UNMARRIED WOMAN AS TO AN UNDIVIDED 50% INTEREST AS TENANTS IN COMMON** in consideration of $10.00 Dollars, the receipt of which is hereby acknowledged, does hereby Grant, Bargain, Sell and Convey to DIANA DAVIS AS SOLE SURVIVING TRUSTEE OF THE WILLIAM J. AND DIANA DAVIS TRUST dated 9/20/00, HER UNDIVIDED 50% INTEREST IN all that real property in the County of LYON, State of Nevada, bounded and described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Dated: 9/26/05

Diana Davis

DIANA DAVIS

*** THIS IS AN UNOFFICIAL COPY ***

364039 10/03/2005 002 of 3

EXHIBIT "A" ATTACHED TO GRANT, BARGAIN, SALE DEED

All that certain real property situated in the county of Lyon, State of Nevada, described as follows:

Parcel 1:

A portion of parcel B as shown on the Division of Large Parcels Map entitled "A Map of Division into Large Parcels for Bradleyville", filed in the office of the Lyon County Recorder, File No. 194893, being described as follows:

BEGINNING at the Northwest corner of Parcel B as shown on the aforementioned Division of Large Parcels Map, thence from said POINT OF BEGINNING South 89° 08' 39" East a distance of 154.49 feet; thence South 36° [illegible] of distance of 449.44 feet to the beginning of a curve to the right, having a radius of 175.00 feet, [illegible] by a central angle of 29° 13'47", to which the radius point bears South 53° 38'11" West a [illegible] 175.00 feet; thence along the arc of said curve a distance of 89.28 feet, having a chord of South 21° [illegible]'55" [illegible]st a distance of 88.31 feet; thence leaving said curve South 89° 08'39" East a distance of 85[illegible]7 feet to a point of intersection with the eastern section line of Section 12, Township 12 North, Range 25 [illegible], thence along said section line South 0° 21'17" West a distance of 223.37 feet to the West[illegible] corner of Section 12, Township 12 North, Range 25 East, M.D.M.; thence leaving said ¼ corner South 0° 17'5[illegible] a distance of 1,319.70 feet; thence North 89° 18'09" West a distance of 1,311.37 feet; thence [illegible]02" East a distance of 1,324.19 feet; thence North 0° 23'45" East a distance of 661.93 feet to the POI[illegible] OF BEGINNING.

Said parcel is further described as Parcel B (Adjusted) as shown on that certain Record of Survey for Boundary Line Adjustment recorded in the Official [illegible] of Lyon County, Nevada on March 28, 2001 as Document No. 259042.

Parcel 2:

A right of way for road purposes over that portion of Section 12 [illegible]ribed as follows:

BEGINNING at the Southwest corner of the Northwest Quarter of Section 12, [illegible]ship 12 North, Range 25 East, M.D.B.&M., thence first course East along the center section line a [illegible]stance of 240 rods, more or less, to the Southeast corner of the Southwest Quarter of the Northeast Quart[illegible] of said [illegible]tion 12; thence second course North 18 feet; thence third course West parallel with first course a di[illegible]nce [illegible]240 rods, more or less, to the West line of said Section12; thence fourth course South a distan[illegible] of 1[illegible] feet to the point of beginning.

NOTE: Legal description previously contained in Deed recorded March 28, 2001 as Document No. 259044, Lyon County, Nevada, Official Records.

TOGETHER WITH ALL WATER, WATER RIGHTS, GRAZING RIGHTS, MINERAL RIGHTS, DITCH AND DITCH RIGHTS APPURTENANT TO THE HEREIN DESCRIBED PROPERTY.

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364039 10/03/2005
003 of 3

STATE OF NEVADA
COUNTY OF LYON

On 9/26/05, DIANA DAVIS personally appeared before me, a Notary Public,

who acknowledged that she executed the above instrument.

Signature Jenny Keefe
(Notary Public)

JENNY KEEFE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No:04-91245-2 - Expires September 1, 2008

"UNOFFICIAL COPY"

DOC # 427545
06/16/2006 02:04 PM
Official Record
Requested By
NORTHERN NEVADA TITLE
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 3 Fee: $16.00
Recorded By: BB RPTT: $604.50
0427545

WHEN RECORDED MAIL ORIGINAL
DEED AND TAX STATEMENTS TO:
Robert A. Garrett
Post Office Box 1335
Yerington, Nevada 89447

APN 12-301-10
Ly-305908-DA
RPTT $604.50

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **DIANA DAVIS, aka DIANA DAVIS SCOTT, as Sole Surviving Trustee of the William J. and Diana Davis Trust, dated 9/20/00**, does hereby **GRANT, BARGAIN and SELL** to **ROBERT A. GARRETT, an unmarried man**, 40 MacKenzie Lane, Yerington, Nevada 89447, the real property situate in the County of Lyon, State of Nevada, described as follows:

Parcel 1:

A portion of Parcel B as shown on the Division of Large Parcels Map entitled "A Map of Division into Large Parcels For Bradleyville", recorded on July 1, 1996, as Document 194893, Official Records of Lyon County, Nevada, being described as follows:

BEGINNING at the Northwest corner of Parcel B as shown on the aforementioned Division of Large Parcels Map, thence from said POINT OF BEGINNING South 89°08'39" East a distance of 154.49 feet; thence South 36°21"49" East of distance of 449.44 feet to the beginning of a curve to the right, having a radius of 175.00 feet, subtended by a central angle of 29°13'47", to which the radius point bears South 53°38'11" West a distance of 175.00 feet; thence along the arc of said curve a distance of 89.28 feet, having a chord of South 21°44'55" East a distance of 88.31 feet; thence leaving said curve South 89°08'39" East a distance of 852.87 feet to a point of intersection with the eastern section line of Section 12, Township 12 North, Range 25 East, M.D.M., thence along said section line South 0°21'17" West a distance of 223.37 feet to the West 1/4 corner of Section 12, Township 12 North, Range 25 East, M.D.M.; thence leaving said 1/4 corner

South 0°17′50″ West a distance of 1,319.70 feet; thence North 89°18′09″ West a distance of 1,311.37 feet; thence North 0°22′02″ East a distance of 1,324.19 feet; thence North 0°23′45″ East a distance of 661.93 feet to the POINT OF BEGINNING.

Said parcel is further described as Parcel B (Adjusted) as shown on that certain Record of Survey for Boundary Line Adjustment recorded on March 28, 2001, as Document 259042, Official Records of Lyon County, Nevada.

Parcel 2:

A right of way for road purposes over that portion of Section 12 described as follows:

BEGINNING at the Southwest corner of the Northwest Quarter of Section 12, Township 12 North, Range 25 East, M.D.M., thence first course East along the center section line a distance of 240 rods, more or less, to the Southeast corner of the Southwest Quarter of the Northeast Quarter of said Section 12; thence second course North 18 feet; thence third course West parallel with first course a distance of 240 rods, more or less, to the West line of said Section 12; thence fourth course South a distance of 18 feet to the point of beginning.

NOTE: Legal description previously contained in Deed recorded on October 3, 2005, as Document 364039, Official Records of Lyon County, Nevada. MS

APN 12-301-10

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belong or appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATED this 9 day of ~~June~~ May, 2008.

427545 06/16/2008 003 of 3

GRANTOR:

Diana Davis Scott

Diana Davis Scott,
Individually and as Trustee

STATE OF California)
) ss.
COUNTY OF Tuolumne)

On ~~June~~ May 09, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared DIANA DAVIS, personally known to me or proved to me on the basis of satisfactory evidence to be the person who executed the above instrument.

WITNESS my hand and official seal.

Kelli M. Breland

NOTARY PUBLIC

KELLI M. BRELAND
Commission # 1798346
Notary Public - California
Tuolumne County
My Comm. Expires Jul 8, 2011

309097

A.P.N. # 10-681-06

R.P.T.T. $ 0 #6

ESCROW NO.

RECORDING REQUESTED BY:

MAIL TAX STATEMENTS TO:
SAME AS BELOW

WHEN RECORDED MAIL TO:
GRANTEE
1359 MARLETTE CIRCLE
GARDNERVILLE, NV 89460

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Joseph Denton
03 NOV 25 PM 2:12
MARY C. MILLIGAN
COUNTY RECORDER
FEE 15.00 DEP. DW

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That JOSEPH DENTON AND LINDA DENTON, HUSBAND AND WIFE AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

in consideration of $10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to JOSEPH W. DENTON OR LINDA M. DENTON, TRUSTEES, OR SUCCESSOR TRUSTEE(S) OF THE DENTON TRUST DATED MAY 15, 1997

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: October 28, 2003

JOSEPH DENTON

LINDA DENTON

DIANA M. ARONSON
Notary Public - State of Nevada
Appointment Recorded in County of Washoe
My Appointment Expires Oct. 15, 2006
98-49563-2

DIANA M. ARONSON
Notary Public - State of Nevada
Appointment Recorded in County of Washoe
My Appointment Expires Oct. 15, 2006
98-49563-2

STATE OF Nevada }
} ss.
COUNTY OF Washoe }

This instrument was acknowledged before me on _____,
by, JOSEPH DENTON and LINDA DENTON

Signature Diana M Aronson
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

309097

EXHIBIT "A"
LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of LYON, described as follows:

ALL THAT CERTAIN REAL PROPERTY BEING A PORTION OF THE SE 1/4 OF THE SE 1/4 OF SECTION 36, T 11 N, R 23 E, THE E 1/2 AND THE E 1/2 OF THE NW 1/4 OF SECTION 1, T 10 N, R 23 E, AND THE NW 1/4 OF THE NW 1/4 OF SECTION 6, T 10 N, R 24 E, M.D.B. & M., LYON COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

PARCEL 3, AS SHOWN ON THE DIVISION OF LARGE PARCELS FOR JAMES A. MABE & SANDRA R. MABE, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA, ON APRIL 27, 1995 AS DOCUMENT NO. 181550.

