

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO.

WESTERN STATES LIFE INSURANCE COMPANY,
Plaintiff,

---vs---

MARY D. FLOOD, FIRST DOE, SECOND DOE,
THIRD DOE, FOURTH DOE, FIRST COMPANY,
and SECOND COMPANY,
Defendants.

No.3396.
Filed _____

_____, Cler

T.J. Crothers and John E. Robbins, Attys. for Pltff.

-COMMISSIONER'S CERTIFICATE OF SALE ON FORECLOSURE-

I, J.M. McNAMARA, of the County of Elko, State of Nevada, being over the age of twenty-one years, and a citizen of the United States of America, do hereby certify:

That under and by virtue of an Order of Sale issued out of the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, in the above-entitled action, dated April 2, 1927, and in which said action a Judgment and Decree was made, dated, filed and entered upon the 8th day of February, 1927, and in which action I was by said Court duly appointed a commissioner to make sale of the property described in said Judgment and Decree of Foreclosure and Sale, and I was commanded as such commissioner to sell said property as hereinafter described according to law, and to apply the proceeds of such sale towards the satisfaction of said Judgment and Decree in said action, amounting to the sum of \$57,928.34, together with interest thereon at the rate of 7% per annum from the date of the entry of said Decree until paid, together with plaintiff's costs in the sum of \$45.70, and the costs of said sale and accruing interest; and I duly levied and at three sales, held at the entrance of the county court house in the counties of Elko, Eureka and Lander, State of Nevada, as hereinafter set forth, I duly sold at public auction, according to law, and after due and legal notice, to Western States Life Insurance Company, a corporation duly organized and existing under and by virtue of the laws of the State of California, and registered and authorized to do business in the State of Nevada, for the sum hereinafter set forth, all the real property described in said Judgment and Decree of Foreclosure, the same being all that certain real property situate in the Counties of Elko, Eureka and Lander, State of Nevada, and particularly described as follows, to-wit:

The north half of the North-West Quarter of Section 6, in Township 32 North, Range 48 East, M.D.B. & M.

The East Half of the East Half of Section 23, in Township 33 North, Range 47 East, M.D.B. & M.

The West Half and the West Half of the East Half of Section 4; all of Section 5; the North-East Quarter and the South Half of Section 7; all of Section 8; the West Half and the West Half of the North-East Quarter of Section 9; all of Sections 17 and 18; the North-East Quarter of the North-East Quarter, the South Half of the North-East Quarter and the South-East Quarter of Section 19; all of Sections 20, 29, 30 and 31; the North Half and the North Half of the South Half of Section 32; all in Township 33 North, Range 48 East, M.D.B. & M.

The South-East Quarter of the North-West Quarter, the East Half of the South-West Quarter and the South-West Quarter of the South-West Quarter of Section 28; the South Half of the South-East Quarter of Section 30; the North-West Quarter, the North-West Quarter of the North-East Quarter, the South-East Quarter of the North-East Quarter, the North Half of the South-East Quarter, and the South-West Quarter of the South-East Quarter of Section 32; all in Township 34 North, Range 51 East, M.D.B. & M.

All of Sections 1 and 3; the North Half, the South-East Quarter and the North-East Quarter of the South-West Quarter of Section 4; the East Half of Section 5; all of Section 9; the North-West Quarter of the North-East Quarter, the South Half of the North-East Quarter, the East Half of the North-West Quarter, the North-West Quarter of the North-West Quarter, the South-East Quarter and the North-East Quarter of the South-West Quarter of Section 10; all of Sections 11 and 13; the North-West Quarter of the North-East Quarter, the South Half of the North-East Quarter, the North-West Quarter, the North Half of the South-East Quarter, the South-East Quarter of the South-East Quarter and the North-East Quarter of the South-West Quarter of Section 14; all of Section 15; the South-West Quarter of the North-West Quarter, the North-West Quarter of the South-East Quarter, the South Half of the South-East Quarter, the East Half of the South-West Quarter and the North-West Quarter of the South-West Quarter of Section 16; the South Half of the North-East Quarter of Section 18; all in Township 36 North, Range 51 East, M.D.B. & M.

The East Half of the East Half of Section 22; the East Half of the East Half of Section 27; Lots 1, 2, 5, 6 and 7 of Section 34; all in Township 36 North, Range 50 East, M.D.B. & M.

The South-West Quarter of the South-West Quarter of Section 4; the South-West Quarter of the North-East Quarter, the North Half of the North-West Quarter, the South-East Quarter of the North-West Quarter, the North-West Quarter of the South-East Quarter and the South-East Quarter of Section 5; the West Half of the North-West Quarter, the North Half of the South-West Quarter, the South-East Quarter of the South-West Quarter and the South-West Quarter of the South-East Quarter of Section 9; the East Half of the North-West Quarter, the South-West Quarter of the North-West Quarter and the North-East Quarter of the South-West Quarter of Section 10; the South Half, the East Half of the North-East Quarter and the South-West Quarter of the North-East Quarter of Section 15; the North-East Quarter and the North-East Quarter of the South-East Quarter of Section 16; the North-West Quarter of the South-West Quarter and the South Half of the South-West Quarter of Section 17; the South-West Quarter of the North-East Quarter, the East Half of the North-West Quarter and the North Half of the South-East Quarter of Section 18; the West Half of the North-West Quarter, the South-East Quarter of the North-West Quarter, the South-West Quarter and the South-West Quarter of the South-East Quarter of Section 19; the North-East Quarter, the North-East Quarter of the North-West Quarter, the North Half of the South-East Quarter and the South-East Quarter of the South-East Quarter of Section 20; the South-West Quarter of the North-West Quarter and the West Half of the South-West Quarter of Section 21; the East Half, the East Half of the North-West Quarter and the North-East Quarter of the South-West Quarter of Section 22; all of Sections 23, 26, 27 and 28; the West Half, the West Half of the East Half and the South-East Quarter of the South-East Quarter of Section 30; all of Sections 31, 32 and 35; the

West Half of the North-West Quarter and the South-West Quarter of Section 34; all of Section 35; all in Township 36 North, Range 51 East, M.D.B. & M.

