**Case:** CV-N-73-0128
**Docket #:** 354
EOD:
Date Filed: 08/16/2000

Type: MOTION/DISPOSITIVE
Title: DISMISS

*CASECV-N-73-0128*

*DOC00178365*

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (775) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

AUG 16 2000
CLERK, U.S.D.C.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**MOTION TO DISMISS AND SUBSTITUTE PROPER PARTIES** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

354

COMES NOW, Mineral County, Nevada and respectfully requests that the Court strike certain names from the caption and substitute the names as indicated in the following attachments.

Further, Mineral County requests the right to further substitute names as will be determined by the service proceeding prior to October 31, 2000 when all further motions are due. For reasons discovered by Mineral County in attempting to further serve persons in Paragraph 3, some of them are no longer water rights holders. Therefore, until complete service is accomplished, more substitutions may be required.

| DISMISS | | SUBSTITUTE |
|---|---|---|
| 1. | Adams, Robert - Deceased | No one. Only heir, Vivian, is already in caption. |
| 2. | Alpers Ranch Co., Inc. | Defunct corporation. Alpers, Fred E., individually. |
| 3. | Annett's Mono Village | Annett's Mono Village, Inc. |
| 4. | Arrache, Juan - Deceased | Arrache Family Trust, Ronald B. Arrache, Trustee - see attached Affidavit. |
| 5. | Batchelder, Fred C. - Alzheimer's<br>Batchelder, Josephine S. - Deceased | Josephine S. and Fred C. Batchelder 1983 Family Trust, Connie B. Jansen and Leonard Batchelder, Trustees |
| 6. | Bayer, Albert - Deceased | Bayer, Mildred - heir to Albert Bayer |
| 7. | Blades, Anna M. and Jerry L. | Bein, Richard and Ellen |
| 8. | John R. Hargus and Adah M. Blinn Trust, John R. Hargus and Adah M. Blinn, Trustees | John R. Hargus and Adah M. Blinn Trust, Robert Lewis Cooper, Successor Trustee |
| 9. | Bliss, Maurice & Agnes | Janet Bliss Hunewill and Stanley L. Hunewill - Already in caption |
| 10. | Bromley Properties | Thomas J. Bromley and Muriel L. Bromley |
| 11. | Vernon F. Bryan, Inc. | Vernon F. Bryan, individually |

| | | |
|---|---|---|
| 12. | Casey, Michael A. and Claudia C. | |
| 13. | Cutler, Diane A. | Walker River Land Corp. - see attached Affidavit |
| 14. | Day, Charles E. and Lucille M. | William M. Weaver, Jr. Revocable Trust, William M. Weaver, Jr. and Rosemary F. Weaver, Trustees |
| 15. | Del Porto, Iginia | Iginia M. Moreda |
| 16. | Fitz, George O. | Stockton, Edward and Linda A. - already on caption |
| 17. | Friedhoff, George - Deceased | Helen Friedhoff, only heir, already on caption |
| 18. | Don R. Gable Trust | Don R. Gable, individually |
| 19. | Giodo, Virginia - Deceased | Joseph Giodo and Anna Nannini, heirs, already on caption |
| 20. | Hunewill, Harvey<br>Hunewill, Phyllis | Harvey E. Hunewill and Phyllis P. Hunewill Trust, Harvey E. Hunewill and Phyllis P. Hunewill, Trustees |
| 21. | Jenkins, Joyce - Deceased | Jenkins, Larry D., heir to Joyce, on caption already - see attached Affidavit |
| 22. | Junction Range | Arnold Settlemeyer<br>Bentley Family Ltd. Partnership |
| 23. | L.T.R. Enterprises | Gary D. Morgan and Marianne Morgan<br>Vincent Dye and Kathleen Dye |
| 24. | Linscott, George & Louise - Deceased | Jean Pace, Administrator |
| 25. | Menesini, Lucinda - Deceased | Menesini, Donald, heir to Lucinda, already on caption |
| 26. | Minister, Rose Alice, individually | Bolton-Rose Trust, Rose Alice Minister, Trustee |

| | | |
|---|---|---|
| 27. | Moore, Monica R. and Anthony P. | Alfred and Joy L. Palmer, already on caption |
| 28. | Nagel, Helen - Deceased | Nagel, Diane |
| 29. | Guido Nannini - Deceased | Nannini, Anna, already on caption |
| 30. | Olson, Robert D. | Curtis & Sons Construction, Inc. |
| 31. | Peeples, Josiah - Deceased | Peeples, Norma, heir, already on caption |
| 32. | Pellegrini, Violet Fern | Margaret I. Mench, Ila Mae ___nkhauser, Cherryl A. Del Porto (Cherryl already in caption) |
| 33. | Perriseau, Modesta | Haas, Pamela - see attached Affidavit |
| 34. | Riva, Herbert R. - Deceased | Anne M. Riva, heir, already on caption |
| 35. | Sario Livestock Company | O. Kyle Vaughan and Leoma Vaughan |
| 36. | Sceirine, Jackie - Deceased | Sceirine, Beverly, heir |
| 37. | Silva, Gary and Tildean | Sunrise Ranch LLC |
| 38. | Snyder, T.F. | See attached Affidavit |
| 39. | Stone, William - Deceased | See attached Affidavit. |
| 40. | Swainston, George & Dorothy, individually | Swainston Family Trust, George and Dorothy Swainston, Trustees |
| 41. | Virginia Creek Hydro, Inc. | The Trust for Public Land |
| 42. | Wedertz, Gilbert C. | See attached Affidavit. |
| 43. | Williams, Jack H. and Evangeline A. | Williams Revocable Living Trust, Jack H. and Evangeline A. Williams, Trustees |
| 44. | Wright, Glenora F., individually | The Lee and Glenora Wright Family Trust, Lee C. Wright III and Glenora F. Wright,Trustees |

45. Zweibel, A.J. & A.E. — Frade Ranches, Inc.
Sharon Springer, Sandra Hollands
Susan Ellsworth

Please see attached documents as explanation for all substitutions and dismissals.

DATED this 8th day of August, 2000.

ZEH, SPOO & HEARNE

BY: _____
TRÉVA J. HEARNE, ESQ.
JAMES SPOO, ESQ.
Attorneys for Mineral County

*S:\CarolE\Mineral\P-Motions.Subs&Dismissals*

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

**AFFIDAVIT OF TREVA J. HEARNE**

STATE OF NEVADA )
) ss:
COUNTY OF WASHOE )

Treva J. Hearne swears and affirms under the penalty of perjury as follows:

1. I am an attorney licensed in the State of Nevada and presently a partner in the law firm of Zeh, Spoo & Hearne.

2. For over five years I have been representing Mineral County and attempting to complete service as directed by the Court on the holders of water rights in the Walker River.

3. At the beginning of this effort, the records of Lyon and Douglas County were reviewed to determine who owned water rights in the Walker River

4. I personally reviewed the records of Lyon County again, pursuant to the Court's direction and pursuant to that search state the following:

a. I searched the files for the name Arrache in Lyon County at the Recorder's Office and found no documents in the name of Arrache as spelled Arrache and therefore have no proof other than statements by Ronald B. Arrache that he is the trustee of the Arrache Family Trust and that the Trust owns water rights that formerly belonged to his father Juan Arrache who is now deceased.

b. I believe, based upon conversations with Diane Cutler, that she conveyed her water rights to the Walker River Land Corp. I have found no evidence to support that.

c. I searched the record for Joyce Jenkins and found nothing indicating she holds any property in her name in Lyon County.

d. I believe, based upon conversations with Modesta Perriseau, that she conveyed her water rights to Pamela Haas. I have found no evidence to support that.

e. When I entered the name T.F. Snyder, in the Lyon County records, the reference only showed Theresa, whom I believe to be the same.

f. The record shows that Michael and Claudia Casey conveyed their water right to William Stone and that William Stone's water right reverted to the District by resolution.

g. The only document I located regarding Gilbert Wedertz was a conveyance by a Martha Burke Wedertz, with no mention of Gilbert, and no mention of water rights and I found nothing else in the name Wedertz, indicating he has no water rights.

FURTHER AFFIANT SAYETH NAUGHT.

DATED this 8th day of August, 2000.

TREVA J. HEARNE

SUBSCRIBED and SWORN to before me this 8th day of August, 2000, by Treva J. Hearne.

NOTARY PUBLIC

CAROL ELEWSKI
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 97-4770-2 - Expires November 4, 2001

S:\CarolE\Mineral\P-Affidavit1.Treva

# ADAMS

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Thank you in advance for your anticipated cooperation with this matter. If you should have any questions or comments, please do not hesitate to contact either myself or my secretary, Carol, at (775) 323-5700.

Sincerely yours,

ZEH, SPOO & HEARNE

Treva J. Hearne

TREVA J. HEARNE

TJH/ce

I, Vivian Adams, am the sole heir to Mr. Robert Adams and his water rights did revert to me, as the sole heir to Mr. Robert Adams.

Dated: July 25, 2000

Vivian Adams

VIVIAN ADAMS

*S:\CarolE\Mineral\L-Adams.Vivian*

ROLL 41 IMAGE 797

STATE OF NEVADA—DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH, SECTION OF VITAL STATISTICS

# CERTIFICATE OF DEATH

TYPE, OR PRINT IN PERMANENT INK. SEE HANDBOOK FOR INSTRUCTIONS

LOCAL FILE NUMBER 433 — STATE FILE NUMBER

**DECEASED**

1. DECEASED—NAME (FIRST, MIDDLE, LAST): Robert Taylor ADAMS
2. SEX: Male
3. DATE OF DEATH (MONTH, DAY, YEAR): April 12, 1977
4. RACE (WHITE, NEGRO, AMERICAN INDIAN, ETC. (SPECIFY)): White
5a. AGE—LAST BIRTHDAY (YEARS): 66
5b. UNDER 1 YEAR: MOS. / DAYS
5c. UNDER 1 DAY: HOURS / MIN.
6. DATE OF BIRTH (MONTH, DAY, YEAR): June 3, 1910
7a. COUNTY OF DEATH: Washoe
7b. CITY, TOWN, OR LOCATION OF DEATH: Reno
7c. INSIDE CITY LIMITS (SPECIFY YES OR NO): Yes
7d. HOSPITAL OR OTHER INSTITUTION—NAME (IF NOT IN EITHER, GIVE STREET AND NUMBER): Washoe Medical Center
8. STATE OF BIRTH (IF NOT IN U.S.A., NAME COUNTRY): Iowa
9. CITIZEN OF WHAT COUNTRY: U.S.A.
10. MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (SPECIFY): Married
11. SURVIVING SPOUSE (IF WIFE, GIVE MAIDEN NAME): Vivian Pellecchia
12. SOCIAL SECURITY NUMBER: 530 03 3130
13a. USUAL OCCUPATION (GIVE KIND OF WORK DONE DURING MOST OF WORKING LIFE, EVEN IF RETIRED): Attorney
13b. KIND OF BUSINESS OR INDUSTRY: Law

USUAL RESIDENCE WHERE DECEASED LIVED. IF DEATH OCCURRED IN INSTITUTION, GIVE RESIDENCE BEFORE ADMISSION.

14a. RESIDENCE—STATE: Nevada
14b. COUNTY: Washoe
14c. CITY, TOWN, OR LOCATION: Reno
14d. INSIDE CITY LIMITS (SPECIFY YES OR NO): yes
14e. STREET AND NUMBER: 877 Brown Street

**PARENTS**

15. FATHER—NAME (FIRST, MIDDLE, LAST): Burton Adams
16. MOTHER—MAIDEN NAME (FIRST, MIDDLE, LAST): Maybelle Dicken

17a. INFORMANT—NAME: Vivian P. Adams
17b. MAILING ADDRESS (STREET OR R.F.D. NO., CITY OR TOWN, STATE, ZIP): 877 Brown St. Reno, Nevada 89509

**CAUSE**

18. PART I. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c)) — APPROXIMATE INTERVAL BETWEEN ONSET

IMMEDIATE CAUSE
(a) Shock & Septicemia
DUE TO, OR AS A CONSEQUENCE OF:
(b) Post Operative Repair of A-V fistula from
DUE TO, OR AS A CONSEQUENCE OF:
(c) Iliac Artery to Inferior vena Cava

CONDITIONS, IF ANY, WHICH GAVE RISE TO IMMEDIATE CAUSE (a), STATING THE UNDERLYING CAUSE LAST

PART II. OTHER SIGNIFICANT CONDITIONS: CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN PART I (a)

19a. AUTOPSY (YES OR NO): No
19b. IF YES WERE FINDINGS CONSIDERED IN DETERMINING CAUSE OF DEATH

20a. ACCIDENT, SUICIDE, HOMICIDE, OR UNDETERMINED (SPECIFY):
20b. DATE OF INJURY (MONTH, DAY, YEAR):
20c. HOUR: A.M.
20d. HOW INJURY OCCURRED (ENTER NATURE OF INJURY IN PART I OR PART II, ITEM 18):
20e. INJURY AT WORK (SPECIFY YES OR NO):
20f. PLACE OF INJURY AT HOME, FARM, STREET, FACTORY, OFFICE BLDG., ETC. (SPECIFY):
20g. LOCATION (STREET OR R.F.D. NO., CITY OR TOWN, STATE):

**CERTIFIER**

21a. CERTIFICATION—PHYSICIAN: I ATTENDED THE DECEASED FROM (MONTH, DAY, YEAR): 7 20 76
21b. TO (MONTH, DAY, YEAR): 4 12 77
21c. AND LAST SAW HIM/HER ALIVE ON (MONTH, DAY, YEAR): 4 11 77
21d. I DID/DID NOT VIEW THE BODY AFTER DEATH.
21e. DEATH OCCURRED (HOUR): 9:30A.M. AT THE PLACE, DATE, AND, OF MY KNOWLEDGE, TO THE CAUSE
22a. CERTIFICATION—MEDICAL EXAMINER OR CORONER: ON THE BASIS OF THE EXAMINATION OF THE BODY AND/OR THE INVESTIGATION, IN MY OPINION, DEATH OCCURRED ON THE DATE AND DUE TO THE CAUSE(S) STATED. HOUR OF DEATH: 9 30 A.M.
22b. THE DECEDENT WAS PRONOUNCED DEAD: MONTH 4, DAY 12, YEAR 77, HOUR 9 30
23a. CERTIFIER—NAME (TYPE OR PRINT): Paul S. Clark MD
23b. SIGNATURE: Paul S. Clark M.D.
23c. DEGREE OR TITLE
23c. DATE SIGNED (MONTH, DAY, YEAR): 4/13/77
23d. MAILING ADDRESS—CERTIFIER: 550 Mill St. (STREET OR R.F.D. NO.) Reno (CITY OR TOWN) Nev (STATE) (ZIP)

**BURIAL**

24a. BURIAL, CREMATION, REMOVAL (SPECIFY): Cremation
24b. CEMETERY OR CREMATORY—NAME: Masonic Memorial Gardens Crematory
24c. LOCATION (CITY OR TOWN, STATE): Reno Neva
24d. DATE (MONTH, DAY, YEAR): April 14, 1977
25a. FUNERAL HOME—NAME AND ADDRESS (STREET OR R.F.D. NO., CITY OR TOWN, STATE, ZIP): Ross, Burke and Knobel Mortuary; 2155 Kietzke Ln., Reno, Nev
25b. FUNERAL DIRECTOR—SIGNATURE: Francis J. McCormack
26a. REGISTRAR—SIGNATURE: Linda Williamson Dep. Reg.
26b. DATE RECEIVED BY LOCAL REGISTRAR: April 14, 197

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
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Attorneys for Intervenor,
MINERAL COUNTY NEVADA

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Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kenneth Reele, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Vivian Adams (Print name of person served)

of: Heir to Robert Adams (Title and company where applicable)

on: May 4, 1999 (Date of service)

at: 4:00 P.M. (Time of service)

at the following place:

877 Broad St., Reno, NV (Address or location)

in the following manner:

[✓] served personally

[____] left copies

[____] unable to execute service (why) _____

_____.

[____] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

5-4-99
Date

Signature of Server

333 Marsh Ave.
Reno, NV. 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# ALPERS

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
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Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I CINDY DURAN, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: FRED ALPERS (Print name of person served)

of: _____ (Title and company where applicable)

on: 7-22-99 (Date of service)

at: 7:35 p.m. (Time of service)

at the following place:

192 HUDSON AURORA RD. (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

[___] other (specify) _____

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

7.23.99
Date

Signature of Server

575 FOREST ST. SUITE 200
RENO, NV 89509
(Address of Server)

C:\MyFiles\CLIENTS\Minera\P-Return.J14

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENTS TO

NAME Fred E. Alpers
STREET ADDRESS 4827 E. Sutro Terrace
CITY, STATE, ZIP Carson City, NV 89706

Title Order No. _____ Escrow No. _____

RPTT None, Water Only

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DOCUMENTARY TRANSFER TAX $ 19.50
✓ computed on full value of property conveyed, or
computed on full value less value of liens and encumbrances remaining at the time of sale.

Signature of Declarant or Agent Determining Tax — Firm Name

# QUITCLAIM DEED

John A. Gorham, II & Rosamond A. Gorham, Trustees of the John A. Gorham, II & Rosamond A. Gorham Revocable Trust

the undersigned grantor(s), for a valuable consideration, receipt of which is hereby acknowledged, do hereby remise, release and forever quitclaim to Fred E. Alpers and/or Barbara L. Alpers

the following described real property in the City of

County of Lyon, State of Nevada

All rights and ownership in the Nevada State Division of Water Resources Permit #57854 granted 11/20/92 for the diversion and use of underground waters not to exceed 0.2972 cubic feet per second, but not to exceed 99.52 acre-feet per season, and not to exceed a seasonal duty of 4 acre-feet per acre of land irrigated from any and/or all sources, this being a portion of Permit #16440, Cert. #4898 granted July 17, 1959.

Assessor's parcel No. N/A

Executed on December 9th, 1992, at Bishop, California

John A. Gorham II, Trustee
~~JOHN A. GORHAM, II~~
Rosamond A. Gorham, Trustee
ROSAMOND A. GORHAM

STATE OF CALIFORNIA
COUNTY OF INYO } ss.

On this 9 day of DEC., in the year 1992 before me the undersigned, a Notary Public in and for said State, personally appeared JOHN A. GORHAM, II and ROSAMOND A. GORHAM

personally known to me (or proved to

# ANNETT'S MONO VILLAGE, INC.

***THIS DATA IS FOR INFORMATION PURPOSES ONLY. CERTIFICATION CAN ONLY BE OBTAINED THROUGH THE OFFICE OF THE NEVADA SECRETARY OF STATE. ***

NEVADA SECRETARY OF STATE, CORPORATE RECORD

NAME: ANNETT'S MONO VILLAGE, INC.

TYPE OF CORPORATION: REGULAR(DOMESTIC PROFIT)

CORPORATE STATUS: IN GOOD STANDING

DURATION: PERPETUAL

DATE OF INCORPORATION/QUALIFICATION: 07/14/1966

STATE-INCORP: NEVADA

REGISTERED AGENT: WALTHER, KEY, MAUPIN, OATS, COX,
STATUS: ACCEPTED 09/29/1997

NUMBER OF COMPANIES REPRESENTED BY REGISTERED AGENT: 207

NUMBER OF COMPANIES REPRESENTED BY REGISTERED AGENT IN GOOD STANDING: 185

REGISTERED OFFICE: KLAICH, & LEGOY
3500 LAKESIDE CT. STE 200
RENO, NV 89509

PURPOSE: ALL LEGAL ACTIVITIES

CAPITAL/STOCK:
CAPITAL: $1,000,000
PAR SHARES: 100,000
PAR VALUE: $10.000

ANNUAL-REPORT:
LAST REPORT: ANNUAL LIST OF OFFICERS
LAST REPORT FILED ON: 08/14/1999
ENDING YEAR: 2000
MORE OFFICERS ON LIST

PRESIDENT: ALPHA D. ANNETT
BOX 963
BRIDGEPORT, CA 93517

STATUS: ADDED 11/30/1976

SECRETARY: KELLIE J. ANNETT
BOX 221
BRIDGEPORT, CA 96517

STATUS: ADDED 11/30/1976

NEVADA SECRETARY OF STATE CORPORATE RECORD

TREASURER: KELLIE J. ANNETT
BOX 221
BRIDGEPORT, CA 96517

STATUS: ADDED 11/30/1976

CORPORATION NUMBER: 1162-1966

CALL LEXIS DOCUMENT SERVICES FOR ALL YOUR CORPORATE NEEDS. 800-634-9738

# ARRACHE FAMILY TRUST

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

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|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**WAIVER OF PERSONAL SERVICE OF MOTIONS** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

E-62

TO: ZEH, SPOO, HEARNE & PICKER, attorneys for proposed Plaintiff/Intervenor, Mineral County, Nevada

I acknowledge receipt of your request that I waive personal service of the documents involving the motion to intervene of Mineral County, Nevada, in the action of United States of America, *Plaintiff v. Walker River Irrigation District, et al.*, Defendants, which is Case No. C-125, Subfile No. C-125-C, in the United States District Court for the District of Nevada. I have also received a copy of the motion to intervene of Mineral County, the proposed complaint-in-intervention of Mineral County, the motion for preliminary injunction of Mineral County, and the Order Requiring Service of and Establishing Briefing Schedule Regarding the Motion to Intervene of Mineral County, along with two copies of this Waiver. I have also received a means by which I can return this signed waiver to you without cost to me.

I agree to save the cost of personal service of the documents, as above-described, by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Federal Rules of Civil Procedure, Rule 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to this matter or to the jurisdiction or venue of the Court except for objections based on a defect, if any, in the manner in which these documents have been provided to me.

I understand, that if I (or the entity on whose behalf I am acting) do not appear and respond to the motion to intervene, by August 23, 1999, and if the Court enters further orders with respect to answers or other responses to the proposed complaint-in-intervention or responses to the Motion for Preliminary Injunction, that I (or the entity on whose behalf

I am acting) shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 26 day of April, 1999.

(Signature)

Ronald B. Arrache Trustee

Juan Arrache, Heir to Juan Arrache and Trustee
(Printed name and title, if any)

Arrache Family Trust
(Company or entity, if any)

# JOSEPHINE S. AND FRED C. BATCHELDER 1983 FAMILY TRUST

June 5, 1999

2170 Tamarisk Drive
Reno, NV 89502

Treva Hearne
Zeh, Spoo & Hearne
575 Forest Street
Reno, Nevada 89509

Re: Mineral County, Waiver of personal service of documents

Dear Ms. Hearne:

You recently wrote to me inquiring about the heirs to Josephine Batchelder and her water rights. The water rights and the property they apply to have been held in the Josephine S. and Fred C. Batchelder 1983 Family Trust since 1983. At Josephine's death, the rights remained in the trust. Currently, my father, Fred C. Batchelder, age 82, has Alzheimer's and is living in a nursing home. My brother, Leonard Batchelder, and myself have succeeded my father as trustees to the family trust until his death. Unfortunately, I suppose all legal matters should be forwarded to me.

Sincerely,

Connie B. Jansen

Connie B. Jansen

Connie B. Jansen
Gary P. Jansen
2170 Tamarisk Dr.
Reno, NV 89502

RENO NV 89509
PM
07 JUN
999

USA
First-Class Rate

Treva Hearne
Zeh, Spoo & Hearne
575 Forest Street
Reno, NV 89509

RECEIVED
JUN - 8 1999

89509+1601

Batchelder, Josephine & Fred C. Batchelder 1983 Family Trust



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Ciana Marquis, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Connie Jansen — trustee (Print name of person served)

of: Josephine & Fred C. Batchelder 1983 Family Trust (Title and company where applicable)

on: 6/14/99 (Date of service)

at: 9:25 am (Time of service)

at the following place:

_____ (Address or location)

in the following manner:

[X] served personally

[____] left copies

[____] unable to execute service (why) _____

[____] other (specify) _____

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

~~6/14/99~~

Date 6/14/99

Signature of Server

575 Forest St, Suite 201

Reno, NV 89509

(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# BAYER

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
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Attorneys for Intervenor,
MINERAL COUNTY NEVADA

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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**WAIVER OF PERSONAL SERVICE OF MOTIONS** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

TO: ZEH, SPOO, HEARNE & PICKER, attorneys for proposed Plaintiff/Intervenor, Mineral County, Nevada

I acknowledge receipt of your request that I waive personal service of the documents involving the motion to intervene of Mineral County, Nevada, in the action of United States of America, *Plaintiff v. Walker River Irrigation District, et al.*, Defendants, which is Case No. C-125, Subfile No. C-125-C, in the United States District Court for the District of Nevada. I have also received a copy of the motion to intervene of Mineral County, the proposed complaint-in-intervention of Mineral County, the motion for preliminary injunction of Mineral County, and the Order Requiring Service of and Establishing Briefing Schedule Regarding the Motion to Intervene of Mineral County, along with two copies of this Waiver. I have also received a means by which I can return this signed waiver to you without cost to me.

I agree to save the cost of personal service of the documents, as above-described, by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Federal Rules of Civil Procedure, Rule 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to this matter or to the jurisdiction or venue of the Court except for objections based on a defect, if any, in the manner in which these documents have been provided to me.

I understand, that if I (or the entity on whose behalf I am acting) do not appear and respond to the motion to intervene, by August 23, 1999, and if the Court enters further orders with respect to answers or other responses to the proposed complaint-in-intervention or responses to the Motion for Preliminary Injunction, that I (or the entity on whose behalf

I am acting) shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 30 day of April, 1999.

Mildred Bayer
(Signature)

Mildred Bayer MILDRED BAYER
(Printed name and title, if any)

Heir to Albert Bayer
(Company or entity, if any)

CERTIFICATION OF VITAL RECORDS

# COUNTY OF SONOMA

SANTA ROSA, CALIFORNIA

## CERTIFICATE OF DEATH

STATE OF CALIFORNIA

USE BLACK INK ONLY

STATE FILE NUMBER

LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER: 49-001909

**DECEDENT'S PERSONAL DATA**

| 1A. NAME OF DECEDENT—FIRST (GIVEN) | 1B. MIDDLE | 1C. LAST (FAMILY) | 2A. DATE OF DEATH—MO. DAY. YR | 2B. HOUR | 3. SEX |
|---|---|---|---|---|---|
| Albert | M. | Bayer | July 22, 1992 | 0600 | M |

| 4. RACE | 5. HISPANIC—SPECIFY | 6. DATE OF BIRTH—MO. DAY. YR | 7. AGE IN YEARS | IF UNDER 1 YEAR: MONTHS | DAYS | IF UNDER 24 HOURS: HOURS | MINUTES |
|---|---|---|---|---|---|---|---|
| White | ☐ YES ____ ☒ NO | Feb. 3, 1898 | 94 | | | | |

| 8. STATE OF BIRTH | 9. CITIZEN OF WHAT COUNTRY | 10A. FULL NAME OF FATHER | 10B. STATE OF BIRTH | 11A. FULL MAIDEN NAME OF MOTHER | 11B. STATE OF BIRTH |
|---|---|---|---|---|---|
| Yugoslv | U.S.A. | Franze Bahovec | Yugoslv | Gertrude Bertic | Yugoslv |

| 12. MILITARY SERVICE? | 13. SOCIAL SECURITY NO. | 14. MARITAL STATUS | 15. NAME OF SURVIVING SPOUSE (IF WIFE, ENTER MAIDEN NAME) |
|---|---|---|---|
| 19__ TO 19__ ☒ NONE | 545-07-8844 | Married | Mildred C. Choate |

| 16A. USUAL OCCUPATION | 16B. USUAL KIND OF BUSINESS OR INDUSTRY | 16C. USUAL EMPLOYER | 16D. YEARS IN OCCUPATION | 17. EDUCATION—YEARS COMPLETED |
|---|---|---|---|---|
| Owner | Auto- Electric | Self | 55 | 12 |

**USUAL RESIDENCE**

| 18A. RESIDENCE—STREET AND NUMBER OR LOCATION | 18B. CITY | 18C. ZIP CODE |
|---|---|---|
| 179 Pas Pajaros Calle | Sonoma | 95476 |

| 18D. COUNTY | 18E. NUMBER OF YEARS IN THIS COUNTY | 18F. STATE OR FOREIGN COUNTRY | 20. NAME, RELATIONSHIP, MAILING ADDRESS AND ZIP CODE OF INFORMANT |
|---|---|---|---|
| Sonoma | 25 | CA | Mildred Bayer-wife<br>179 Pas Pajaros Calle<br>Sonoma, Ca. 95476 |

**PLACE OF DEATH**

| 19A. PLACE OF DEATH | 19B. IF HOSPITAL, SPECIFY ONE: IP, ER/OP, DOA | 19C. COUNTY |
|---|---|---|
| Residence | – | Sonoma |

| 19D. STREET ADDRESS—STREET AND NUMBER OR LOCATION | 19E. CITY |
|---|---|
| 179 Pas Pajaros Calle | Sonoma |

**CAUSE OF DEATH**

21. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C)

| | | TIME INTERVAL BETWEEN ONSET AND DEATH |
|---|---|---|
| IMMEDIATE CAUSE | (A) Cardiopulmonary arrest | mins |
| DUE TO | (B) Arteriosclerotic vascular disease | months |
| DUE TO | (C) | |

21. WAS DEATH REPORTED TO CORONER? ☒ YES REFERRAL NUMBER C92-1009 ☐ NO

21. WAS BIOPSY PERFORMED? ☐ YES ☒ NO

24A. WAS AUTOPSY PERFORMED? ☐ YES ☒ NO

24B. WAS IT USED IN DETERMINING CAUSE OF DEATH? ☐ YES ☒ NO

25. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN 2

26. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 21 OR 25? IF YES, LIST TYPE OF OPERATION AND DATE.