ASSESSOR'S PARCEL NO. 10-681-06

309097

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DOC # 440199
03/27/2009 11 55 AM
Official Record
Requested By
LINDA DENTON
Lyon County - NV
Mary C Milligan - Recorder
Page 1 of 4 Fee $17 00
Recorded By BKS RPTT
0440199

APN# 10-681-06

Recording Requested by:

Name Linda Denton

Address 1359 Merlette Cr

City/State/Zip Gardnerville NV 89410

Mail Tax Statements to:

Name Same

Address

City/State/Zip

Affidavit of Death
Title of Document
(Required Field)

FILL IN ALL THAT APPLY.

The Undersigned Hereby Affirms That This Document Submitted For Recording Contains Personal Information As Required By Law*

440.380 (1)(a) 40 S25 (5)
Specify Law* Signature

Specify Law* Print Name Title

*If there is no applicable State or Federal Law, Personal Information must be removed prior to recording

If this document is a re-record or correction, fill out below.

Correcting Document# _____ Amending _____

Reason for re-record

(For Re-records, all pages from original document must be included, $25 Non-conforming Fee Applies)

If legal description is in metes & bounds, indicate where it was obtained.

_____(Document Title), Book ____ Page _____ or

Document #_____ recorded _____(date) in the

Lyon County Recorder's Office

-OR-

If prepared by a surveyor, provide name and address

_____

_____

"Personal information" means a natural person's first name or first initial and last name in combination with any one or more of the following data elements

1 Social security number
2 Driver's license number or identification card number
3 Account number credit card number or debit card number, in combination with any required security code, access code or password

This page added to provide additional information required by NRS 111 312 Sections 1-4
($1 00 Additional Recording Fee Applies)

UNOFFICIAL COPY

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440199 03/27/2009 002 of 4

APN: 10-681-016
RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

Ms Denton
1359 Mariette Circle
Gardnerville, NV 89460

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AFFIDAVIT - DEATH OF TRUSTEE

STATE OF NEVADA)
) SS
COUNTY OF DOUGLAS)

Linda M Denton of legal age, being first duly sworn, deposes and says

1 *Joseph William Denton is the decedent mentioned in the attached certified* copy of Certificate of Death, and is the same person named as Trustee in that certain Declaration of Trust dated May 15, 1997, executed by Joseph W Denton and Linda M Denton as trustor(s)

2 At the time of decedent's death, decedent was the owner, as Trustee, of certain real property acquired by a deed recorded on November 25, 2003, as Instrument No 309097, in Official Records of Lyon County, Nevada, describing the following real property

All that certain real property being a portion of the SE ¼ of the SE ¼ of section 36, T 11 N, R 23 E, the E ½ and the E ½ of the NW ¼ of section 1, T 10 N, R 23 E, and the NW ¼ of the NW ¼ of section 6, T 10 N, R 24 E, M D B &M , Lyon County, Nevada, described as follows

Parcel 3, as shown on the Division of Large Parcels for James A Mabe & Sandra R Mabe, recorded in the Official Records of Lyon County, Nevada, on April 27, 1995 as Document No 181550

3 I am the surviving or successor Trustee of the same trust under which said decedent held title as trustee pursuant to the deed described above, and am designated and empowered pursuant to the terms of said trust to serve as Trustee thereof

Dated March 5, 2009

"UNOFFICIAL COPY"

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440199 03/27/2009
003 of 4

Linda M Denton

STATE OF NEVADA COUNTY OF Douglas
Subscribed and sworn to (or affirmed) before me on this 5 day of March, 2008, by Linda M Denton personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me

(seal)
Signature

NOTARY PUBLIC
STATE OF NEVADA
County of Douglas
WENDY DUNBAR
No 08-7808-8
My Appointment Expires December 18, 2010

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH
VITAL STATISTICS
CERTIFICATE OF DEATH

STATE FILE NUMBER: 2008017358

TYPE OR PRINT IN PERMANENT BLACK INK

DECEDENT

1a DECEASED-NAME (FIRST,MIDDLE LAST,SUFFIX): Joseph William DENTON
2 DATE OF DEATH (Mo/Day/Year): October 20, 2008
3a COUNTY OF DEATH: Douglas
3b CITY TOWN, OR LOCATION OF DEATH: Gardnerville
3c. HOSPITAL OR OTHER INSTITUTION -Name(If not either, give street and number): Carson Valley Medical Center
3e If Hosp or Inst Indicate DOA OP/Emer Rm Inpatient(Specify): Emergency Room / Outpatient
4 SEX: Male
5 RACE (Specify): White
6 Hispanic Origin? Specify No - Non-Hispanic
7a AGE-Last birthday (Years): 49
7b UNDER 1 YEAR: MOS | DAYS
7d UNDER 1 DAY: HOURS | MINS
8 DATE OF BIRTH (Mo/Day/Yr): September 27, 1959

IF DEATH OCCURRED IN INSTITUTION SEE HANDBOOK REGARDING COMPLETION OF RESIDENCE ITEMS

9a STATE OF BIRTH (If not U S A, name country): California
9b CITIZEN OF WHAT COUNTRY: United States
10 EDUCATION: 16
11 MARRIED, NEVER MARRIED WIDOWED, DIVORCED (Specify): Married
12 SURVIVING SPOUSE (If wife, give maiden name): Willa Mae PETRETTI
13 SOCIAL SECURITY NUMBER: [redacted]7273
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even If Retired): Certified General Real Estate Appraise
14b KIND OF BUSINESS OR INDUSTRY: Real Estate
Ever in US Armed Forces? No
15a RESIDENCE - STATE: Nevada
15b COUNTY: Douglas
15c CITY, TOWN OR LOCATION: Gardnerville
15d STREET AND NUMBER: 1359 Mariette Circle
15e INSIDE CITY LIMITS (Specify Yes or No): Yes

PARENTS

16 FATHER - NAME (First Middle Last Suffix): William DENTON
17 MOTHER - NAME (First Middle Last Suffix): Mary Ellen BARTEK
18a INFORMANT- NAME (Type or Print): Linda DENTON
18b MAILING ADDRESS (Street or R F D No, City or Town, State Zip): 1359 Mariette Gardnerville, Nevada 89460

DISPOSITION

19a BURIAL, CREMATION, REMOVAL, OTHER (Specify): Burial
19b CEMETERY OR CREMATORY - NAME: Mottsville Cemetery
19c. LOCATION City or Town State: Minden Nevada 89423
20a. FUNERAL DIRECTOR - SIGNATURE (Or Person Acting As Such): RICK NOEL SIGNATURE AUTHENTICATED
20b FUNERAL DIRECTOR LICENSE: 520
20c NAME AND ADDRESS OF FACILITY: Walton's Chapel of the Valley 1261 N Roop Carson City NV 89706

TRADE CALL

TRADE CALL - NAME AND ADDRESS

CERTIFIER

To Be Completed by CERTIFYING PHYSICIAN

21a To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated (Signature & Title)
21b DATE SIGNED (Mo/Day/Yr)
21c. HOUR OF DEATH
21d NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)

To Be Completed by CORONER OFFICE

22a On the basis of examination and/or investigation in my opinion death occurred at the time, date and place and due to the cause(s) stated (Signature & Title) BERNADETTE SMITH SIGNATURE AUTHENTICATED
22b DATE SIGNED (Mo/Day/Yr): November 21, 2008
22c. HOUR OF DEATH: 18 15
22d. PRONOUNCED DEAD (Mo/Day/Yr): October 20, 2008
22e PRONOUNCED DEAD AT (Hour): 18 15
23a NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): Deputy Bernadette Smith P O. Box 218 Minden, NV 89423
23b LICENSE NUMBER

REGISTRAR

24a REGISTRAR (Signature): CHRISTINA GRIFFITH SIGNATURE AUTHENTICATED
24b DATE RECEIVED BY REGISTRAR (Mo/Day/Yr): November 24, 2008
24c. DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

CAUSE OF DEATH

CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a) (b), AND (c))

PART I
(a) Massive Hemopencardium — Interval between onset and death
DUE TO, OR AS A CONSEQUENCE OF
(b) Aortic Dissection — Interval between onset and death
DUE TO OR AS A CONSEQUENCE OF
(c) Systemic Sarcoidosis — Interval between onset and death
DUE TO, OR AS A CONSEQUENCE OF
(d) — Interval between onset and death

