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CASE NO. 16345

FILED

1980 DEC 16 PM 3:07

CLERK

R. L. Lane
Corey J. [unclear]

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

MT. WHEELER POWER, INC.,
a Nevada Corporation,

Plaintiff,

vs.

GLEN O. WHITAKER, LILLY Q.
WHITAKER, MELVIN J. WHITAKER
and LORRAINE WHITAKER; and
GLEN O. WHITAKER, LILLY Q.
WHITAKER, MELVIN J. WHITAKER
and LORRAINE WHITAKER dba
BLUE DIAMOND FARM (a joint
venture),

Defendants.

DEFAULT JUDGMENT

It appearing of record and upon Application and Affidavit of Plaintiff for Default Judgment, that the above-entitled Court has jurisdiction over the Plaintiff, MT. WHEELER POWER, INC., and the Defendants, GLEN O. WHITAKER and LILLY Q. WHITAKER, and in the subject matter contained in the Plaintiff's Complaint; and, it further appearing that the named Defendants have been duly and personally served with a copy of the Summons and Complaint in this action as required and directed by law more than twenty (20) days prior hereto; that the above-named Defendants have not appeared herein by answer, motion or other belief; and that the time to appear, answer, move or file any pleading has expired, IN GOOD CAUSE APPEARING,

IT IS HEREBY ORDERED that the Default of the Defendants, GLEN O. WHITAKER and LILLY Q. WHITAKER, be and the same is hereby entered by the Court.

VAUGHAN, HULL & COPENHAVER, LTD.
ATTORNEYS AND COUNSELORS
530 IDAHO STREET
ELKO, NEVADA 89801

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1 IT IS FURTHER APPEARING TO THE COURT:

2 1. That Plaintiff is entitled to Default Judgment
3 against the Defendants, GLEN O. WHITAKER and LILLY Q. WHITAKER,
4 and that Defendants are indebted to the Plaintiff in the sum
5 of THIRTY-THOUSAND NINE HUNDRED TWENTY-SEVEN AND 52/100ths DOLLARS
6 (\$30,927.52) for electrical services, power and energy provided,
7 but not paid for which Defendants have failed and refuses to
8 pay.

9 2. That Plaintiff is entitled to a reasonable
10 attorney fee in the sum of \$ -0-, costs incurred to
11 date in the sum of \$65.00, together with legal costs to be
12 incurred by Plaintiff in connection herewith.

13 3. That Plaintiff is entitled to interest on the
14 sum of \$30,927.52 at the rate of eight percent (8%) per
15 annum from the date of November 14, 1980 until paid.

16 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND
17 DECREED that the Plaintiff have judgment against the Defendants,
18 GLEN O. WHITAKER and LILLY Q. WHITAKER, as follows:

19 1. Principal sum of \$30,927.52.

20 2. For interest on the principal sum of \$30,927.52
21 at the rate of eight percent (8%) per annum from the date of
22 November 14, 1980 until paid.

23 3. The sum of \$ -0- as and for reasonable
24 attorney fees, costs incurred to date in the sum of \$65.00 ,
25 together with all other legal costs to be incurred by Plaintiff
26 in connection herewith.

27 DATED this 11 day of December, 1980.

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32 Peter I. Breen
DISTRICT JUDGE

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