

File No.21906.
CERTIFIED COPY

Filed Feb.11th,1937.
O.E. Benham, Clerk

NO. H-150

---oOo---

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA,
IN AND FOR THE DISTRICT OF NEVADA.

IN THE MATTER OF THE RECEIVERSHIP)

of)

THE RENO NATIONAL BANK, a corporation)
organized and existing under the laws)
of the United States of America.)

---oOo---

ORDER AUTHORIZING SALE BY W.J.TOBIN, RECEIVER, THE RENO NATIONAL BANK, RENO,
NEVADA, OF CERTAIN REAL PROPERTY IN EUREKA COUNTY, NEVADA, FORMERLY BELONGING
TO PALMA BROTHERS TO MARTIN ESAIN FOR \$14,000.00

W.J. Tobin, as Receiver of The Reno National Bank, a corporation organized and existing under the laws of the United States of America, having filed herein his petition praying for an order of this Court authorizing and empowering him to sell to Martin Esain of Eureka County, Nevada, the real property formerly belonging to Palma Brothers more particularly described in Exhibit "A" attached hereto and made a part hereof.

And authorizing and empowering said Receiver to convey the said land to Martin Esain by Receiver's Deed without warranty of any kind or character upon payment of \$7,000.00 cash and \$7,000.00 in one year with interest at 5% on the deferred payment, and to deliver to Martin Esain the forest reserve permit held in connection with this land and assignments of State of Nevada Certificates of Appropriation of Water Nos.2192 and 2193, it being understood the purchaser will be furnished with a title insurance policy for the purchase price, the remainder of the 1936 taxes on said land will be paid by said Receiver out of the proceeds of sale, as well as the balance due on State of Nevada Land Contracts Nos. 17083, 17084 and 17085 amounting to approximately \$1440.00 with interest at 6% from September, 1,1936.

It appearing that said Receiver received a letter from the Comptroller of the Currency dated January 15, 1937 authorizing and empowering him to petition the Court for an order setting a certain date for a public hearing on his petition to sell said real estate described in Exhibit "A" attached hereto, if no better offer were received on the date of hearing; and

It further appearing that this Court having on the 23rd day of January, 1937, made and entered an order that the hearing of said petition be set for Monday, the 8th day of February, 1937, at the hour of one o'clock P.M. in the Court Room of said Court in the Federal Building in the City of Carson, State of Nevada, and the Court having further ordered that three notices

of such hearing be published in the Nevada State Journal having a general circulation in the vicinity of Reno, Nevada, and that two notices be published in The Eureka Sentinel having a general circulation in the vicinity of Eureka, Nevada; and

It further appearing to the Court that said Receiver gave the notice required by said order of the Court by publication thereof for the time and in the manner required by said order for said hearing on the 8th day of February, 1937; and

It appearing to the Court that the said bid of Martin Esain in the sum of \$14,000.00, payable \$7,000.00 in cash and \$7,000.00 in one year with interest at 5% on the deferred payment, was the highest and best bid received, and said W.J. Tobin, Receiver, The Reno National Bank, having stated to the Court that he is satisfied with said bid, and that he believes it to be for the best interest of his trust that the same be accepted, and the Court being satisfied that it is for the best interest of said trust that a sale of said property be made to said Martin Esain for the sum of \$14,000.00, payable as stated above.

NOW, THEREFORE, IT IS ORDERED that the said W.J. Tobin, as Receiver of The Reno National Bank, be and he is hereby authorized to accept said bid of Martin Esain for the sum of \$14,000.00, payable \$7,000.00 in cash and \$7,000.00 in one year with interest at 5% on the deferred payment, and to sell to said Martin Esain, all and singular, the said real estate described in Exhibit "A" attached hereto and made a part hereof, for the sum of \$14,000.00, and upon final payment of this amount, to deliver to said Martin Esain a Receiver's Deed, without warrant of any kind or character, conveying said land, the forest reserve permit, assignments of State of Nevada Certificates of Appropriation of Water Nos. 2192 and 2193 and a title insurance policy in the amount of \$14,000.00, and said Receiver is hereby authorized and empowered to take all steps requisite and necessary for the completion and consummation of said sale.

Dated this 11th day of February, 1937.

Signed Frank H. Norcross
Judge of the District Court of
the United States in and for the
District of Nevada.