PART II
26 AUTOPSY (Specify Yes or No)
27 WAS CASE REFERRED TO CORONER (Specify Yes or No): Yes
28a ACC, SUICIDE, HOM UNDET OR PENDING INVEST (Specify)
28b DATE OF INJURY (Mo/Day/Yr)
28c. HOUR OF INJURY
28d DESCRIBE HOW INJURY OCCURRED
28e INJURY AT WORK (Specify Yes or No)
28f PLACE OF INJURY- At home, farm, street, factory office building etc. (Specify)
28g LOCATION STREET OR R F D No CITY OR TOWN STATE

STATE REGISTRAR

563362

440199 03/27/2009 004 of 4

VRS-Rev-2006T

245570 CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records

DATE ISSUED 12/03/2008

This copy is not valid unless the embossed or engraved border displaying date seal and signature of Registrar

STATE REGISTRAR SIGNATURE AUTHENTICATED

PENCO (Rev) 11/06

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

UNOFFICIAL COPY

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DOC # 430256
08/12/2008 03 28 PM
Official Record
Requested By
JANICE EHRHART
Lyon County - NV
Mary C Milligan - Recorder
Page 1 of 3 Fee $15 00
Recorded By DLW RPTT

0430256

APN# : 004-401-08

Recording Requested By:
Janice O Ehrhart

When Recorded Mail To:
Janice O Ehrhart
375 Curry Dr
Fernley, NV
89408

Mail Tax Statements To: (deeds only)
SAME

(space above for Recorder's use only)

I the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does contain the social security number of a person or persons (Per NRS 440 380)

Signature Janice O. Ehrhart
Print name **Title**

"UNOFFICIAL COPY"

Affidavit Death of Joint Tenant

This page added to provide additional information required by NRS 111 312

(additional recording fee applies)

*** THIS IS AN UNOFFICIAL COPY ***

430256 08/12/2008 002 of 3

AFFIDAVIT - DEATH OF JOINT TENANT

Janice O Ehrhart, of legal age, being first duly sworn, deposes and says

That Thomas Anthony Ehrhart Sr , the decedent mentioned in the attached certified copy of Certificate of Death, is the same person as Tom A Ehrhart, named as one of the parties in that certain Grant, Bargain and Sale Deed, dated 3/30/00 executed by Michael J Hazard and Joyce M Hazard, to Tom A Ehrhart and Janice O Ehrhart, husband and wife as joint tenants, with right of survivorship, recorded as instrument No 246439, on 4/6/00, of Official Records of Lyon County, Nevada, covering the following described property situated in the County of Lyon, State of Nevada

Lot 14 as shown on the Official Map of Walker River Ranch, recorded in the Official Records of Lyon County, Nevada on June 5, 1972 as Document No 10568

"UNOFFICIAL COPY"

Dated 8-11-08

Janice O. Ehrhart
Janice O Ehrhart, Surviving Joint Tenant

STATE OF NEVADA }SS

COUNTY OF Lyon

This instrument was acknowledged before me on 8/11/08,

by Janice O Ehrhart

KARA PETERSON
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 94-81779-12 - Expires September 8,2008

Kara Peterson
Notary Public

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH
VITAL STATISTICS
CERTIFICATE OF DEATH

2008001334
STATE FILE NUMBER

TYPE OR PRINT IN PERMANENT BLACK INK

DECEDENT

1a DECEASED-NAME (FIRST,MIDDLE,LAST,SUFFIX): Thomas Anthony EHRHART SR
2 DATE OF DEATH (Mo/Day/Year): January 24, 2008
3a COUNTY OF DEATH: Lyon
3b CITY, TOWN OR LOCATION OF DEATH: Fernley
3c HOSPITAL OR OTHER INSTITUTION -Name(if not either give street and number): 375 Curry Drive
3e If Hosp. or inst. indicate DOA,OP,Emer Rm Inpatient(Specify)
4 SEX: Male
5 RACE (Specify): White
6 Hispanic Origin? Specify No - Non-Hispanic
7a AGE-Last birthday (Years): 67
7b UNDER 1 YEAR: MOS | DAYS
7c UNDER 1 DAY: HOURS | MINS
8. DATE OF BIRTH (Mo/Day/Yr): March 07, 1940
9a STATE OF BIRTH (If not U.S.A., name country): California
9b CITIZEN OF WHAT COUNTRY: United States
10 EDUCATION: 14
11 MARRIED NEVER MARRIED, WIDOWED, DIVORCED (Specify): Married
12 SURVIVING SPOUSE (if wife, give maiden name): Dia Janice CATO
13 SOCIAL SECURITY NUMBER: [redacted]-7817
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even If Retired): Operator
14b KIND OF BUSINESS OR INDUSTRY: Mining
Ever in US Armed Forces? No

IF DEATH OCCURRED IN INSTITUTION SEE HANDBOOK REGARDING COMPLETION OF RESIDENCE ITEMS

15a RESIDENCE - STATE: Nevada
15b COUNTY: Lyon
15c. CITY, TOWN OR LOCATION: Fernley
15d STREET AND NUMBER: 375 Curry Drive
15e INSIDE CITY LIMITS (Specify Yes or No): Yes

PARENTS

16 FATHER - NAME (First Middle Last Suffix): Thomas James EHRHART
17 MOTHER - NAME (First Middle Last Suffix): Natalena GUADAGNOLO
18a INFORMANT - NAME (Type or Print): Janice EHRHART
18b. MAILING ADDRESS (Street or R F D. No, City or Town, State Zip): 375 Curry Drive Fernley, Nevada 89408

DISPOSITION

19a BURIAL, CREMATION, REMOVAL, OTHER (Specify): Cremation
19b CEMETERY OR CREMATORY - NAME: Smith Family Crematory
19c LOCATION - City or Town State: Fallon Nevada 89407
20a FUNERAL DIRECTOR - SIGNATURE (Or Person Acting as Such): JEFF T SMITH SIGNATURE AUTHENTICATED
20b FUNERAL DIRECTOR LICENSE: 47
20c NAME AND ADDRESS OF FACILITY: Smith Family Funeral Home PO BOX 1546 Fallon NV 89407

TRADE CALL

TRADE CALL - NAME AND ADDRESS:

CERTIFIER

To Be Completed by CERTIFYING PHYSICIAN
21a To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated (Signature & Title)
21b DATE SIGNED (Mo/Day/Yr)
21c HOUR OF DEATH
21d NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)

To Be Completed by MEDICAL EXAMINER
22a. On the basis of examination and/or investigation, in my opinion death occurred at the time, date and place and due to the cause(s) stated (Signature & Title) JIM CASELL SIGNATURE AUTHENTICATED
22b DATE SIGNED (Mo/Day/Yr): January 29, 2008
22c HOUR OF DEATH: 13.25
22d. PRONOUNCED DEAD (Mo/Day/Yr): January 24, 2008
22e PRONOUNCED DEAD AT (Hour): 13 25
23a NAME AND ADDRESS OF CERTIFIER (PHYSICIAN ATTENDING PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): Deputy Jim Casell 20 Nevin Way Yerington, NV 89447
23b LICENSE NUMBER

REGISTRAR

24a REGISTRAR (Signature): CHRISTINA DUFFITH SIGNATURE AUTHENTICATED
24b DATE RECEIVED BY REGISTRAR (Mo/Day/Yr): February 01, 2008.
24c DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

CAUSE OF DEATH

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c).)
PART I
(a) Chronic Obstructive Pulmonary And Airway Disease — Interval between onset and death
DUE TO OR AS A CONSEQUENCE OF
(b) Myelodysplastic Syndrome — Interval between onset and death
DUE TO, OR AS A CONSEQUENCE OF
(c) — Interval between onset and death
DUE TO, OR AS A CONSEQUENCE OF
(d) — Interval between onset and death

CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST

PART II
26 AUTOPSY (Specify Yes or No)
27 WAS CASE REFERRED TO CORONER (Specify Yes or No): Yes
28a ACC SUICIDE HOM, UNDET OR PENDING INVEST (Specify)
28b. DATE OF INJURY (Mo/Day/Yr)
28c. HOUR OF INJURY
28d DESCRIBE HOW INJURY OCCURRED
28e INJURY AT WORK (Specify Yes or No)
28f PLACE OF INJURY- At home, farm, street factory, office building, etc (Specify)
28g LOCATION STREET OR R.F.D. No CITY OR TOWN STATE

STATE REGISTRAR

430256 08/12/2008 003 of 3

VRS-Rev-2006K

189670 CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records

DATE ISSUED FEB 01 2008

STATE REGISTRAR

This copy is not valid unless prepared on engraved border displaying date, seal and signature of Registrar

PRINCO (Rev) 11/06

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

UNOFFICIAL COPY

State of Nevada

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

Rev Aug 09

ITEM	
1	APPLICATION / PERMIT No.: 20369 PROOF or CLAIM No.: STATUS: CERT USE: IRR
2	CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER.: David D. Easterby and Carmaletta Easterby, Husband and Wife
	If any item requires additional space, please use Item 15 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.
3	NEW HOLDER(S) or BENEFICIARY(S).: Sunrise Ranch, LLC ADDRESS: 8 Lux Lane CITY: Yerington STATE: NV ZIP CODE: 89447 PHONE: 775-463-7881