**PHYSICIAN'S CERTIFICATION**

I CERTIFY THAT TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED.

| 27B. SIGNATURE AND DEGREE OR TITLE OF CERTIFIER | 27C. CERTIFIER'S LICENSE NUMBER | 27D. DATE SIGNED |
|---|---|---|
| Robert Koida MD | G-20444 | 7/22/92 |

| 27A. DECEDENT ATTENDED SINCE MONTH, DAY, YEAR | DECEDENT LAST SEEN ALIVE MONTH, DAY, YEAR | 27E. TYPE ATTENDING PHYSICIAN'S NAME AND ADDRESS |
|---|---|---|
| 1/24/74 | 6/29/92 | Dr. Robert Koida, 181 Andrieux, Sonoma, CA |

**CORONER'S USE ONLY**

I CERTIFY THAT IN MY OPINION DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED.

28A. SIGNATURE AND TITLE OF CORONER OR DEPUTY CORONER

28B. DATE SIGNED

29. MANNER OF DEATH—specify one: natural, accident, suicide, homicide, pending investigation or could not be determined

30A. PLACE OF INJURY

30B. INJURY AT WORK ☐ YES ☐ NO

30C. DATE OF INJURY MONTH, DAY, YEAR

31. HOUR

32. LOCATION (STREET AND NUMBER OR LOCATION AND CITY)

33. DESCRIBE HOW INJURY OCCURRED (EVENTS WHICH RESULTED IN INJURY)

**FUNERAL DIRECTOR AND LOCAL REGISTRAR**

| 34A. DISPOSITION(S) | 34B. PLACE OF FINAL DISPOSITION—NAME AND ADDRESS | 34C. DATE MO. DAY. YEAR | 35A. SIGNATURE OF EMBALMER | 35B. LICENSE NUMBER |
|---|---|---|---|---|
| CR/SEA | At Sea Off Marin County Coast | 7/24/92 | Not Embalmed | – |

| 36A. NAME OF FUNERAL DIRECTOR (OR PERSON ACTING AS SUCH) | 36B. LICENSE NO. | 37. SIGNATURE OF LOCAL REGISTRAR | 38. REGISTRATION DATE |
|---|---|---|---|
| Neptune Society Santa Rosa | F1334 | George R Flores MD | JUL 24 1992 |

**STATE REGISTRAR**

| A. | B. | C. | D. | E. | F. | CENSUS TRACT |
|---|---|---|---|---|---|---|
| | | | | | | |

VS-11 (REV. 3-91)

MAKE NO ERASURES, WHITEOUTS, OR OTHER ALTERATIONS

013644

CERTIFIED COPY OF VITAL RECORDS

STATE OF CALIFORNIA
COUNTY OF SONOMA } ss

DATE ISSUED JUL 28 1992

This is a true and exact reproduction of the document officially registered and placed on file in the Vital Records Section, Sonoma County Public Health Department.

George R Flores MD

LOCAL REGISTRAR
SONOMA COUNTY, CALIFORNIA

This copy not valid unless prepared on engraved border displaying seal and signature.

REGISTRAR OF VITAL STATISTICS SONOMA COUNTY, CALIF.

Thank you in advance for your anticipated cooperation with this matter. If you should have any questions or comments, please do not hesitate to contact either myself or my secretary, Carol, at (775) 323-5700.

Sincerely yours,

ZEH, SPOO & HEARNE

TREVA J. HEARNE

TJH/ce

I, Mildred Bayer, am the sole heir to Mr. Albert Bayer and his water rights did revert to me, as the sole heir to Mr. Albert Bayer.

Dated: July 29, 2000

MILDRED BAYER

S:\CarolE\Mineral\L-Bayer.Mildred

Thank you in advance for your anticipated cooperation with this matter. If you should have any questions or comments, please do not hesitate to contact either myself or my secretary, Carol, at (775) 323-5700.

Sincerely yours,

ZEH, SPOO & HEARNE

TREVA J. HEARNE

TJH/ce

I, Richard Bein, purchased the water rights from Jerry and Anna Blades and am now the water rights owner.

Dated: July 28, 2000

RICHARD BEIN

I, Ellen Bein, purchased the water rights from Jerry and Anna Blades and am now the water rights owner.

Dated: July 28, 2000

ELLEN BEIN

*S:\CarolE\Mineral\L-Bein.Richard&Ellen*

# SHORT FORM DEED OF TRUST AND ASSIGNMENT OF RENTS

This Deed of Trust, made this 11 day of September, 1997, between RICHARD H. BEIN and C. ELLEN BEIN, husband and wife, herein called TRUSTOR, whose address is 19373 Lyons Valley Rd., Jamul, CA 91935-3806, TITLE SERVICE AND ESCROW COMPANY, a Nevada corporation, herein called TRUSTEE, and MICHAEL S. FLETCHER and MARIE L. FLETCHER, husband and wife as Joint Tenants with the Right of Survivorship, herein called BENEFICIARY, whose address is 24 Jessen Rd., Wellington, NV 89444

Witnesseth: That Trustor IRREVOCABLY GRANTS, TRANSFERS, AND ASSIGNS TO TRUSTEE IN TRUST, WITH POWER OF SALE, that property in Lyon County, Nevada, described as:

A portion of the S 1/2 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.

TOGETHER WITH all water and water rights, ditches and ditch rights.

TOGETHER WITH the rents, issues and profits thereof, reserving the right to collect and use the same except during continuance of some default hereunder and during continuance of such default authorizing Beneficiary to collect and enforce the same by any lawful means in the name of any party hereto.

Trustor agrees that Trustor shall not assign or transfer this Deed of Trust, the Promissory Note secured hereby, or any obligation or interest hereunder or the property, or any part thereof, which is described in this Deed of Trust, without written consent of Beneficiary. Any attempted Assignment or Transfer by Trustor in violation of the foregoing provision may, at Beneficiary's option, be deemed a default by the Trustor, and Beneficiary may pursue such remedy or remedies as may be available to it for such a material breach.

FOR THE PURPOSE OF SECURING: 1. Performance of each agreement of Trustor incorporated by reference or contained herein. 2. Payment of the indebtedness evidenced by one promissory note of even date herewith, and any extension or renewal thereof, in the principal sum of $54,662.23 executed by Trustor in favor of Beneficiary or order. 3. Payment of such additional sums as may hereafter be advanced for the account of Trustor or Assigns by Beneficiary with interest thereon.

TO PROTECT THE SECURITY OF THIS DEED OF TRUST, TRUSTOR AGREES: By the execution and delivery of this Deed of Trust and the note secured hereby, that provisions (1) to (16) inclusive of the Deed of Trust recorded in the Book and at the page, or Document No. of Official Records in the Office of the county recorder of the county where said property is located, noted below opposite the name of such county, viz:

| COUNTY | DOC. NO. | BOOK | PAGE | COUNTY | DOC. NO | BOOK | PAGE |
|---|---|---|---|---|---|---|---|
| Clark | 413987 | 514 | | Churchill | 104132 | 34 mtgs | 591 |
| Washoe | 407205 | 734 | 221 | Douglas | 24495 | 22 | 415 |
| Lyon | 88486 | 31 mtgs | 449 | Elko | 14831 | 43 | 343 |
| Mineral | 76648 | 16 mtgs | 534-537 | Esmeralda | 26291 | 3H Deeds | 138-141 |

(which provisions, identical in all counties, are printed on the reverse hereof) hereby are adopted and incorporated herein and made a part hereof as fully as though set forth herein at length; that he will observe and perform said provision; and that the references to property, obligations, and parties in said provisions shall be construed to refer to the property, obligations, and parties set forth in this Deed of Trust.

The parties agree that with respect to provision 16, the amount of fire insurance required by covenant 2 shall be reasonable and with respect to attorneys' fees provided for by covenant 7 the percentage shall be reasonable.

The undersigned Trustor requests that a copy of any Notice of Default and of any Notice of Sale hereunder be mailed to him at his address hereinbefore set forth.

RICHARD H. BEIN

C. ELLEN BEIN

ORDER NO. TSL-18196

Yerington Nevada 89447
Telephone (702) 463-3371

# GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

JERRY L. BLADES and REGINA BLADES, husband and wife

do hereby GRANT, BARGAIN and SELL TO

RICHARD H. BEIN and C. ELLEN BEIN, husband and wife as Joint Tenants with the Right of Survivorship

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

A portion of the S 1/2 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.

TOGETHER WITH all water and water rights, ditches and ditch rights.

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

DATED Sept 19, 1997

JERRY L. BLADES

REGINA BLADES

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On Sept 19, 1997 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be) JERRY L. BLADES and REGINA BLADES who acknowledged to me that they executed the within instrument.

Notary Public

SAM T. ROSS
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES DEC. 28, 1997

RECORDERS USE

210242

Title Service & Escrow Co

RONALD T. BANTA, CHARTERED
Attorney at Law
30 Broadway—P.O. Box 856
Yerington Nevada 89447
Telephone (702) 463-3371

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO, HEARNE & PICKER**
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Reno, Nevada 89509
Telephone: (775) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

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Tel.: (775) 323-5700 FAX: (775) 786-8183

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**WAIVER OF PERSONAL SERVICE OF MOTIONS** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

TO: ZEH, SPOO, HEARNE & PICKER, attorneys for proposed Plaintiff/Intervenor, Mineral County, Nevada

I acknowledge receipt of your request that I waive personal service of the documents involving the motion to intervene of Mineral County, Nevada, in the action of United States of America, *Plaintiff v. Walker River Irrigation District, et al.*, Defendants, which is Case No. C-125, Subfile No. C-125-C, in the United States District Court for the District of Nevada. I have also received a copy of the motion to intervene of Mineral County, the proposed complaint-in-intervention of Mineral County, the motion for preliminary injunction of Mineral County, and the Order Requiring Service of and Establishing Briefing Schedule Regarding the Motion to Intervene of Mineral County, along with two copies of this Waiver. I have also received a means by which I can return this signed waiver to you without cost to me.

I agree to save the cost of personal service of the documents, as above-described, by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Federal Rules of Civil Procedure, Rule 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to this matter or to the jurisdiction or venue of the Court except for objections based on a defect, if any, in the manner in which these documents have been provided to me.

I understand, that if I (or the entity on whose behalf I am acting) do not appear and respond to the motion to intervene, by August 23, 1999, and if the Court enters further orders with respect to answers or other responses to the proposed complaint-in-intervention or responses to the Motion for Preliminary Injunction, that I (or the entity on whose behalf

I am acting) shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 29th day of April 1999.

(Signature)

Richard Bein
(Printed name and title, if any)

(Company or entity, if any)

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (775) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**WAIVER OF PERSONAL SERVICE OF MOTIONS** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

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I am acting) shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 29th day of April, 1999.

(Signature)

Ellen Bein
(Printed name and title, if any)

(Company or entity, if any)

THIS INDEPENDENT ASSIGNMENT: That

Michael S. Fletcher and Marie Fletcher husband and wife,

in consideration of the sum of TEN DOLLARS ($10.00) lawful money of the United States, and other good and valuable consideration, the receipt of which is hereby acknowledged do hereby Grant, Bargain, Sell and Convey to

Jerry L. Blades and Anna M. Blades, husband and wife
as Joint Tenants
and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows:

A portion of the South 1/2 of the Southwest 1/4 of Section 26, Township 12 North, Range 23 East, 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, Document No. 148771.
With all water and water rights and ditch and ditch rights that are appurtenant thereto.

APN 10-131-05

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.

Witness our hands this 3RD day of MARCH, 1992.

Michael S. Fletcher
Michael S. Fletcher

Marie Fletcher
Marie Fletcher

STATE OF Nevada )
) ss
COUNTY OF Douglas )

On March 26, 1992, personally appeared before me, a Notary Public, Michael S. Fletcher and Marie Fletcher

personally known or proved to me to be the persons whose names are subscribed to the above instrument who acknowledged that they executed the same for the purposes therein stated.

Notary Public

R. RICH
Notary Public - State of Nevada
Appointment Recorded in Carson City
MY APPOINTMENT EXPIRES JAN. 27, 1996

R. RICH
Notary Public - State of Nevada
Appointment Recorded in Carson City
MY APPOINTMENT EXPIRES JAN. 27, 1996

[illegible]

PO Box 1273
[illegible]

[illegible] Transfer Tax [illegible]
[illegible] on full value of
property conveyed.

[illegible]

whose address is: P.O. Box 1273 Gardnerville, NV 89410

and STEWART TITLE OF DOUGLAS [illegible]
TRUSTEE and

as Joint Tenan

Michael S. Fletcher and Marie [illegible] wife, [illegible] herein called BENEFICIARY,

WITNESSETH: That Trustor irrevocably grants, transfers and assigns to Trustee in trust, with power of sale, that property in City of Wellington, Lyon County, Nevada, described as:

A portion of the South one-half of the Southwest one-quarter of Section 26, Township 12 North, Range [illegible] 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 [illegible], document no. 148771.

With all water and water rights [illegible] and pitch rights that are appurtenant thereto.

Assessor's Parcel No. 10-[illegible]

The Note secured by this [illegible] a prepayment penalty provision.

In the event Trustor shall [illegible] in any way alienate the interest they may have [illegible] property, then in such event, [illegible] and any interest accrued thereon shall become immediately [illegible] payable, although the date of maturity has not yet [illegible].

Together with the rents, issues and profits thereof, subject, however, to right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues, and profits.

For the purpose of securing (1) payment of the sum of $ 60,000.00 the interest thereon according to the terms of a promissory note or notes of even date herewith made by Trustor, payable to order of Beneficiary, and all extensions or renewals thereof; and (2) the performance of each agreement of Trustor incorporated herein by reference or contained herein; (3) payment of additional sums and interest thereon which may hereafter be loaned to Trustor, or to his successors or assigns, when evidenced by a promissory note or notes reciting that they are secured by this Deed of Trust.

To protect the security of this Deed of Trust, and with respect to the property above described, Trustor expressly makes [illegible] of the agreements, and [illegible] and all of the terms and [illegible] mutually agreed that [illegible] in Subdivision [illegible]

[illegible] Said [illegible] Subdivision A and B [illegible] side hereof are by the [illegible] made a part of this [illegible] forth at length herein. And [illegible] ing the obligation secured [illegible] exceed a reasonable amount. The Beneficiary [illegible] appointed to him may charge a fee of [illegible] exceed $[illegible] for each change in parties, or for each change in a [illegible] secured hereby.

The undersigned Trustor requests that a copy of any notice of default default and any notice of sale hereunder be mailed to him at his address hereinbefore set forth.

J. L. Blades
Jerry L. Blades

Anna M. Blades
Anna M. Blades

STATE OF Nevada )
:SS
COUNTY OF Douglas )

On March 30, 1992 [illegible] before me, a Notary Public, Jerry L. Blades & Anna M. Blades personally known or proved to me to be the persons whose names are subscribed to the above instrument who [illegible] that they executed the same for the purposes [illegible].

Notary Public

R. RICH
Notary Public - State of Nevada
[illegible] Recorded in Carson City
[illegible] 1996

150175

[illegible] RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
[illegible]

BLINN

secured or any transferee thereof whether by operation of law or otherwise.

IN WITNESS WHEREOF the said First Party, Trustor has hereunto set his hand the day and year in this instrument first above written.

Robert Lewis Cooper
ROBERT LEWIS COOPER, Successor Trustee

STATE OF NEVADA )
COUNTY OF LYON )

On the 7th day of August, 1995, before me, a notary public, personally appeared ROBERT LEWIS COOPER, Successor Trustee of the JOHN R. HARGUS and ADAH M. BLINN TRUST, who acknowledged to me that he executed the foregoing Deed of Trust.

Michelle Pellegrini
Notary Public

MICHELLE PELLEGRINI
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES APRIL 9, 1998

184794

Rife, Sciarani
95 AUG 10 PM 2:49

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Cindy Duran, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Robert Cooper, Trustee (Print name of person served)

of: Robb M. Blind Trust (Title and company where applicable)

on: August 1, 1999 (Date of service)

at: 9:40 p.m. (Time of service)

at the following place:

984 Hwy 208, Yerington, NV (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

August 1, 1999
Date

Signature of Server

575 Forest St., Ste. 200
Reno, NV 89503
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

JANET BLISS HUNEWILL, sole successor Trustee of the MAURICE A. and AGNES C. BLISS 1980 LIVING TRUST, dated August 8, 1980

does hereby GRANT, BARGAIN and SELL TO

JANET BLISS HUNEWILL and STANLEY L. HUNEWILL, wife and husband as Community Property

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

The S ½ of the SE ¼ of Section 35, Township 12, North Range 23 East M.D.B. & M.

RESERVING THEREFROM: An easement 20 feet wide for the joint use and joint maintenance of the existing dutch that delivers water from the Simpson Colony Reclamation Canal Company over a portion of the South ½ of the Southeast ¼ of Section 35, Township 12 North, Range 23 East M.D.B. & M.

The NE ¼ of Section 2, Township 11 North, Range 23 East, M.D.B. & M., containing 159.31 acres more or less,

TOGETHER with 120 shares of water in Simpson Colony Reclamation Canal Company and the right to purchase forty additional shares in Simpson Colony Reclamation Canal Company, such purchase to be completed by grantees, and all additional water and water rights, ditch and ditch rights appurtenant thereto.

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

DATED June 17, 1997

Janet Bliss Hunewill
JANET BLISS HUNEWILL, sole successor Trustee

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On June 17, 1997 personally appeared before me, a Notary Public (or Judge or other authorized person, as the case may be), JANET BLISS HUNEWILL who acknowledged to me that she executed the within instrument.

Carole J. Rogers
Notary Public

RECORDERS USE

206568

Janet Hunewill
97 JUN 17 PM 3:12

ROBERT L. DANIA, CHARTERED
Attorney at Law
30 Broadway—P.O. Box 866
Yerington, Nevada 89447
Telephone (702) 463-3371

Honeywell, Stanley



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
ZEH, POLAHA, SPOO, HEARNE & PICKER
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelvin Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Stanley L. Hunewill (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/14/98 (Date of service)

at: 3:45 PM (Time of service)

at the following place:

200 Hunewill (Address or location)
Wellington NV

in the following manner:

[✓] served personally

[____] left copies

[____] unable to execute service (why) _____

_____.

[____] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

2/14/98
Date

Signature of Server

Box 1749
Reno NV 89505
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

Honewill, Janet



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelvin Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Janet B. Honewill (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/14/98 (Date of service)

at: 3:45 PM (Time of service)

at the following place:

200 Honewill (Address or location)
Wellington NV

in the following manner:

[____] served personally

[____] left copies

[____] unable to execute service (why) _____

[✓] other (specify) Stan Honewill, husband, accepted for Janet Honewill

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

2/14/98
Date

Signature of Server

Box 1749
Reno NV 89505
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# BROMLEY

APN 12-071-05

**GRANT BARGAIN AND**

**SALE DEED**

**THIS INDENTURE** made this 12th day of July, 1999, by and between **BROMLEY PROPERTIES,** a general partnership, party of the first part to **THOMAS J. BROMLEY and MURIEL L. BROMLEY**, joint tenants with right of survivorship, parties of the second part.

**WITNESSETH:**

That the party of the first part, for and in consideration of the sum of **TEN DOLLARS ($10.00)** lawful money of the United States of America, and other valuable consideration, the receipt whereof being hereby acknowledged, does by these presents, grant, bargain and sell unto the parties of the second part, as joint tenants with right of survivorship, that certain property situate in the County of Lyon, State of Nevada, described as:

Parcel No. 3 of the Rosaschi Parcels, according to the Official Plat thereof, File No. 88797, filed in the Office of the Lyon County Recorder, Yerington, Nevada, on May 8th, 1964, further described as follows:

A parcel of land located in the NE¼ of the SE ¼ of Section 27, T. 13 N, R 25 E, MDB&M, Mason Valley, Lyon County, Nevada, more particularly described as follows:

Beginning at the Northwest corner of the parcel, which point is on the Highway right of way line, and bears S 0° 26'20" W 8814.87 feet from the Northwest corner of Section 23, T.13 N, R 25 E, MDB&M, proceed thence S 0°06' W 124.00 feet to the Southeast corner; thence N 89°54' W 250.00 feet to the Southwest corner; thence N 0°06' E 124.00 feet to the Northwest corner; thence S 89°54' E 250.00 feet to the point of beginning.

APN 12-071-05

**TOGETHER WITH** all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including but not limited to all water rights and well permits and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

**TO HAVE AND TO HOLD** all and singular, the above mentioned and described property, together with the appurtenances unto the said parties of the second part, and to the heirs and assigns of such survivor forever.



**236933**

**IN WITNESS WHEREOF**, the parties of the first part has caused this deed to be executed the day and year first above written.

Thomas J. Bromley

**THOMAS J. BROMLEY,**
Individually
General Partner, Bromley Properties

Thomas J. Bromley

**THOMAS J. BROMLEY**
Trustee of the Florence E. Bromley
Testamentary Trust
General Partner, Bromley Properties

Muriel L. Bromley

**MURIEL L. BROMLEY**
Individually, Wife of Thomas J. Bromley
as to her spousal interest

Thomas J. Bromley

**THOMAS J. BROMLEY**
Trustee of the Thomas J. Bromley
Testamentary Trust
General Partner, Bromley Properties

**STATE OF NEVADA** )
) **ss.**
**COUNTY OF LYON** )

This instrument was acknowledged before me on this 12th day of July, 1999, by Thomas J. Bromley, Individually and Trustee, and Muriel L. Bromley.

Diana Serene Turner

Diana Serene Turner, Notary Public
Commission Expires 2-23-99

DIANA SERENE TURNER
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 98-35557-12 - Expires Feb. 23, 2003

Mail Tax Statement to:
177 Hwy 208
Yerington, NV. 89447

After Recording mail to:
William L. Carpenter
215 W. Bridge St.
Suite 3
Yerington, NV. 89447

**236933**

OFFICIAL RECORD
LYON COUNTY, N
RECORD REQUEST
Tom Bro
99 JUL 26 PM
MARY C. MILLI
COUNTY RECOR
FEE 8.00 DEP.

Bromley Properties



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelvin Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Murial Bromley (Print name of person served)

of: Bromley Properties (Title and company where applicable)

on: 2/1/98 (Date of service)

at: 2:30 PM (Time of service)

at the following place:

177 South Hwy 208 Yerington NV (Address or location)

in the following manner:

[✓] served personally

[ ] left copies

[ ] unable to execute service (why) _____

_____.

[ ] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

2/1/98
Date

Signature of Server

Box 1749
Reno NV 89505
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# BRYAN

3RD DOCUMENT of Level 1 printed in FULL format.

***THIS DATA IS FOR INFORMATION PURPOSES ONLY. CERTIFICATION CAN ONLY BE OBTAINED THROUGH THE OFFICE OF THE NEVADA SECRETARY OF STATE. ***

NEVADA SECRETARY OF STATE, CORPORATE RECORD

NAME: VERNON F. BRYAN, INC.

TYPE OF CORPORATION: REGULAR(DOMESTIC PROFIT)

CORPORATE STATUS: REVOKED 09/01/1997

DURATION: PERPETUAL

DATE OF INCORPORATION/QUALIFICATION: 12/30/1976

STATE-INCORP: NEVADA

REGISTERED AGENT: VERNON F. BRYAN, JR.
STATUS: ACCEPTED 02/25/1977

NUMBER OF COMPANIES REPRESENTED BY REGISTERED AGENT: 1

REGISTERED OFFICE: 539 LOWER COLONY RD
WELLINGTON, NV 89444

PURPOSE: ALL LEGAL ACTIVITIES

CAPITAL/STOCK:

| | |
|---|---|
| CAPITAL: | $500,000 |
| PAR SHARES: | 5,000 |
| PAR VALUE: | $100.000 |

ANNUAL-REPORT:

| | |
|---|---|
| LAST REPORT: | ANNUAL LIST OF OFFICERS |
| LAST REPORT FILED ON: | 01/11/1996 |
| ENDING YEAR: | 1996 |

PRESIDENT: ROBERT EDWARD BRYAN
541 LOWER COLONY RD
WELLLNGTON, NV 89444

STATUS: ADDED 12/20/1983

SECRETARY: VERNON F. BRYAN, JR.
539 LOWER COLONY
WELLINGTON, NV 89444

STATUS: ADDED 01/12/1982

TREASURER: VERNON F. BRYAN JR
539 LOWER COLONY RD
WELLLNGTON, NV 89444

STATUS: ADDED 12/20/1983

NEVADA SECRETARY OF STATE CORPORATE RECORD

CORPORATION NUMBER: 4836-1976

CALL LEXIS DOCUMENT SERVICES FOR ALL YOUR CORPORATE NEEDS. 800-634-9738

Vernon Ryan



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Cindy Doran, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Vernon Bryan (Print name of person served)

of: _____ (Title and company where applicable)

on: August 2, 1999 (Date of service)

at: 3:30 p.m. (Time of service)

at the following place:

539 Lower Colony Rd, Wellington, NV (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

[___] other (specify) _____

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

August 2, 1999
Date

Signature of Server

575 Forest St., Ste. 200
Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

Order No. TSF-4824
Document Transfer Tax $71.50
APN 20-351-07

Mail Tax Bill to Grantee:

1550 Allen Road
Fallon, NV. 89406

**GRANT, BARGAIN and SALE DEED**

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

STEVE STREMMEL, a married man, as his sole and separate property

does hereby GRANT, BARGAIN and SELL TO

MICHAEL CASEY and CLAUDIA CASEY, husband and wife as Joint Tenants with the Right of Survivorship

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

Lot 2, Block 3, as shown on the Official Map of FLYING CIRCLE RANCH ESTATES, recorded in the Official Records of Lyon County, Nevada, on August 2, 1978, as Document No. 39323.

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas, petroleum, naptha, and other hydrocarbon substances and minerals of whatsoever kind and nature in, upon, or beneath the property hereinabove described.

TOGETHER WITH ANY AND ALL WATER RIGHTS AS APPORTIONED BY THE TRUCKEE-CARSON IRRIGATION DISTRICT.

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

DATED October 21, 1994

STEVE STREMMEL

STATE OF NEVADA )
) ss.
COUNTY OF WASHOE )

On October 21, 1994 personally appeared before me, a Notary Public (or Judge or other authorized

Attorney at Law
30 Broadway—P.O. Box 866
Yerington, Nevada 89447
Telephone (702) 463-3371

SHORT FORM DEED OF TRUST AND ASSIGNMENT OF RENTS

Trust, made this 21st day of November, 1994, between MICHAEL and CLAUDIA CASEY, husband and wife, herein called TRUSTOR whose address is LEN RD, FALLON, NV. 89406, TITLE SERVICE AND ESCROW a Nevada corporation, herein called TRUSTEE, and STEVE STREMMEL, a married man, as e and separate property, herein called BENEFICIARY.

That Trustor IRREVOCABLY GRANTS, TRANSFERS, AND ASSIGNS TO TRUSTEE IN TRUST, WITH POWER at property in Lyon County, Nevada, described as:

Block 3, as shown on the Official Map of FLYING CIRCLE RANCH 3, recorded in the Official Records of Lyon County, Nevada, ıst 2, 1978, as Document No. 39323.