The South-East Quarter of Section 23, in Township 33 north, Range 52 East, M.D.B. & M.

Including all buildings and improvements thereon, or that may be erected thereon, also all water rights appurtenant thereto, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, or used in connection therewith, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

That on Monday, the 23rd day of May, 1927, at ten o'clock A.M. of said day, at the main entrance of the county court house, in the City of Elko, County of Elko, State of Nevada, I did, in obedience to said Order of Sale and Decree of Foreclosure, and after due and legal notice, duly sell at public auction, according to law, to said Western States Life Insurance Company, who made the only and the highest and best bid therefor at said sale (said company being represented at said sale by John E. Robbins, Esq., its attorney and duly authorized agent), for the sum of \$7,268.45; in gold coin of the United States, which was the whole sum paid by it, all that part of the herein described real property lying and being in said County of Elko, State of Nevada, including all buildings and improvements thereon that may be erected thereon; also all water, water rights, dams and ditches, and the waters impounded by said dams, and flowing or to flow thru said ditches now or heretofore used upon or in connection with said lands and premises, or any part or portion thereof and appurtenant thereto, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, or used in connection therewith, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

And I do hereby further certify that said real property so sold in said Elko County as aforesaid was offered in its entirety, pursuant to a written order and request made by plaintiff and defendant Mary D. Flood, thru their respective attorneys, as appears upon said order; and that the said sum of \$7268.45, in gold coin of the United States was bid therefor, and was the only, the highest and the best bid made, and the whole price bid therefor; and that said property is subject to redemption within six months after said sale, pursuant to the statute in such case made and provided; redemption to be made in gold coin of the United States.

That on Wednesday, the 25th day of May, 1927, at the hour of ten o'clock A.M. of said day, at the main entrance of the county court house in the Town of Eureka, County of Eureka, State of Nevada, I did, in obedience to said Order of Sale and Decree of Foreclosure, and after due and legal notice, duly sell at public auction, according to law, to said Western States Life Insurance Company, who made the only, the highest and the best bid therefor at such sale (said company being represented at said sale by John E. Robbins, Esq., its duly authorized attorney and agent), for the sum of \$49,315.27, in gold coin of the United States, which was the whole sum paid by it, all that part of the above described real property lying and being in said County of Eureka, State of Nevada, including all buildings and improvements thereon or that may be erected thereon; also all water, water rights, dams and ditches, and the waters impounded by said dams, and flowing or to flow thru said ditches, now or heretofore used upon or in connection with said lands and premises, or any portion thereof and appurtenant thereto; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, or used in connection therewith, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

And I do hereby further certify that said real property so sold in said County of Eureka as aforesaid, was offered for sale in its entirety, pursuant to a written order and demand made by plaintiff and defendant Mary D. Flood, thru their respective attorneys; and that the said sum of \$49,315.27, gold coin of the United States, was bid therefor and was the only, the highest and the best bid made, and the whole price paid therefor; that said property is subject to redemption within six months after said sale, pursuant to the statute in such case made and provided;

redemption in gold coin of the United States.

That on Thursday, the 26th day of May, 1927, at the hour of ten o'clock of said day, at the main entrance of the county court house, in the Town of Austin, County of Lander, State of Nevada, I did, in obedience to said Order of Sale and Decree of Foreclosure, and after due and legal Notice, duly sell at public auction, according to law, to the said Western States Life Insurance Company, who made the only, the highest and the best bid therefor at said sale (said company being represented at said sale by John E. Robbins, Esq., its attorney and duly authorized agent), for the sum of \$3,416.34, gold coin of the United States, which was the whole sum paid by it, all that part of the above-described real property lying and being in said County of Lander, State of Nevada, including all buildings and improvements thereon or that may be erected thereon; also all water, water rights, dams and ditches, and the waters impounded by said dams, and flowing or to flow thru said ditches, now or heretofore used upon or in connection with said lands and premises, or any portion thereof and appurtenant thereto; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, or used in connection therewith, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

And I do hereby further certify that said real property so sold in said Lander County as aforesaid was offered for sale in its entirety, pursuant to a written order and demand made by plaintiff and defendant Mary D. Flood, thru their respective attorneys; and that the said sum of \$3416.34, gold coin of the United States, was bid therefor and was the only, the highest and the best bid made, and the whole price paid therefor; that said property is subject to redemption within six months after said sale, pursuant to the statute in such case made and provided; redemption to be made in gold coin of the United States.

Given under my hand this 27th day of May, A.D. 1927.

J.M. McNamara
Commissioner Appointed by said Court to
made said Sale.

STATE OF NEVADA,
SS.
COUNTY OF ELKO,

On this 27th day of May, A.D. 1927, before me, JOHN E. ROBBINS, Notary Public in and for Elko County, Nevada, residing therein, and duly commissioned to administer oaths, personally appeared J.M. McNamara, commissioner mentioned in the within instrument, and known to me to be the same person described in and whose name is subscribed to and who executed the foregoing instrument, who acknowledged to me that he executed said instrument as such commissioner freely and voluntarily, and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed my official seal, at my office in said Elko County, the day and year in this certificate first written.

(Notarial Seal)
My commission expires March 14, 1931.

John E. Robbins
Notary Public.

Recorded at the request of McNamara & Robbins Aug. 22, A.D. 1927 At 0 minutes past 5 P.M.

Peter Merialdo---Recorder.