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	3	CORRECTION DEED(S)		OTHER:			
DEED(S) OF TRUST		RECONVEYANCE at no charge		TOTAL ## OF $$ Documents = >			4
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # x $20 each =	4	$ 80	.00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $100.00		$ 100	.00
DECREE(S) OF DISTR	1	OTHER:		TOTAL FEES SUBMITTED*		$ 180	.00

5 ONE, ONE-TIME $100 FILING FEE MUST ACCOMPANY THESE REPORTS + $20 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT may require an ABSTRACT OF TITLE listing the above documents in chronological order. A copy of the map referred to in said deed(s) may be required. Copies of maps should be letter or legal size. Refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS: N/A

8 COUNTY: POINT OF DIVERSION: Lyon COUNTY: PLACE(S) OF USE: Lyon

9 PLACE(S) OF USE: Qtr. SE Qtr. SW Sec. 34 TWNSHP 14N RANGE 26E APN: 004-102-09, et al

10 AMOUNT (DUTIES) TO BE ASSIGNED: 1.375 CFS 200 ACRE-FEET 50 ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ☐ NO ☒

12 IS AN APPLICATION TO CHANGE THE P.O.D., P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ☒ NO ☐

13 IF AN APPLICATION TO CHANGE THE P.O.D., P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER:

14 List any other water rights relating to this Report of Conveyance that has been filed using the same abstract and chain of title.

15 Additional Space/Remarks:

16 *"I swear under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO
BEFORE ME THIS 29 DAY OF
Mo. September Yr. 2011

(ss) Kathy J. Hall
NOTARY PUBLIC IN AND FOR THE
COUNTY OF LYON
STATE OF NEVADA
MY COMMISSION EXPIRES Oct. 22, 2012

KATHY J. HALL
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-2753-12 - Expires October 22, 2012

SIGNATURE:
PRINT NAME: John P. Schlegelmilch, Esq.
MAILING ADDRESS: 30 Broadway Ave.
FIRM NAME: Law Offices of John P. Schlegelmilch, L
CITY: Yerington STATE: NV ZIP: 89447
PHONE: 775-463-3371 ☐ OWNER?
E-MAIL: jpslaw@netscape.com ☒ AGENT?

Notary Stamp

PLEASE PRINT THIS AS A DOUBLE-SIDED FORM

ABSTRACT OF TITLE

Please retain this sheet underneath the Summary of Ownership form

PERMIT 20369

PAGE 1

DEED NO.	GRANTOR	GRANTEE	CFS	AFA	ACRES	FILED UNDER DATE	DOC # DATE	DOCUMENT DESCRIPTION/ REMARKS
1	Estate of David D. Easterby	Carmaletta Easterby, Trustee of the David D. Easterby and Carmaletta Easterby 1990 Living Trust, dtd June 4, 1990	1.7	247.2	61.8		479642 7/27/2011	Order Approving First and Final Account and Granting Petition for Fees and For Final Distribution (Undivided 1/2 Int)
2	Carmaletta Easterby, Personal Representative of the Estate of David D. Easterby	Carmaletta Easterby, Trustee of the David D. Easterby and Carmaletta Easterby 1990 Living Trust, dtd June 4, 1990	1.7	247.2	61.8		480173 8/9/2011	Personal Representative's Deed to Living Trust transferring undivided 1/2 Interest of David D. Easterby
3	Carmaletta Easterby, Widow	Carmaletta Easterby, Trustee of the David D. Easterby and Carmaletta Easterby 1990 Living Trust, dtd June 4, 1990	1.7	247.2	61.8		482272 9/29/2011	Grantors GBS Deed to Living Trust transferring undivided 1/2 Interest of Carmaletta Easterby
4	Carmaletta Easterby, Trustee of the David D. Easterby and Carmaletta Easterby 1990 Living Trust, dtd June 4, 1990	Sunrise Ranch, LLC	1.375	200	50		482273 9/29/2011	Water Rights Deed
5								
6								
7								
8								

DOC # 479642
07/27/2011 02:19 PM
Official Record
Requested By
ALLISON MACKENZIE PAVLAKIS
Lyon County - NV
Mary C. Milligan - Recorder
Page 1 of 5 Fee $18.00
Recorded By: AT RPTT
0479642

APNs: 004-101-01 through 004-101-14
004-102-01 through 004-102-18
004-103-01 through 004-103-09
004-104-01 through 004-104-09
004-111-01 through 004-111-20
004-111-21 through 004-111-32
004-112-01 through 004-112-20
004-113-01 through 004-113-10
004-114-01 through 004-114-18
004-121-01 through 004-121-06
004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-02
004-124-03
004-124-04 through 004-124-07
004-125-01
and
004-124-01

RECORDING REQUESTED BY
DAWN ELLERBROCK, ESQ.

WHEN RECORDED MAIL TO
DAWN ELLERBROCK, ESQ.
ALLISON, MacKENZIE, PAVLAKIS,
WRIGHT & FAGAN, LTD.
402 North Division Street
P.O. Box 646
Carson City, NV 89702

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

■ The party executing this document hereby affirms that this document submitted for recording does not contain the social security number of any person or persons pursuant to NRS 239B.030

☐ The party executing this document hereby affirms that this document submitted for recording does contain the social security number of a person or persons as required by NRS 239B.030(2).

Signature

TITLE OF DOCUMENT

ORDER APPROVING FIRST AND FINAL ACCOUNT AND GRANTING PETITION FOR FEES AND FOR FINAL DISTRIBUTION

\\Fs01\PublicSharedFolder\Users\CHarper\Network\V11EAS00 COV WPD

479642 07/27/2011 002 of 5

DAWN ELLERBROCK, ESQ.
Nevada State Bar No. 7327
ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street
P.O. Box 646
Carson City, NV 89702
Telephone: (775) 687-0202

Attorneys for Personal Representative,
CARMALETTA EASTERBY

FILED
2011 JUL 25 AM 9: 13
LYON COUNTY CLERK
KATHY THOMAS

IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF LYON

IN THE MATTER OF THE ESTATE

OF

DAVID D. EASTERBY, also known as
DAVID DANIEL EASTERBY,

Deceased.

Case No. PE7779

Dept. No. II

ORDER APPROVING FIRST AND FINAL ACCOUNT AND GRANTING PETITION FOR FEES AND FOR FINAL DISTRIBUTION

CARMALETTA EASTERBY, the duly appointed Personal Representative of the Estate of DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY, deceased, by and through her attorneys, ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD., having rendered to the Court her First and Final Account; Petition for Fees and for Final Distribution of said estate, and a hearing thereon having been had in open Court, due notice of which was proved; and no person objecting; and the Court having reviewed the evidence, read the papers, and good cause appearing therefore, the Court finds as follows:

1. That DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY (hereinafter referred to as "decedent"), died on December 4, 2006, being at the time of his death a

///

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

resident of the State of California, leaving at the time of his death certain real and personal property situate in the County of Lyon, State of Nevada, subject to probate administration.

2. That on January 19, 2011, following a hearing on the Petition for Summary Probate of Foreign Will and for Issuance of Letters Testamentary, duly filed and lawfully noticed, this Court granted summary administration herein and appointed Petitioner, CARMALETTA EASTERBY, as Personal Representative of the decedent's estate, and Letters Testamentary were issued to her on February 1, 2011.

3. That on April 6, 2011, this Court entered an Order revoking summary probate of the estate and directing that regular probate administration may proceed pursuant to NRS 145.110 since the value of the decedent's estate in the State of Nevada exceeds Two Hundred Thousand and No/100 Dollars ($200,000.00)

4. That the estate is now ready and in a condition to be closed and distributed.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows:

1. That the First and Final Account filed herein by CARMALETTA EASTERBY, as Personal Representative of the Estate of DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY, deceased, is hereby settled, approved, allowed, and confirmed.

2. That the Personal Representative is hereby authorized and directed to pay expenses of closing the estate up to One Thousand and No/100 Dollars ($1,000.00).

3. That the Personal Representative is hereby authorized and directed to pay to ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD., the amount of Ten Thousand Six Hundred Eighty-Nine and 70/100 Dollars ($10,689.70) as a reasonable attorneys' fee for legal services rendered to the Personal Representative; and to pay Four Hundred Forty-Eight and 96/100 Dollars ($448.96) as reimbursement for costs and expenses advanced by said attorneys.