ING THEREFROM an undivided one-half interest in and to all as, petroleum, naptha, and other hydrocarbon substances and s of whatsoever kind and nature in, upon, or beneath the y hereinabove described.

ER WITH ANY AND ALL WATER RIGHTS AS APPORTIONED BY THE E-CARSON IRRIGATION DISTRICT.

WITH the rents, issues and profits thereof reserving the right to collect and use the same except during of some default hereunder and during continuance of such default authorizing Beneficiary to collect and enforce the lawful means in the name of any party hereto.

s that Trustor shall not assign or transfer this Deed of Trust, the Promissory Note secured hereby, or any obligation ereunder or the property, or any part thereof, which is described in this Deed of Trust, without written consent of Any attempted Assignment or Transfer by Trustor in violation of the foregoing provision may, at Beneficiary's emed a default by the Trustor, and Beneficiary may pursue such remedy or remedies as may be available to it for al breach.

URPOSE OF SECURING: 1. Performance of each agreement of Trustor incorporated by reference or contained yment of the indebtedness evidenced by one promissory note of even date herewith, and any extension or renewal e principal sum of $38,500.00 executed by Trustor in favor of Beneficiary or order. 3. Payment of such ms as may hereafter be advanced for the account of Trustor or Assigns by Beneficiary with interest thereon.

T THE SECURITY OF THIS DEED OF TRUST, TRUSTOR AGREES: By the execution and delivery of this t and the note secured hereby, that provisions (1) to (16) inclusive of the Deed of Trust recorded in the Book and or Document No. of Official Records in the Office of the county recorder of the county where said property is located, opposite the name of such county, viz:

| DOC. NO. | BOOK | PAGE | COUNTY | DOC. NO. | BOOK | PAGE |
|---|---|---|---|---|---|---|
| 413987 | 514 | | Churchill | 104132 | 34 mtgs | 591 |
| 407205 | 734 | 221 | Douglas | 24495 | 22 | 4[illegible]5 |
| 88486 | 31 mtgs | 449 | Elko | 14831 | 43 | 343 |
| 76648 | 16 mtgs | 534-537 | Esmeralda | 26291 | 3H Deeds | 138-141 |
| 47157 | 67 | 163 | Eureka | 39602 | 3 | 283 |
| 72637 | 19 | 102 | Humboldt | 116986 | 3 | 83 |
| 57488 | 28 | 58 | Lander | 41172 | 3 | 758 |
| 28573 | R mtgs | 112 | Lincoln | 41292 | 0 mtgs | 467 |
| 128126 | 261 | 341-344 | | | | |

ions, identical in all counties, are printed on the reverse hereof) hereby are adopted and incorporated herein and hereof as fully as though set forth herein at length; that he will observe and perform said provision; and that the property, obligations, and parties in said provisions shall be construed to refer to the property, obligations, and orth in this Deed of Trust.

agree that with respect to provision 16, the amount of fire insurance required by covenant 2 shall be reasonable and to attorneys' fees provided for by covenant 7 the percentage shall be reasonable

ned Trustor requests that a copy of any Notice of Default and of any Notice of Sale hereunder be mailed to him hereinbefore set forth.

Michael Casey
CASEY

ORDER NO. TSF-4824

RECORDERS USE

( ) Realty not sold.



GRANT, BARGAIN, SALE DEED

CHAEL A. CASEY AND CLAUDIA C. CASEY, husband and wife *in consideration of*

*ollars, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey*

,IAM STONE, an unmarried man *all that real property in the County*

*I, State of Nevada, bounded and described as follows:*

hibit "A" attached hereto and made a part hereof

TING UNTO GRANTOR BEREIN A NON-EXCLUSIVE EASEMENT FOR A DITCH EASEMENT
SCRIBED IN EXHIBIT "~~A~~" ATTACHED HERETO AND MADE A PART HEREOF
B

*r with all singular the tenements, hereditaments and appurtenances thereunto belonging or in appertaining.*

12-17-96

L A. CASEY

CLAUDIA C. CASEY

*)F NEVADA )*

*' OF CHURCHILL )*

2-17-96 *personally appeared before me, a Notary Public, MICHAEL A. CASEY and CLAUDIA*

*Y who acknowledged that they executed the above instrument.*

*ire* Linda Plamondon
*(Notary Public)*

*ECORDED MAIL TO:*
*M STONE*
*Box 569*
*rton, NV 89447*

200570

A" ATTACHED TO DEED LY-91869-RP and LY-45733-DD

EXHIBIT "A"

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

All that certain real property situated in a portion of the Northeast quarter of Section 34, Township 13 North, Range 25 East, Mount Diablo Meridian, County of Lyon, State of Nevada, being more particularly described as follows:

Beginning at a point on the Westerly right of way of State Route 208, said point also being the Southeast corner of Parcel C as shown on that certain map entitled "Parcel Map for Michael A. and Claudia C. Casey", File No. 171696, Lyon County Records, thence from said point of beginning along the Southerly line of said Parcel C, North 89° 00' 14" West a distance of 367.00 feet; thence leaving said Southerly line, North 0° 38' 58" East a distance of 145.20 feet; thence South 89° 00' 14" East a distance of 150.00 feet to a point on the Westerly line of Parcel B as shown on the aforementioned Parcel Map No. 171696; thence along said Westerly line South 0° 38' 58" West a distance of 44.83 feet to the Southwest corner of said Parcel B; thence along the Southerly line of said Parcel B, South 89° 00' 14" East a distance of 217.00 feet to a point on the Westerly right of way of State Route 208 as shown on the said Parcel Map No. 171696; thence along said right of way, South 0° 38' 58" West a distance of 100.37 feet to the point of beginning.

EXHIBIT "A"

Situate in the County of Lyon, State of Nevada and more particularly described as follows:

Beginning at a point on the West boundary line of State Highway No. 3, which said point of beginning is 40 rods North of the Southeast corner of the Northeast quarter of Section 26, Township 12 North, Range 25 East, M.D.B. & M., thence from said point of beginning, first course West, a distance of 580.8 feet; thence second course North a distance of 225 feet; thence third course East a distance of 580.8 feet to the West boundary line of State Highway No. 3; thence fourth course South, along the West boundary line of said State Highway No. 3 , a distance of 225 feet to the point of beginning.

TOGETHER with a water rights apportioned by the Walker River Irrigation District.

99568

OFFICIAL RECORD
LYON COUNTY, NE
RECORD REQUESTE
Charles S. Ho
'86 MAY 16 PM 12
NANCY M. JARR
COUNTY RECORDE
FEE 6.00 DEP

# CUTLER

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Liana Marquis, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Corporation Trust Co. of Nevada (Print name of person served) resident agent for

of: Walker River Land Corporation (Title and company where applicable)

on: June 8, 1999 (Date of service)

at: 3:20 p.m. (Time of service)

at the following place:

One E. First St., Suite 1411 (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

_____

[___] other (specify) _____

_____

Remarks: _____

_____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

June 8, 1999
Date

Signature of Server

575 Forest St., Suite 210
Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

LAW OFFICE OF LINDA A. BOWMAN, LTD.
ATTORNEY AT LAW

LINDA A. BOWMAN
E-MAIL: ATTY@BOWROB RENO.NV.US

540 HAMMILL LANE
RENO, NEVADA 89511

(775) 335-1700
FAX (775) 335-1717

August 7, 2000

By Fax and U.S. Mail

Treva Hearne, Esq.
Zeh, Spoo & Hearne
573 Forest Street, Suite 200
Reno, NV 89509

Re: C-125-C - Walker River Decree - Proposed Intervention by Mineral County

Dear Ms. Hearne:

Your letter of August 1, 2000 addressed to Dale Ferguson, counsel for the Walker River Irrigation District, was referred to our office. In that letter you requested information on "Day, Charles E. and Lucille M."

The assessment records of the United States Board of Water Commissioners indicate that the bill for these water righted lands is currently being assessed to "William M., Jr. and Rosemary F. Weaver, Trustees of the William M. Weaver, Jr. Revocable Trust". The assessment is mailed to 2535 State Route 338, Wellington, NV 89444. As has been my advise in the past, one cannot solely rely on the Assessment records of the United States Board but must check the local Recorder's records to confirm that the property was, in fact, transferred to this Trust by the Days.

Sincerely yours,

Linda Bowman

Linda A. Bowman

LAB:hs

cc: Roger Bezayiff, Chief Deputy Water Commissioner

CLARK J. GUILD, JR.
GUILD & PAGAN, LTD.
P.O. Box 2838
Reno, Nevada 89505

## GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made this 5 th day of July, 1988, by CHARLES E. DAY, LUCILE M. D WILMA LUCILE COMPSTON, CAROLYN LOIS DAY and MARILYN RUTH ITHURBURU, as tenants in common, as Grantors, hereinafter referred to as "Grantors", and WILMA LUCILE COMPSTON, as Gran hereinafter referred to as "Grantee".

W I T N E S S E T H:

That Grantor, for and in consideration of the sum o TEN DOLLARS ($10.00) and other good and valuable consideratio receipt of which is hereby acknowledged, does by these prese Grant, Bargain and Sell unto Grantee, her heirs, successors assigns forever, all that certain real property situate, lyi and being in the County of Lyon, State of Nevada and more particularly described in Exhibit "A".

Together with all and singular tenements, hereditaments, and appurtenances thereunto belonging or in a appertaining, reversion and reversions, remainder and remai rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said
; together with the appurtenances, unto Grantee, and to
's and assigns forever.

rles E Day
E. DAY

Lucile M. Day
LUCILE M. DAY

ne Lucile Compston
UCILE COMPSTON

Carolyn Lois Day
CAROLYN LOIS DAY

yn Ruth Ithurburu
RUTH ITHURBURU

OF NEVADA )
) ss.
OF WASHOE )

On the 8th day of July, 1988, personally
ed before me, a Notary Public in and for said County and
CHARLES E. DAY, who acknowledged to me that he executed
oregoing Deed.

SUSAN J. DeCHAMBEAU
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES JULY 18, 1988

Susan J. DeChambeau
NOTARY PUBLIC

OF NEVADA )
) ss.
Y OF WASHOE )

On the 8th day of July, 1988, personally
ared before me, a Notary Public in and for said County and
, LUCILE M. DAY, who acknowledged to me that she executed
foregoing Deed.

SUSAN J. DeCHAMBEAU
Notary Public - State of Nevada

Susan J. DeChambeau

ECORDED, return to:
J. GUILD, JR.
& HAGEN, LTD.
ox 2838
Nevada 89505

## GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made this 8th
E July, 1988, by CAROLYN LOIS DAY, as Grantor,
nafter referred to as "Grantor", and CHARLES E. DAY, LUCILE
Y, WILMA LUCILE COMPSTON, CAROLYN LOIS DAY and MARILYN RUTH
BURU, as tenants in common, as Grantees, hereinafter
red to as "Grantees".

W I T N E S S E T H:

That Grantor, for and in consideration of the sum of
OLLARS ($10.00) and other good and valuable consideration,
ipt of which is hereby acknowledged, does by these presents
, Bargain and Sell unto Grantees, their heirs, successors
assigns forever, all that certain real property situate,
g and being in the County of Lyon, State of Nevada and more
icularly described in Exhibit "A".

Together with all and singular tenements,
ditaments, and appurtenances thereunto belonging or in anyway
rtaining, reversion and reversions, remainder and remainders,
s, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said
nises together with the appurtenances, unto Grantees, and t
ir heirs and assigns forever.

Carolyn Lois Day
CAROLYN LOIS DAY

0117430

RPTT-Exempt #4



WHEN RECORDED, RETURN TO:

CLARK J. GUILD, JR.
GUILD & HAGEN, LTD.
P.O. Box 2838
Reno, Nevada 89505

## GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made this 8th day of July, 1988, by WILMA LUCILE COMPSTON, as Grantor, hereinafter referred to as "Grantor", and CHARLES E. DAY, LUCILE M. DAY, WILMA LUCILE COMPSTON, CAROLYN LOIS DAY and MARILYN RUTH ITHURBURU, as tenants in common, as Grantees, hereinafter referred to as "Grantees".

W I T N E S S E T H:

That Grantor, for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, does by these presents Grant, Bargain and Sell unto Grantees, their heirs, successors and assigns forever, all that certain real property situate, lying and being in the County of Lyon, State of Nevada and more particularly described in Exhibit "A".

Together with all and singular tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, 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 Grantees, and to their heirs and assigns forever.

Wilma Lucile Compston
WILMA LUCILE COMPSTON

0117431

WHEN RECORDED, ret_ to:
CLARK J. GUILD, JR.
GUILD, HAGEN & CLARK, LTD.
Post Office Box 2838
Reno, Nevada 89505

**GRANT, BARGAIN AND SALE DEED**

THIS GRANT, BARGAIN AND SALE DEED is made this 12 day of December, 1986, by L. S. DAY, INC., a Nevada Corporation, as Grantor, hereinafter referred to as "Grantor", and WILMA LUCILE COMPSTON, hereinafter referred to as "Grantee". Box 381, Minden, NV. 89423

**W I T N E S S E T H:**

That Grantor, for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, does by these presents Grant, Bargain and Sell unto Grantee, her heirs, successors and assigns forever, all that certain real property situate, lying and being in the County of Lyon, State of Nevada and more particularly described in Exhibit "A".

Together with all and singular tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, 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 Grantee, and to her heirs and assigns forever.

Charles E. Day
CHARLES E. DAY
President
L. S. DAY, INC.

Lucile M. Day
LUCILE M. DAY
Secretary
L. S. DAY, INC.

0104159

STATE OF NEVADA )
) ss.
COUNTY OF WASHOE )

On the 12th day of December, 1986, personally appeared before me, a Notary Public in and for said County and State, CHARLES E. DAY and LUCILE M. DAY, who acknowledged to me that they had executed the foregoing Deed in their capacities as President and Secretary, respectively, of the above corporation.

Peggy A. McCoy
NOTARY PUBLIC

PEGGY A. McCOY
Notary Public - State of Nevada
Appointment Recorded in Washoe County
MY APPOINTMENT EXPIRES FEB. 20, 1988

RPTT $782.60 less liens

WHEN RECORDED, return to:

CLARK J. GUILD, JR.
GUILD, HAGEN & CLARK, LTD.
Post Office Box 2838
Reno, Nevada 89505

**GRANT, BARGAIN AND SALE DEED**

THIS GRANT, BARGAIN AND SALE DEED is made this _ day of December, 1986, by L. S. DAY, INC., a Ne Corporation, as Grantor, hereinafter referred to as "Grant and CHARLES E. DAY, LUCILE M. DAY, WILMA LUCILE COMPS CAROLYN LOIS DAY, and MARILYN RUTH ITHURBURU, as tenant common, hereinafter referred to as "Grantees".

**W I T N E S S E T H:**

That Grantor, for and in consideration of the su TEN DOLLARS ($10.00) and other good and valuable considera receipt of which is hereby acknowledged, does by these pre Grant, Bargain and Sell unto Grantees, their heirs, succe and assigns forever, all that certain real property sit lying and being in the County of Lyon, State of Nevada and particularly described in Exhibit "A".

Together with all and singular tenem hereditaments, and appurtenances thereunto belonging o anyway appertaining, reversion and reversions, remainde remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises together with the appurtenances, unto Grantees, their heirs and assigns forever.

he undersigned declares: Section 4

ocumentary transfer tax is $ -0- Exempt #11

) computed on full value of property conveyed, or

) computed on full value less value of liens and encumbrances remaining at time of sale, and

) Unincorporated area: ( ) City of .....

X) Really not sold. Exemption 11 of NRS 375.090 (Amended)

ition of $ 10.00, receipt of which is acknowledged JANICE HOWARD, an unmarried

hereby quitclaim to ~~THE CHARLES E. DAY XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

J. HOWARD, CHARLES E. DAY, RICHARD W. STEBBINS AS TRUSTEES OF THE CHRISTY

ICK TRUST AGREEMENT DATED JANUARY 15, 1986 the real property in the

Lyon State of Nevada, described as:

HIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

my hand this 9th day of January, 19 86

Janice K Howard

JANICE HOWARD

OF NEVADA,
Y OF Lyon } SS.

May 6, 1986 personally

d before me, a Notary Public,
e Howard

knowledged that he executed the above instrument.

ure Donald R Rowles
(Notary Public)

DONALD R. ROWLES
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES DEC 15, 1986

*If executed by a Corporation the Corporation Form of Acknowledgment must be used.*

Escrow No.

SPACE BELOW THIS LINE FOR RECORDER'S USE

NEVADA )
) ss.
F WASHOE )

On the 12th day of December, 1986, personally before me, a Notary Public in and for said County and HARLES E. DAY and LUCILE M. DAY, who acknowledged to me y had executed the foregoing Deed in their capacities as t and Secretary, respectively, of the above corporation.

Peggy A McCoy
NOTARY PUBLIC

PEGGY A. McCOY
Notary Public - State of Nevada
Appointment Recorded In Washoe County
MY APPOINTMENT EXPIRES FEB. 28, 1988

Recorded return to:

J. Guild, Jr.
, Russell, Gallagher
ller, Ltd.
Box 2838
Nevada 89505

#8

QUITCLAIM DEED

THIS INDENTURE WITNESSETH: That for a valuable consid-
ion, receipt of which is hereby acknowledged, CHARLES E. DAY
LUCILE M. DAY, husband and wife (Grantors) do hereby remise,
ease, and quitclaim to CHARLES E. DAY and LUCILE M. DAY, Co-
stees of the DAY FAMILY TRUST (Grantee), all of their right,
le and interest in that real property in the County of Lyon,
ate of Nevada, and more specifically described as follows:

PARCEL 1:

All that certain real property being a portion of Section 32, T 10 N, R 24 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel No. 1 as shown on Parcel Map for L.S. Day, Inc., recorded in the Official Records of Lyon County, Nevada on December 23, 1986, as No. 104156 [APN 10-761-04]

PARCEL 2:

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

T 9 N, R 24 E, M.D.B.&M., Section 23: the E 1/2 of the SE 1/4, excepting therefrom that portion within the Highway Right of Way of State Route 338 [APN 10-781-02]

197422

The undersigned grantors/declarers
Documentary transfer tax is $ 74.80
(x) computed on full value of property conveyed, or
( ) computed on full value less value of liens and encumbrances remaining at time of sale
( ) Unincorporated area: ( ) City of ..... and
( ) Realty not sold.

THIS INDENTURE WITNESSETH: That LORETTA J. HOWARD, CHARLES E. DAY, AND RICHARD W. STEBBINS, as Trustees of the CHRISTY J. RAZWICK TRUST AGREEMENT, Dated January

in consideration of $10.00, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell

Convey to CHARLES S. HOWARD, III, a married man, as his sole and separate proper

all that real property situate in the County of Lyon
State of Nevada, bounded and described as follows:

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

IT IS SPECIFICALLY AGREED THAT ALL WATER, WATER RIGHTS, DITCH AND DITCH RIGHTS A APPURTENANT TO THE PROPERTY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO ARE ALSO CONVEYED HEREBY.

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

Witness our hand s this 29th. day of November

THE CHRISTY J. RAZWICK TRUST AGREEMENT, dated January 15, 1986

STATE OF NEVADA } SS.
COUNTY OF Lyon

Loretta J. Howard
By: Loretta J. Howard, Trustee
Charles E. Day
By: Charles E. Day, Trustee
Richard W. Stebbins Tr
By: Richard W. Stebbins, Truste

On December 14, 1988
personally appeared before me, a Notary Public,
Loretta J. Howard, Charles E. Day, and
Richard W. Stebbins

who acknowledged that ~~he~~ they executed the above instrument.

Signature [signature]
(Notary Public)

WHEN RECORDED MAIL TO:
Charles S. Howard,
856 Highway 208
Yerington, NV. 894

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, and all water and water rights, ditch and ditch rights, reservoir and reservoir rights.

Witness by hand this 13 day of September, 1996

Charles E Day
CHARLES E. DAY

Lucile M. Day
LUCILE M. DAY

STATE OF NEVADA )
) ss:
COUNTY OF Washoe )

On September 13th, 1996, before me, a notary publi personally appeared CHARLES E. DAY, personally known (or proved) t me to be the person whose name is subscribed to the abov instrument who acknowledged that he executed the instrument.

CLARK J. GUILD JR.
Notary Public - State of Nevada
Appointment Recorded in Washoe County
MY APPOINTMENT EXPIRES JAN. 9, 1999

Clark J Guild Jr
Notary Public

STATE OF NEVADA )
) ss:
COUNTY OF Washoe )

On September 13th, 1996, before me, a notary pub personally appeared LUCILE M. DAY, personally known (or proved) me to be the person whose name is subscribed to the ab instrument who acknowledged that she executed the instrument.

Clark J Guild Jr
Notary Public

CLARK J. GUILD JR.
Notary Public - State of Nevada
Appointment Recorded in Washoe County

rgmann, Esq.
s Court, #15
9502 Case 3:73-cv-00128-RCJ-WGC Document 354 Filed 08/16/00 Page 88 of 233
51-12

## GRANT, BARGAIN AND SALE DEED

THIS GRANT, BARGAIN AND SALE DEED is made this 2nd day of

, 1995, by CHARLES E. DAY and LUCILE M. DAY, as husband and wife,

UCILE COMPSTON, CAROLYN LOIS DAY WHITMIRE and MARILYN RUTH

RU, each as a married woman as her sole and separate property (hereinafter referred to

rs"), and MUSTANG PROPERTIES, a Nevada General Partnership, (here nafter

as "Grantee").

WITNESSETH:

at Grantors, for and in consideration of the sum of TEN DOLLARS ($10.00) and other

valuable consideration, receipt of which is hereby acknowledged, by these presents,

gain and Sell unto Grantee, its successors and assigns forever, all that certain real

ituate, lying and being in the County of Lyon, State of Nevada and more particularly

on Exhibit "A", attached hereto and made a part hereof.

OGETHER with all and singular tenements, hereditaments, and appurtenances thereunto

g or in anyway appertaining, reversion and reversions, remainder and remainders, rents,

d profits thereof, and all water and water rights, ditch and ditch rights, reservoir and

rights appurtenant thereto.

189077

APN 10-161-12

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

Township 9 North, Range 24 East, M.D.B.&M.

Section 4: W ½.
Section 5: E ½ and E ½ of W ½.

Excepting therefrom all that portion lying West of the East
of way line of Desert Creek Road.

Section 8: E ½ of NW 1/4, W ½ of NE 1/4, NE 1/4 of NE 1
NE 1/4 of SW 1/4, SW 1/4 of SW 1/4.

Section 17: W ½ of NW 1/4.

Township 10 North, Range 24 East, M.D.B.&M.

Section 32: SE 1/4 of NW 1/4, S ½ of NE 1/4, E ½ of SW
SE 1/4.

EXCEPTING THEREFROM: All that portion which lies within L
County Parcel Maps No. 104156 and No. 108742.

Also Excepting therefrom all that portion lying West of th
right of Way line of Desert Creek Road.

Section 33: W ½ of SW 1/4 and SE 1/4 of SW 1/4.

TOGETHER WITH:

1. All water rights, as more particularly set forth
action entitled United States v. Walker River Irrigation
District, et al., in the United States District Court for
District of Nevada, In Equity, C-125 (1936), originally de
to F. W. Simpson as Claim No. 172, with Desert Creek as th
source, as set forth on page 48 of the Decree. Said right
evidenced by Card No. 101,500, Official Records of the Wal
River Irrigation District, Yerington, Nevada.

2. An undivided 50% interest in that certain Agreen
dated January 24, 1950, between Warren and Lucile Simpson,
Ambro and Belle Rosaschi. The Rosaschi interest represent
predecessor in interest to grantor.

3. Application 12129 Permit 7235, License 4037;
Application 12023, Permit 7195, License 4035; Certificate
which represents storage waters of Lobdel Lake, all issue
State of California, Division of Water Resources.

RECORDE

1890

# DEL PORTO

REAL PROPERTY TRANSFER TAX: $0.00
( ) computed on full value of property conveyed, or
( ) computed on full value l[illegible] value of liens and encumbrances ASSUMED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

DANIEL E. DEL PORTO and CHERRYL ANN DEL PORTO, husband and wife

do(es) hereby GRANT TO
DANIEL E. DEL PORTO and CHERRYL ANN DEL PORTO, husband and wife, and IGINIA M. MOREDA, a married woman, and JULIE A. DEL PORTO, a single person, all as joint tenants

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

Southeast 1/4 of Southeast 1/4, Section 9, Township 14 North, Range 25 East, M.D.B.&M., together with all water and water rights, ditches and ditch rights.

EXCEPTING THEREFROM that portion of the Southeast 1/4 of Section 9, Township 14 North, Range 25 East, M.D.B.&M., particularly described as follows:
Beginning at the Northwest corner of said Southeast quarter of the Southeast quarter; thence South along the West line thereof, a distance of 1320.00 feet more or less to the Southwest corner of said Southeast quarter of the Southeast quarter; thence East along the South line thereof a distance of 561.00 feet to a point on said South line; thence North parallel with and 561.00 feet East of the West line of said Southeast quarter of the Southeast quarter a distance of 1320.00 feet more or less to a point in the North line thereof; thence West along said North line a distance of 561.00 feet to the point of beginning.

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

Daniel E. Del Porto
Daniel E. Del Porto
Cherryl Ann Del Porto
Cherryl Ann Del Porto

STATE OF NEVADA
COUNTY OF LYON } ss
On February 21, 1997 before me the undersigned, a Notary Public in and for said County and State, personally appeared Daniel E. Del Porto and Cherryl Ann Del Porto

known to me 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.

WITNESS my hand and official seal.

JULIE JONES
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No: 96-4724-12 - Expires October 3, 2000

SPACE BELOW FOR RECORDER'S USE

2025590

Cherryl Del Porto
97 FEB 21 AM 10:08
COUNTY RECORDER
FEE 7.00

APD730

# United States District Court

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff
WALKER RIVER PAIUTE TRIBE,
Plaintiff-Intervenor,

V.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

Defendants

## SUMMONS IN A CIVIL CASE

CASE NUMBER:

IN EQUITY NO. C-125-C-ECR

TO: (Name and address of defendant) ALL WATER RIGHTS HOLDERS IN THE WALKER RIVER

George + Susan Fitz.
35 Penrose Lane
Yerington NV 89447

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

TREVA J. HEARNE, ESQ.
ZEH, POLAHA, SPOO & HEARNE
575 Forest Street
Reno, Nevada 89509

answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

This action is brought by Plaintiff-Intervenor against Defendants, as set forth in the Amended Complaint In Intervention on file herein.

LANCE S. WILSON, CLERK

CLERK

SEAL

(By) DEPUTY CLERK

APR 2[illegible] 1997

DATE

AO 440 (Rev. 10/93) Summons in a Civil Action



RETURN OF SERVICE

| | |
|---|---|
| Service of the Summons and Complaint was made by me[1] | DATE 8/28/97 |
| NAME OF SERVER (PRINT) Kelvin Buchanan | TITLE |

Check one box below to indicate appropriate method of service

[✓] Served personally upon the defendant. Place where served: 85 Penrose Ln, served George & Susan Fitz @ 5:00 PM

[ ] Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____

[ ] Returned unexecuted: _____

[ ] Other (specify): _____

STATEMENT OF SERVICE FEES

| TRAVEL | SERVICES | TOTAL |
|---|---|---|
| | | |

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 8/28/97
Date

Signature of Server

P.O Box 1799, Reno NV 89505
Address of Server

[1] As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

THIS INDENTURE made this 13 day of July, 1994, between SUSAN A. FITZ, a married woman, FIRST PARTY, and GEORGE O. FITZ, a married man, as his sole and separate property, of 85 Penrose Lane, Yerington, Nevada 89447, Second Party,

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 her 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 said Second Party, his heirs 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 1: The Northwest quarter of the Southeast quarter and the East 1/2 of the Northwest quarter of the Southeast quarter of Section 9, Township 14 North, Range 25 East, M.D.B.&M.

