

File No. 24891.

IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF EUREKA

BERNARD DAMELE, Plaintiff

VS.

Henry Glass, and his unknown heirs; Sheldon O. Wells, or S.O. Wells, and his unknown heirs; Josiah W. Track, and his unknown heirs; All unknown heirs of P.P. Budd, deceased; John Potthoff, or John A. Potthoff, or Jno A. Potthoff, and his unknown heirs; Leroy Coil, and Mary Coil his wife, and their unknown heirs; J.W. Freeman, or John W. Freeman, and his unknown heirs; Mrs. Hannah Freeman, and her unknown heirs; Damele and Company, a copartnership; Mrs. Pietrina Damele; Antone Damele; Stephen Damele; or Steve Damele; Peter Damele; Tina Gibson; Marion Ferguson; and Margaret Pieretti, each individually and as heirs of John Damele, or Giovanni Damele, deceased; Pietrina Damele as guardian of Tina Damele, and Marion Damele; First Doe to Tenth Doe inclusive; First Doe Company; Second Doe Company; together with each and all of the unknown heirs of each and all of the above-named defendants; and also all other persons unknown claiming any interest, right, title, estate, or lien in the real property described in the complaint herein adversely to the plaintiff's ownership or any cloud upon plaintiff's title thereto,

: No. 2464
: Filed March 6, 1944
: Ed Delaney, Clerk.

Defendants.

DECREE QUIETING TITLE

This matter having come on regularly for hearing, on the 7 day of March, 1944, before the HONORABLE EDGAR EATHER, judge of the above-named court, upon the verified complaint of Bernard Damele, and the plaintiff being personally present in court, and W.R. REYNOLDS, ESQ., appearing as counsel for the plaintiff, and none of the defendants appearing, and no one appearing for the said defendants, or any of them;

And proof having been made to the satisfaction of the court that summons has been personally served on the defendants, Mrs. Pietrina Damele, Antone Damele, Steve Damele, Peter Damele, Tina Gibson, Marion Ferguson, Margaret Pieretti, and Pietrina Damele as guardian of Tina Damele and Marion Damele, and that service by publication in the Eureka Sentinel, a newspaper printed and published in the county of Eureka, state of Nevada, having been made for the time and in the manner required by law, upon all of the other defendants in this case, and it further that a copy of the summons was duly posted upon the parcel of land described in the complaint;

And it further appearing to the satisfaction of the court that said summons was duly published for at least four consecutive weeks in the Eureka Sentinel, a newspaper of general circulation, which paper was the one that was, by order of this court, designated as the newspaper in which said summons should be published, that the first publication of said summons in said newspaper was made on the 18 day of December, 1943, and that said summons was published thereafter once each week in said newspaper for at least four consecutive weeks, and at least once each week during said period, the last publication having been made on January 15, 1944;

And it further appearing to the court, from the evidence adduced that the facts alleged in the complaint herein are true, and that said plaintiff is the owner, and in the exclusive possession, of all of said parcel of land, and is entitled to a decree as prayed for in his complaint, and the time for appearance and pleading of each and all of the said defendants above-named having fully expired, and no demurrer, answer, or other pleading having been filed on the part of any party defendant, and it appearing that no objections or exceptions to the granting of said decree has been made by any of the said defendants;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said Bernard Damele, the plaintiff herein, is the owner of and estate in fee simple in the real estate hereinafter described, and is entitled to and is in the undisputed possession thereof; that said estate is not subject to any homestead, lien, encumbrance, or other estate or claim of any character;

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the title of the said plaintiff, Bernard Damele, be and the same is hereby quieted, established, and confirmed. The real estate affected by this decree is situated in the county of Eureka, state of Nevada, and is particularly described as follows, to wit: NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ of SECTION 4; S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 8; W $\frac{1}{2}$ E $\frac{1}{2}$ Section 9; NW $\frac{1}{4}$ NE $\frac{1}{4}$ section 16; NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 17, all in Township 22 North, Range 49 East, M.D.B.M. Also E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 28; W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, all in Township 23 North, Range 49 East, M.D.B.M., together with all water, and water rights used for irrigation of the above described lands or any part thereof, or for stockwatering purposes whether such water rights be located upon said lands or not so long as such water right is used in connection with the irrigation of said lands or for watering stock in the operation of said lands as a ranch plant, and also all range, ranges, range rights, permits, and privileges heretofore used and enjoyed in connection with the operation of said lands as a ranch plant.

Done in open court in the town and county of Eureka, state of Nevada, this 6 day of March, 1944.

EDGAR EATHER
District Judge

STATE OF NEVADA,)
) ss.
COUNTY OF EUREKA.)

I, Ed Delaney, 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 full, true and correct copy of BERNARD DAMELE VS. HENRY GLASS No. 2464 as appears as of record and on file in my office.

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 6th day of March, A.D. 1944.

(SEAL)

Ed Delaney County Clerk.
And ex-officio Clerk of the District Court,
Eureka County.

Recorded at the request of W.R.Reynolds March 6, A.D. 1944 At 30 minutes past 3 P.M.

Peter Merialdo --- Recorder.