4. That the Personal Representative is hereby authorized and directed to distribute the balance of the decedent's estate, now known or hereafter discovered, to CARMALETTA EASTERBY, as Trustee of the DAVID D. EASTERBY AND CARMALETTA EASTERBY 1990 LIVING TRUST, established on June 4, 1990, pursuant to Article THIRD of the

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

decedent's Last Will and Testament dated June 4, 1990, said distribution to include the following:

(a) The decedent's undivided one-half interest in one hundred sixty-six (166) parcels of real property located in the County of Lyon, State of Nevada, as follows:

(i) All of SAGECREST RANCHEROS SUBDIVISION, according to the map recorded on October 23, 1974, as No. 20492, consisting of one hundred sixty-five (165) unimproved vacant lots as follows:

APNs
004-101-01 through 004-101-14
004-102-01 through 004-102-18
004-103-01 through 004-103-09
004-104-01 through 004-104-09
004-111-01 through 004-111-20
004-111-21 through 004-111-32
004-112-01 through 004-112-20
004-113-01 through 004-113-10
004-114-01 through 004-114-18
004-121-01 through 004-121-06
004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-02
004-124-03
004-124-04 through 004-124-07
004-125-01

(ii) Township 14 North, Range 26 East, M.D.B. & M. Section 34: All that portion of the E1/2 of SE 1/4 of SW 1/4 lying North of the North line of the County Road as shown on Map No. 20492, commonly known as 15 Dove Lane, Lyon County, Nevada, Assessor's Parcel Number being 004-124-01.

(b) The decedent's undivided one-half interest in 247.20 AFA of certificated water rights located in Lyon County, Nevada, as evidenced by Certificate No. 5932 issued by the State of Nevada, Department of Conservation and Natural Resources, Division of Water Resources, to DAVID EASTERBY and CARMALETTA EASTERBY.

///

///

///

///

5. That the Personal Representative is authorized and directed to do all the things necessary and proper to effectuate such distributions; and upon the making of such distributions, the Personal Representative shall be released and discharged from her trust herein.

DONE IN OPEN COURT July 25, 2011.

DISTRICT JUDGE

CERTIFIED COPY
The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.
DATE: 7/25/11
Nikki A. Beau, County Clerk and Clerk of the Third Judicial District Court of the State of Nevada, in and for Lyon County.
By Kathy Thomas
Deputy

Respectfully submitted by:

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street
P.O. Box 646
Carson City, NV 89702

By: _____
DAWN ELLERBROCK, ESQ.
Nevada State Bar No. 7327
Attorneys for Personal Representative,
CARMALETTA EASTERBY

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

DOC # 480173
Conformed Copy
(Not Compared to Original)
08/09/2011 02:21 PM
Official Record
Requested By
ALLISON MACKENZIE PAVLAKIS
Lyon County - NV
Mary C. Milligan - Recorder

APNs: 004-101-01 through 004-101-14
004-102-01 through 004-102-18
004-103-01 through 004-103-09
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004-111-01 through 004-111-20
004-111-21 through 004-111-32
004-112-01 through 004-112-20
004-113-01 through 004-113-10
004-114-01 through 004-114-18
004-121-01 through 004-121-06
004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-02
004-124-03
004-124-04 through 004-124-07
004-125-01
and
004-124-01

RETURN RECORDED DEED TO:
DAWN ELLERBROCK, ESQ.
ALLISON, MacKENZIE, PAVLAKIS,
WRIGHT & FAGAN, LTD.
P.O. Box 646
Carson City, NV 89702

GRANTEE/MAIL TAX STATEMENTS TO:
CARMALETTA EASTERBY, Trustee
2400 Los Cerritos Road
La Grange, CA 95329

The person executing this document hereby affirms that this document submitted for recording does not contain the social security number of any person or persons pursuant to NRS 239B.030.

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, made on August 4, 2011, by and between CARMALETTA EASTERBY, Personal Representative of the Estate of DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY, deceased, grantor, and CARMALETTA

EASTERBY, Trustee of the DAVID D. EASTERBY AND CARMALETTA EASTERBY 1990 LIVING TRUST, established on June 4, 1990, grantee,

WITNESSETH:

WHEREAS, on January 19, 2011, the grantor, CARMALETTA EASTERBY, was duly appointed as Personal Representative of the Estate of DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY, deceased, by the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, in Case No. PE7779, Dept. No. II; and

WHEREAS, the above-referenced estate is the owner of an undivided one-half interest in one hundred sixty-six (166) parcels of real property located in the County of Lyon, State of Nevada, and as more particularly hereinafter described; and

WHEREAS, on July 25, 2011, the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, ordered that all of the interest of DAVID D. EASTERBY, also known as DAVID DANIEL EASTERBY, deceased, in the subject property be distributed to CARMALETTA EASTERBY, as Trustee of the DAVID D. EASTERBY AND CARMALETTA EASTERBY 1990 LIVING TRUST, established on June 4, 1990, pursuant to Article THIRD of the decedent's Last Will and Testament dated June 4, 1990.

That the grantor, in consideration of the sum of Ten and No/100 Dollars ($10.00), lawful money of the United States, and other good and valuable consideration to her in hand paid by the grantee, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, and sell to the grantee, and to her successors and assigns, the decedent's undivided one-half

interest in one hundred sixty-six (166) parcels of real property located in the County of Lyon, State of Nevada, and more particularly described as follows:

> All of SAGECREST RANCHEROS SUBDIVISION, according to the map recorded on October 23, 1974, as No. 20492, consisting of one hundred sixty-five (165) unimproved vacant lots as follows:
>
> APNs
> 004-101-01 through 004-101-14
> 004-102-01 through 004-102-18
> 004-103-01 through 004-103-09
> 004-104-01 through 004-104-09
> 004-111-01 through 004-111-20
> 004-111-21 through 004-111-32
> 004-112-01 through 004-112-20
> 004-113-01 through 004-113-10
> 004-114-01 through 004-114-18
> 004-121-01 through 004-121-06
> 004-121-07
> 004-122-01 through 004-122-11
> 004-123-01 through 004-123-10
> 004-124-02
> 004-124-03
> 004-124-04 through 004-124-07
> 004-125-01

and

> Township 14 North, Range 26 East, M.D.B. & M. Section 34: All that portion of the E1/2 of SE 1/4 of SW 1/4 lying North of the North line of the County Road as shown on Map No. 20492, commonly known as 15 Dove Lane, Lyon County, Nevada, Assessor's Parcel Number being 004-124-01.

Together with all Water and Water Rights.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder or remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD all and singular the premises, together with the appurtenances, unto the said grantee and to her successors and assigns forever.

IN WITNESS WHEREOF, the grantor has executed this conveyance the day and year first above written.

CARMALETTA EASTERBY,
Personal Representative of the Estate of
DAVID D. EASTERBY, also known as
DAVID DANIEL EASTERBY, deceased

STATE OF CALIFORNIA)
: ss.
COUNTY OF STANISLAUS)

On AUGUST 4, 2011, before me, NICOLE JESSEE, a notary public, personally appeared CARMALETTA EASTERBY, personally known to me (or 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 she executed the same in her authorized capacity, and that by her signature on the instrument the person (or 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.

NOTARY PUBLIC

NICOLE JESSEE
Commission # 1838869
Notary Public - California
Stanislaus County
My Comm. Expires Mar 27, 2013

APNs:	004-101-01 through 004-101-14
	004-102-01 through 004-102-18
	004-103-01 through 004-103-09
	004-104-01 through 004-104-09
	004-111-01 through 004-111-20
	004-111-21 through 004-111-32
	004-112-01 through 004-112-20
	004-113-01 through 004-113-10
	004-114-01 through 004-114-18
	004-121-01 through 004-121-06
	004-121-07
	004-122-01 through 004-122-11
	004-123-01 through 004-123-10
	004-124-02
	004-124-03
	004-124-04 through 004-124-07
	004-125-01
and	
	004-124-01

DOC # 482272
Conformed Copy
(Not Compared to Original)
09/29/2011 10:09 AM
Official Record
Requested By
JOHN P SCHLEGELMILCH LTD
Lyon County - NV
Mary C. Milligan - Recorder

APN #'s
004-101-01 through 004-101-14
004-102-01 through 004-102-18
004-103-01 through 004-103-09
004-104-01 through 004-104-09
004-111-01 through 004-111- 32
004-112-01 through 004-112-20
004-1 13-01 through 004-113-10
004-1 14-0 1 through 004-1 14-18
004-121-01 through 004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-01 through 004-124-07
and, 004-125-01

RPTT Exempt #7

WHEN RECORDED MAIL TO:
Law Offices of John P. Schlegelmilch, Ltd.
30 Broadway Ave.
Yerington, NV 89447

GRANTEE AND MAIL TAX BILL TO:

CARMALETTA EASTERBY, Trustee of the
DAVID D. EASTERBY AND CARMALETTA
EASTERBY 1990 LIVING TRUST
2400 Los Cerritos Road
La Grange, CA 95329

GRANT DEED

THIS INDENTURE, made this 26th day of September,2011, by and between CARMALETTA EASTERBY, a widowed woman, hereinafter called Party of the First Part and CARMALETTA EASTERBY, Trustee of the DAVID D. EASTERBY AND CARMALETTA EASTERBY 1990 LIVING TRUST, dated June 4, 1990, hereinafter called the Party of the Second Part.