PARCEL 2: A right-of-way described as follows: An undivided 3/12th interest in and to a well and pumping plant described as follows: BEGINNING at a point 180 feet West of the Southeast corner and on the South line of the Southeast 1/4 of Southeast 1/4 Section 9, Township 14 North, Range 25 East, M.D.B.&M., running thence first course North 50 feet; thence 2nd course West 50 feet; thence third course South 50 feet; thence fourth course East 50 feet to the place of beginning, together with the right to convey water from the well to the above described Parcel One, as more fully described in a right-of-way deed dated June 19, 1961, by and between Frank M. Compston, Jr., etux, 1st parties and H.W. Baker and John D. Hill, 2nd parties, and an agreement dated June 19, 1961 by and between Harold W. Baker, etux, Frank N. Compston, Jr., etux, and John B. Hill, etux.

TOGETHER WITH: All water, water rights, ditch and ditch rights.

173541

Law Offices
RONALD T. BANTA
Chartered
Denver, CO

ALSO TOGETHER WITH: All water as allocated to the aforementioned property under well certificate No. 19840, Nevada State Department of Water Resources.

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 said premises, together with the appurtenances, unto said Second Party, his heirs and assigns forever.

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

Susan A. Fitz

SUSAN A. FITZ

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On this 14th day of July, 1994, before me, notary public, personally appeared SUSAN A. FITZ, who acknowledg to me that executed the foregoing Quitclaim Deed.

Janice Shirley

Notary Public

173541

QUITCLAIM DEED

THIS INDENTURE made this 8th day of May, 1996, between GEORGE O. FITZ, a married man, as his sole and separate property, First Party, and EDWARD STOCKTON and LINDA A. STOCKTON, husband and wife, of 171 Highway 95A North, Yerington, Nevada 89447, Second Parties,

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 Parties, the receipt whereof is hereby acknowledged, does by these presents revise, release and forever quitclaim unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof, 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, and more particularly described as follows, to-wit:

Parcel No. 1: The Northeast quarter of the Southeast quarter and the East 1/2 of the Northwest quarter of the Southeast quarter of Section 9, Township 14 North, Range 25 East, M.D.B.&M.

Parcel No. 2: A right-of-way described as follows: An undivided 3/12th interest in and to a well and pumping plant described as follows: BEGINNING at a point 180 feet West of the Southeast corner and on the South line of the Southeast /14 of Southeast 1/4 Section 9, Township 14 North, Range 25 East, M.D.B.&M., running thence first course North 50 feet; thence 2nd course West 50 feet; thence third course South 50 feet; thence fourth course East 50 feet to the place of beginning, together with the right to convey water from the well to the above described Parcel One, as more fully described in a right-of-way deed dated June 19, 1961, by and between Frank M. Compston, Jr., etux, 1st parties and H.W. Baker and John D. Hill, 2nd parties, and an agreement dated June 19,

1961, by and between Harold W. Baker, etux, Frank M. Compston, Jr., etux, and John B. Hill, etux.

TOGETHER WITH: All water, water rights, ditch and ditch rights.

ALSO TOGETHER WITH: All water as allocated to the aforementioned property under well certificate No. 19840, Nevada State Department of Water Resources.

APN: 14-191-08

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 said premises, together with the appurtenances, unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof.

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

GEORGE O. FITZ

STATE OF NEVADA )
) ss.
COUNTY OF NEVADA )

On this 8th day of May, 1996, before me, a notary public, personally appeared GEORGE O. FITZ, who acknowledged to me that he executed the foregoing Quitclaim Deed.

193088
LYON COUNTY, NEV.

Janice Shipley
Notary Public

RECORDING REQUESTED BY
AND WHEN RECORDED
RETURN TO:
SUSAN A. FITZ
85 Penrose Lane
Yerington, NV 89447

MAIL TAX STATEMENTS TO:
SUSAN A. FITZ
85 Penrose Lane
Yerington, NV 89447
RPTT ~~$~~ #8
APN 14-221-10

**QUITCLAIM DEED**

THIS CONVEYANCE TRANSFERS THE GRANTOR'S INTEREST INTO HIS OR HER REVOCABLE LIVING TRUST.

THE UNDERSIGNED GRANTOR DECLARES DOCUMENTARY TAX is $0, and FOR NO VALUABLE CONSIDERATION. SUSAN A. FITZ, hereby remises, releases and forever QUITCLAIMS her share of the described real property to Susan A. Fitz, Trustee of SUSAN A. FITZ SEPARATE PROPERTY TRUST dated JUN 12 2000, for the benefit of SUSAN A. FITZ, the following described real property in the County of Lyon, State of Nevada

[X] See Attachment for Legal Description **OR**

(Legal Description)

Commonly known as: 85 Penrose Lane, Yertington, Nevada 89447
(Street Address/City/State/Zip)

Parcel Number: 14-221-10
(On Property Tax Statement)

This Quitclaim Deed Signed On: JUN 12 2000
(Date)

Susan A Fitz
SUSAN A. FITZ

**CERTIFICATE OF ACKNOWLEDGMENT OF NOTARY PUBLIC**

State of Nevada )
County of Lyon )

On JUN 12 2000, before me, NORMAN W. BASSETT, personally a
(Insert name and title of the officer)

SUSAN A. FITZ, personally known to me (or proved to me on the basis of satisfactory evidence) to be th whose name is subscribed to the within instrument and acknowledged to me that she executed the san authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of person acted, executed the instrument.

WITNESS my hand and official seal.

(SEAL)

Notary's Signature

NORMAN W. BASSETT
NOTARY PUBLIC - STATE OF NEVADA
Appt. Recorded in CARSON CITY
My Appt. Expires October 18, 2000
96-4803-3

*This instrument was drafted by Legacy Prepaid Legal Program (858) 453-2553*

249015

The undersigned grantor(s) declare(s):

Documentary transfer tax is $ 380.90

( X ) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale, ..... and

( ) Unincorporated area ( ) City of .....

( ) Realty not sold.

THIS INDENTURE WITNESSETH: That SHARON DICKINSON LUPORI, Trustee of the Sharon Dickinson Lupori Trust, dated January 23, 1990

in consideration of $ 10.00, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey to GEORGE O. FITZ and SUSAN A. FITZ, husband and wife, as joint tenants.

all that real property situate 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 and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Witness my hand this 2nd. day of September, 19 92

Sharon Dickinson Lupori Trustee
SHARON DICKINSON LUPORI, Trustee

STATE OF NEVADA } SS.
COUNTY OF Lyon

On September 11, 1992 personally appeared before me, a Notary Public, Sharon Dickinson Lupori

who acknowledged that She executed the above instrument.

Signature Roseann Campbell (Notary Public)

WHEN RECORDED MAIL TO:
Mr. and Mrs. George O. Fitz
P.O. Box 193
Yerington, NV. 89447

EXHIBIT "A"

All those certain lots, pieces or parcels of land situate in the County of Lyon, State of Nevada, more particularly described as follows:

PARCEL #1: The Northeast quarter of the Southeast quarter and the East 1/2 of the Northwest quarter of the Southeast quarter of Section 9, Township 14 North, Range 25 East , M.D.B.&M.

PARCEL #2: A right-of-way described as follows: An undivided 3/12th interest in and to a well and pumping plant described as follows: BEGINNING at a point 180 feet West of the Southeast corner and on the South line of the Southeast 1/4 of Southeast 1/4 Section 9, Township 14 North, Range 25 East, M.D.B.&M., running thence first course North 50 feet; thence 2nd course West 50 feet; thence third course South 50 feet; thence fourth course East 50 feet to the place of beginning, together with the right to convey water from the well to the above described Parcel One, as more fully described in a right-of-way deed dated June 19, 1961, by and between Frank M. Compston, Jr etux, 1st parties and H.W. Baker and John D. Hill, 2nd parties, and an agreement dated June 19, 1961 by and between Harold W. Baker, etux, Frank M. Compston, Jr., etux, and John B. Hill, etux.

TOGETHER WITH: All water, water rights, ditch and ditch rights.

ALSO TOGETHER WITH: All water as allocated to the aforementioned property under well certificate No. 19840 , Nevada State Department of water resources.

155026
OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
NORTHERN NEVADA TITLE CO
'92 SEP 17 PM 3 14
NANCY M. CARR
COUNTY RECORDER
FEE 6.00 DEP

Stockton, Linck



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelvin Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Linda A. Stockton (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/7/98 (Date of service)

at: 11:15 AM (Time of service)

at the following place:

171 North Hyw. 95 A. Yerington NV (Address or location)

in the following manner:

[✓] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

2/7/98
Date

Signature of Server

Box 1749

Reno NV 89505
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

Stockton, Edward



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelvin Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Edward Stockton (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/7/98 (Date of service)

at: 11:15 AM (Time of service)

at the following place:

171 North Hyw 95 A Yerington NV (Address or location)

in the following manner:

[____] served personally

[____] left copies

[____] unable to execute service (why) _____

[✓] other (specify) Linda R. Stockton, wife, accepted

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

2/7/98
Date

Signature of Server

Box 1799
Reno NV 89505
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# FRIEDHOFF

Friedhoff, Helen - 1 of 10
( orge Friedhoff



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

ZEH, SPOO & HEARNE
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Cindy Duran, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: HELEN FRIEDHOFF, heir to (Print name of person served)

of: George Friedhoff (Title and company where applicable)

on: 7-22-99 (Date of service)

at: 7:00 pm (Time of service)

at the following place:

695 HIGHWAY 208 (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

[___] other (specify) _____

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

7-23-99
Date

Signature of Server

575 FOREST ST. SUITE 200
RENO, NV 89509
(Address of Server)

C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# GABLE

DEED

THIS INDENTURE made and entered into this 11th day of Indus, 1990, by and between DON R. GABLE, a single party of the first part, and DON RAY GABLE, Trustee of the RAY GABLE TRUST, dated July 26, 1990, party of the second t.

W I T N E S S E T H :

That the party of the first part, for valuable consideration o him paid by the party of the second part, the receipt whereof s hereby acknowledged, does by these presents grant, bargain, sell and convey unto the party of the second part, and to its successors and assigns forever, all that certain property situate in the County of Lyon, State of Nevada, more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO, (located in) FR SW 1/4, SW 1/4, Sec 29 & NW 1/4, Sec 29, T14N, R26E, MDB&M located about 6 miles NE of Yerington, Nevada.

SEE EXHIBIT "A" ATTACHED HERETO.

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

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

IN WITNESS WHEREOF, the party of the first part has set his hand the day and year first above written.

Don R. Gable

DON R. GABLE

ORDER NO:

APN 14-[illegible]

# GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSTH: That

DON RAY GABLE, Trustee of the DON RAY GABLE TRUST, Dated July 26, 1990.

in consideration of $10.00, the receipt of which in hereby acknowledged, does hereby Grant, Bargain, Sell and Convey to

DON RAY GABLE, **a formerly married man**

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

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 and reversions, remainders, rents, issues or profits thereof.

Witness my hand this 20TH day of JUNE, 1991.

Don Ray Gable Trustee

Authorized Agent

STATE OF NEVADA )
) :SS
COUNTY OF DOUGLAS )

On June 26, 1991 Don Ray Gable Trustee personally appeared before me, a Notar personally known or proved to me to be the persons whose names subscribed to the above instrument who acknowledged that they the same for the purposes therein stated.

Rita M. Swart

Notary Public

RITA M. SWART
NOTARY PUBLIC - NEVADA
DOUGLAS COUNTY
My Appt. Expires May 14, 1994

WHEN RECORDED MAIL TO:
DON RAY GABLE
#2 GABLE LANE
YERINGTON, NV 89447

The Grantor(s) declare(s):
Document Transfer Tax is $0.00 #3

MAIL TAX STATEMENTS TO:
SAME AS ABOVE

ORDER NO: 91050666

APN 14-391-06

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSTH: That

DON RAY GABLE, Trustee of the DON RAY GABLE TRUST, Dated July 26, 1990.

in consideration of $10.00, the receipt of which in hereby acknowledged, does hereby Grant, Bargain, Sell and Convey to

DON RAY GABLE, **a formerly married man**

and to the heirs and assigns of such Grantee forever, all that real property situated 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 and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and and reversions, remainders, rents, issues or profits thereof.

Witness my hand this 20TH day of JUNE, 1991.

Don Ray Gable Trustee

Authorized Agent

STATE OF NEVADA )
):SS
COUNTY OF DOUGLAS )

On June 26, 1991 Don Ray Gable Trustee personally appeared before me, a Notary Pu

personally known or proved to me to be the persons whose names are subscribed to the above instrument who acknowledged that they execu the same for the purposes therein stated.

Rita M Swart

Notary Public

RITA M. SWART
NOTARY PUBLIC - NEVADA
DOUGLAS COUNTY
My Appt. Expires May 14, 1994

WHEN RECORDED MAIL TO:
DON RAY GABLE
#2 GABLE LANE
YERINGTON, NV 89447

The Grantor(s) declare(s):
...ment Transfer Tax is $0.00 #3

**Exhibit "A"**

A parcel of land located in the NE 1/4 of the NE 1/4 of Section 10, T.14N., R 25E., M.D. B.&M., Lyon County, Nevada, described as follows:

BEGINNING at the NW corner of the parcel which is located on the South side of Penrose Lane, said point being South 89°28' 30" East, 3514.05 feet, and South 0°20'00" East, 30.00 feet, from the Northwest corner of said section 10 thence; South 0°20'00" East, 660.00 feet, thence South 89°28'30" East, 219.63 feet; thence North 0°20'00" West, 660.00 feet, thence North 89°28'30" West, 219.63 feet, to the point of beginning.

249015

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY
Susan A. Fe
00 JUN 13 PM 3:0
MARY C. MILLIGAN
COUNTY RECORDER
FEE 8.00 DEP. Des

# GIODO

---

Thank you in advance for your anticipated cooperation with this matter. If you should have any questions or comments, please do not hesitate to contact either myself or my secretary, Carol, at (775) 323-5700.

Sincerely yours,

ZEH, SPOO & HEARNE

Treva J. Hearne

TREVA J. HEARNE

TJH/ce

I, Anna Nannini, am the sole heir to Guido Nannini and Joseph and Virginia Giodo, and their water rights did revert to me, as their sole heir. See Note below

Dated: August ____, 2000

Anna Nannini

ANNA NANNINI

S:\CarolE\Mineral\L-Nannini.Anna

Per our conversation, Joseph Giodo and myself (Anna Nannini) currently own the property in question in Yerington. My husband Guido Nannini passed away 12/23/87 and my sister Virginia Giodo passed away 2/29/88. Therefore Joseph Giodo (my brother) and myself our the sole heirs.

Anna Nannini
3/4/2000

# WASHOE COUNTY DISTRICT HEALTH DEPARTMENT

VITAL STATISTICS

Reno, Nevada

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS

## CERTIFICATE OF DEATH

ROLL 65 IMAGE 324

LOCAL FILE NUMBER 359 — STATE FILE NUMBER

TYPE OR PRINT IN PERMANENT BLACK INK

**DECEDENT**

1 DECEDENT'S NAME: First Virginia, Middle May, Last GIODO
2 DATE OF DEATH (Month, Day, Year): February 29, 1988
3a COUNTY OF DEATH: Washoe
3b CITY, TOWN, OR LOCATION OF DEATH: Reno
3c HOSPITAL OR OTHER INSTITUTION — Name (If not either, give street and number): St. Mary's Hospital
3d INSIDE CITY LIMITS (Specify Yes or No): yes
3e If Hosp. or Inst. indicate DOA, OP, Emer, Inp., Inpatient (Specify): Inpatient
4a RACE — (e.g., White, Black, American Indian, etc) (Specify): White
4b ETHNIC: Italian
5a AGE — Last Birthday (Years): 64
6a UNDER 1 YEAR — MOS. : DAYS
6b UNDER 1 DAY — HOURS : MINS.
6 DATE OF BIRTH (Mo., Day, Yr.): May 2, 1923
7 SEX: Female
8 STATE OF BIRTH (If not U.S.A., name country): Nevada
9 CITIZEN OF WHAT COUNTRY: U.S.A.
10 MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): never married
11 SURVIVING SPOUSE (If wife, give maiden name):
12 WAS DECEDENT EVER IN U.S. ARMED FORCES? (Specify Yes or No): no
13 SOCIAL SECURITY NUMBER: 530-10-6510
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired): Bookkeeper
14b KIND OF BUSINESS OR INDUSTRY: Manufacturing
15a RESIDENCE — STATE: Nevada
15b COUNTY: Washoe
15c CITY, TOWN, OR LOCATION: Sparks
15d STREET AND NUMBER: 1026 "F" Street
15e INSIDE CITY LIMITS (Specify Yes or No): yes

If death occurred in institution see handbook regarding completion of residence items

**PARENTS**

16 FATHER — NAME: First Sam, Middle, Last Giodo
17 MOTHER — MAIDEN NAME: First Mary, Middle, Last Chicago
18a INFORMANT — NAME (Type or Print): Joe Giodo
18b MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): 1026 "F" Street, Sparks, Nevada 89431

**DISPOSITION**

19a BURIAL, CREMATION, REMOVAL, OTHER (Specify): Entombment
19b CEMETERY OR CREMATORY — NAME: Our Mother of Sorrows
19c LOCATION — City or Town: Reno, State: Nevada
20a FUNERAL DIRECTOR — SIGNATURE (Or Person Acting as Such): [signature]
20b NAME AND ADDRESS OF FACILITY: Ross-Burke & Knobel, Sparks, 1538 C St., Sparks, Nv. 89431

**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 and Title) [signature], MD
21b DATE SIGNED (Mo., Day, Yr.): 3-4-88
21c HOUR OF DEATH: 0556
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 and Title)
22b DATE SIGNED (Mo., Day, Yr.):
22c HOUR OF DEATH:
22d PRONOUNCED DEAD (Mo., Day, Yr.) ON:
22e PRONOUNCED DEAD (Hour) AT:

23 NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): John A. Shields, M. D., 236 West 6th Street, Reno, Nevada 89503

**CAUSE OF DEATH**

24a REGISTRAR (Signature): [signature] Dep
24b DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.): March 4, 1988
24c DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b) AND (c)) — CONDITIONS, IF ANY, WHICH GAVE RISE TO THE IMMEDIATE CAUSE (a) ABOVE, STATING THE UNDERLYING CAUSE LAST

PART I
(a) Breast Ca with Liver Failure — Interval between onset and death: mos.
DUE TO, OR AS A CONSEQUENCE OF — Interval between onset and death:
(b) DUE TO, OR AS A CONSEQUENCE OF — Interval between onset and death:
(c)

PART II
OTHER SIGNIFICANT CONDITIONS — Conditions contributing to death but not related to cause given in PART I (a):
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:

№ 75184

VITAL RECORDS

This is to certify that the above is a true and legal copy of the certificate on file in this office.

Deputy Registrar: [signature] Date: AUG - 4 2000

WARNING: IT IS ILLEGAL TO ALTER OR COPY THIS DOCUMENT

# HUNEWILL

RPTT-$7.20



# D E E D

THIS INDENTURE made this 25th day of August 1986, between LTR ENTERPRISES, a Nevada Partnership, of Yerington, Lyon County, Nevada, First Party, and HARVEY E. HUNEWILL and PHYLLIS P. HUNEWILL, Co-Trustees of the HARVEY E. HUNEWILL and PHYLLIS P. HUNEWILL TRUST, of #10 Artist View Drive, Wellington, Nevada, Second Parties.

## W I T N E S S E T H:

That First Party, for and in consideration of the sum of TEN DOLLARS ($10.00), lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, and convey and confirm unto the said Second Parties, as co-trustees as set forth above, an undivided twenty-five percent (25%) interest all its 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:

Commencing at the Northeast corner of Section 21, Township 13 North, Range 25 East, Mount Diablo Base and Meridian, thence South 84°12'55" West 318.54 feet to the point of beginning; thence South 88°57'08" East 144.17 feet to the centerline of Walker River; thence along Walker River, South 07°48'18" West 197.65 feet;

thence South 07°11'32" West 236.80 feet
thence South 03°08'15" West 212.09 feet
thence South 00°09'56" East 87.18 feet
thence South 16°24'49" East 76.46 feet
thence South 06°59'01" East 173.39 feet
thence South 00°56'29" East 140.04 feet
thence South 25°46'32" West 146.98 feet
thence South 43°28'05" West 220.98 feet
thence South 46°35'23" West 111.79 feet
thence South 43°09'17" West 119.44 feet
thence South 30°59'22" West 113.49 feet

QUITCLAIM DEED

THIS INDENTURE, made this 24th day of February, 1990, between HARVEY E. HUNEWILL, also known as HARVEY HUNEWILL, also known as H. E. HUNEWILL, and PHYLLIS P. HUNEWILL, also known as PHYLLIS HUNEWILL, husband and wife, of Lyon County, Nevada, First Parties, and HARVEY E. HUNEWILL and PHYLLIS P. HUNEWILL, also known as PHYLLIS M. HUNEWILL, Co-Trustees OF THE HARVEY E. HUNEWILL AND PHYLLIS P. HUNEWILL TRUST, dated October 9, 1984, Second Parties,

W I T N E S S E T H:

That First Parties, for and in consideration of the sum of ONE DOLLAR ($1.00), lawful money of the United States of America, to them in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, do by these presents, revise, release and forever quitclaim unto the said Second Parties, as Co-Trustees as set forth above, all their 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 ONE - A Portion of #10-741-12

Township 10 North, Range 24 East, M.D.B.&M.
Section 20: Northeast quarter of Southeast quarter.
Section 21: West half of Northwest quarter of Southwest quarter

PARCEL TWO - A Portion of #10-741-12

Township 10 North, Range 24 East, M.D.B.&M.
Section 21: East 1/2 of NW1/4 of SW 1/4.

PARCEL THREE - A Portion of #9-101-17

Lot 28, as shown on the Official Map of Artist View Subdivision No. 1, filed in the Office of Recorder of Lyon County, Nevada, on [illegible] as File No. 5508.

#7.70

D E E D

THIS INDENTURE made this 25th day of August,

between LTR ENTERPRISES, a Nevada Partnership, of

gton, Lyon County, Nevada, First Party, and HARVEY E.

ILL and PHYLLIS P. HUNEWILL, Co-Trustees of the HARVEY E.

NILL and PHYLLIS P. HUNEWILL TRUST, of #10 Artist View Drive,

ington, Nevada, Second Parties.

W I T N E S S E T H:

That First Party, for and in consideration of the sum of

N DOLLARS ($10.00), lawful money of the United States of

erica, and other good and valuable consideration, to it in hand

aid by the said Second Parties, the receipt whereof is hereby

cknowledged, does by these presents grant, bargain, sell, and

convey and confirm unto the said Second Parties, as co-trustees

as set forth above, an undivided twenty-five percent (25%) interest in

all its 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:

Commencing at the Northeast corner of Section 21, Township 13 North, Range 25 East, Mount Diablo Base and Meridian, thence South 84°12'55" West 318.54 feet to the point of beginning; thence South 88°57'08" East 144.17 feet to the centerline of Walker River; thence along Walker River, South 07°48'18" West 197.65 feet;

thence South 07°11'32" West 236.80 feet
thence South 03°08'15" West 212.09 feet
thence South 00°09'56" East 87.18 feet
thence South 16°24'49" East 76.46 feet
thence South 06°59'01" East 173.39 feet
South 06°56'29" East 140.04 feet
146.98 feet

# JENKINS

Jenkins, Kerry - heir to Joyce Jenkins



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (775) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**WAIVER OF PERSONAL SERVICE OF MOTIONS** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

TO: ZEH, SPOO & HEARNE, attorneys for proposed Plaintiff/Intervenor, Mineral County, Nevada

I acknowledge receipt of your request that I waive personal service of the documents involving the motion to intervene of Mineral County, Nevada, in the action of United States of America, *Plaintiff v. Walker River Irrigation District, et al.*, Defendants, which is Case No. C-125, Subfile No. C-125-C, in the United States District Court for the District of Nevada. I have also received a copy of the motion to intervene of Mineral County, the proposed complaint-in-intervention of Mineral County, the motion for preliminary injunction of Mineral County, and the Order Requiring Service of and Establishing Briefing Schedule Regarding the Motion to Intervene of Mineral County, along with two copies of this Waiver. I have also received a means by which I can return this signed waiver to you without cost to me.

I agree to save the cost of personal service of the documents, as above-described, by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Federal Rules of Civil Procedure, Rule 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to this matter or to the jurisdiction or venue of the Court except for objections based on a defect, if any, in the manner in which these documents have been provided to me.

I understand, that if I (or the entity on whose behalf I am acting) do not appear and respond to the motion to intervene, by August 23, 1999, and if the Court enters further orders with respect to answers or other responses to the proposed complaint-in-intervention or responses to the Motion for Preliminary Injunction, that I (or the entity on whose behalf

I am acting) shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 8 day of June, 1999.

(Signature)

Larry D. Jenkins, heir
(Printed name and title, if any)

to Joyce Jenkins
(Company or entity, if any)

# JUNCTION RANGE

00299

Recording requested by
and when recorded, mail to
and mail tax statements to:
William Jac Shaw, Esq.
Brooke & Shaw, Ltd.
P.O. Box 2860
Minden, NV 89423

Vol 755 Pgs 470-473

RECORDED IN MONO
COUNTY CALIFORNIA

'97 JAN 21 PM 2 54

$16.00
M.S. $10.00

**QUITCLAIM DEED**

THIS INDENTURE WITNESSETH: That for a valuable consideration, receipt of which is hereby acknowledged, BENTLY NEVADA CORPORATION (Grantor), does hereby remise, release, and quitclaim to BENTLY FAMILY LIMITED PARTNERSHIP, a Nevada limited partnership (Grantees), of P.O. Box 127, Minden, Nevada, its one-half interest in and to all that real property in the County of Mono, State of California, being Assessor's Parcel Numbers 06-110-05, 06, 09 and 16; 06-130-01; and, 06-140-02, 04, 05 and 14, and more specifically described in Exhibit "A", attached hereto and incorporated herein by reference.

TOGETHER WITH any and all water rights, whether decreed or permitted, geothermal rights, gas, oil or hydrocarbon, appurtenant to the real property described in Exhibit "A".

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.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said Grantees, and to their successors and assigns forever.

Witness my hand this 20th day of December, 1996.

BENTLY NEVADA CORPORATION

By: [signature]
DONALD E. BENTLY,
Its Chairman and CEO

STATE OF NEVADA )
) ss.
COUNTY OF DOUGLAS )

On 20 December, 1996, before me, a notary public, personally appeared DONALD E. BENTLY of BENTLY NEVADA CORPORATION, a Nevada corporation, personally known (or proved) to me to be the person whose name is subscribed to the above instrument who acknowledged that he executed the instrument.

[signature]
Notary Public

TIFFANY A. MORRIS
Notary Public - State of Nevada
Appointment Recorded in Douglas County
No: 96-0408-5 - Expires January 1, 2000

/realesta/bncmono.qut/20dec96/tam

# L.T.R. ENTERPRISES

# Grant, Bargain, Sale Deed

The undersigned grantor(s) declare(s)

Documentary transfer tax is $22.00

(X) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale

( ) Unincorporated area: ( ) City of ..... and

( ) Realty not sold

THIS INDENTURE WITNESSETH: That L.T.R. ENTERPRISES, a Partnership

in consideration of $ 10.00, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell

Convey to GARY D. MORGAN and MARIANNE MORGAN, husband and wife as Joint Tenants

all that real property situate in the County of Lyon
State of Nevada, bounded and described as follows:

The NORTHEAST 1/4 of the SOUTHWEST 1/4 of Section 32, Township 14 North, Range 25 East, M.D.& M.

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

Witness our hands this 14th day of April, 1

L.T.R. ENTERPRISES, a Partnership

By: THOMAS J. GRADY, General P

RAY AIAZZI, General Partne

LAWRENCE C. MASINI, Genera

STATE OF NEVADA
COUNTY OF LYON } SS.

On 4-25-19

personally appeared before me, a Notary Public, Thomas J. Grady, Ray Aiazzi and Lawrence C. Masini, known to me to be the General Partners of the Partnership that executed

# Quitclaim Deed



The undersigned grantor(s) declare(s):

Documentary transfer tax is $.....

( ) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale.

( ) Unincorporated area: ( ) City of....., and

(X) Realty not sold.

In consideration of $ 10.00, receipt of which is acknowledged L.T.R. ENTERPRISES

do es hereby quitclaim to VINCENT DYE and KATHLEEN DYE, husband and wife as joint tenants

the real property in the

County of LYON State of Nevada, described as:

All rights to that certain water right in the Northwest quarter of the Southwest quarter of Section 4, Township 13 North, Range 25 East, M.D.B.&M. under Permit No. 45858.

