

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

* * * *

IN THE MATTER OF THE ESTATE

OF

CHARLES J. GRIFFIN, ALSO KNOWN
AS CHARLES JEFFERY GRIFFIN and
C. J. GRIFFIN,

DECEASED

NO. 2162

FILED: April 21, 1969

R. L. KANE, CLERK

Sharon Marks, DEPUTY

LEO J. PUCCINELLI

ELKO, NEVADA

ATTORNEY FOR EXECUTRIX

SUPPLEMENTAL AND AMENDED ORDER APPROVING
FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION

* * * *

The Executrix, LEOTA S. GRIFFIN having heretofore filed her First and Final Account and Petition for Distribution on February 3, 1959 which said account was approved by the above-entitled court on February 27, 1959 and the above entitled court having on said date made its Decree of Distribution; and LEO J. PUCCINELLI, Attorney for the Executrix and ORVILLE R. WILSON, Attorney for the surviving partners, having on the 8th day of June, A. D., 1959 entered into a written Stipulation stipulating that the trust heretofore impressed by the above-entitled court on the surviving partners be terminated and discharged without the necessity of accounting and that the Decree of Distribution be amended so as to correctly describe the partnership properties distributable to the said LEOTA S. GRIFFIN and good cause appearing therefore:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that all of the real and personal property hereinafter described and wherever

situate be distributed as provided by the Will of the above-named Deceased to LEOTA S. GRIFFIN, that is to say, the following real and personal property, more particularly described as follows, to-wit:

Lots 8 and 9 in Block J of the Town of Carlin, County of Elko, State of Nevada, as the same appear upon the official map or plat of the said Town of Carlin, on file in the office of the County Recorder of Elko County, Nevada.

TOGETHER WITH all buildings and improvements situate thereon and all household furniture and fixtures situate therein.

All of the right, title and interest of the above-named Deceased, being an undivided one-fourth ($\frac{1}{4}$) interest in and to the following Lots, pieces or parcels of land situate in the Town of Carlin, County of Elko, State of Nevada:

Lots 20 through 24, inclusive, Block A;
 Lots 13 through 23, inclusive, Block F;
 Lots 13 through 18, inclusive, Block G;
 $\frac{1}{2}$ of Lots 3 and 4, Block O;
 Lots 5 through 24, inclusive, Block O;

TOGETHER WITH all improvements situate thereon.

All those certain lots, pieces or parcels of land situate in the Counties of Elko and Eureka, State of Nevada, more particularly described as follows:

Township 32 North, Range 51 East, MDB&M

Section 4: SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; Lot 11

Township 32 North, Range 52 East, MDB&M

Section 5: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 8: E $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

EXCEPTING therefrom a strip of land 100 feet in width conveyed by GEORGE McINTOSH to WESTERN PACIFIC RAILWAY COMPANY by deed recorded June 25, 1906, in Book 29 of Deeds at page 100, Elko County, Nevada, records.

Section 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 14: SW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 17: All, excepting therefrom, a strip of land 400 feet in width as reserved by CENTRAL PACIFIC RAILWAY COMPANY in Deeds to THOMAS GRIFFIN

recorded in Book 23 of Deeds at page 756 and Book 38 of Deeds at page 7, Elko County, Nevada, records, and Book 18 of Deeds at page 367, Eureka County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 100 feet in width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 29 of Deeds at page 98, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 200 feet in width conveyed to WESTERN PACIFIC RAILWAY COMPANY by CENTRAL PACIFIC RAILWAY COMPANY in Deed recorded in Book 31 of Deeds at page 71, Elko County, Nevada, records and book 16 of Deeds, page 108, Eureka County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 50 feet in width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 31 of Deeds at page 401, Elko County, Nevada, records.

Section 20: $W\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}SW\frac{1}{4}$

EXCEPTING therefrom a strip of land 400 feet in width over the $W\frac{1}{2}NW\frac{1}{4}$ of said section conveyed by THOMAS GRIFFIN et ux, to CENTRAL PACIFIC RAILWAY COMPANY by deed recorded in book 27 of Deeds at page 365, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 100 feet in width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY, recorded in Book 29 of Deeds at page 98, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom three strips of land 50 feet in width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 31 of Deeds at page 401, Elko County, Nevada, records.