WITNESSETH:

That the said Party of the First Part, in consideration of the sum of TEN and 00/100 Dollars ($10.00), does hereby grant, bargain and sell to the Party of the Second Part, its heirs, successors, and assigns, all of her undivided one-half (1/2) interest, right and title in and to that certain real property situate in the County of Lyon, State of Nevada, described as follows:

> All of SAGECREST RANCHEROS SUBDIVISION, as shown on the Official Map of SAGECREST RANCHEROS SUBDIVISION, recorded in the Official Records of Lyon County, Nevada on October 23, 1974, as Document No. 20492. (Lots 1 - 165)
>
> and,
>
> Township 14 North, Range 26 East, M.D.B.&M.
>
> Section 34: All that portion of the E 1/2 of the SE 1/4 of SW 1/4 lying North of the North line of the County Road as shown on Map No. 20492, Official Records of Lyon County.

TOGETHER with all water and water rights.

Legal Description appeared previously in Document No. 121567, recorded on January 13, 1989, Official Records of Lyon County, Nevada.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the Parties of the Second Part and to their assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand the day and year first above written.

Carmaletta Easterby
CARMALETTA EASTERBY

STATE OF CALIFORNIA)
) *SS.*
COUNTY OF MERCED)

On September 26, 2011, before me LORRAINE BETTENCOURT, Notary Public, personally appeared CARMALETTA EASTERBY 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(i~~es~~), and that by ~~his~~/her/~~their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity 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 ..... (Seal)

LORRAINE BETTENCOURT
COMM. # 1863469
NOTARY PUBLIC - CALIFORNIA
MERCED COUNTY
COMM. EXPIRES SEPT. 30, 2013

LORRAINE BETTENCOURT
COMM. # 1863469
NOTARY PUBLIC - CALIFORNIA
MERCED COUNTY
COMM. EXPIRES SEPT. 30, 2013

STATE OF NEVADA
DECLARATION OF VALUE

1. Assessors Parcel Number(s)
   a) see attached sheet for
   b) Assessors Parcel Numbers
   c) _____
   d) _____

2. Type of Property:
   a) ☒ Vacant Land b) ☐ Single Fam. Res.
   c) ☐ Condo/Twnhse d) ☐ 2-4 Plex
   e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
   g) ☐ Agricultural h) ☐ Mobile Home
   i) ☐ Other _____

FOR RECORDERS OPTIONAL USE ONLY
DOCUMENT/INSTRUMENT #: _____
BOOK _____ PAGE _____
DATE OF RECORDING: _____
NOTES: _____

3. Total Value/Sales Price of Property: $ _____
   Deed in Lieu of Foreclosure Only (value of property) (_____
   Transfer Tax Value: $ _____
   Real Property Transfer Tax Due: $ -0-

4. If Exemption Claimed:
   a. Transfer Tax Exemption per NRS 375.090, Section # 7
   b. Explain Reason for Exemption: Transfer of title to a trust without consideration

5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature _____ **Capacity** Attorney
Signature _____ **Capacity** _____

SELLER (GRANTOR) INFORMATION **(REQUIRED)**	BUYER (GRANTEE) INFORMATION **(REQUIRED)**
Print Name: Carmaletta Easterby	Print Name: Carmaletta Easterby, Trustee
Address: 2400 Los Cerritos Road	Address: David D. Easterby and Carmaletta
City: La Grange	City: Easterby 1990 Living Trust
State: CA Zip: 95329	State: same address Zip:

COMPANY/PERSON REQUESTING RECORDING
(required if not the seller or buyer) Law Offices of
Print Name: John P. Schlegelmilch, Ltd. Escrow # _____
Address: 30 Broadway Avenue
City: Yerington State: Nevada Zip: 89447

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

APN #'s
004-101-01 through 004-101-14
004-102-01 through 004-102-18
004-103-01 through 004-103-09
004-104-01 through 004-104-09
004-111-01 through 004-111- 32
004-112-01 through 004-112-20
004-1 13-01 through 004-113-10
004-1 14-0 1 through 004-1 14-18
004-121-01 through 004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-01 through 004-124-07
and, 004-125-01

DOC # 482273
Conformed Copy
(Not Compared to Original)
09/29/2011 10:11 AM
Official Record
Requested By
JOHN P SCHLEGELMILCH LTD
Lyon County - NV
Mary C. Milligan - Recorder

APN # 's
004-102-09 & 10
004-104-09
004-113-01
004-114-09 & 10
004-121-01 through 004-121-07
004-122-01 through 004-122-11
004-123-01 through 004-123-10
004-124-01 through 004-124-07

WHEN RECORDED MAIL TO:

Law Offices of John P. Schlegelmilch, Ltd.
30 Broadway Ave.
Yerington, NV 89447

GRANTEE:

SUNRISE RANCH, LLC
8 Lux Lane
Yerington, NV 89447

WATER RIGHTS DEED

THIS INDENTURE, made this 26th day of September, 2011, by and between CARMALETTA EASTERBY, Trustee of the DAVID D. EASTERBY AND CARMALETTA EASTERBY 1990 LIVING TRUST, dated June 4, 1990, Grantor, hereinafter Party of the First Part and, SUNRISE RANCH, LLC, Grantee, hereinafter Party of the Second Part.

WITNESSETH:

That the said Party of the First Part, in consideration of the sum of TEN and 00/100 Dollars ($10.00), does by these presents Grant, Bargain, Sell, Convey and Confirm unto the said Party of the Second Part, all of their right, title and interest in and to the water rights located in the County of Lyon, State of Nevada and more particularly described as follows, to-wit:

A portion of permit #20369 further described as follows: 1.375 c.f.s., 200 acre feet annually of underground water rights under Nevada State Engineers Permit #20369, Certificate 5932, and further described as follows:

> 200 acre feet annually of underground water from the SE 1/4 of the SW 1/4 of Section 34 and the SW 1/4 of the SW 1/4 of Section 34, Township 14 North, Range 26 East, M.D.B.&M. which is appurtenant to the following real property, described as follows:
>
> Lots 1 - 8 inclusive, 41 - 53 inclusive, 86 - 97 inclusive, and 158 - 164 inclusive, as shown on the Official Map of SAGECREST RANCHEROS SUBDIVISION, recorded in the Official Records of Lyon County, Nevada on October 23, 1974, as Document No. 20492.

and the remainder of said 200 acre feet annually of underground water, if any, to be transferred from the following real property, described as follows:

> Township 14 North, Range 26 East, M.D.B.&M.
>
> Section 34: All that portion of the E 1/2 of the SE 1/4 of SW 1/4 lying North of the North line of the County Road as shown on Map No. 20492, Official Records of Lyon County.

thereby reserving to the Grantor the remainder of the underground water under Nevada State Engineers Permit #20369, Certificate 5932, in excess of 200 acre feet.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the Party of the Second Part and to their assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand the day and year first above written.

Carmaletta Easterby
CARMALETTA EASTERBY, Trustee

STATE OF CALIFORNIA)
) *SS.*
COUNTY OF MERCED)

On September 26, 2011, before me LORRAINE BETTENCOURT, Notary Public, personally appeared CARMALETTA EASTERBY 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(i~~es)~~, and that by ~~his~~/her/~~their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity 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 sea~~l~~.

LORRAINE BETTENCOURT
COMM. # 1863469
NOTARY PUBLIC - CALIFORNIA
MERCED COUNTY
COMM. EXPIRES SEPT. 30, 2013

Signature ..... (Seal)

STATE OF NEVADA
DECLARATION OF VALUE

1. Assessors Parcel Number(s)
   a) 4-102-09 & 10; 4-104-09;
   b) 4-113-01; 4-114-09 & 10;
   c) 4-121-01 thru 4-121-07;
   d) 4-123-01 thru 4-123-10;
   4-122-01 thru 11; 4-124-01 thru 07
2. Type of Property:
   a) ☒ Vacant Land b) ☐ Single Fam. Res.
   c) ☐ Condo/Twnhse d) ☐ 2-4 Plex
   e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
   g) ☐ Agricultural h) ☐ Mobile Home
   i) ☒ Other WATER

FOR RECORDERS OPTIONAL USE ONLY
DOCUMENT/INSTRUMENT #:
BOOK PAGE
DATE OF RECORDING:
NOTES:
MCM

3. Total Value/Sales Price of Property: $ 450,000.00
   Deed in Lieu of Foreclosure Only (value of property) ( )
   Transfer Tax Value: $
   Real Property Transfer Tax Due: $ 1,755.00

4. If Exemption Claimed:
   a. Transfer Tax Exemption per NRS 375.090, Section #
   b. Explain Reason for Exemption:

5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature _____ **Capacity** Attorney
Signature _____ **Capacity** _____

SELLER (GRANTOR) INFORMATION (REQUIRED)	BUYER (GRANTEE) INFORMATION (REQUIRED)
Print Name: Carmaletta Easterby, Tr.	Print Name: Sunrise Ranch, LLC
Address: 2400 Los Cerritos Road	Address: 8 Lux Lane
City: La Grange	City: Yerington
State: CA Zip: 95329	State: NV Zip: 89447

COMPANY/PERSON REQUESTING RECORDING
(required if not the seller or buyer) Law Offices of
Print Name: John P. Schlegelmilch, Ltd. Escrow #
Address: 30 Broadway Avenue
City: Yerington State: Nevada Zip: 89447

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation

John P. Schlegelmilch
Sandra-Mae Pickens
Brad Johnston, Of Counsel

30 Broadway Avenue
Yerington, Nevada 89447
Phone: (775) 463-3371
Fax: (775) 463-3373

September 29, 2011

State of Nevada
Division of Water Resources
901 So. Stewart Street, Ste. 2002
Carson City, NV 89701

Re: Report of Conveyance for Permit 20369

Dear Sir or Madam:

Enclosed please find the Report of Conveyance for the above referenced permit, along with this firms' check #2908 in the amount of $180.00 to cover the required fees.