EXHIBIT "A"
PALMA BROTHERS' REAL ESTATE
EUREKA COUNTY, NEVADA

Township 20 North, Range 54 East, M.D.B. & M.:

Section 28: SW $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 29: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 35: NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 15: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 16: E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 17: SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$

(formerly
)State of
(Nevada Land
)Contract
(No.17083

Section 20: NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 21: E $\frac{1}{2}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 22: SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 22: SE $\frac{1}{4}$ NE $\frac{1}{4}$

(formerly
)State of Nevada
(Land Contract
)No. 17084

Section 23: SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 24: NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 25: NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 26: N $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 27: NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 27: SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Formerly State of Nevada

Section 28: NE $\frac{1}{4}$ NE $\frac{1}{4}$)Land Contract No. 17085

Township 19 North, Range 54 East, M.D.B. & M.:

Section 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: S $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Township 17 North, Range 50 East, M.D.B. & M.:

Section 19: Lot 4 and SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 29: N $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$

Section 30: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$

Section 30: E $\frac{1}{2}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$, containing 160 acres, more particularly bounded and described in that certain land patent issued to James Morrison on the 8th day of May, 1901, and recorded in the office of the County Recorder of Eureka County, Nevada, on the 19th day of November, 1927, in Liber 20 of Deeds, page 240.

Section 31: W $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly bounded and described in that certain land patent issued to Mrs. Agnes Morrison on the 29th day of April, 1919, and recorded in the office of the County Recorder of Eureka County, Nevada, on the 20th day of May, 1919 in Liber 18 of Deeds, page 361.

That portion of Township 17 North of Range 50 East of the M.D.M., Nevada, more particularly bounded and described as follows:

Beginning at Corner No.1 from which the quarter corner to Sections 8 and 9 in Township 17 North of Range 50 East of M.D.M. bears north $82^{\circ}35'$ east 57.53 chains distant; thence south $73^{\circ}52'$ west 17.72 chains to Corner No.2; thence north $76^{\circ}18'$ west 27.41 chains to Corner No.3; thence south $66^{\circ}29'$ west 3.3 chains to Corner No. 4; thence north $76^{\circ}43'$ west 30.88 chains to Corner No.5; thence north $56^{\circ}9'$ east 5.4 chains to Corner No.6; thence south $79^{\circ}52'$ east 55 chains to Corner No.7; thence north $76^{\circ}59'$ east 15.21 chains to Corner No.8; thence south $37^{\circ}41'$ east 5.41 chains to Corner No.1, the place of beginning; containing 35.65 acres, according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General, more particularly bounded and described in that certain land patent issued to Mary J. Cox, formerly Mary J. Morrison, on the 8th day of March, 1918, and recorded in the office of the County Recorder of Eureka County, Nevada, on the 19th day of November, 1927, in Liber 20 of Deeds page 241.

Township 17 North. Range 50 East, M.D.B. & M.:

Section 31: NE $\frac{1}{4}$ NE $\frac{1}{4}$, containing 40 acres, more particularly bounded and described in that certain land patent issued to Mary Cox, formerly Mary Morrison, on the 1st day of April, 1922, and recorded in the office of the County Recorder of Eureka County, Nevada, on the 19th day of November, 1927, in Liber 20 of Deeds, page 241.

Township 17 North, Range 49 East, M.D.B.& M.:

That certain tract of land designated as H.E. Survey No.174, comprising Tracts "A" and "B", embracing a portion of approximately Section 24, more particularly bounded and described in that certain patent issued to Domenico Cerruti on the 6th day of September, 1922, and recorded in the office of the County Recorder of Eureka, Nevada, in Liber 19 of Deeds on page 338 on the 18th day of January, 1923, the same being numbered "Elko 03067".

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging and in anywise appertaining.

TOGETHER WITH all water, water rights, water applications, water permits and forest permits, or privileges, or privileges, connected with, belonging, appurtenant or incident to the lands hereinabove described, or used in connection with all or any part of the above described premises, or used or usable in connection therewith, and all dams, reservoirs and ditches, canals or other works for storage or carrying of water now owned by W.J.Tobin as Receiver of The Reno National Bank, or in which he now has or may hereafter acquire any interest, and all applications now pending in the office of the State Engineer of the State of Nevada, for any and all waters to be used upon any part or portion of the above described lands, or used in connection therewith.

UNITED STATES OF AMERICA)
DISTRICT OF NEVADA)ss.

I, O.E. BENHAM, Clerk of the United States District Court in and for the District of NEVADA, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER AUTHORIZING SALE BY W.J. TOBIN, RECEIVER OF THE RENO NATIONAL BANK, OF CERTAIN REAL PROPERTY IN EUREKA COUNTY, NEVADA, FORMERLY BELONGING TO PALMA BROTHERS TO MARTIN ESAIN FOR \$14,000.00; Docket No. H-150; now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at Carson City, Nevada, this 11th day of February, A.D. 1937.

(SEAL OF COURT)

O.E. BENHAM
Clerk.
By J.P.Fodrin
Deputy Clerk.

Recorded at the request of W.J. Tobin Feb. 20 A.D. 1937 at 45 minutes past 3 P.M.

Peter Merialdo-----Recorder.