Witness our hands this 16th day of November, 19 90

L.T.R. ENTERPRISES

LARRY MASINI

RAY AIAZZI

TOM GRADY

STATE OF NEVADA,
COUNTY OF Lyon } SS.

On 16th of Nov. 1990 personally appeared before me, a Notary Public, LARRY MASINI, RAY AIAZZI and TOM GRADY

who acknowledged that they executed the above instrument.

Signature (Notary Public)

→ *If executed by a Corporation the Corporation Form of Acknowledgment must be used.*

Escrow No.

The undersigned grantor(s) declare(s):

Documentary transfer tax is $ N/C

( ) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale.

( ) Unincorporated area: ( ) City of ....., and

( ) Realty not sold.

In consideration of $ 10.00, receipt of which is acknowledged L.T.R. ENTERPRISES, a Partnership

does hereby quitclaim to VINCENT DYE and KATHLEEN DYE, husband and wife as joint tenants

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

ALL RIGHTS TO THAT CERTAIN WATER RIGHT IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 13 NORTH, RANGE 25 EAST, M.D.B. & M., UNDER PERMIT NO.22060.

Witness our hands this 18th. day of October, 1991

L.T.R. ENTERPRISES

By: LARRY MASINI

RAY AIAZZI

TOM GRADY

STATE OF NEVADA, COUNTY OF Lyon } SS.

On October 18, 1991 personally appeared before me, a Notary Public,

Larry Masini, Ray Aiazzi and Tom Grady

who acknowledged that they executed the above instrument.

Signature Donna M. MacGill (Notary Public)

DONNA M. MacGILL

→ *If executed by a Corporation the Corporation Form of Acknowledgment must be used.*

Escrow No.

# LINSCOTT

# United States District Court

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff

WALKER RIVER PAIUTE TRIBE,
Plaintiff-Intervenor,

V.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

Defendants

## SUMMONS IN A CIVIL CASE

CASE NUMBER:

IN EQUITY NO. C-125-C-ECR

TO: (Name and address of defendant) ALL WATER RIGHTS HOLDERS IN THE WALKER RIVER

Jeannie Pace
Executor of Estate of George & Louise Linscott
2595 Rio Alayne Court
Sparks NV 89436

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

TREVA J. HEARNE, ESQ.
ZEH, POLAHA, SPOO & HEARNE
575 Forest Street
Reno, Nevada 89509

FILED
97 AUG 19 PM 1:25
LANCE S. WILSON
CLERK
BY _____ DEPUTY

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

This action is brought by Plaintiff-Intervenor against Defendants, as set forth in the Amended Complaint In Intervention on file herein.

LANCE S. WILSON, CLERK

CLERK

SEAL

DEPUTY CLERK

APR 2[illegible] 1997

DATE

AO 440 (Rev. 10/93) Summons In a Civil Actio.



## RETURN OF SERVICE

| | |
|---|---|
| Service of the Summons and Complaint was made by me[1] | DATE 8/18/97 |
| NAME OF SERVER (PRINT) Kelvin Buchanan | TITLE |

Check one box below to indicate appropriate method of service

☑ Served personally upon the defendant. Place where served: Served Jeannie Pace @ 2595 Rio Alayne Court @ 8:45PM, 8/18/97

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

☐ Other (specify): _____

## STATEMENT OF SERVICE FEES

| TRAVEL | SERVICES | TOTAL |
|---|---|---|
| | | |

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 8/19/97
Date

Signature of Server

P.O. Box 1749, Las Vegas, NV 89125
Address of Server

[1] As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

AFFIDAVIT - DEATH OF JOINT TENANT

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

LOUISE LINSCOTT, being first duly sworn, deposes and says:

That she is the surviving spouse of GEORGE LESTER LINSCOTT, the decedent mentioned in the attached certified copy of Certificate of Death, and the decedent is the same person as GEORGE L. LINSCOTT named as one of the parties in that certain Long Form Deed of Trust and Assignment of Rents dated September 2, 1987, executed by Savino M. Palomarez and Teresa G. Palomar husband and wife, as Trustors, Northern Nevada Title Company, Nevada Corporation, as Trustee, and GEORGE L. LINSCOTT and LO LINSCOTT, husband and wife, as joint tenants, as Beneficiarie recorded as Document No. 0110325 in the Official Records of I County, Nevada, on September 15, 1987, covering the following described property situate in the County of Lyon, State of Nevada, and more particularly described as follows, to-wit:

Beginning at a point on the West line of South Center Street, in said City of Yerington, at 180 feet South and 354 feet West from the Section corner common to Sections 14, 15, 22, and 23, Township 13 North, Range 25 East, M.D.B.&M.; thence first course South along the West line of said South Center Street, a distance of 100 feet; thence at right angles West 150 feet; thence at right angles North 100 feet; thence at right angles East 150 feet to the point of beginning.

EXCEPTING THEREFROM that certain parcel Deeded to M. R. and Inga Berg, recorded September 6, 19 as Document No. 40261, Lyon County Official Reco

FURTHER EXCEPTING THEREFROM that certain parcel Jerry R. Colegrove, recorded May 1, 1 Lyon County Official

# WASHOE COUNTY DISTRICT HEALTH DEPARTMENT

VITAL STATISTICS
Reno, Nevada

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS
CERTIFICATE OF DEATH

ILL 65 IMAGE 136 175

STATE FILE NUMBER

LOCAL FILE NUMBER

1 DECEASED—NAME First: George Middle: Lester Last: LINSCOTT

2 DATE OF DEATH (Month Day Year): February 1, 1988

3a COUNTY OF DEATH: Washoe

3b CITY, TOWN, OR LOCATION OF DEATH: Reno

3c HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street or location): Washoe Medical Center

3d INSIDE CITY LIMITS (Specify Yes or No): Yes

3e If Hosp. or Inst. indicate DOA, OP, Emer, Inpatient (Specify): Inpatient

4a RACE—(e.g., White, Black, American Indian, etc) (Specify): White

4b ETHNIC: American

5a AGE—Last Birthday (Years): 79

5b UNDER 1 YEAR: MOS. DAYS

5c UNDER 1 DAY: HOURS : MINS

6 DATE OF BIRTH (Mo. Day Yr.): September 14, 1908

7 SEX: Male

8 STATE OF BIRTH (If not U.S.A., name country): California

9 CITIZEN OF WHAT COUNTRY: U.S.A.

10 MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): Married

11 SURVIVING SPOUSE (If wife, give maiden name): Louise Pittwood

12 WAS DECEDENT EVER IN U.S. ARMED FORCES? (Specify Yes or No): No

13 SOCIAL SECURITY NUMBER: 530-20-0439

14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired): Executive Director

14b KIND OF BUSINESS OR INDUSTRY: Department of Agriculture United States Government

15a RESIDENCE—STATE: Nevada

15b COUNTY: Lyon

15c CITY, TOWN, OR LOCATION: Yerington

15d STREET AND NUMBER: 315 S. Center

15e INSIDE CITY LIMITS (Specify Yes or No): Yes

16. FATHER—NAME First: George Middle: L. Last: Linscott Sr.

17 MOTHER—MAIDEN NAME First: Lucille Middle: Last: Whines

18a INFORMANT—NAME (Type or Print): Louise Linscott

18b MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): P.O. Box 59, Yerington, Nevada 89447

19a BURIAL, CREMATION, REMOVAL, OTHER (Specify): Cremation

19b CEMETERY OR CREMATORY—NAME: Mountain View Crematory

19c LOCATION City or Town: Reno State: Nevada

20a. FUNERAL DIRECTOR—SIGNATURE (Or Person Acting as Such): [illegible]

20b NAME AND ADDRESS OF FACILITY: Ross, Burke & Knobel, 2155 Kietzke Lane, Reno, Nevada 895

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 and Title): [illegible]

21b DATE SIGNED (Mo., Day, Yr.): 2-3-88

21c HOUR OF DEATH: 2035

21d NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print): J. Malcolm Edmiston, M.D.

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 and Title): [illegible]

22b DATE SIGNED (Mo., Day, Yr.)

22c HOUR OF DEATH

PRONOUNCED DEAD (Mo., Day, Yr.) 22d ON

PRONOUNCED DEAD (Hour) 22e AT

NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): J. Malcolm Edminston, M. D., 850 Mill Street, Reno, Nevada 89502

23 REGISTRAR

24a (Signature): [illegible] Dep

24b DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.): February 4, 1988

24c DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

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

PART I

(a) [illegible] — Interval between onset and death: [illegible]

DUE TO, OR AS A CONSEQUENCE OF

(b) [illegible] — Interval between onset and death: [illegible]

DUE TO, OR AS A CONSEQUENCE OF

(c) [illegible] — Interval between onset and death: [illegible]

PART II OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not related to cause given in PART I (a): [illegible]

26 AUTOPSY (Specify Yes or No): No

27 WAS CASE REFERRED TO CORONER (Specify Yes or No):

28a 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

SEAL AFFIXED

№ 75199

044 2848

Case No. PE 5328

Dept. No. II

FILE

96 SEP 16 PM 1:10

MARIAN CONNELLY
LYON COUNTY CLERK
KATHY THOMAS
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
LOUISE LINSCOTT,
Deceased.
_____/

ORDER SETTING ASIDE ESTATE WITHOUT ADMINISTRATION AND ORDERING IMMEDIATE DISTRIBUTION

JEAN PACE, having on the 26th day of August, 1996, filed her verified Petition to Set Aside Estate Without Administration, and the Court having considered said Petition and being fully advised, finds:

1. That LOUISE LINSCOTT, died on or about July 22, 1995, in Reno, Washoe County, Nevada, and was at the time of she death a resident of Yerington, Lyon County, Nevada.

2. That said decedent left a Last Will and Testament and First Codicil to Will bearing dates of June 22, 1989 and July 20, 1989, respectively, the originals of which have been filed with the Clerk of the above-entitled court, and which the Court finds to be the Last Will and Testament and First Codicil to Will of said decedent.

3. That said decedent left property in Lyon County, Nevada, the value of which does not exceed the sum of TWENTY-FIVE THOUSAND DOLLARS ($25,000.00), and that said property consists of the following described real property, mining claims and savings bonds:

# STATE OF NEVADA

DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH
VITAL STATISTICS

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS

65 IMAGE 136

## CERTIFICATE OF DEATH

LOCAL FILE NUMBER 175 — STATE FILE NUMBER

| | | | |
|---|---|---|---|
| DECEASED—NAME (First, Middle, Last): George Lester LINSCOTT | DATE OF DEATH (Month, Day, Year): 2 February 1, 1988 | COUNTY OF DEATH: 3a. Washoe | |
| CITY, TOWN, OR LOCATION OF DEATH: b. Reno | HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street and number): 3c Washoe Medical Center | INSIDE CITY LIMITS (Specify Yes or No): 3d Yes | If Hosp. or Inst. indicate DOA, OP, Emer, Rm, Inpatient (Specify): 3e Inpatient |
| RACE—(e.g., White, Black, American Indian, etc) (Specify): 4a. White | ETHNIC: 4b American | AGE—Last Birthday (Years): 5a 79 | UNDER 1 YEAR MOS : DAYS 5b : ; UNDER 1 DAY HOURS : MINS 5c : ; DATE OF BIRTH (Mo., Day, Yr.): 6 September 14, 1908 | SEX: 7 Male |
| STATE OF BIRTH (If not U.S.A., name country): California | CITIZEN OF WHAT COUNTRY: 9 U.S.A. | MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): 10 Married | SURVIVING SPOUSE (If wife, give maiden name): 11 Louise Pittwood | WAS DECEDENT EVER IN U.S. ARMED FORCES? (Specify Yes or No): 12. No |
| SOCIAL SECURITY NUMBER: 13. 530-20-0439 | USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired): 14a. Executive Director | KIND OF BUSINESS OR INDUSTRY: 14b. Department of Agriculture United States Government | | |
| RESIDENCE—STATE: 15a. Nevada | COUNTY: 15b. Lyon | CITY, TOWN, OR LOCATION: 15c. Yerington | STREET AND NUMBER: 15d. 315 S. Center | INSIDE CITY LIMITS (Specify Yes or No): 15e. Yes |
| FATHER—NAME (First, Middle, Last): 16. George L. Linscott Sr. | MOTHER—MAIDEN NAME (First, Middle, Last): 17 Lucille Whines | | | |
| INFORMANT—NAME (Type or Print): 18a. Louise Linscott | MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): 18b. P.O. Box 59, Yerington, Nevada 89447 | | | |
| BURIAL, CREMATION, REMOVAL, OTHER (Specify): 19a. Cremation | CEMETERY OR CREMATORY—NAME: 19b. Mountain View Crematory | LOCATION (City or Town, State): 19c. Reno Nevada | | |
| FUNERAL DIRECTOR—SIGNATURE (Or Person Acting as Such): 20a. [signature] | NAME AND ADDRESS OF FACILITY: 20b. Ross, Burke & Knobel, 2155 Kietzke Lane, Reno, Nevada 89502 | | | |

CERTIFIED PHYSICIAN

21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated. (Signature and Title) ➤ J. Malcolm Edmiston M.D.

DATE SIGNED (Mo., Day, Yr.) 21b. 2-3-88 — HOUR OF DEATH 21c. 2035

NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print) 21d. J. Malcolm Edmiston, M.D.

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 and Title) ➤

DATE SIGNED (Mo., Day, Yr.) 22b — HOUR OF DEATH 22c.

PRONOUNCED DEAD (Mo., Day, Yr.) 22d. ON — PRONOUNCED DEAD (Hour) 22e. AT

NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print)
23. J. Malcolm Edminston, M. D., 850 Mill Street, Reno, Nevada 89502

REGISTRAR
a. (Signature) [signature] Dep — DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.) 24b. February 4, 1988 — DEATH DUE TO COMMUNICABLE DISEASE 24c. YES ☐ NO ☒

PART I — IMMEDIATE CAUSE (a) (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c).) Congestive heart failure — Interval between onset and death: 5 days
(b) DUE TO, OR AS A CONSEQUENCE OF: A.S.H.D. Coronary thrombosis — Interval between onset and death: 2 yrs ±
(c) DUE TO, OR AS A CONSEQUENCE OF: Severe emphysema — Interval between onset and death: 20 yrs ±

PART II — OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not related to cause given in PART I (a): Chronic cor pulmonale, gastroenteritis — AUTOPSY (Specify Yes or No) 26. No — WAS CASE REFERRED TO CORONER (Specify Yes or No) 27 No

ACC., SUICIDE, HOM., UNDET., OR PENDING INVEST. (Specify) 28a — DATE OF INJURY (Mo., Day, Yr.) 28b — HOUR OF INJURY 28c — DESCRIBE HOW INJURY OCCURRED 28d

INJURY AT WORK (Specify Yes or No) 28e — PLACE OF INJURY—At home, farm, street, factory, office building, etc. (Specify) 28f — LOCATION 28g — STREET OR R.F.D. No. — CITY OR TOWN — STATE

SEAL AFFIXED

№ 75199 5/0

VITAL RECORDS

THIS INDENTURE made this 12th day of February, 1984, between GEORGE L. LINSCOTT, LOUISE LINSCOTT, and JEAN ELLEN PACE, Trustees under a revocable trust agreement executed by GEORGE L. LINSCOTT and LOUISE LINSCOTT, as Trustors on August 29, 1979, of Lyon County, Nevada, First Parties, and GEORGE L. LINSCOTT and LOUISE LINSCOTT, husband and wife, of 316 S. Center Street, Yerington, Nevada, Second Parties,

W I T N E S S E T H:

That First Parties, for and in consideration of the sum of ONE DOLLAR ($1.00), lawful money of the United States of America, to them in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, do by these presents revise, release and forever quitclaim unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof, all their 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:

> Commencing at a point 180 feet South and 190 feet West from the Section corner common to Sections 14, 15, 22, and 23, in Township 13 North, Range 25 East, M.D.B.&.M., and running thence West to the East line of Center Street 104 feet; thence South along the East line of Center Street a distance of 90 feet; thence at right angles East a distance of 104 feet; thence North a distance of 90 feet to the place of beginning.

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion

profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof.

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

GEORGE L. LINSCOTT, Trustee

LOUISE LINSCOTT, Trustee

JEAN ELLEN PACE, Trustee

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On this 12th day of January, 1987, before me, a notary public, personally appeared GEORGE L. LINSCOTT, and LOUISE LINSCOTT, who acknowledged to that they executed the foregoing Quitclaim Deed.

Notary Public

JANICE SHIRLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES APR. 28, 1987

STATE OF Nevada )
) ss.
COUNTY OF Washoe )

On this 21st day of December, 1983, before me, a notary public, personally appeared JEAN ELLEN PACE, who acknowledged to me that she executed the foregoing Quitclaim Deed.

QUITCLAIM DEED

THIS INDENTURE made this 12th day of January, 1984, between GEORGE L. LINSCOTT, LOUISE LINSCOTT, and JEAN ELLEN PACE, Trustees under a revocable trust agreement executed by GEORGE L. LINSCOTT and LOUISE LINSCOTT, as Trustors on August 29, 1979, of Lyon County, Nevada, First Parties, and GEORGE L. LINSCOTT and LOUISE LINSCOTT, husband and wife, of 316 S. Center Street, Yerington, Nevada, Second Parties,

W I T N E S S E T H:

That First Parties, for and in consideration of the sum of ONE DOLLAR ($1.00), lawful money of the United States of America, to them in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, do by these presents revise, release and forever quitclaim unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof, all their 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:

Beginning at a point on the West line of South Center Street, in said City of Yerington, at 180 feet South and 354 feet West from the Section corner common to Sections 14, 15, 22, and 23, Township 13 North, Range 25 East, M.D.B.&.M., said point being the northeast corner of Lot 4 in Block 4, Bovard Tract, according to the plat thereof; thence first course South along the west line of said South Center Street, a distance of 100 feet; thence at right angles West 150 [illegible] angles North 100 feet;

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

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

GEORGE L. LINSCOTT, Trustee

LOUISE LINSCOTT, Trustee

JEAN ELLEN PACE, Trustee

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On this 12th day of January, 1984, before me, a notary public, personally appeared GEORGE L. LINSCOTT and LOUISE LINSCOTT, who acknowledged to me that they executed the foregoing Quitclaim Deed.

Notary Public

JANICE SHIPLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES APR. 28, 1987

STATE OF Nevada )
) ss.
COUNTY OF Washoe )

On this 21st day of December, 1983, before me, a notary public, personally appeared JEAN ELLEN PACE, who acknowledged to me that she executed the foregoing Quitclaim Deed.

Notary Public

profits thereof.

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

GEORGE L. LINSCOTT, Trustee

LOUISE LINSCOTT, Trustee

JEAN ELLEN PACE, Trustee

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On this 12th day of January, 1984, before me, a notary public, personally appeared GEORGE L. LINSCOTT and LOUISE LINSCOTT, who acknowledged to me that they executed the foregoing Quitclaim Deed.

Notary Public

STATE OF Nevada )
) ss.
COUNTY OF Washoe )

On this 21st day of December, 1983, before me, a notary public, personally appeared JEAN ELLEN PACE, who acknowledged to me that she executed the foregoing Quitclaim Deed.

Notary Public

# MENESINI

# STATE OF NEVADA

## DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH
VITAL STATISTICS

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS

## CERTIFICATE OF DEATH

LOCAL FILE NUMBER | STATE FILE NUMBER

1. DECEASED—NAME: First: Lucinda | Middle: Elaine | Last: MENESINI
2. DATE OF DEATH (Month, Day, Year): November 26, 1988
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 Community Hospital
3d. INSIDE CITY LIMITS (Specify Yes or No): Yes
3e. If Hosp. or Inst. indicate DOA, OP/Emer, Rm. Inpatient (Specify): Inpatient
4a. RACE—(e.g., White, Black, American Indian, etc) (Specify): White
4b. ETHNIC:
5a. AGE—Last Birthday (Years): 40
5b. UNDER 1 YEAR: MOS : DAYS
5c. UNDER 1 DAY: HOURS : MINS
6. DATE OF BIRTH (Mo., Day, Yr.): January 22, 1948
7. SEX: Female
8. STATE OF BIRTH (If not U.S.A., name country): Nevada
9. CITIZEN OF WHAT COUNTRY: U.S.A.
10. MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): Married
11. SURVIVING SPOUSE (If wife, give maiden name): Don Menesini
12. WAS DECEDENT EVER IN U.S. ARMED FORCES? (Specify Yes or No): N
13. SOCIAL SECURITY NUMBER: 530-38-7889
14a. USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired): Utility Clerk
14b. KIND OF BUSINESS OR INDUSTRY: First Interstate Bank
15a. RESIDENCE—STATE: Nevada
15b. COUNTY: Lyon
15c. CITY, TOWN, OR LOCATION: Yerington
15d. STREET AND NUMBER: 111 Hwy 95A North
15e. INSIDE CITY LIMITS (Specify Yes or No): No
16. FATHER—NAME: First: Arthur | Middle: | Last: Kranjack
17. MOTHER—MAIDEN NAME: First: Elaine | Middle: | Last: Sheehan
18a. INFORMANT—NAME (Type or Print): Mr. Don Menesini
18b. MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): 111 Hwy 95A North, Yerington, Nevada 89447
19a. BURIAL, CREMATION, REMOVAL, OTHER (Specify): Burial
19b. CEMETERY OR CREMATORY—NAME: Valley View Cemetery
19c. LOCATION (City or Town, State): Yerington, Nev ada
20a. FUNERAL DIRECTOR—SIGNATURE (Or Person Acting as Such): [signature]
20b. NAME AND ADDRESS OF FACILITY: Freitas Funeral Home, Box 507, Yerington, Nevada 89447

To be Completed by CERTIFIED PHYSICIAN

21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated. (Signature and Title): [signature] MD
21b. DATE SIGNED (Mo., Day, Yr.): 12/2/88
21c. HOUR OF DEATH: 0945
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 and Title):
22b. DATE SIGNED (Mo., Day, Yr.):
22c. HOUR OF DEATH:
22d. PRONOUNCED DEAD (Mo., Day, Yr.) ON:
22e. PRONOUNCED DEAD (Hour) AT:

23. NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, MEDICAL EXAMINER OR CORONER) (Type or Print): Dr. Robin Titus, 405 South Main Street, Yerington, Nevada 89447

24a. REGISTRAR (Signature): [signature]
24b. DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.): 12-2-88
24c. DEATH DUE TO COMMUNICABLE DISEASE: YES ☐ NO ☒

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) Metastatic cancer to adrenal — Interval between onset and death: months
DUE TO, OR AS A CONSEQUENCE OF
(c) Ovarian cancer — Interval between onset and death: 1 yr

PART II
OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not related to cause given in PART I (a)

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: M
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

Manesini, Donald - hand to Melinda Manesini



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kenneth Peale, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Donald Menesini, heir to (Print name of person served)

of: Lucinda Menesini (Title and company where applicable)

on: 6-12-99 (Date of service)

at: 12:00 noon 111 North 95 Yerington (Time of service)

at the following place:

95 Hwy 111 North, Yerington (Address or location)

in the following manner:

[✓] served personally

[ ] left copies

[ ] unable to execute service (why) _____

_____.

[ ] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

6-12-99
Date

Signature of Server

[illegible]

[illegible]
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# MINISTER

shall nevertheless be deemed to have notice of those subsequent orders of the Court.

DATED this 7th day of MAY, 1995.

Rose Alice Minister
(Signature)

ROSE ALICE MINISTER
(Printed name and title, if any)

BOLTON-ROSE TRUST
(Company or entity, if any)



F-16

When Recorded, return to:

Clark J. Guild, Jr.
Guild & Hagen, Ltd.
P.O. Box 2838
Reno, NV 89505

MEMORANDUM OF TRUST EXISTENCE AND AUTHORITY

THIS MEMORANDUM OF TRUST is made and entered into by BOLTON FRANCIS MINISTER and ROSE ALICE MINISTER, collectively Trustor, who on the 2nd day of June, 1993, restated THE BOLTON-ROSE TRUST, a revocable inter vivos trust, with ROSE ALICE MINISTER as Trustee.

The following provisions are found in said Trust Agreement and may be relied upon as a full statement of the matters covered by such provisions, except as noted herein, by anyone dealing with the Trustees or their successors:

> Trustor's Power Over the Trust. The Trustor reserves the power to revoke, amend, or terminate the Trust, in whole or in part, without the consent of any person. Revocation and amendment of the Trust shall be made by the delivery to the Trustee of an instrument in writing signed by the Trustor. On revocation or termination of the Trust, all of its assets shall be promptly delivered to the Trustor.
>
> Trustee. ROSE ALICE MINISTER is appointed Trustee of all trusts created hereunder. In the event of the death, disability or resignation of ROSE ALICE MINISTER, BOLTON FRANCIS MINISTER is appointed successor Trustee, followed by BOLTON CHARLES MINISTER and then, FRANCES ALICE PEKAR. As used in this instrument, the term "Trustee" shall include any successor Trustee.
>
> Trustee Administrative Powers. Except as otherwise provided in this instrument and limited by the purposes of this instrument,

P. O. Box 1791
Minden, Nev. 89423



SPACE ABOVE THIS LINE FOR RECORDER'S USE

# SUBSTITUTION OF TRUSTEE AND DEED OF FULL RECONVEYANCE

WHEREAS, TIMOTHY MINISTER and JOSEPHINE MINISTER, husband and wife was the original Trustor, INTER-COUNTY TITLE OF NEVADA, a Nevada Corporation was the original Trustee, and BOLTON ROSE TRUST was the original Beneficiary under that certain deed of Trust dated July 8, 1983 and recorded on July 22, 1983, in book ---, page --- of Official Record of Lyon County, under Document No. 78923, and

WHEREAS, the undersigned is the present Beneficiary under said Deed of Trust, and

WHEREAS, the undersigned desires to substitute a new Trustee under said Deed of Trust in the place and stead of said original Trustee thereunder, in the manner in said Deed of Trust provided,

THEREFORE, the undersigned hereby substitutes themselves, BOLTON ROSE TRUST as trustee under said deed of trust

NOW, THEREFORE, BOLTON ROSE TRUST, as substituted Trustee, do es hereby reconvey without warranty, to the person or persons legally entitled thereto, the estate held by the trustee, declaring that the indebtedness secured by said deed of trust HAS BEEN FULLY PAID.

Whenever the context hereof so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

Dated January 16, 1987.

BOLTON ROSE TRUST
Beneficiary

Rose Alice Minister
By: Rose Alice Minister, Trustee
Beneficiary

FOR INDIVIDUAL ACKNOWLEDGMENT

STATE OF Nevada
COUNTY OF Lyon } SS.
On January 16, 1987 before me, the undersigned, a Notary Public in and for said State, personally appeared Rose Alice Minister

known to me to be the person whose name she subscribed to the within instrument and acknowledged that she executed the same

WITNESS my hand and official seal

Joyce A. D'Angelo

BOLTON ROSE TRUST
Trustee

Rose Alice Minister
By: Rose Alice Minister, Trustee
Trustee

FOR INDIVIDUAL ACKNOWLEDGMENT

STATE OF Nevada
COUNTY OF Lyon } SS.
On January 16, 1987 before me, the undersigned, a Notary Public in and for said State, personally appeared Rose Alice Minister

known to me to be the person whose name she subscribed to the within instrument and acknowledged that she executed the same

WITNESS my hand and official seal

Signature Joyce A. D'Angelo

# MOORE

: 9 - 12 - 96

# GRANT DEED

A.P.N. 4-221-07

L PROPERTY TRANSFER TAX: 34.45

✓ ) computed on full value of property conveyed, or
) computed on full value less value of liens and encumbrances ASSUMED

R A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
nthony P. Moore and Monica R. Moore, Husband & wife
ho acquired title as Anthony P. Moore, a single man.
(es) hereby GRANT TO
lfred W. Palmer and Joy Lee Palmer, husband & wife as
oint tenants
he real property situate in the County of Lyon, State of Nevada,
escribed as follows: For legal description of property,
See exibit A

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

Anthony P. Moore
Monica R. Moore
ANTHONY P. MOORE
MONICA R. MOORE

STATE OF NEVADA
COUNTY OF Carson City
On September 11, 1996 before me the undersigned, a Notary Public in and for said County and State, personally appeared
Anthony P. Moore and
Monica R. Moore

known to me 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.

