

In The Third judicial District No 2555  
 Court of The State of Nevada, in  
 And for The County of Eureka  
 Western Pacific Railway Company,  
 a corporation Plaintiff  
 vs.

James C. Dunphy, Jennie C. Dunphy,  
 Mary D. Flood and Viola Carrie Carmen  
 Percy Burnett and James C. Dunphy,  
 Jennie C. Dunphy and Mary D. Flood as  
 the administrator and administratrices  
 of the estate of Carmen K. Dunphy, deceased,  
 and Jennie C. Dunphy, as Trustee for James  
 C. Dunphy, Jennie C. Dunphy, Mary D.  
 Flood and Viola Carrie Carmen Percy Burnett

Defendants

Trial Order of Condemnation.

Judgment having been heretofore duly given and made  
 in the above entitled action condemning for the use  
 of the plaintiff above named, for the purpose  
 hereinafter set forth, the lands hereinafter described  
 upon the payment by said plaintiff to the defendant  
 Jennie C. Dunphy as Trustee for James C. Dunphy,  
 Jennie C. Dunphy, Mary D. Flood and Viola Carrie  
 Carmen Percy Burnett, or the deposit in court  
 for said defendant as such Trustee of the sum  
 of \$25.00, and upon the payment by the plaintiff  
 to the defendants James C. Dunphy, Jennie C. Dunphy,  
 Mary D. Flood and Viola Carrie Carmen Percy Burnett,  
 or the deposit in court by the plaintiff for said  
 defendants of the sum of \$25.00, and the plaintiff  
 having heretofore made said payments to said defendants.

Now therefore it is ordered, adjudged and decreed  
 that as to all of the above named defendants  
 the lands herein described be and the same are  
 hereby finally condemned for the use of the plaintiff  
 above named for a right of way for its railroad  
 and for the purpose of the construction, maintenance  
 and operation thereon of said railroad. The lands so  
 condemned for the use of the plaintiff are that certain  
 tract or parcel of land situate in the County of Eureka  
 State of Nevada, and particularly described as follows,  
 to-wit: Beginning at a point in Section 30, Township  
 33 North, Range 48 East, on the dividing line between  
 Lander and Eureka Counties, said point being distant  
 north along said dividing line 2810 feet more or less  
 from the south line of Section 30, and 50 feet  
 southerly at right angles from the center line  
 of the Western Pacific Railway, thence north 81° 40' East

parallel with and 50 feet distant at right angles from said center line a distance of 14893.3 feet, to a point, thence on a curve to the right with a radius of 5680 feet parallel to and 50 feet distant southerly from said center line a distance of 1833.3 feet to a point, thence on a course South  $79^{\circ} 5' 0''$  East parallel with and 50 feet distant southerly from said center line 6171.3 feet to a point; thence on a curve to the right with a radius of 3770 feet parallel with and 50 feet distant southerly at right angles to said center line a distance of 1700 feet to a point on the Section line between Sections 25 and 26, Township 33 North, Range 48 East, thence South or said Section line a distance of 59 feet to a point, said point being 100 feet distant southwesterly at right angles from said center line, thence on a curve to the right with a radius of 3720 feet parallel to and 100 feet distant westerly from said center line a distance of 2081 feet to a point, thence on a course South  $13^{\circ} 35' 0''$  East parallel to and 100 feet distant at right angles westerly from said center line a distance of 640 feet to a point on the South line of Section 25, Township 33 North, Range 48 East, said point being east along said south line 1010 feet from the Southwest corner of said Section 25, thence east along said south line of Section 25, a distance of 205.8 feet to a point, said point being 100 feet distant easterly at right angles from said center line; thence on a course North  $13^{\circ} 35' 0''$  West parallel with and 100 feet distant easterly from said center line 680 feet to a point; thence on a curve to the left with a radius 3920 feet parallel with and 100 feet northeasterly from said center line a distance of 2685.1 feet to a point on the west line of said Section 25; thence south on said Section line 59 feet to a point being 50 feet distant northerly at right angles from said center line, thence on a curve to the left with a radius of 3870 feet parallel with and 50 feet distant northerly at right angles to said center line a distance of 1348 feet to a point, thence North  $14^{\circ} 5' 0''$  East a distance of 100 feet to a point, thence on a curve to the left with a radius of 3970 feet parallel with and 100 feet distant from said center line, a distance of 324 feet to a point, thence on a course

North  $79^{\circ} 50'$  west parallel with and 150 feet distant northerly at right angles from said center line a distance of 4686.2 feet to a point; thence South  $10^{\circ} 10'$  west, a distance of 100 feet to a point, thence on a course North  $79^{\circ} 50'$  west parallel with and 50 feet distant northerly from said center line a distance of 1483.1 feet to a point; thence on a curve to the left with a radius of 5780 feet parallel with and 50 feet distant northerly from said center line, a distance of 1866.7 feet to a point, thence on a course South  $81^{\circ} 40'$  west 14888.0 feet to a point on the dividing line between Lander and Eureka Counties; thence South 101 feet to the place of beginning. The strip or tract of land hereby condemned containing 83.65 acres. Done in open court this 23rd day of February 1909.

Approved

Peter Breen, District Judge

J. H. Meredith.

Myrick & Peering

W. W. Bennett

Attorneys for Defendants.

State of Nevada vs.  
County of Eureka

I, R. M. Charles, County Clerk and ex-officio Clerk of the Third Judicial District Court of the State of Nevada, Eureka County, do hereby certify that the annexed is a correct and true copy of the original matter thereof, which now remains in my office at Eureka, County and State aforesaid. In Testimony whereof, I have hereunto set my hand officially and affixed the Seal of said Court, at Office in the town of Eureka, this 23 day of February A. D. 1909.

(Court Seal)

R. M. Charles, County Clerk  
and ex-officio Clerk of the said Third Judicial District Court, Eureka County  
By — Deputy.

Endorsed

2021.

In the Third Judicial District Court of the State of Nevada in and for the County of Eureka  
Western Pacific Railway Co.  
a corporation, Plaintiff

vs  
James C. Murphy et al  
Defendants

Final Order of Condemnation. Filed Feb 23, 09

R. M. Charles, Clerk

Recorded at the request of H. Warren, Feby 23rd A.D. 1909 at 25 min past 3 P.M.

Wm Spangler Recorder