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

Township 33 North, Range 52 East, MDB&M

Section 25: $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$

EXCEPTING therefrom a strip of land 100 feet in width lying within the $S\frac{1}{2}NE\frac{1}{4}$ of said Section 25, conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 29 of Deeds at page 98, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land

200 feet in width lying within the $S\frac{1}{2}NW\frac{1}{4}$ of said Section 25, conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 31 of Deeds at page 401, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 225 feet in width in the $S\frac{1}{2}NW\frac{1}{4}$ of said Section 25, bounded on the Southerly side by the Northerly right of way line of the WESTERN PACIFIC RAILWAY COMPANY; bounded on the Northerly side by a line drawn parallel to said Northerly right of way line and 225 feet distant measured at right angles northerly therefrom; bounded on the east end by the west line of said Section 25 and bounded on the east end by a line drawn at right angles to said northerly right of way line and 1000 feet easterly from said west line of said Section 25 measured on the centerline of said strip together with a strip of land 80 feet in width extending northerly from the northerly boundary line of the parcel described above to the lands of CENTRAL PACIFIC RAILWAY COMPANY, as conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY recorded in book 33 of Deeds at page 117, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom two parcels of land lying within the $S\frac{1}{2}NW\frac{1}{4}$ of said Section 25 conveyed by THOMAS GRIFFIN to CENTRAL PACIFIC RAILWAY COMPANY recorded in book 41 of Deeds at page 295, said deed stating that the two parcels contain 2.759 acres.

Section 26: That portion of the $SE\frac{1}{4}$ and $S\frac{1}{2}SW\frac{1}{4}$ lying southerly of the southerly boundary line of those parcels conveyed to the WESTERN PACIFIC RAILWAY COMPANY by THOMAS GRIFFIN, et ux, by deed recorded in book 31 of Deeds at page 401; by WILLIAM GRIFFIN recorded in book 31 of Deeds at page 458, and southerly of the southerly boundary line of the parcel conveyed by THOMAS GRIFFIN to J. W. PUETT by deed recorded in book 28 of Deeds at page 459 all Elko County, Nevada, records.

EXCEPTING therefrom those three parcels of land lying in the $S\frac{1}{2}SW\frac{1}{4}$ and $W\frac{1}{2}SE\frac{1}{4}$ of said Section 26 conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILROAD COMPANY by deeds recorded in Book 40 of Deeds at page 238 and in Book 44 of Deeds at page 233, all Elko County, Nevada, records.

Section 27: That portion of the $SE\frac{1}{4}SE\frac{1}{4}$ lying southerly of that parcel conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY recorded in Book 31 of Deeds at page 401, Elko County, Nevada, records.

EXCEPTING therefrom those two parcels conveyed to the CENTRAL PACIFIC RAILWAY COMPANY by deeds recorded in Book 35 of Deeds at page 278 and Book 47 of Deeds at page 345, Elko County, Nevada, records, which deeds state that the two parcels contain 1.092 acres.

Township 33 North, Range 53 East, MDB&M

Section 20: S $\frac{1}{2}$ S $\frac{1}{2}$

EXCEPTING therefrom a strip of land of varying widths conveyed by THOMAS GRIFFIN, et ux, to CENTRAL PACIFIC RAILWAY COMPANY recorded in Book 27 of Deeds at page 365, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land of varying width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY by deed recorded in Book 29 of Deeds at page 98, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom that parcel, along with all abutters rights, including access rights, conveyed by ALLEN T. GRIFFIN, et al, to STATE OF NEVADA recorded in Book 69 of Official Records at page 527, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom that portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 20 along with all abutters rights, including access rights, conveyed by ALLEN T. GRIFFIN, recorded in Book 69, Official Records, page 530, Elko County, Nevada.

Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$

EXCEPTING therefrom a strip of land 400 feet in width conveyed by THOMAS GRIFFIN, et ux, to CENTRAL PACIFIC RAILWAY COMPANY recorded in Book 27 of Deeds at page 365, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom a strip of land 200 feet in width conveyed by THOMAS GRIFFIN, et ux, to WESTERN PACIFIC RAILWAY COMPANY recorded in Book 29 of Deeds at page 98, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom all that portion lying northeasterly of the Northerly boundary line of the CENTRAL PACIFIC RAILWAY COMPANY as conveyed by THOMAS GRIFFIN, et ux, to the PACIFIC FRUIT EXPRESS COMPANY recorded in Book 31 of Deeds at page 615, Elko County, Nevada, records.

Section 29: All

EXCEPTING therefrom a strip of land 400 feet in width as reserved in deed executed by CENTRAL PACIFIC RAILWAY COMPANY to THOMAS GRIFFIN, recorded in Book 38 of Deeds at page 7, Elko County, Nevada, records.

FURTHER EXCEPTING therefrom that strip of land lying in the N $\frac{1}{2}$ of Section 29 conveyed by CENTRAL PACIFIC RAILWAY COMPANY to WESTERN PACIFIC RAILWAY COMPANY recorded in Book 31 of Deeds at page 71, Elko County, Nevada, records.