WITNESS my hand and official seal

Gayle Boesen

GAYLE BOESEN

SPACE BELOW FOR RECORDER'S USE

Exibit A

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

A parcel of land located in the NW 1/4 of the NE 1/4 of Section 10, 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 which is located on the South side of Penrose Lane; said point being S. 89 degrees 28'30" E. 2855.16 feet and S 0 degrees 20' E, 30.00 feet from the northwest corner of said Section 10; thence S 0 degrees 20'00" E 66.00 feet; thence S 89 degrees 28'30" E 219.63 feet; thence N 0 degrees 20'00" W 660.00 feet; thence N 89 degrees 28'30" W, 219.63 feet along the South side of Penrose Lane to the point of beginning.

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

197220

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kelly Walton-Buchanan, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Jay L. Palmer (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/28/98 (Date of service)

at: 9:10 a.m. (Time of service)

at the following place:

55 Butte Ln, Yerington, NV (Address or location)

in the following manner:

[✓] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

3/1/98
Date

Kelly Wade-Buchanan
Signature of Server

PO Box 660
Carson City, NV 89702
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, POLAHA, SPOO, HEARNE & PICKER**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Polaha, Spoo, Hearne & Picker
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (702) 323-5700 FAX: (702) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Holly Walton-Buchanan, hereby certify that service of process of Mineral
(Print name of server)

1)-106

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Alfred W. Palmer (Print name of person served)

of: _____ (Title and company where applicable)

on: 2/28/98 (Date of service)

at: 9:10 a.m. (Time of service)

at the following place:

55 Butte Ln., Yerington, NV (Address or location)

in the following manner:

[____] served personally

[____] left copies

[____] unable to execute service (why) _____

[✓] other (specify) Joy L. Palmer, wife, accepted service.

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

3/1/98
Date

Signature of Server

PO Box 660
Carson City, NV 89702
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# NAGEL

Case No. PE 5510

Dept. No. II

FILED

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 HELEN JOSEPHINE NAGEL, also known as HELEN J. NAGEL, Deceased.

ORDER AND DECREE APPROVING PETITION FOR LETTERS TESTAMENTARY AND FOR SUMMARY ADMINISTRATION

DIANE NAGEL, Executrix of the Estate of HELEN JOSEPHINE NAGEL, also known as HELEN J. NAGEL, Deceased, having heretofore filed her First and Final Account, of her administration of said estate, and having with said account filed a Petition for Distribution of said estate, and said account and petition this day coming on regularly to be heard, and proof having been made to the satisfaction of the Court that notice of said hearing has been given in the manner and for the time required by law, and no person appearing to contest the same, this Court, after hearing and considering the evidence and being fully advised, finds:

1. That on January 30, 1998, this Court made and entered its Order establishing that the decedent died testate, on or about the 31st day of October, 1997 in Yerington, Lyon County, Nevada, and was at her death a resident of Yerington, Nevada; that decedent left real property subject to the jurisdiction of this Court, in the State of Nevada, and ordering that Letters [illegible] the decedent be issued to Diane

Nagel upon her taking of the oath.

2. That Diane Nagel qualified as Executrix on February 4, 1998, and entered upon the administration of said estate and has ever since continued to administer it.

3. That Notice to Creditors has been given as required by law, and the time for presentation of claims against the estate expired on April 7, 1998; that there were no claims filed against the estate.

4. That the Executrix duly filed with this Court a verified Record of Value on March 9, 1998, showing the assets of SEVENTH SIX THOUSAND FIVE HUNDRED FIFTY FIVE AND 99/100 DOLLARS ($76,555.99).

5. That the only assets contained in the estate are the following described real property:

REAL PROPERTY

All that certain land situated in a portion of the Northwest 1/4 of Section 5, Township 13 North, Range 26 East, Mount Diablo Meridian and identified as Parcel B as shown on that certain Record of Survey for Robert & Shirley Nagel, File No. 126748, Lyon County Records, being described as follows:

Beginning at the Northwest corner of said Parcel B as shown on said Record of Survey, thence along the Southerly right of way of Pete Hendricks Road as shown on said Record of Survey, South 89°57'00" East a distance of 430.08 feet to the Northeast corner of said Parcel B; thence leaving said right of way and along the easterly line of said Parcel B, South 0°03'00" West a distance of 300.30 feet to the Southeast corner of said Parcel B; thence along the southerly line of said Parcel B, North 89°57'00" West a distance of 430.08 feet to the Southwest corner of said Parcel B; thence along the Westerly line of said Parcel B, North 0°03'00" East a distance

RPTT #3

EXECUTRIX' DEED

THIS DEED made this 11th day of May, 1998, between DIANE NAGEL, Executrix of the Estate of HELEN JOSEPHINE NAGEL, also known as HELEN J. NAGEL, Deceased and herein referred to as Grantor, and DIANE NAGEL, an unmarried woman, of 6 Jackson Lane, Yerington, Nevada 89447, herein referred to as Grantee,

W I T N E S S E T H:

That on the 11th day of May, 1998, the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, in Action No. PE5510, made an order directing the Executrix to convey to the Grantee, that certain real property belonging to the Estate of HELEN JOSEPHINE NAGEL, also known as HELEN J. NAGEL, Deceased, situate in the County of Lyon, State of Nevada, and specified and particularly described in said Order which is on file and of record in the Court and is hereby referred to and made a part of this deed.

The Executrix, pursuant to the Order above-mentioned of the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, in consideration of the sum of ONE DOLLAR ($1.00), paid to Executrix by Grantee, the receipt of which is hereby acknowledged, does by these presents revise, release and forever quitclaim unto the said Grantee, her heirs and assigns forever, all the right, title, and interest that the Estate, by operation of law or otherwise, may have acquired, other than or in [illegible] that of the deceased at the time of her death, in and

to-wit:

REAL PROPERTY

All that certain land situated in a portion of the Northwest 1/4 of Section 5, Township 13 North, Range 26 East, Mount Diablo Meridian and identified as Parcel B as shown on that certain Record of Survey for Robert & Shirley Nagel, File No. 126748, Lyon County Records, being described as follows:

Beginning at the Northwest corner of said Parcel B as shown on said Record of Survey, thence along the Southerly right of way of Pete Hendricks Road as shown on said Record of Survey, South 89°57'00" East a distance of 430.08 feet to the Northeast corner of said Parcel B; thence leaving said right of way and along the easterly line of said Parcel B, South 0°03'00" West a distance of 300.30 feet to the Southeast corner of said Parcel B; thence along the southerly line of said Parcel B, North 89°57'00" West a distance of 430.08 feet to the Southwest corner of said Parcel B; thence along the Westerly line of said Parcel B, North 0°03'00" East a distance of 300.30 feet to the point of beginning of this description.

Containing 2.96 acres, more or less.

A.P.N. 14-551-06

TOGETHER WITH the tenements, hereditaments and appurtenances belonging to the premises.

TO HAVE AND TO HOLD the above-described premises, together with the appurtenances, to Grantee, her heirs and assigns forever.

IN WITNESS WHEREOF, the Executrix of the Estate of HELEN JOSEPHINE NAGEL, also known as HELEN J. NAGEL, Deceased, has executed this Deed at Yerington, Nevada, the day and year first

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Corey Gosar, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Dave Nagel, heir to: (Print name of person served)

of: Robert & Helen Nagel (Title and company where applicable)

on: 7/3/99 (Date of service)

at: 2:30 (Time of service)

at the following place:

6 Jackson Ln, Yerington, NV (Address or location)

in the following manner:

[✓] served personally

[____] left copies

[____] unable to execute service (why) _____

_____.

[____] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

7/3/99
Date

Signature of Server

4971 Catalina dr. #2

Reno, NV. 89502

(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# NANNINI

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Thank you in advance for your anticipated cooperation with this matter. If you should have any questions or comments, please do not hesitate to contact either myself or my secretary, Carol, at (775) 323-5700.

Sincerely yours,

ZEH, SPOO & HEARNE

Treva J. Hearne

TREVA J. HEARNE

TJH/ce

I, Anna Nannini, am the sole heir to Guido Nannini and Joseph and Virginia Giodo, and their water rights did revert to me, as their sole heir. See Note below

Dated: August ____, 2000

Anna Nannini
ANNA NANNINI

S:\CarolE\Mineral\L-Nannini.Anna

Per our conversation, Joseph Giodo and myself (Anna Nannini) currently own the property in question in Yerington. My husband Guido Nannini passed away 12/23/87 and my sister Virginia Giodo passed away 2/29/88. Therefore Joseph Giodo (my brother) and myself our the sole heirs.

Anna Nannini
3/4/2000

# WASHOE COUNTY DISTRICT HEALTH DEPARTMENT

VITAL STATISTICS
Reno, Nevada

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS
CERTIFICATE OF DEATH

ROLL 64 IMAGE 884

LOCAL FILE NUMBER 2223

STATE FILE NUMBER

TYPE OR PRINT IN PERMANENT BLACK INK

**DECEDENT**

1 DECEASED—NAME First: Guido Middle: M. Last: NANNINI
2 DATE OF DEATH (Month, Day, Year): December 23, 1987
3a COUNTY OF DEATH: Washoe
3b CITY, TOWN, OR LOCATION OF DEATH: Sparks
3c HOSPITAL OR OTHER INSTITUTION (Name if not either give street and number): 518 Pyramid Way
3d INSIDE CITY LIMITS (Specify Yes or No): Yes
3e If Hosp or Inst indicate DOA OP Emer Rm Inpatient (Specify)
4a RACE—(e.g. White Black American Indian, etc) (Specify): White
4b ETHNIC: Italian
5a AGE Last Birthday (Years): 73
5b UNDER 1 YEAR MOS : DAYS
5c UNDER 1 DAY HOURS : MINS
6 DATE OF BIRTH (Mo Day Yr): March 2, 1914
7 SEX: Male
8 STATE OF BIRTH (If not U.S.A. name country): Nevada
9 CITIZEN OF WHAT COUNTRY: U S A
10 MARRIED NEVER MARRIED WIDOWED DIVORCED (Specify): Married
11 SURVIVING SPOUSE (If wife give maiden name): Anna Giodo
12 WAS DECEDENT EVER IN U.S. ARMED FORCES? (Specify Yes or No): No
13 SOCIAL SECURITY NUMBER: 700 10 5713
14a USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life Even if Retired): Iron Worker
14b KIND OF BUSINESS OR INDUSTRY: Construction
15a RESIDENCE STATE: Nevada
15b COUNTY: Washoe
15c CITY TOWN OR LOCATION: Sparks
15d STREET AND NUMBER: 1009 F Street
15e INSIDE CITY LIMITS (Specify Yes or No): Yes

If death occurred in institution see handbook regarding completion of residence items

**PARENTS**

16 FATHER NAME First: Antonio Middle: Last: Nannini
17 MOTHER MAIDEN NAME First: Giulia Middle: Last: Nannini
18a INFORMANT—NAME (Type or Print): Anna Nannini
18b MAILING ADDRESS (Street or R F D No City or Town State Zip): 1009 F Street Sparks Nevada 89431

**DISPOSITION**

19a BURIAL CREMATION REMOVAL OTHER (Specify): Burial
19b CEMETERY OR CREMATORY NAME: Our Mother of Sorrows
19c LOCATION City or Town State: Reno Nevada
20a FUNERAL DIRECTOR (Signature and Title of Person Acting as Such): [signature]
20b NAME AND ADDRESS OF FACILITY: Ross, Burke & Knobel Mortuary 1538 C St. Sparks NV 89431

**CERTIFIER**

To be Completed by CERTIFYING PHYSICIAN: [illegible] death occurred at the time date and place and due to the cause(s) stated (Signature and Title): [signature]
21b DATE SIGNED (Mo Day Yr): 12/28/87
21c HOUR OF DEATH: 7:00 P.M. PST
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 and Title):
22b DATE SIGNED (Mo Day Yr):
22c HOUR OF DEATH:
22d PRONOUNCED DEAD (Mo Day Yr) CN:
22e PRONOUNCED DEAD (Hour) AT:

23 NAME AND ADDRESS OF CERTIFIER (PHYSICIAN MEDICAL EXAMINER OR CORONER) (Type or Print): Joseph E. Evans, M.D. 518 Pyramid Way Sparks, NV 89431

24a REGISTRAR (Sign name): [signature] Dep
24b DATE RECEIVED BY REGISTRAR (Mo Day Yr): December 28, 1987
24c DEATH DUE TO COMMUNICABLE DISEASE: YES NO X

**CAUSE OF DEATH**

25 IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a) (b) AND (c)) — CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST

PART I
(a) Cardiac arrest — Interval between onset and death: immediate
DUE TO OR AS A CONSEQUENCE OF
(b) Arteriolar sclerosis — Interval between onset and death:
DUE TO OR AS A CONSEQUENCE OF
(c) — Interval between onset and death:

PART II OTHER SIGNIFICANT CONDITIONS Conditions contributing to death but not related to cause given in PART I (a): Carcinoma lung, esophageal stricture
26 AUTOPSY (Specify Yes or No): No
27 WAS CASE REFERRED TO CORONER (Specify Yes or No): Yes
28a ACCIDENT SUICIDE HOM UNDET OR PENDING INVEST (Specify):
28b DATE OF INJURY (Mo Day Yr):
28c HOUR OF INJURY:
28d DESCRIBE HOW INJURY OCCURRED:
29a INJURY AT WORK (Specify Yes or No):
29b PLACE OF INJURY At home farm street factory office building etc (Specify):
29c LOCATION STREET OR R F D No CITY OR TOWN STATE:

№ 75056

VITAL RECORDS

This is to certify that the above is a true and legal copy of the certificate on file in this office.

Deputy Registrar: [signature] Date: AUG - 4 2000

WARNING: IT IS ILLEGAL TO ALTER OR COPY THIS DOCUMENT

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Cindy Duran, hereby certify that service of process of Mineral
(Print name of server)
County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in

H-18

Lieu of Summons

upon: ANNA NANNINI, heir to: (Print name of person served)

of: Guido Nannini, Joseph & Virginia Giodo (Title and company where applicable)

on: July 21, 1999 (Date of service)

at: 2:00 pm. (Time of service)

at the following place:

1009 F ST. SPARKS, NV (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

July 21, 1999
Date

Signature of Server

575 Forest St.
Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# OLSON

Y 1245 T

WHEN RECORDED MAIL TO:
CURTIS & SONS CONSTRUCTION, INC
P.O. BOX 2911
MINDEN, NV 89423

Escrow No. M77583D
R.P.T.T. 221.00
x Based on full
Based on full
less liens

# INDIVIDUAL GRANT DEED

THIS INDENTURE WITNESSETH:

That for a valuable consideration, receipt of which is hereby acknow
ROBERT D. OLSON, an unmarried man

(GRANTOR),
does hereby grant, bargain, sell, and convey to CURTIS AND SONS CONSTRUCTION, INC., a Nevada corporation

(GRANTEE),
all that real property in the County of LYON , State of
being Assessor's Parcel Number 10-441-19 , specifically descri
(Continued)

SEE EXHIBIT "A" ATTACHED

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

Dated October 26, 1998

Robert D. Olson
ROBERT D. OLSON

STATE OF NEVADA )
)SS.
COUNTY OF DOUGLAS )

This instrument was acknowledged
before me on October 26, 1998
by ROBERT D. OLSON

DANIELLE E. CURTIS
Notary Public - State of Nevada

MAIL TAX STATEMENT TO:
SAME AS ABOVE

EXHIBIT "A"

Parcel A:

All that certain real property being a portion of the N 1/2 of N 1/2 of Section 9, T 11 N, R 24 E, M.D.B. & M., Lyon County, Nevada, described as follows:

Parcel 3, as shown on the Map of Division of Large Parcels for N.D. Brown, Inc., recorded in Official Records of Lyon County, Nevada, on November 16, 1989, as No. 129037.

Parcel B:

Together with a 60 foot right of way for road, ditch and public utility purposes, described as follows:

Beginning at a point on Day Lane, thence in a Northeasterly direction along the South boundary of Parcel No. 2, as shown on Lyon County Map of Division of Large Parcels No. 127265 to the East end of said Parcel. Thence in a Northerly and Easterly direction along the 60 foot right of way as shown on Lyon County Map of Large Parcels No. 129037 to the point of ending which is the Southwest corner of Parcel No. 1 of said Map No. 129037.

A.P.N. 10-441-19

TOGETHER WITH THOSE CERTAIN WATER RIGHTS DESCRIBED AS CLAIM NO. 123.

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Diana J. Marquis, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Brent Curtis (Print name of person served)

of: Owner of Curtis & Sons (Title and company where applicable)

on: August 4, 1999 (Date of service)

at: 10:45 a.m (Time of service)

at the following place:

1201 S. Orchard, Gardnerville NV 89410 (Address or location)

in the following manner:

[X] served personally

[____] left copies

[____] unable to execute service (why) _____

_____

[____] other (specify) _____

_____

Remarks: _____

_____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

8/9/99
Date

Diana Marquis
Signature of Server

575 Forest St., Suite 200
Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# PEEPLES

Mrs. Norma Peeples
141 North Highway 95A
Yerington, Nevada 89447

August 4, 2000

**Reference:** August 2, 2000
Correspondence
Mineral County/
Walker River

ATTN: Treva J. Hearne

Zeh, Spoo, and Hearne
Attorneys and Counselors at Law
575 Forest Street
Reno, Nevada 89509

Gentlemen:

**I, Norma Peeples, am the sole heir to Josiah Peeples and his water rights did revert to me, as the sole heir to Mr. Josiah Peeples.**

I am elderly and reside several miles from the Lyon County Court House where both the probated will and death certificate are filed as public records. It is not possible for me to acquire copies of these documents at this time.

Since they are public documents, you may request copies from the Lyon County Clerk at your convenience.

Cordially,

Norma Peeples

Norma Peeples

NP/mm

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

NORMA M. PEEPLES, being first duly sworn, deposes and says:

That she is the surviving spouse of JOSIAH PEEPLES, th decedent mentioned in the attached certified copy of Certificat of Death, and the decedent is the same person as JOSIAH P. PEEPLES, JR. named as one of the parties in that certain Secon Deed of Trust dated January 29, 1982, executed by Robert H. Da and Caroline S. Day, husband and wife, and Robert H. Day, Jr. Julie A. Day, husband and wife, as Trustors, Charter Title, In a Nevada Corporation, as Trustee and JOSIAH P. PEEPLES, JR. ar NORMA M. PEEPLES, husband and wife, as joint tenants with the right of survivorship, as Beneficiaries, recorded as Document 65887 in the Official Records of Lyon County, Nevada, on Febr 1, 1982, and re-recorded as Document No. 122713R, in the Offi Records of Lyon County, Nevada, on March 6, 1989, covering th following described property situate in the County of Lyon, S of Nevada, and more particularly described as follows, to-wi

Beginning at a point on the West line of U.S. Highway 95 Alternate which bears North 01°04'23" West a distance of 1,273.49 feet from the South-east corner of Section 16, Township 14 North, Range 25 East, M.D.B.&M.; thence North 89°19'00" West, a distance of 662.00 feet; thence North, 00°02'00" East a distance of 984.00 feet to the true point of beginning; thence North 89°43'00" East a distance of 667.16 feet to a point on the West line of U.S. Highway 95 Alternate; thence along the West line of said Highway North 00°02'14 West a distance of 639.34 feet; thence South 89°43'00" West a distance of 666.06 feet to a point which bears North 00°02'00" East a distance the true point of beginning;

# STATE OF NEVADA

## DEPARTMENT OF HUMAN RESOURCES
## DIVISION OF HEALTH
## VITAL STATISTICS

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS

89 000372

## CERTIFICATE OF DEATH

STATE FILE NUMBER

LOCAL FILE NUMBER

ED—NAME First Middle Last: Josiah PEEPLES

DATE OF DEATH (Month Day Year): 2 January 21, 1989

COUNTY OF DEATH: 3a Lyon

SEX: 4 Male

WN, OR LOCATION OF DEATH: rington

HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street and number): 3c South Lyon Community Hospital

If Hosp. or Inst. indicate DOA, OP/Emer Rm. Inpatient (Specify): 3e Inpatient

DATE OF BIRTH (Mo., Day, Yr.): 8 June 9, 1922

(e.g., White, Black, American Indian, etc) (Specify): ite

Was Decedent of Hispanic Origin? Specify ☐ yes ☒ no If yes, specify Mexican, Cuban, Puerto Rican, etc.: 5

AGE—Last Birthday (Years): 7a 65

UNDER 1 YEAR: MOS. DAYS 7b

UNDER 1 DAY: HOURS MINS 7c

SURVIVING SPOUSE (If wife, give maiden name): 12 Norma Booth

OF BIRTH (U.S.A., name country): exas

CITIZEN OF WHAT COUNTRY: 9b U.S.A.

Decedent's Education Specify highest grade completed: 10

MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): 11 Married

KIND OF BUSINESS OR INDUSTRY: 14b Lyon County 901

SECURITY NUMBER: 4-12-0703

USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired): 14a Maintenance Man

STREET AND NUMBER: 15d Hwy95A 141 North

INSIDE CITY LIMITS (Specify Yes or No): 15e No

ENCE—STATE: evada

COUNTY: 15b Lyon

CITY, TOWN, OR LOCATION: 15c Yerington

MOTHER—MAIDEN NAME First Middle Last: 17. Terry

ER—NAME First Middle Last: Josiah Peeples

MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): 18b Hwy 95A- 141 North, Yerington, Nevada 89447

MANT—NAME (Type or Print): Mrs. Norma Peeples

LOCATION City or Town State: 19c Yerington, Nevada

AL, CREMATION, REMOVAL, OTHER (Specify): Burial

CEMETERY OR CREMATORY—NAME: 19b Valley View Cemetery

FUNERAL DIRECTOR LICENSE NUMBER: 20b 164

NAME AND ADDRESS OF FACILITY: 20c Freitas Funeral Home, Box 507, Yerington, NV 89447

ERAL DIRECTOR—SIGNATURE (Person Acting as Such): Robert Rapsodyk

21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated. (Signature and Title) [signature]

DATE SIGNED (Mo., Day, Yr.): 21b. 1/21/1989

HOUR OF DEATH: 21c. 1545

NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print): 21d.

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) and manner stated. (Signature and Title)

To be completed by Coroner's Office

DATE SIGNED (Mo., Day, Yr.): 22b.

HOUR OF DEATH: 22c.

PRONOUNCED DEAD (Mo., Day, Yr.): 22d. ON

PRONOUNCED DEAD (Hour): 22e. AT

LICENSE NUMBER: 23b.

NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER) (Type or Print): 23a. Dr. Richard Hanke, Box 940, Yerington, Nevada 89447

DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.): 24b 1-24-89

DEATH DUE TO COMMUNICABLE DISEASE: 24c YES ☐ NO ☐

EGISTRAR: a. (Signature) Robert Rapsodyk

IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c)): Interval between onset and death

PART I

(a) Cardiopulmonary Arrest

DUE TO, OR AS A CONSEQUENCE OF: Interval between onset and death

(b) Cerbrovascular Accident

DUE TO, OR AS A CONSEQUENCE OF: Interval between onset and death

(c)

36

OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not resulting in the underlying cause given in Part I

AUTOPSY (Specify Yes or No): 26 No

WAS CASE REFERRED TO CORONER (Specify Yes or No): 27 No

PART II

ACC., SUICIDE, HOM., UNDET., OR PENDING INVEST. (Specify): 28a

DATE OF INJURY (Mo., Day, Yr.): 28b

HOUR OF INJURY: 28c M

DESCRIBE HOW INJURY OCCURRED: 28d

INJURY AT WORK (Specify Yes or No): 28e

PLACE OF INJURY—At home, farm, street, factory, office building, etc. (Specify): 28f

LOCATION: 28g

STREET OR R.F.D. No.

CITY OR TOWN

STATE

SEAL AFFIXED

No. 000221

Tanya Sceirine

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 JOSIAH P. PEEPLES, JUNIOR, also known as JOSIAH PEEPLES, also known as J. P. PEEPLES, Deceased.

ORDER AND DECREE APPROVING FIRST AND FINAL ACCOUNT, APPLICATION FOR FEES AND PETITION FOR DISTRIBUTION

NORMA M. PEEPLES, Executrix of the Estate of JOSIAH P PEEPLES, JUNIOR, also known as JOSIAH PEEPLES, also known as J PEEPLES, deceased, having heretofore filed her First and Final Account, of her administration of said estate, and having wit said account filed a Petition for Distribution of said estate and said account and petition this day coming on regularly to heard, and proof having been made to the satisfaction of the Court that notice of said hearing has been given in the manne and for the time required by law, and no person appearing to test the same, this Court, after hearing and considering the dence and being fully advised, finds:

1. That on May 1, 1989, this Court made and entere Order establishing that the decedent died on or about the 21 day of January, 1989, testate, in Yerington, Lyon County, N and was at his death a resident of Yerington, Lyon County, Nevada; that decedent left real property subject to the jur

tion of this Court, in the State of Nevada, and ordering that Letters Testamentary of the estate of the decedent be issued to NORMA M. PEEPLES upon her taking of the oath and that no bond b required.

2. That NORMA M. PEEPLES qualified as Executrix on Ma 1, 1989, and entered upon the administration of said estate an has ever since continued to administer it.

3. That Notice to Creditors has been given as requir by law, and the time for presentation of claims against the estate expired on July 5, 1989; that there were no claims fil against the estate.

4. That NORMA M. PEEPLES duly filed with this Court verified Record of Value on May 5, 1989, showing assets on ha as of January 21, 1989, of FIFTY THOUSAND DOLLARS ($50,000 00

5. That the sole asset of the estate consists of t following described real property:

Undivided one-half interest in:

All that certain real property situate in the East 1/2 of the East 1/2 of Section 16, Township 14 North, Range 25 East, M.D.B.&M., Lyon County, Nevada, described as follows:

Beginning at a point which lies N. 18°16'30" W. 2,433.38 feet, which point is the SE corner of the herein described parcel. Thence S. 89° 43' W. 201.56 feet; thence N. 0°13' E. 219.99 feet; thence N. 89°43' E. 99.02 feet to the beginning of a curve to the right having a central angle of 48°30' and a radius of 20 feet for a distance of 16.93 feet to the beginning of a reverse curve having a central angle of 138°30' and a radius of 40 feet for a distance of 96.66 feet; thence N. 89°43' E. 16.83 feet; [illegible] W. 219.99 feet to the Point

Decedent's one-half interest is $50,000.00

6. That the names, ages, and residences of the heirs, devisees and legatees of said decedent, so far as known to the Executrix, are as follows:

Norma M. Peeples, surviving spouse
Highway 95 A - 141 North
Yerington, Nevada 89447
Of legal age

Sandra Lee Thomas, daughter
P.O. Box 1416
Minden, Nevada 89423
Of legal age

Patricia J. Glass, daughter
2320 Connie View Drive
Elko, Nevada 89801
Of legal age

Frank T. Peeples, son
1717 Klamath River Drive
Rancho Cordova, CA 95670
Of legal age

Josiah P. Peeples, III, son
Highway 95 A - 141 North
Yerington, Nevada 89447
Of legal age

7. That the Executrix, NORMA M. PEEPLES has rendered her services to the estate and hereby waives a fee therefor.

8. That the attorney and the Executrix have agreed tha RONALD T. BANTA, CHARTERED, should be allowed a fee for his ser vices rendered to the estate in the sum of FIVE HUNDRED DOLLARS ($500.00).

9. That the following expenses of administration have been advanced and paid for by RONALD T. BANTA, CHARTERED, atto

Death of [illegible]
U.S. Postmaster - Mail Notice of Hearing
Mason Valley News - Publish Notice of Hearing $ 30.40
Mason Valley News - Publish Notice to Creditors $ 21.60
U.S. Postmaster - Mail Notice of Hearing [illegible]
$214.00

hat there will be additional expenses of administration in an
known amount for recording costs in order to affect the distri-
ution of the estate for which said RONALD T. BANTA, CHARTERED,
hould be reimbursed.

10. That the estate should now be finally closed and
distributed, and that following payment of allowable fees and
costs as hereinabove set forth, the estate should be distributed
in accordance with the provisions of the decedent's Last Will and
Testament, to NORMA M. PEEPLES.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the
First and Final Account of the Executrix be, and the same hereby
is, allowed, approved and confirmed.