Kindly confirm that the conveyance has been completed.

If you should have any questions regarding the same, please do not hesitate to contact this office.

Thank you for your prompt attention and consideration in this matter.

Sincerely,

John P. Schlegelmilch, Esq.

JPS:kh

enclosures

RECEIVED
2011 SEP 30 PM 1:33
STATE ENGINEER'S OFFICE

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation

John P. Schlegelmilch
Sandra-Mae Pickens

30 Broadway Avenue
Yerington, Nevada 89447
Phone: (775) 463-3371
Fax: (775) 463-3373

December 31, 2008

RECEIVED
2009 JAN -2 PM 12: 41
STATE ENGINEER'S OFFICE

Division of Water Resources
901 South Stewart Street, Suite 2002
Carson City, NV 89701

Re: Report of Conveyance for Permit 62316

Dear Sir or Madam:

Enclosed please find the Report of Conveyance for the above referenced permit, along with this firm's check in the amount of $45.00 to cover the filing fees.

Kindly confirm that the conveyance has been completed.

If you require any further information, kindly contact the undersigned.

Sincerely,

Sandra-Mae Pickens

Sandra-Mae Pickens

enclosures

STATE OF NEVADA
DECLARATION OF VALUE

1. Assessors Parcel Number(s)
   a) N/A
   b) _____
   c) _____
   d) _____

2. Type of Property:
   a) ☐ Vacant Land b) ☐ Single Fam. Res.
   c) ☐ Condo/Twnhse d) ☐ 2-4 Plex
   e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
   g) ☐ Agricultural h) ☐ Mobile Home
   i) ☐ Other Water Rights

FOR RECORDERS OPTIONAL USE ONLY
DOCUMENT/INSTRUMENT #: _____
BOOK _____ PAGE _____
DATE OF RECORDING: _____
NOTES: _____

3. Total Value/Sales Price of Property: $ _____
   Deed in Lieu of Foreclosure Only (value of property) (_____
   Transfer Tax Value: $ _____
   Real Property Transfer Tax Due: $ 0

4. If Exemption Claimed:
   a. Transfer Tax Exemption per NRS 375.090, Section # 5
   b. Explain Reason for Exemption: Transfer of property from husband's estate to wife

5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature Sandra-Mae Pickens **Capacity** Attorney for Estate
Signature _____ **Capacity** _____

SELLER (GRANTOR) INFORMATION (REQUIRED)	BUYER (GRANTEE) INFORMATION (REQUIRED)
Print Name: Estate of Duffer Fairbanks	Print Name: Christine Fairbanks
Address: 6 Herman Lane	Address: 6 Herman Lane
City: Yerington,	City: Yerington
State: NV Zip: 89447	State: Nevada Zip: 89447

COMPANY/PERSON REQUESTING RECORDING
(required if not the seller or buyer)
Print Name: Sandra-Mae Pickens, Esq. Escrow # _____
Address: 30 Broadway
City: Yerington State: NV Zip: 89447

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

EXHIBIT 48

State of Nevada - Division of Water Resources

901 S. Stewart Street
2nd Floor
Carson City, NV 89701

LAW OFFICES OF JOHN P
SCHLEGELMILCH,LTD
30 BROADWAY AVE
YREINGTON NV 89447

Receipt

Payment Method	Check No.	Receipt #
Check	1259	231380

Date	Item	Description	Amount
1/2/2009	DEEDS - PERMIT	DEED FILING FEE - PERMIT # 62316	45.00

Received by:Sue Cox SC

Total $45.00

09-108

EXHIBIT 48

State of Nevada

Sep-02

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/ PERMIT No. 62316 PROOF, or CLAIM No.: _____ STATUS: Permit USE: Commercial

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: R. L. Fairbanks

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Christine Ruth Clarke Fairbanks,

ADDRESS: #6 Herman Lane

CITY: Yerington STATE: Nevada ZIP CODE: 89447 PHONE: 775-463-2905

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S).....	1	CORRECTION DEED(S).....		OTHER:		
DEED(S) OF TRUST.....		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS = >		2
NOTICE(S) OF PLEDGE.....		MAP(S) at no charge.....		TOTAL # X $10 each =	$ 20	.00
DEATH CERTIFICATES.....		AFF OF ID at no charge.....		Report filing fee = $25.00	$ 25	.00
DECREE(S) OF DISTR.....	1	OTHER: _____		TOTAL FEES SUBMITTED*	$ 45	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required. Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to Guidelines sheet for details.*

7 LIST SUPPLEMENTAL RIGHTS: _____

8 COUNTY: POINT OF DIVERSION: Lyon COUNTY: PLACE(S) OF USE: Lyon

9 PLACE(S) OF USE: Qtr. NW Qtr. NE Sec. 17 TWNSHP 13N RANGE 26E APN: _____

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.1 CFS 2.03 afa ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO x

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

15 Additional Space/Remarks: _____

16 *" I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO

BEFORE ME THIS 31st DAY OF

Mo. December Yr. 2008

(SS) Kathy J. Hall
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE

COUNTY OF Lyon

STATE OF Nevada

MY COMMISSION EXPIRES Oct. 22, 2012

SIGNATURE: Sandra-Mae Pickens

PRINT NAME: Sandra-Mae Pickens, Esq.

MAILING ADDRESS: 30 Broadway Ave.

FIRM NAME: Law Offices of John P. Schlegelmilch, Ltd.

CITY: Yerington STATE: Nevada ZIP CODE: 89447

PHONE: 775-463-3371

OWNER?: ____

AGENT?: XX

KATHY J. HALL
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 93-2753-12 - Expires October 22, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

EXHIBIT 48

ABSTRACT OF TITLE

This column for office use only

Permit/Proof #62316
Page No. 1 of 1

DEED NO.	GRANTOR	GRANTEE	CFS	(circle one) AFA/AFS MGA/MGS	(circle one) ACRES or Units	FILED UNDER DATE	Recorder's Document # DATE	DOCUMENT DESCRIPTION/ REMARKS
1	State Engineer	R.L. Fairbanks		2.03				Permit issued December 6, 1996
2	Estate of Robert Leroy Fairbanks also known as Robert Leroy Duffer" Fairbanks	Christine Ruth Clarke Fairbanks		2.03			429096 07/21/08	Order Approving First and Final Account and Final Distribution
3	Estate of Robert Leroy Fairbanks also known as Robert Leroy Duffer" Fairbanks	Christine Ruth Clarke Fairbanks		2.03			436272 12/31/08	Executor's Water Rights Quitclaim Deed
4								
5								
6								
7								
8								

EXHIBIT 48

DOC # 429096
Conformed Copy
(Not Compared to Original)
07/21/2008 08:26 AM
Official Record
Requested By
JOHN P SCHLEGELMILCH
Lyon County - NV
Mary C. Milligan - Recorder

APN #: No APN

Recording Requested By:
Law Offices of John P. Schlegelmilch
30 Broadway Avenue
Yerington, NV 89447

Mail Tax Statements to:

Please complete Affirmation Statement below:

X I the undersigned hereby affirm that this document submitted for recording does not contain the personal information of any person or persons. (Per NRS 239B.030).

OR

___ I the undersigned hereby affirm that this document submitted for recording contains the personal information of a person or persons as required by law: _____
(State specific law)

Sandra-Mae Pickens — Attorney
Signature (Print name under signature) **Title**

ORDER APPROVING: FIRST AND FINAL ACCOUNT, REPORT OF EXECUTOR, PAYMENT OF ATTORNEY'S FEES AND COSTS AND FINAL DISTRIBUTION.

(Insert Title of Document Above)

****

Only use the following section if one item applies to your document

This document is being re-recorded to _____

OR

This document is being recorded to correct document #_____, and is correcting _____

****

If legal description is a metes & bounds description furnish the following information:

Legal description obtained from _____ (Document Title), Book ____, Page _____, Document #_____ recorded _____ (date) in the Lyon County Recorder's Office.