Section 30: Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$); Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$); SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$

Township 33 North, Range 52 East, MDB&M

Section 27:

That part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying southwesterly of Blocks "F" and "O" and southeasterly of the northerly line of Block "F" extended to the west line of the SE $\frac{1}{4}$ of said Section 27, excepting therefrom a parcel of land described as follows:

Beginning at the northwesterly corner of Block "F", Corner No. 1, thence southwesterly along the northerly line of Block "F" extended a distance of 250 feet to Corner No. 2; thence at right angles and southeasterly a distance of 100 feet to Corner No. 3; thence at right angles and northeasterly on a line which is the southerly boundary line of the N $\frac{1}{2}$ of Block "F" extended, a distance of 250 feet to Corner No. 4; being the southwest corner of Lot 12, Block "F", thence northwesterly along the western boundary line of said Lot 12 a distance of 100 feet to Corner No. 1 the P.O.B.

All that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 27, Township 33 North, Range 52 East, lying southerly of Block "O" and "G", westerly of Block "N" and northerly of the northerly boundary line of the WESTERN PACIFIC RAILWAY COMPANY.

That portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26, Township 33 North, Range 52 East, lying northerly of the northerly boundary line of the CENTRAL PACIFIC RAILWAY COMPANY'S right of way line.

TOGETHER WITH all water, water rights, rights to the use of water, dams, ditches, canals, pipelines, 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

in connection with the use of any of said lands, and together with all range rights and grazing rights, and in particular, but without limitation thereto, all rights to graze livestock on the public domain under what is known as the Taylor Grazing Act, owned by decedent, or used or enjoyed in connection with any of said property.

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

An undivided one-fourth ($\frac{1}{4}$) interest in and to the following described personal property, less any sales heretofore made:

250 head of cows	Farnall tractor
75 head of heifers	Stacker
120 head of weiners	Mowing machine
102 head of calves	buck rake
81 head of steers	buck rake
6 bulls	Sled
2 milk cows	Wagon
4 work horses	Power mower
6 stock horses	Wagon
125 tons of hay	Hay rake
1948 Dodge Stock Truck, used	Hay rake
1941 GMC Dump Truck, Used	Hay rake
1958 Willy Pickup	Scoop

AND THAT CERTAIN QUARTER CIRCLE "T" BRAND made thus ().

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any property whether real or personal, not now known or discovered which may belong to the above estate or the said CHARLES J. GRIFFIN, Deceased, or in which the estate or the said CHARLES J. GRIFFIN may have had any interest, or which may be hereafter discovered shall likewise be distributed to the said LEOTA S. GRIFFIN.

IT IS FURTHER ORDERED that that trust heretofore impressed on WILLIAM B. GRIFFIN, JAMES J. GRIFFIN and ALLEN T. GRIFFIN, surviving partners of the above-named deceased, all of Carlin, Nevada, be and the same is hereby terminated, cancelled and discharged without the necessity of an accounting by the said

surviving partners for the reason that the said LEOTA S. GRIFFIN has heretofore entered into a Contract of Sale with ALLEN T. GRIFFIN for all of the above-described properties distributed to her which were formerly a part of the partnership interest of her deceased husband.

IT IS FURTHER ORDERED that other than as herein specifically changed or amended the previous Order of the above-entitled court approving the First and Final Account and Decree of Distribution shall remain in full force and effect.

IT IS FURTHER ORDERED that this Order be entered herein this 21st day of April, A. D., 1969 nunc pro tunc as of February 27, 1959.

GEORGE F. WRIGHT
DISTRICT JUDGE

STATE OF NEVADA, }
COUNTY OF ELKO. } ss.

I, R. L. KANE, County Clerk and ex-officio Clerk of the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, do hereby certify that the annexed is a full, true and correct copy of SUPPLEMENTAL AND AMENDED ORDER APPROVING FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION, IN THE MATTER OF THE ESTATE OF CHARLES J. GRIFFIN aka

as the same appears on file and of record in my office.



WITNESS my hand and the seal of said court affixed
this 23rd day of APRIL, A.D., 19 69

R. L. KANE, Clerk.

By Frank Vignola, Deputy Clerk.

ELKO INDEPENDENT PRINT

RECORDED AT THE REQUEST OF Leo J. Puccinelli
on April 24, 19 69, of 40 mins. past 10 A. M. in
Book 28 of OFFICIAL RECORDS, page 501-508, RECORDS OF
EUREKA COUNTY, NEVADA, Allen A. McPhee Recorder.
File No. 49081 Fee \$ 10.00