IT IS FURTHER ORDERED that RONALD T. BANTA be, and he
hereby is, allowed an attorney's fee for his ordinary services
rendered to the estate in the sum of $ 500.00 , and further
that he be reimbursed for his advanced costs of administration in
the sum of $214.00 and further costs of as set forth hereinabove.

IT IS FURTHER ORDERED that after payment of the fees and
costs as set forth hereinabove, the estate be distributed to
NORMA M. PEEPLES.

IT IS FURTHER ORDERED that any and all other property
not now known or discovered which may belong to said estate or in
which said estate may have any interest, claim or demand, be, and
the same hereby is distributed to NORMA M. PEEPLES.

tate of JOSIAH P. PEEPLES, JUNIOR, also known as JOSIAH
ES, also known as J. P. PEEPLES, Deceased, and herein
red to as Grantor, and NORMA M. PEEPLES, of Highway 95 A -
orth, Yerington, Nevada 89447, herein referred to as
ee,

W I T N E S S E T H:

That on the 17th day of July, 1989, the Third Judicial
rict Court of the State of Nevada, in and for the County of
, in Action No. PE4518, made an order directing the Executrix
convey to the Grantee, that certain real property belonging to
Estate of JOSIAH P. PEEPLES, JUNIOR, also known as JOSIAH
PLES, also known as J. P. PEEPLES, Deceased, situate in the
nty of Lyon, State of Nevada, and specified and particularly
cribed in said Order which is on file and of record in the
urt and is hereby referred to and made a part of this deed.

The Executrix, pursuant to the Order above-mentioned of
e Third Judicial District Court of the State of Nevada, in and
r the County of Lyon, in consideration of the sum of ONE DOLLAR
1.00), paid to Executrix by Grantee, the receipt of which is
ereby acknowledged, does by these presents revise, release and
rever quitclaim unto the said Grantee, her heirs and assigns
orever, all the right, title, and interest that the Estate, by
peration of law or otherwise, may have acquired, other than or
n addition to that of the deceased at the time of his death, in
and to all that certain real property situate in the County of
Lyon, State of Nevada, and more particularly described as

lows, to-wit:

All that certain real property situate in the East 1/2 of the East 1/2 of Section 16, Township 14 North, Range 25 East, M.D.B.&M., Lyon County, Nevada described as follows:

Beginning at a point which lies N. 18°16'30" W. 2,433.38 feet, which point is the SE corner of the herein described parcel. Thence S. 89° 43' W. 201.56 feet; thence N. 0°13' E. 219.99 feet; thence N. 89°43' E. 99.02 feet to the beginning of a curve to the right having a central angle of 48°30' and a radius of 20 feet for a distance of 16.93 feet to the beginning of a reverse curve having a central angle of 138°30' and a radius of 40 feet for a distance of 96.66 feet; thence N. 89°43' E. 16.83 feet; thence S. 0°02' W. 239.99 feet to the Point of Beginning.

Said parcel is known as Lot 4 on Lyon County Record of Survey No. 08789.

TOGETHER WITH the tenements, hereditaments and appurtenances belonging to the premises.

TO HAVE AND TO HOLD the above-described premises, together with the appurtenances, to Grantee, her heirs and assigns forever.

IN WITNESS WHEREOF, the Executrix of the Estate of JOSIAH P. PEEPLES, JUNIOR, also known as JOSIAH PEEPLES, also known as J. P. PEEPLES, Deceased, has executed this Deed at Yerington, Nevada, Nevada, the day and year first above written.

Norma M. Peeples
NORMA M. PEEPLES

STATE OF NEVADA )
) ss.
COUNTY OF LYON )

On this 17th day of July, 1989, before me, a notary ... appeared NORMA M. PEEPLES, known to me to be

# PELLEGRINI

December 28, 1992

# GRANT DEED

PROPERTY TRANSFER TAX: 71.50 A.P.N. 12-321-03

) computed on full value of property conveyed, or

) computed on full value less value of liens and encumbrances ASSUMED

VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

OLET FERN PELLEGRINI, Trustee of the VIOLET FERN PELLEGRINI TRUST

) hereby GRANT TO MARGARET I. MENCH, a married woman, ILA MAE NKHAUSER, a married woman, and CHERRYL A. DEL PORTO, a married man all as joint tenants

eal property situate in the County of Lyon, State of Nevada, ibed as follows:

ortheast 1/4 of Northeast 1/4 of Section 15, Township 12 North, ange 25 East, M.D.B.&M., together with all water and water ights, ditches and ditch rights appurtenant to said lands ccording to the records of the Walker River Irrigation District r otherwise, including all interest in the Fox Mutual Ditch ompany and all remaining property obtained in said Deed.

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

Violet Fern Pellegrini
VIOLET FERN PELLEGRINI, Trustee

: OF NEVADA
TY OF LYON
)ecember 28, 1992 before me
rsigned, a Notary Public in and for said County and State, } ss
y appeared

.ET FERN PELLEGRINI

) me to be the person(s) whose name(s) is/are subscribed
ithin instrument, and acknowledged to me that he/she/they
the same.

my hand and official seal.

NOTARY PUBLIC

SUSAN J. DeCHAMBEAU

SPACE BELOW FOR RECORDER'S USE

207805

Cherryl Del Porto

APN 04-382 14

# AFFIDAVIT—DEATH OF A JOINT TENANT

STATE OF NEVADA } ss.
County of Lyon

Herbert R. Riva, of legal age, being duly sworn, deposes and says
That Anne M. Riva, the decedent mentioned in the attached certified
copy of the Certificate of Death, is the same person as Anne M. Riva dated 3/25/92
named as one of the parties in that certain deed
executed by Charles W. Jones and Virginia Lee Jones
to Herbert R. Riva and ANne M. Riva, husband and wife, on 4/15/92,
as joint tenants, recorded as Instrument No. 150599, of Official Records of Lyon
Book ----, Page ----, of Official Records of Lyon
County, Nevada, covering the following described property situated in the State of Nevad
County of Lyon

LOT 36, as shown on the official map of PANAVISTA ESTATES SUBIDIVISION, UNIT N
recorded in the Official Records of Lyon County, Nevada on April 16, 1972 as
Document no.09926.

Dated March 25, 1993

Herbert R. Riva
HERBERT R. RIVA

SUBSCRIBED AND SWORN TO BEFORE ME THIS 26th.
March, 1993

Mary Ann Sceirine
Notary Public in and for said State

MARYANN SCEIRINE
Notary Public State of Nevada
Appointment Recorded in Lyon County
EXPIRES NOV. 7, 1994

Riva, Robert - Sent to Anne Riva



TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Kenneth Peek, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Herbert Rura, heir to (Print name of person served)

of: Anne Rura (Title and company where applicable)

on: 6-12-99 (Date of service)

at: 3 p.m. (Time of service)

at the following place:

12 Ponderosa Circle, Yerington (Address or location)

in the following manner:

[✓] served personally

[___] left copies

[___] unable to execute service (why) _____

_____

[___] other (specify) _____

_____

Remarks: _____

_____

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

6-12-99
Date

Signature of Server

(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# SARIO LIVESTOCK COMPANY

Order No. TSF-4672
RPTT $39.00
APN 21-165-09

Mail Tax Bill to Grantee:
720 Thornbird Dr.
Fallon, Nv. 89406

# GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is herek acknowledged

SARIO LIVESTOCK COMPANY, a Nevada general partnership

does hereby GRANT, BARGAIN and SELL TO

O. KYLE VAUGHAN and LEOMA VAUGHAN, husband and wife as Joint Tenan with the Right of Survivorship

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

All that certain real property being a portion of SW 1/4 of NE of Section 15, T 20 N, R 24 E, M.D.B.&M., and being a portion Parcel 2, Lyon County Parcel Map 154458, described as follows:

Parcel 3 as shown on the Parcel Map for Sario Livestock Compa recorded in the Official Records of Lyon County, Nevada on Decem 17, 1992, as Document No. 157702.

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

DATED 6/23/94

SARIO LIVESTOCK COMPANY, a Ne general partnership

Beatrice Presto

BEATRICE PRESTO, Successor Tr of the Ramon and Beatrice Pr Family Trust, Partner

STATE OF ~~CALIFORNIA~~ NEVADA )
) ss.

RONALD T. BANTA, CHARTERED
Attorney at Law
30 Broadway—P.O. Box 966
Yerington, Nevada 89447
Telephone (702) 463-3371

FOR A VALUABLE CONSIDERATION, receipt of which is acknowledged,

SARIO LIVESTOCK COMPANY, a Nevada general partnership

does hereby GRANT, BARGAIN and SELL TO

SIERRA NEVADA LANDCO, INC., a Nevada corporation

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

T 19 N, R 24 E, M.D.B.&M.

Section 1: All.
Section 3: All.
Section 11: All.
Section 13: All.

T 20 N, R 24 E, M.D.B.&M.

Section 9: Government Lot 2.
Section 21: All.
Section 23: The S 1/2 of the N 1/2 lying West of U.S. Highw
Alternate.
Section 25: The W 1/2 of W 1/2 lying West of U.S. Highw
Alternate.
Section 27: All.
Section 35: All.
All that certain real property being a portion of Section 15,
N, R 24 E, M.D.B.&M., Lyon County, Nevada, described as follc

Parcel 4 as shown on the Parcel Map for Sario Livestock Com
recorded in the Official Records of Lyon County, Nevada, on A
24, 1992 as Document No. 154458.

All that certain real property being a portion of the S 1,
Section 23, T 20 N, R 24 E, M.D.B.&M., Lyon County, Ne
described as follows:

Commencing at the SW corner of Section 23, T 20 N, R 2
M.D.B.&M., the true point of beginning, thence North 0°24'53"
a distance of 2,644.40 feet to the West 1/4 corner of said sec
thence South 89°30'29" East a distance of 4,796.87 feet to the
right of way line of U.S. Highway 95 Alternate, thence along
West right of way line South 16°33'14" East a distance of 13
feet, thence North 89°34'36" West a distance of 1159.14 feet, t
South 0°08'53" East a distance of 1317.17 feet to the south li
Section 23, thence North 89°38'41" West a distance of 1338.88
thence North 89°39'23" West a distance of 2713.42 feet to the
of beginning.

TOGETHER WITH all water rights, all mineral rights and all gr
rights which are appurtenant to the above described property.

RONALD T. BANTA, CHARTERED
Attorney at Law
30 Broadway—P.O. Box 866
Yerington, Nevada 89447
Telephone (702) 463-3371

# SCEIRINE

Case No. PB5582

Department No. I

FILED
00 FEB 18 AM 7:47
NIKKI A. BRYAN
LYON COUNTY CLERK
Tracy Thomas 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

JACKIE DUANE SCEIRINE,
also known as JACKIE SCEIRINE,
also known as JACKIE D. SCEIRINE,

Deceased.

**ORDER**

## I. Introduction

This case arises from a Petition for Probate filed on June 26, 1998. An Order Admitting Will to Probate and Issuing Letters Testamentary was issued by this Court on July 27, 1998. That Order named the Decedent's sons, William Todd Sceirine and Michael Duane Sceirine, as Co-Executors of the estate. An Inventory, Appraisement, and Record of Value was filed on January 8, 1999. The Decedent's widow, Beverly Sceirine ("Objectioner"), filed an Objection to the Inventory Appraisement, and Record of Value on March 3, 1999. An Order Correcting the Inventory, Appraisement, and Record of Value was issued by this Court on April 8, 1999. On April 16, 1999, the Co-Executors filed a Motion for Reconsideration of the Order Correcting the Inventory, Appraisement, and Record of Value. On April 26, 1999, the Objectioner filed an Opposition to the Motion for Reconsideration.

The Co-Executors filed a Reply to the Opposition on May 5, 1999. The Objection filed a Response to the Co-Executor's Reply to the Opposition on May 10, 1999. This Court held a hearing on the pending matters on November 22, 1999. The Co-Executors filed a Post-Hearing Brief on January 14, 1999. The Objectioner filed a Post-Hearing Brief of Beverly Sceirine on January 19, 1999.

## II. Discussion

### A. THE SCEIRINE RANCH WAS THE DECEDENT'S SEPARATE PROPERTY

NRS 123.220 provides that property acquired during marriage is presumed community property, except as otherwise provided in NRS 123.130. That statute provides that property acquired during marriage by gift, bequest, devise or descent, is separate property. That separate property characterization may be changed by clear and convincing evidence that the separate property was transmuted to community property. *Sprenger v. Sprenger*, 110 Nev. 855, 878 P.2d 284 (1994).

The Decedent inherited a seven-eighths (7/8) interest in the Sceirine Ranch from his parents. Evidence was presented showing that the Decedent was aware of the various tax advantages associated with transmuting his separate property to community property. The Decedent declined to transmute the Sceirine Ranch to community property and his Last Will and Testament clearly bequeaths the property to the Co-Executors. This Court finds that the Objectioner failed to present clear and convincing evidence that the Decedent intended the Scierine Ranch to be community property.

**B. THERE IS NO COMMUNITY INTEREST IN THE SCIERINE RANCH VIA THE DECEDENT'S LABOR AND EFFORTS**

Where one spouse devotes time, labor and skill to increase the value of separate property, the court can apportion the increased value between the separate property estate and the community property estate. *Johnson v. Johnson*, 89 Nev. 244, 510 P.2d 625 (1973). Apportionment is not warranted where the increased value is due to the natural enhancement of the property, the spouse's efforts were minimal, or no evidence was presented as to the value of the spouse's services. *Cord v. Neuhoff*, 94 Nev. 21, 573 P.2d 1170 (1978).

There does appear to be confusion over the business conducted on the Sceirine Ranch and the ranch itself. The Decedent spent a considerable amount of time and labor managing the Lazy S. Ranch, the business conducted on the Sceirine Ranch. The Objectioner already has a community interest in the assets of that business, including the ranch machinery and the cattle herd.

Evidence relating to the value of the Sceirine Ranch, i.e., the real property, demonstrates that there is no community interest in the property. One appraisal places a substantially increased value on the property because of the recreational potential of the property. That recreational potential is related to natural characteristics of the property, not to any efforts put forth by the Decedent. More important is the evidence relating to the Sceirine Ranch's value as a ranch. Two appraisals contemplating such a use show that the value of the property has actually decreased since the time of the Decedent's mother's death in 1988. This Court finds that any increase in the value of the property is due to the natural

ıncement of the property and that there is no community interest in th ceirine
ch via the Decedent's time and labor.

**C. THE PUCHASE OF THE ONE-EIGHTH INTEREST IN THE SCEIRINE RANCH CREATED A COMMUNITY PROPERTY INTEREST**

The community property presumption can only be overcome by clear onvincing evidence. *Pryor v. Pryor*, 103 Nev. 148, 734 P.2d 718 (1987) g *Burdick v. Pope*, 90 Nev. 28, 518 P.2d 146 (1974)].

The Decedent and the Objectioner purchased the Decedent's brother's ighth (1/8) interest in the Sceirine Ranch. That interest was purchased during arriage and is therefore presumed community property. This Court finds that -Executors failed to provide clear and convincing evidence that the interest ırchased with the Decedent's separate property funds.

**III. Conclusion**

The Sceirine Ranch was the separate property of the Decedent. The nity did not gain an interest in the Sceirine Ranch via the Decedent's labor orts in managing the Lazy S. Ranch. The community did gain an interest in ch when the Decedent and the Objectioner purchased a one-eighth (1/8) in the property and therefore the Objectioner owns a one-sixteenth (1/16) in the Sceirine Ranch.

Good cause appearing,

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED,** that Executors' Motion for Reconsideration of the Order Correcting the

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | In Equity No. C-125-ECR<br>Subfile No. C-125-C<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Carol Ekowski, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Beverly Sceirine, heir to (Print name of person served)

of: Jackie Sceirine (Title and company where applicable)

on: Sept. 6, 1999 (Date of service)

at: 2:29 (Time of service)

at the following place:

Miller Lane, Yerington (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

9/6/99
Date

[signature]
Signature of Server

575 Forest St, Ste. 200

Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

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Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Ahmad Jamali, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: Lionel, Sawyer & Collins, Registered Agent for: (Print name of person served)

of: Sunrise Ranch, LLC (Title and company where applicable)

on: 8/26/99 (Date of service)

at: 4:30 pm (Time of service)

at the following place:
300 S 4th St.
Las Vegas, Nevada 89101 (Address or location)

in the following manner:

[____] served personally

[____] left copies

[____] unable to execute service (why) _____

_____.

[X] other (specify) Karen Stricker accepted documents

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

8/26/99
Date

[signature]
Signature of Server

4535 W. Sahara, 203
Las Vegas, NV 89102
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.114

Sunrise Ranch LLC
c/o Lewis Street Management Corporation
1930 Lewis Street S.E.
Salem, Oregon 97302



Rptt Ø

TSL 20269

## WATER RIGHTS DEED

This Indenture, made and entered into this 2nd day of June, 1999 by and between GARY CLIFFORD SILVA and TILDEAN L. SILVA, husband and wife, Grantors, and SUNRISE RANCH LLC, Grantee, as follows:

### WITNESSETH:

That the said Grantors, 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 Grantee, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto the said Grantee, and to the survivor of Grantee and to the heirs and assigns of such survivor forever, all of the rights of the Grantors to divert waters from any and all underground and/or surface sources appurtenant to the land situate in the County of Lyon, State of Nevada, that is described in Exhibit "A" attached hereto and made a part hereof.

Said water rights include but are not limited to all water rights described in Walker River Irrigation District Joggles Ditch Water Cards #48,810 and #48,811, attached as Exhibit "B," and all domestic wells.

TO HAVE AND TO HOLD the said water rights, together with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, unto the said Grantee, and to the survivor of Grantee and to the heirs and assigns of such survivor forever.

IN WITNESS WHEREOF, the Grantors have executed this conveyance the day and year first above written.

Gary Clifford Silva 6-2-99
GARY CLIFFORD SILVA DATE

Tildean L. Silva 6-2-9
TILDEAN L. SILVA DATE

STATE OF NEVADA )
) ss.
COUNTY OF WASHOE )

This instrument was acknowledged before me on 6-2-99, 1999, by GARY CLIFFORD SILVA and TILDEAN L. SILVA.

Notary Public

J. BROWN
Notary Public - State of Nevada
Appointment Recorded in Washoe County
JAN 30 2001

234709

# STONE

Order No. TSL-14202
Document Transfer Tax $22.10
APN 12-131-17

Mail Tax Bill to Grante
P.O. Box 569
Yerington, NV 89447

**GRANT, BARGAIN and SALE DEED**

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledg

MICHAEL A. CASEY and CLAUDIA C. CASEY, husband and wife

do hereby GRANT, BARGAIN and SELL TO

William Stone, an unmarried man

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

All that certain real property being a portion of the NE 1/4 of NE 1 of Section 34, T 13 N, R 25 E, M.D.B.&M., Lyon County, Nevada, descril as follows:

Parcel B as shown on the Parcel Map for Michael & Claudia Case recorded in the Official Records of Lyon County, Nevada, on May 1 1994 as Document No. 171696.

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

DATED 8-12-94

Michael A. Casey
MICHAEL A. CASEY

Claudia C. Casey
CLAUDIA C. CASEY

STATE OF NEVADA )
COUNTY OF ~~LYON~~ CHURCHILL ) ss.

On August 12, 1994 personally appeared before me, a Notary Pul (or Judge or other authorized person, as the case may be), MICHAE CASEY and CLAUDIA C. CASEY, who acknowledged to me that they execu the within instrument.

NOTARY PUBLIC
STATE OF NEVADA

30 Broadway—P O Box 866
Yerington, Nevada 89447
Telephone (702) 463-3371

Escrow No. LY-31869-RP
LY-45733-TO
A.P.N. 12-131-28



The undersigned grantor(s) declare(s):

Documentary transfer tax is $ 15.60

(X) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sal

( ) Unincorporated area: ( ) City of _____, and

( ) Realty not sold.

# GRANT, BARGAIN, SALE DEED

That MICHAEL A. CASEY AND CLAUDIA C. CASEY, husband and wife in consid

$10.00 Dollars, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell al

to WILLIAM STONE, an unmarried man all that real property i t

of LYON, State of Nevada, bounded and described as follows:

See Exhibit "A" attached hereto and made a part hereof

RESERVING UNTO GRANTOR HEREIN A NON-EXCLUSIVE EASEMENT FOR A DITCH AS DESCRIBED IN EXHIBIT "A" B ATTACHED HERETO AND MADE A PART HEREOF

Together with all singular the tenements, hereditaments and appurtenances thereunto belo anywise appertaining.

Dated 12-17-96

MICHAEL A. CASEY

CLAUDIA C. CASEY

STATE OF NEVADA )

COUNTY OF CHURCHILL )

On 12-17-96 personally appeared before me, a Notary Public, MICHAEL A. CASEY C. CASEY who acknowledged that they executed the above instrument.

VITAL STATISTICS

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES

DIVISION OF HEALTH — SECTION OF VITAL STATISTICS

# CERTIFICATE OF DEATH

TYPE OR PRINT IN PERMANENT BLACK INK

LOCAL FILE NUMBER

**DECEDENT**

| | | | |
|---|---|---|---|
| DECEASED—NAME First / Middle / Last: 1 William Howard STONE | | DATE OF DEATH (Month, Day, Year): 2 August 25, 1995 | |
| CITY, TOWN, OR LOCATION OF DEATH: 3b Carson City | HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street and number): 3c Sierra Convalescent Center | If Hosp. or Inst., indicate DOA, ER, Rm, Inpatient (Specify): 3e Inpatient | |
| RACE—(e.g., White, Black, American Indian, etc.) (Specify): 5 White | Was Decedent of Hispanic Origin? Specify yes, no. If yes, specify Mexican, Cuban, Puerto Rican, etc.: 6 X | AGE—Last Birthday (Years): 7a 75 | UNDER 1 YEAR: MOS / DAYS: 7b; UNDER 1 DAY: HOURS / MINS: 7c; DAYS: 8 Aug |
| STATE OF BIRTH (If not U.S.A., name country): 9a Arizona | CITIZEN OF WHAT COUNTRY: 9b USA | Decedent's Education—Specify highest grade completed: 10 12 | MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify): 11 Married; SURVIVING SPO: 12 Maur |
| SOCIAL SECURITY NUMBER: 13 526-18-2048 | USUAL OCCUPATION (Give kind of Work Done During Most of Working Life, Even if Retired): 14a instructor | KIND OF BUSINESS OR INDUSTRY: 14b Dept. of Transportat Nevada | |
| RESIDENCE—STATE: 15a Nevada | COUNTY: 15b Lyon | CITY, TOWN, OR LOCATION: 15c Fernley | STREET AND NUMBER: 15d 1710 Sunflower |

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

**PARENTS**

| | | | |
|---|---|---|---|
| FATHER—NAME First / Middle / Last: 16 Frank Stone | | MOTHER—MAIDEN NAME First / Middle: 17 Luville Elli | |
| INFORMANT—NAME (Type or Print): 18a Mauriene (Higgins) Stone | | MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip): 18b 1710 Sunflower Ln. Fernley Nev. 89408 | |

**DISPOSITION**

| | | |
|---|---|---|
| BURIAL, CREMATION, REMOVAL, OTHER (Specify): 19a Cremation | CEMETERY OR CREMATORY—NAME: 19b Sierra Crematory | LOCATION City or Town: 19c Reno |
| FUNERAL DIRECTOR—SIGNATURE (Or Person Acting as Such): 20a [signature] | FUNERAL DIRECTOR LICENSE NUMBER: 20b 94 | NAME AND ADDRESS OF FACILITY: 20c 1281 N. Roop St., Carson City, Nevad Walton's Chapel of the |

**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 and Title) ▶ Bruce W. Armstrong MD

| | |
|---|---|
| DATE SIGNED (Mo., Day, Yr.): 21b 8/29/95 | HOUR OF DEATH: 21c 1830 |
| NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print): 21d | |

To be Completed by Coroner's Office

22a. On the basis of examination and/or investigation, in my opinion, at the time, date and place and due to the cause(s) and (Signature and Title) ▶

| | |
|---|---|
| DATE SIGNED (Mo., Day, Yr.): 22b | HOUR OF DEAT: 22c |
| PRONOUNCED DEAD (Mo., Day, Yr.): 22d ON | PRONOUNCED: 22e AT |

NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER) (Type or Print): 23a Bruce W. Armstrong, M.D., 3467 Gregory Ct., Carson City, Nevada — LICEN: 23b

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

| | | |
|---|---|---|
| REGISTRAR (Signature): 24a [signature] | DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.): 24b August 29, 1995 | DEATH DUE TO COMMUNICABLE: 24c YES ☐ NO X |

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

PART I

(a) Cardiorespiratory failure — On

DUE TO, OR AS A CONSEQUENCE OF

(b) Severe dehydration — the

DUE TO, OR AS A CONSEQUENCE OF

(c) Dementia, probably Alzheimer's Disease — 5

**CAUSE OF DEATH**

PART II

OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not resulting in the underlying cause given in Part I: Polymyositis Rheumatica

| | | |
|---|---|---|
| AUTOPSY (Specify Yes or No): 26 No | WAS CASE CORONE: 27 Y | |
| ACC., SUICIDE, HOM., UNDET. OR PENDING INVEST. (Specify): 28a | DATE OF INJURY (Mo., Day, Yr.): 28b | PLACE OF INJURY: 28c M |
| DESCRIBE HOW INJURY OCCURRED: 28d | | |
| INJURY AT WORK (Specify Yes or No): 28e | PLACE OF INJURY (At home, farm, street, factory, office building, etc.) (Specify): 28f | LOCATION: 28g |

185922

No. 8

This is to certify that the above is a true and correct copy of the certificate on file in this office.

By [signature]

Date Issued AUG 25 1995

Deputy Registrar

# RESOLUTION
99-3

WHEREAS, it has come to the attention of the Board of Directors that many areas and tracts within the District are being subdivided for residential purposes, and such parcels, lots and tracts generally make no use of the irrigation facilities of the District, and are no longer benefited by remaining a part thereof, and

WHEREAS the clerical expense of keeping current ownership and assessment records on these numerous small parcel exceeds the assessment levied, and

WHEREAS it is the desire of many owners of such tracts to be separated from the District, and relieved of its assessments, and

WHEREAS the exclusion of such tracts would not interfere with the District functions.

NOW THEREFORE BE IT RESOLVED that it is the intention of the District to exclude from its benefits the following properties:

| | |
|---|---|
| Charles J. & Mary A. Hartman | 1.0 acre (Fr. NE ¼ of NE ¼, Sec. 14; T. 13 N., R. 25 E.) |
| Richard L. & Joan F. Phillips | .402 acres (Lot 30 Fairway Estates T. 13 N., R. 25 E.) |
| William Stone | 1.50 acres (Fr. E ½ of N ½ of NE ¼, Sec. 34; T. 13 N., R. 25E.) |

AND BE FURTHER RESOLVED that all storage benefits attached to any of these parcels so excluded shall revert to the District and become a part of its general supply to be apportioned among the remaining water right lands, and

BE IT FUTHER RESOLVED that on May 8, 1998, the Board passed a motion to exclude the above mentioned parcels from the District and to exonerate the owners from paying taxes to the District.

BE IT FURTHER RESOLVED that the Secretary and Manager of the District published notices of this matter in the Mason Valley News, as required by law.

The foregoing Resolution adopted at a regular meeting of the Board of Directors of the Walker River Irrigation District this 7th day of June, 1999, by the following vote:

Ayes: 4
Noes: 0
Absent: 1

WALKER RIVER IRRIGATION DISTRICT

By Robert C. Ryan

ATTEST: Leah Compston
SECRETARY

I hereby certify that the above and foregoing is a full, true and correct copy of the resolution adopted by the Board of Directors of the Walker River Irrigation District on the 7th day of June, 1999, as the same appears in the official minutes of the meeting of the Board.