OR

If a Surveyor, please provides name and address:

_____

_____

This page is added to provide additional information that is required by NRS 111.312 Sections 1-4.
(Additional recording fee applies)

CASE NO. PE 7259

DEPT NO. III

FILED
2008 JUN 23 AM 9:03
ANNA A. BRYAN
LYON COUNTY CLERK
DeAnn Peeples
DEPUTY

IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF LYON

In the Matter of the Estate of ROBERT LEROY FAIRBANKS, also known as ROBERT LEROY "DUFFER" FAIRBANKS,

Deceased

_____/

ORDER APPROVING: FIRST AND FINAL ACCOUNT, REPORT OF EXECUTOR, PAYMENT OF ATTORNEY'S FEES AND COSTS AND FINAL DISTRIBUTION

CHRISTINE RUTH CLARKE FAIRBANKS, Executor of the Estate of ROBERT LEROY FAIRBANKS, also known as ROBERT LEROY "DUFFER" FAIRBANKS, having rendered and filed on the 6th day of June, 2008, her First and Final Account, Report of Executor, Request for Approval and Payment of Attorney's Fees and Costs and Petition for Final Distribution, and the said account and petition having come on regularly to be heard this 23rd day of July, 2008, and proof having been made to the satisfaction of the Court that Notice of Hearing thereon has been given in the manner and for the time required by law, the Court finds:

1. That the said account is in all respects true and correct.

2. That due and legal notice of creditors of said estate has been given in the manner and for the time required by law.

3. That all claims and debts against said decedent and against said estate, and all debts, expenses and charges of administration, have been fully paid and discharged. There are no federal estate taxes due from the estate or personal property taxes due and payable by the estate, and that said estate is ready for distribution and now in a condition to be closed.

4. That the whole of said estate is the community property interest of decedent.

///

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation
30 Broadway Avenue
Yerington, Nevada 89447
Ph: (775) 463-3371
Fx: (775) 463-3373

5. That the fees and costs associated with the legal services rendered to the estate are in the amount of $1,425.00 representing fees and $324.40 representing costs.

6. That decedent died testate and in accordance with the terms of the Decedent's Last Will and Testament dated October 11, 1989, the estate should be distributed to the Decedent's spouse, CHRISTINE RUTH CLARKE FAIRBANKS.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That the First and Final Account, Report of Executor, Request for Approval and Payment of Attorney's Fees and Costs and Petition for Final Distribution, be, and the same is hereby approved, allowed and settled, and that the facts, accounts and matters alleged and reported therein are a true, complete and a correct record of the administration of said estate.

2. That payment of legal fees in the amount of $1,425.00 and costs in the amount of $324.40 to the to the Law Offices of John P. Schlegelmilch, Ltd., are hereby ratified confirmed and approved.

3. Upon payment of the legal fees and costs set forth above, the entire estate of the decedent, including the items identified in Exhibit "A" attached hereto, are hereby distributed to CHRISTINE RUTH CLARKE FAIRBANKS.

Dated this 23rd day of June, 2008.

DISTRICT JUDGE

Prepared and Submitted by:
Sandra-Mae Pickens, Esq.

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation
30 Broadway Avenue
Yerington, Nevada 89447
Ph: (775) 463-3371
Fx: (775) 463-3373

EXHIBIT 48

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation
30 Broadway Avenue
Yerington, Nevada 89447
Ph: (775) 463-3371
Fx: (775) 463-3373

EXHIBIT "A"
ESTATE OF ROBERT LEROY FAIRBANKS, also known as ROBERT LEROY "DUFFER" FAIRBANKS

1. CORPORATIONS:

1. Blind Mice Mining Co, Inc - 100 shares.
2. Desert Irrigation Co., Inc.

2. LIMITED LIABILITY COMPANIES:

Copper King Kong, LLC.

3. FICTITIOUS FIRM NAMES:

Fairbanks R & D Ranch

4. WATER RIGHTS:

Permit No. 62316	2.03 afa	Permit No. 31723	1.28 afa
* Permit No. 73000	79.84 afa	*Permit No. 73002	320.00 afa
* Permit No. 73002	80.80 afa	*Permit No. 73001	60.60 afa

*Subject to prior purchase agreements.

5. TRAVEL TRAILERS:

A. 1970 Terry 12' B. 1975 Shasta 20' C. 1980 Prowler 20'

6. PATENTS:

Method and Apparatus for Copper Processing - Appl. No: 33,289, filed March 16, 1993 - Patent Number: 5,403,382 - Date of Patent: April 4, 1995.

7. WRITTEN AGREEMENTS:

Agreement dated July 11, 1989 between Sun Mesa Mining Co., Inc., and Fairbanks

8. RANCH EQUIPMENT:

A Generators

1. CAT 155kw
2. CAT 50kw
3. Kholer 15kw
4. Kholer 25kw
5. Honda 1kw
6. Tucomsa 2.5kw

B. Tractors

1. John Deere 530
2. Massy Furguson 40B
3. Yanman F16B
4. Austin Weston Grader
5. Ford 9-N

C. Farm Equipment

1. John Deere Seeder
2. John Deere Spreader
3. John Deere Spreader
4. Allis Chalmas Seeder
5. Gypsum Unit & Pump
6. 16' Flat Bed Trailer - TLT
7. Irrigation Pipe Trailer
8. 20' Flat Bed Trailer

D. Irrigation Pumps

1. (3) 3" Gas Engines
2. (1) 3" Diesel Pump
3. (4) 20hp Sub Pumps
4. (1) 60 hp Sub Pump

EXHIBIT 48

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: June 23, 2008

Nikki A. Bryan, County Clerk and Clerk of the Third Judicial District Court of the State of Nevada, in and for Lyon County.

By _____
Deputy

DOC # 436272
Conformed Copy
(Not Compared to Original)
12/31/2008 03:37 PM
Official Record
Requested By
JOHN P SCHLEGELMILCH ESQ
Lyon County - NV
Mary C. Milligan - Recorder

APN: N/A
RPTT #5

The undersigned affirms that this document submitted for recording does not contain a social security number

WHEN RECORDED RETURN TO:
Law Offices of John P. Schlegelmilch, Ltd.
30 Broadway Avenue
Yerington, Nevada 89447

GRANTEE/MAIL TAX STATEMENT TO:
Christine R. Fairbanks
6 Herman Lane
Yerington, NV 89447

EXECUTOR'S WATER RIGHTS QUITCLAIM DEED

Deed made this 30th day of December, 2008, between CHRISTINE RUTH CLARKE FAIRBANKS, #6 Herman Lane, Yerington, Nevada, 89447, as Executor of the Estate of ROBERT LEROY FAIRBANKS also known as ROBERT LEROY "DUFFER" FAIRBANKS, Deceased, of Yerington, State of Nevada, hereinafter referred to as "Grantor", and CHRISTINE RUTH CLARKE FAIRBANKS, of #6 Herman Lane, Yerington, Nevada, 89447, a single woman as her sole and separate property, hereinafter referred to as "Grantee"

W I T N E S S E T H:

On the 23rd day of June, 2008, the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, in Probate Case No. PE7259 entitled "In the Matter of the Estate of ROBERT LEROY FAIRBANKS, also known as ROBERT LEROY "DUFFER" FAIRBANKS, Deceased," entered its Order Approving First and Final Account and Final Distribution directing the transfer of all the right, title and interest of the deceased, who originally took title as R.L. FAIRBANKS, in those certain water rights under State of Nevada Water Permit No. 62316 which is more particularly described as:

> A total of 0.1 cubic feet per second not to exceed 0.657 million gallons annually (2.03 afa) as allowed under State of Nevada Water Permit No. 62316 from an

EXHIBIT 48

underground source within the Mason Valley hydrographic basin, Lyon County, Nevada.

to the Grantee above named, said Order now being on file in the Clerk of the Court's office, Lyon County, Nevada.

Pursuant to said Order, Grantor hereby conveys to Grantee, her heirs, and assigns all interest of the decedent in and to said water rights situate in Lyon County Nevada, and more particularly described above.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Grantor, for herself, her heirs, executors and administrators agrees with the Grantee that she is lawfully the Executor of the Estate of ROBERT LEROY FAIRBANKS, also known as ROBERT LEROY "DUFFER" FAIRBANKS, and has the power to convey as aforesaid. Grantor further covenants that she has in all respects made this conveyance pursuant to the authority granted by the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, and that she has not done or suffered any act since she became Executor as aforesaid whereby the above-granted premises, or any part thereof, now are, or at any time hereafter, shall or may be impeached, charged, or encumbered in any manner whatsoever.

IN WITNESS WHEREOF, the Grantor has executed this deed at Yerington, Nevada, the day and year first above written.

Christine Ruth Clarke Fairbanks
CHRISTINE RUTH CLARKE FAIRBANKS
Executor of the
Estate of ROBERT LEROY FAIRBANKS
also known as ROBERT LEROY "DUFFER"
FAIRBANKS

EXHIBIT 48

Law Offices of John P. Schlegelmilch, Ltd.
A Professional Law Corporation

John P. Schlegelmilch
Sandra-Mae Pickens

30 Broadway Avenue
Yerington, Nevada 89447
Phone: (775) 463-3371
Fax: (775) 463-3373

December 31, 2008

RECEIVED
2009 JAN -2 PM 12:41
STATE ENGINEER'S OFFICE

Division of Water Resources
901 South Stewart Street, Suite 2002
Carson City, NV 89701

Re: Report of Conveyance for Permit 62316

Dear Sir or Madam:

Enclosed please find the Report of Conveyance for the above referenced permit, along with this firm's check in the amount of $45.00 to cover the filing fees.

Kindly confirm that the conveyance has been completed.

If you require any further information, kindly contact the undersigned.

Sincerely,

Sandra-Mae Pickens

Sandra-Mae Pickens

enclosures

EXHIBIT 48