Leah Compston
LEAH COMPSTON, Board Secretary

# SWAINSTON

RPTT-#8
10-381-01

# D E E D

THIS INDENTURE, made this 3rd day of March, 1990 by and between GEORGE D. SWAINSTON and DOROTHY E. SWAINSTON, husband and wife, Parties of the First Part and GEORGE D. SWAINSTON and DOROTHY W. SWAINSTON, TRUSTEES OF THE GEORGE D. SWAINSTON FAMILY TRU Parties of the Second Part,

W I T N E S S E T H:

THAT the said Parties of the First Part, for and in consideration of the sum of TEN DOLLARS ($10.00) lawful money of the Unit States and other valuable consideration, to them in hand paid by the said Parties of the Second Part, the receipt whereof ishereby acknov ledged, do by these presents, sell, transfer and convey to GEORGE D. SWAINSTON and DOROTHY W. SWAINSTON as Trustees of THE GEORGE D. SWAINSTON FAMILY TRUST, for the uses and purposes as set forth in THE GEORGE D. SWAINSTON FAMILY TRUST AGREEMENT dated March 5, 1990, the following-described real property situate in the County of Lyon, State of Nevada as follows:

Beginning at northwest corner of SW¼ of NE¼ of Section 25, Township 11 North, Range 23 East, M.D.B.& M., thence running south 1902 feet to a point on Burbank Ditch; thence following Burbank Ditch to the southeast corner of the SW¼ of the NE¼ of Section 25; thence east 331 feet; thence north 1324 feet to point on ditch; thence west to point of beginning, all in Section 25, Township 11 North, Range 23 East, M.D.B.& M.; also

Beginning at an iron pin at northeast corner of the Creamery Lot, northeast corner of SE¼ of NE¼ of Section 25, Township 11 North, Range 23, East; thence running west 944 feet to stake at Mirason's corner; thence running south 508 feet to stake; thence running east 944 feet to iron pin; thence running north to point of beginning, also

Beginning at the northeast corner of the SE¼ of NE¼ of Section 25, Township 11 North, Range 23 East, and running thence west 45 feet; thence south 508 feet; thence east 45 feet; thence north 508 feet to point of beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights appurtenant thereto, including the waters of Walker River Irrigation District apportioned to the said above lands.

TOGETHER with all and singular, the tenements, hereditame

THIS INDENTURE, made this 7th day of March, 199

by and between GEORGE D. SWAINSTON AND DOROTHY W. SWAINSTON, husba and wife, Parties of the First Part, and GEORGE D. SWAINSTON and DOROTHY W. SWAINSTON, TRUSTEES OF THE GEORGE D. SWAINSTON FAMILY T Parties of the Second Part,

W I T N E S S E T H:

THAT the said Parties of the First Part, for and in cons tion of the sum of TEN DOLLARS ($10.00) lawful money of the United States and other valuable consideration, to them in hand paid by t said Parties of the Second Part, the receipt whereof is hereby ack ledged, do by these presents, sell, transfer and convey to GEORGE SWAINSTON and DOROTHY W. SWAINSTON as Trustees of THE GEORGE D. SW FAMILY TRUST, for the uses and purposes as set forth in THE GEORGE SWAINSTON FAMILY TRUST AGREEMENT dated March 5, 1990, the followin described real property situate in the County of Lyon, State of Ne as follows:

A parcel of land in the Southeast one-quarter of the Northeas one-quarter of Section 25, Township 11 North, Range 23 East, M.D.B.& M.more particularly described as follows:

BEGINNING at a point which is South 1827.80 feet and South 89°42'40" West, 513.31 feet from the Northeast corner of said Section 25; being the most Northeast corner of the parcel of land first described in Deed to James T. McKay et ux, recorded April 5, 1920 in Book V of Deeds at page 232, records of Lyon County, Nevada; thence along the boundary line of said parcel, South 0°45'29" East, a distance of 160.26 feet to an angle point thereon; thence leaving said boundary line, South 0°45'29" East, a distance of 308.45 feet; thence South 19°28'31" West, a distance of 376.35 feet to the South line of the aforementioned McKay parcel; thence along said South line, South 89°44'43" West, a distance of 361.75 feet to the Southwest corner thereof; thence along the West lineof said McKay parcel, North 0°48'10" East, a distance of 824.93 feet to the Northwest corner thereof; thence along the North line of said parcel, North 89°09'45" East, a distance of 468.60 feet to the point of beginning.

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

D E E D

THIS INDENTURE, made this 3rd day of March, 1990
ıd between GEORGE DONALD SWAINSTON and DOROTHEY E. SWAINSTON,
ınd and wife, Parties of the First Part, and GEORGE D. SWAINSTON
)OROTHY W. SWAINSTON, TRUSTEES OF THE GEORGE D. SWAINSTON FAMILY
T, Parties of the Second Part,

W I T N E S S E T H:

THAT the said Parties of the First Part, for and in consi-
tion of the sum of TEN DOLLARS ($10.00) lawful money of the
ed States and other valuable consideration, to them in hand paid
he said Parties of the Second Part, the receipt whereof is hereby
owledged, do by these presents, sell, transfer and convey to
GE D. SWAINSTON and DOROTHY W. SWAINSTON as Trustees of THE
GE D. SWAINSTON FAMILY TRUST, for the uses and purposes as set
h in THE GEORGE D. SWAINSTON FAMILY TRUST AGREEMENT dated March 5,
, the following-described real property situate in the County of
, State of Nevada as follows:

Commencing at a stake at the southeast corner of the NE¼ of the SW¼ of Section 25, running thence North 2324 feet to a point indicated by a pin; thence Southwesterly 1895 feet to a point indicated by a pin; thence South 994 feet to a point indicated by a pin; thence East 1320 feet to the point of beginning; all in Section 25, Township 11 North, Range 23 East, M.D.B.& M.
SUBJECT to reservations, restrictions, liens and encumbrances of record.
TOGETHER with all buildings and improvements situate thereon.
TOGETHER with all waters, water rights, rights to the use of waters, dams, ditches, canals, pipe lines, reservoirs, and all other means for the diversion or use of waters appurtenant to the said property or any part thereof, or used or enjoyed in connection therewith, and together with all stockwatering rights used or enjoyed with the use of any of said lands.

TOGETHER WITH, all and singular, the tenements, heredita-
ıs, and appurtenances thereunto belonging or in anywise appertain-
and the reversion and reversions, remainder and remainders, rents,
ıes and profits thereof.

TREVA J. HEARNE, ESQ. (SBN 4450)
JAMES SPOO, ESQ. (SBN 1018)
**ZEH, SPOO & HEARNE**
575 Forest Street, Suite 200
Reno, Nevada 89509
Telephone: (702) 323-5700

Attorneys for Intervenor,
MINERAL COUNTY NEVADA

Zeh, Spoo & Hearne
575 Forest Street, Suite 200
Reno, Nevada 89509
Tel.: (775) 323-5700 FAX: (775) 786-8183

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>WALKER RIVER PAIUTE TRIBE,<br><br>Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.;<br><br>Defendants. | **In Equity No. C-125-ECR**<br>**Subfile No. C-125-C**<br><br>**RETURN OF SERVICE** |
| MINERAL COUNTY,<br><br>Proposed-Plaintiff-Intervenor,<br><br>vs.<br><br>WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. | |

I Cindy Duran, hereby certify that service of process of Mineral
(Print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and Notice in Lieu of Summons

upon: GEORGE SWAINSTON, TRUSTEE (Print name of person served)

of: SWAINSTON FAMILY TRUST (Title and company where applicable)

on: 7-21-99 (Date of service)

at: 3:45 p.m. (Time of service)

at the following place:

99 W. ARROYO (Address or location)

in the following manner:

[X] served personally

[___] left copies

[___] unable to execute service (why) _____

_____.

[___] other (specify) _____

_____.

Remarks: _____

_____.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information in this Return of Service is true and correct.

July 21, 1999
Date

Signature of Server

575 Forest St. Suite 200
Reno, NV 89509
(Address of Server) C:\MyFiles\CLIENTS\Mineral\P-Return.J14

# VIRGINIA CREEK HYDRO, INC.

PICKETT & SCHROEDER
*Professional Law Corporation*

ALIECE M. PICKETT, J.D.
LICENSED IN CALIFORNIA AND ILLINOIS

EDWARD P. SCHROEDER, J.D., C.P.A.
LICENSED IN CALIFORNIA AND INDIANA

REINHOLD SCHROEDER, J.D., C.P.A., M.S.T.
LICENSED IN CALIFORNIA AND INDIANA

*Of Counsel*
TERRY J. CARLTON, J.D.

*Paralegal*
PAMELA A. BARTELT

20311 BIRCH STREET
SUITE 150
NEWPORT BEACH, CA 92660

714.263.0410

*Facsimile*
714.263.0830

April 21, 1998

Treva J. Hearne, Esq.
James Spoo, Esq.
ZEH, POLAHA, SPOO, HEARNE & PICKER
575 Forest Street, Suite 200
Reno, Nevada 89509

RE: *United States of America v. Walker River Paiute Tribe*
Our File No.: 1614-6.1(j)

Dear Attorneys Hearne and Spoo:

This firm represents Arnold S. Beckman and the Conway Ranch Partnership regarding property located in Mono County, CA. Mr. Beckman received the Notice in Lieu of Summons for the *United States of America v. Walker River Paiute Tribe* lawsuit.

Please be advised that as of January 16, 1998, Mr. Beckman and Conway Ranch Partnership no longer own the property. The new property owner is the Trust for Public Land. I have enclosed the Grant Deed evidencing the transfer, for your information and reference.

If you have any questions regarding this letter, please contact me.

Very truly yours,

PICKETT & SCHROEDER, PLC

ALIECE M. PICKETT

AMP:pab
Enclosure
cc: Mr. Arnold S. Beckman, w/o Enc.
The Trust for Public Land, w/ Enc.
1614\hearne.ltr

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

The Trust for Public Land
116 New Montgomery St., Suite 300
Legal Department
San Francisco, CA 94105

Mail Tax Statements to: above

---

**GRANT DEED**

---

FOR A VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, **ARNOLD S. BECKMAN**, a married man, as his sole and separate property, and **CONWAY RANCH PARTNERSHIP**, a California general partnership (jointly, "Grantor") do hereby grant and convey to **THE TRUST FOR PUBLIC LAND**, a California nonprofit public benefit corporation ("Grantee") that certain real property in Mono County, California, described on Exhibit A attached hereto and incorporated herein by this reference (the "Property").

TOGETHER WITH all rights, title and interest to 18.0 cubic feet per second ("cfs") of water annually which is an allocated proportion of the pre-1914 appropriative and adjudicated water rights as confirmed and adjudicated pursuant to the Mono County Superior Court in Hydro Electric Company vs. J.A. Conway, et al., Judgment and Decree No. 2088 rendered by said Superior Court on June 17, 1915, but entered *nunc pro tunc* as of November 30, 1914 which awarded John A. Conway 14 cfs and F.D. Mattley 4 cfs, to waters flowing in Mill Creek for reasonable and beneficial purposes on the land referred to in said judgment and decree.

TOGETHER WITH all rights, title and interest to 6.0 cfs of water annually which is an allocated proportion of the pre-1914 appropriative water rights consisting of 2.56 cfs appropriated in 1860; 2.24 cfs appropriated in 1863; and 1.20 cfs appropriated in 1863, which rights were further confirmed and adjudicated by the United States District Court for the District of Nevada in United States vs. Walker River Irrigation, et al., Case in Equity, C-125, which final decree was entered April 14, 1936 and amended April 24, 1940, to waters flowing in Virginia Creek for reasonable and beneficial purposes on the lands referred to in said decree.

TOGETHER WITH any and all rights of Grantor herein, in and to all buildings, improvements and fixtures thereon, minerals, timber, grazing and other surface and

subsurface rights, permits, easements, water, water rights, water appropriations, ditches, ditch rights-of-way and ditch rights as heretofore used and enjoyed in connection with the Property.

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

IN WITNESS WHEREOF, Grantor has executed this instrument this 16th day of January, 1998.

**GRANTOR:**

**ARNOLD S. BECKMAN**, a married man as his sole and separate property, as to Parcels 1 - 9 inclusive, and Parcel 12

Arnold S. Beckman

**CONWAY RANCH PARTNERSHIP**, a California general partnership, as to Parcels 10, 11 and 13

**By: ARNOLD S. BECKMAN DEVELOPMENT, INC.**, a California corporation, a general partner

By: _____

Title: President

**By: ARNOLD S. BECKMAN**, a married man, as his sole and separate property, as general partner

By: _____

Title: General Partner

**Acknowledgment**

State OF California )
)ss.
County of Orange )

On this 16th day of January, 1998, before me, Betsy A. Diamond, a notary public, personally appeared Arnold S. Beckman 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 he executed the same in his authorized capacity and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Betsy A. Diamond
Notary Public

My commission expires April 10, 1998

Betsy A. Diamond
Comm. #1022845
NOTARY PUBLIC · CALIFORNIA
ORANGE COUNTY
Comm. Expires April 10, 1998

EXHIBIT A



PARCEL 1:

THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 25 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 25 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ALL ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE.

EXCEPT THE EASTERLY 63.42 FEET OF SAID NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 1.

EXCEPTING THEREFROM THAT PORTION OF SAID LAND AS CONVEYED TO THE STATE OF CALIFORNIA IN THE DEED RECORDED MARCH 29, 1961 IN BOOK 50 PAGE 224 OF OFFICIAL RECORDS.

PARCEL 2:

THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 6; THENCE SOUTH 89°04'40'' EAST ALONG THE NORTH LINE OF SAID SECTION 6, A DISTANCE OF 84.773 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH 89°04'40'' EAST ALONG THE NORTH LINE OF SECTION 6, A DISTANCE OF 1227.027 FEET TO THE NORTHEAST CORNER OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6; THENCE SOUTH 0°39'04'' WEST ALONG THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6, A DISTANCE OF 2645.46 FEET TO THE SOUTHEAST CORNER OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6; THENCE NORTH 88°54'33'' WEST ALONG THE SOUTH LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6, A DISTANCE OF 613.563 FEET; THENCE NORTH 0°39'07'' EAST, A DISTANCE OF 1961.30 FEET; THENCE NORTH 88°54'33'' WEST PARALLEL TO THE SAID SOUTH LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6, A DISTANCE OF 613.526 FEET; THENCE NORTH 0°39'10'' EAST PARALLEL TO THE WEST LINE OF SAID SECTION 6, A DISTANCE OF 680.55 FEET, THE TRUE POINT OF BEGINNING.

PARCEL 3:

THAT PORTION OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF SAID SECTION 6, SAID POINT BEING SOUTH 89°04'40'' EAST, A DISTANCE OF 84.773 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 6; THENCE SOUTH 89°04'40'' EAST ALONG SAID NORTH LINE OF SECTION 6, 1227.027 FEET TO THE NORTHEAST CORNER OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 6; THENCE SOUTH 0°39'04'' WEST, ALONG THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 6, 684.16 FEET; THENCE NORTH 88°54'33'' WEST, 1227.052 FEET; THENCE NORTH 0°39'10'' EAST, 680.55 FEET TO THE POINT OF BEGINNING.

PARCEL 4:

THE EASTERLY HALF OF THE WESTERLY HALF OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 26 EAST, M.D.B.&M., COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF FILED IN THE DISTRICT LAND OFFICE ON DECEMBER 17, 1857.

EXCEPTING THEREFROM [illegible] PORTION LYING WITHIN PARCE[illegible]

PARCEL 5:

THE WESTERLY 84.773 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 3 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE.

PARCEL 6:

THE EAST 1189.987 FEET OF THE WEST 1274.76 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 3 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE.

PARCEL 7:

THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 3 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE.

EXCEPT THE WEST 1274.76 FEET OF SAID SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 31.

PARCEL 8:

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 3 NORTH, RANGE 25 EAST M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

EXCEPTING THEREFROM THAT PORTION OF SAID LAND AS CONVEYED TO THE STATE OF CALIFORNIA IN THE DEED RECORDED MARCH 29, 1961 IN BOOK 50 PAGE 224 OF OFFICIAL RECORDS.

PARCEL 9:

THE EAST HALF OF THE NORTHWEST QUARTER, THE WEST HALF OF THE NORTHEAST QUARTER AND THE NORTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT OF SAID LAND FILED IN THE DISTRICT LAND OFFICE.

PARCEL 10:

THE SOUTHWEST QUARTER AND THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 26 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

EXCEPT THAT PORTION LYING WITHIN TRACT NO. 34-13 AS PER MAP RECORDED IN BOOK 9 PAGES 53 TO 53H OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

ALSO, EXCEPT THAT PORTION CONVEYED TO JOHN R. FREDERICKSON, ET. UX. BY DEED RECORDED MARCH 28, 1994 IN BOOK 676 PAGE 476 OF OFFICIAL RECORDS.

PARCEL 11:

THE EASTERLY 63.42 FEET OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 2 NORTH RANGE 25 EAST, M.D.B.&M., IN THE COUNTY OF MONO,

STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

PARCEL 12:

THE SOUTH HALF OF THE NORTHWEST QUARTER AND THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 25 EAST, M.D.B.&M., IN THE COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

PARCEL 13:

LOTS A, B, 5 THROUGH 14, INCLUSIVE, 17 THROUGH 21 INCLUSIVE AND LOTS 24 THROUGH 108, INCLUSIVE, IN TRACT 34-13, IN BOOK 9, PAGES 53 TO 53 H. INCLUSIVE, OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

# WILLIAMS

AIL TAX STATEMENTS TO

R. & MRS. JACK H. WILLIAMS
209 William Way
oseville, CA 95678

DOCUMENTARY TRANSFER TAX $ none EXE

..... Computed on the consideration or value of property co
.... Computed on the consideration or value less liens or en
remaining time of sale.

Jack H. Williams
Signature of Declarant or Agent determining tax — Firm

# GRANT DEED

)R A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

ACK H. WILLIAMS AND EVANGELINE A. WILLIAMS, husband and wife

eby GRANT(S) to JACK H. WILLIAMS AND EVANGELINE A. WILLIAMS, Trustees, for the WILLIAMS REVOCABLE LIVING TRUST

real property in the City of
unty of Lyon

, State of ~~California~~ Nevada des

t 10 as shown on the Official Map of WALKER RIVER RANCH INC., filed in the office
unty Recorder of Lyon County, Nevada, on June 5, 1972, as File No. 10568.

March 20, 1989

Jack H. Williams
JACK H. WILLIAMS

OF CALIFORNIA

# WRIGHT

Kelli Peterson - DEPUTY

**IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

**IN AND FOR THE COUNTY OF LYON**

the Matter of the Estate of

**RRY GLENN FULSTONE,**
**A GLENN FULSTONE,**

**Deceased.**

_____/

**ORDER APPROVING FINAL ACCOUNT OF ADMINISTRATION AND DECREE OF DISTRIBUTION**

**VIVIAN D. FULSTONE,** the duly appointed, qualified and act-g Administratrix of the **ESTATE OF HARRY GLENN FULSTONE, AKA NN FULSTONE,** having heretofore filed her first and final count of her administration, together with a petition for stribution, and the same having come on regularly to be heard is day, and the Court having found that notice of the time and ace of hearing said matters has been given according to stat-e therefor provided, and that said account is in all respects ue and correct;

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** as follows:

1. That the first and final account and report of admini-ration be, and the same hereby are, approved, allowed and ttled.

2. That all acts of the Executrix during the administra-on of said estate be, and the same hereby are, ratified and nfirmed.

3. That the agreement between the Executrix and **WILLIAM C.**

tate be, and the same hereby is, ratified and confirmed, and petitioner be, and she hereby is, authorized and directed to pay the sum of **FIVE THOUSAND DOLLARS ($5,000.00)** to the said **WILLIAM C. SANFORD, JR.**

4. That pursuant to NRS 134.040, there is hereby distributed to **VIVIAN D. FULSTONE,** the surviving spouse of decedent, to **GLENORA F. WRIGHT** and **JAMES H. FULSTONE,** the issue of decedent, an undivided one-third (1/3) interest each in and to the separate property of decedent, being a 40 acre parcel located in Lyon County, Nevada, more particularly described as follows, to wit:

The NW 1/4 of the NW 1/4 of Section 35,
Township 11 North, Range 23 East, M.D.B.&M.

5. That there is hereby confirmed to **VIVIAN D. FULSTONE,** as the surviving widow of decedent, one-half (1/2) of the community property.

6. That there is hereby distributed to **VIVIAN D. FULSTONE, GLENORA F. WRIGHT** and **JAMES H. FULSTONE,** an undivided one-third (1/3) interest each of decedent's interest, or one-sixth (1/6) interest each of the whole thereof, in and to the following described property, to wit:

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

PARCEL I:

West 1/2 and West 1/2 of the Southeast 1/4 Section 26;

PARCEL II:

parcel map filed for record in the office of the County Recorder, Lyon County, Nevada as Official Record Number 45193.

B. That certain parcel of land deeded to Norman Gaustad Et ux recorded in Book 41 at Page 559, Lyon County, Nevada, deed records described as:

Beginning at the northeast corner of the parcel, on the westerly side of Colony Highway, from which the East one quarter corner of said Section 27 bears N. 53°01'E., 1211.50 feet; thence the boundary of the parcel runs along the westerly side of the Colony Highway S. 27°24' W., 543.52 feet to the beginning of a curve, thence along the curve to the left, with a radius of 1050 feet, through an angle of 6°28' for a length of 118.33 feet; thence along the old Colony road N. 0°56' W., 585.98 feet; thence N. 89°04' E., 307.16 feet to the point of beginning. Being in the NE 1/4 of the SE 1/4 of Section 27.

C. That certain parcel of land deeded to JAMES H. FULSTONE et ux recorded January 17, 1972, as Official Record #09183 described as:

Beginning at the east one-quarter corner of said Section 27; thence along the east-west one-quarter line S. 89°11'48"W., 481.43 feet; thence along the easterly right of way line of the Colony Highway S. 27°24'00" W., 289.36 feet; thence N. 89°11'48" E., 618.18 feet thence N. 0°48'12" W., 255.00 feet along the east line of said Section 27 to the point of beginning.

D. That certain parcel of land deeded to DAVID S. SEAL, et ux recorded December 31, 1973 as Official Record #17328 described as:

Beginning at the southeast corner of the parcel on the westerly right of way line of Colony Highway from which the east one-quarter corner of said Section 27 bears North 72°04' East, 745.17 feet; thence along said highway right of way line
North 27°24' East, 244.99 feet; thence
South 89°04' West, 688.30 feet; thence
South 0°56' East, 210.80 feet; thence
North 89°04' East, 574.06 feet to the point of beginning.

7. That the entire rest and residue of decedent's estate,

**THIS DEED** executed this 3rd day of June, 1985, by and between **VIVIAN D. FULSTONE,** as Administratrix of the **ESTATE OF HARRY GLENN FULSTONE, AKA GLENN FULSTONE,** hereinafter referred to as Grantor, and **VIVIAN D. FULSTONE, GLENORA F. WRIGHT** and **JAMES H. FULSTONE,** hereinafter referred to as Grantees.

**W I T N E S S E T H:**

Pursuant to Order of the Third Judicial District Court of the State of Nevada, in and for the County of Lyon, entered June 3, 1985, and in consideration of the sum of Ten Dollars ($10.00) to her in hand paid, receipt whereof is hereby acknowledge, the Grantor hereby **GRANTS, BARGAINS, SELLS AND CONVEYS** to the Grantees, their heirs and assigns forever, an undivided one-third (1/3rd) interest each in and to that certain property situate in Lyon County, Nevada, and more particularly described as follows, to wit:

The NW 1/4 of the NW 1/4 of Section 35,
Township 11 North, Range 23 East, M.D.B.&M.

**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** an undivided one-third (1/3rd) interest each with all of the appurtenances unto the Grantees, their

NPTT-Exempt
Rec #3

# ADMINISTRATRIX' DEED

**THIS DEED** executed this 3rd day of June 1985, by and between **VIVIAN D. FULSTONE,** as Administratrix the **ESTATE OF HARRY GLENN FULSTONE, AKA GLENN FULSTONE,** here after referred to as Grantor, and **VIVIAN D. FULSTONE, GLEN F. WRIGHT** and **JAMES H. FULSTONE,** hereinafter referred to Grantees.

**W I T N E S S E T H:**

Pursuant to Order of the Third Judicial District Court the State of Nevada, in and for the County of Lyon, ente June 3, 1985, 1985, and in consideration of the of Ten Dollars ($10.00) to her in hand paid, receipt whereo hereby acknowledge, the Grantor hereby **GRANTS, BARGAINS, S AND CONVEYS** to the Grantees, their heirs and assigns forever undivided one-sixth (1/6th) interest each in and to that cer real property situate in Lyon County, Nevada, and more part larly described as follows, to wit:

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

PARCEL I:

West 1/2 and West 1/2 of the Southeast 1/4 Section 26;

PARCEL II:

Northeast 1/4 of the Northeast 1/4 Section 34;

APN: 10-291-04
RP, 7 #8



# WARRANTY DEED

GLENORA F. WRIGHT, dealing with her sole and separate property and LEE C. WRIGHT III her husband, Grantors, hereby convey, grant and warrant to "The Lee & Glenora Wright Family Trust", a trust established under the laws of the State of Idaho by an agreement dated March 24, 1986, of which the present Trustee is Lee C. Wright III and Glenora F. Wright, whose current address is Route #1, Box 1838, Fruitland, ID 83619, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, the following described real property, to wit:

**TRACT 1:**

An undivided one-third (1/3 interest in and to the following described real property, to wit:

The NW1/4 of the NW1/4 of Section 35, Township 11 North, Range 23 East, M.D.B.& M., Lyon County, Nevada.

**TRACT 2:**

An undivided one-sixth (1/6) interest in and to the following described real property, to wit:

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

**PARCEL 1:** West 1/2 and West 1/2 of the Southeast 1/4 Section 26;

**PARCEL 2:** Northeast 1/4 of the Northeast 1/4 Section 34;

**PARCEL 3:** East 1/2 of the Southeast 1/4 of Section 27, EXCEPTING THEREFROM the following described parcels of land in Section 27:

A. Parcels 1 and 2 according to that certain parcel map filed of record in the office of the County Recorder, Lyon County, Nevada as official Record Number 45193.

B. Beginning at the northeast corner of the parcel, on the westerly side of Colony Highway, from which the East one quarter corner of said Section 27 bears N. 53°01' E., 1211.50 feet, thence the boundary of the parcel runs along the westerly side of Colony Highway S. 27°24' W., 543.52 feet to the beginning of a curve, thence along the curve to the left, with a radius of 1050 feet, through an angle of 6°28' for a length of 118.33 feet; thence along the old Colony Road N. 0°56' W., 585.98 feet; thence N 89°04' E., 307.16 feet to the point of beginning. Being in the NE 1/4 of the SE 1/4 of Section 27.

C. Beginning at the east one-quarter corner of said Section 27; thence along the east-west one-quarter line S. 89°11'48" W., 481.43 feet; thence along the easterly right of way line of the Colony Highway S. 27°24'00" W., 289.36 feet; thence N. 89°11'48" E., 618.18 feet thence N. 0°48'12" W., 255.00 feet along the east line of said Section 27 to the point of beginning.

D. Beginnng at the southeast corner of the parcel on the westerly right of way line of Colony Highway from which the east one-quarter corner of said Section 27 bears North 72°04' East, 745.17 feet; thence along said highway right of way line North 27°24' East, 244.99 feet; thence South 89°04' West, 688.30 feet; thence South 0°56' East, 210.80 feet; thence North 89°04' East, 574.06 feet to the point of beginning.

SUBJECT TO taxes and assessments for the year 1986 and all subsequent years, together with any and all existing easements and rights of way of record.

TO HAVE AND HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that said premises are free from all incumbrances, excepting those as may be hereinafter set forth, and excepting those of record, and that they will warrant and defend the same from all lawful claims whatsoever.

# ZWEIBEL

rder No. TSL-21145
ocument Transfer Tax $390.00
.PN 12-062-23

Mail Tax Bill to Grantee:
123 Mackenzie Lane
Yerington, NV 89447

# GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged

SHARON SPRINGER, SANDRA HOLLANDS and SUSAN ELLSWORTH

do hereby GRANT, BARGAIN and SELL TO

FRADE RANCHES, INC., a Nevada Corporation

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

All that certain real property being a portion of the S 1/2 of the NW 1/4 and of the N 1/2 of the SW 1/4 of Section 23, T 13 N, R 25 E, M.D.B.&M., Lyon County, Nevada, described as follows:

Parcel 1, as shown on the Parcel Map for A.J. and Amy Zwiebel, recorded in the Official Records of Lyon County, Nevada on February 12, 1980, as Document No. 51625.

Together with all water, water rights, ditches and ditch rights.

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

DATED 02-09-00

Sharon Springer
SHARON SPRINGER

SEAL AFFIXED

Jacob Springer
JACOB SPRINGER, who joins in the execution of this Deed to release all community interest