

101793

NO. FILED

JAN 3, 1986

JOAN SHANGLE,
CLERK

By *M. Elliott*
Deputy

1 CASE NO. 3138

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6 IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF EUREKA

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9
10 WELLS RURAL ELECTRIC COMPANY,
a non-profit, cooperative
Nevada Corporation,

11 Plaintiff,

12 vs.

JUDGMENT AND FINAL
ORDER OF CONDEMNATION

13 SOUTHERN PACIFIC LAND COMPANY,
a California Corporation; ZEDA
14 CORPORATION, a Nevada Corpora-
tion; NORTHERN CALIFORNIA
15 FINANCIAL SERVICES CORPORATION,
a California Corporation; CAROL
16 KENTROTI; RALPH COCKING and
FRANCIS COCKING; WARREN E.
17 SNELL and BEVERLY J. SNELL,
husband and wife; JOAN M.
18 SHANGLE, the duly elected,
qualified and acting County
19 Treasurer and Ex Officio Tax
Receiver of the County of
20 Eureka, State of Nevada; ROGER
THOMAS and CLARENCE C. WALTER;
21 WESTERN PACIFIC RAILROAD
COMPANY, a Delaware Corporation;
22 COUNTY OF EUREKA, a political
subdivision of the State of
23 Nevada; and all other persons,
unknown claiming any right,
24 title, estate, lien or interest
in the real property described
25 in the Complaint,

26 Defendants.

VAUGHAN, HULL, CORNHAVEN & HANSEN, LTD.
ATTORNEYS AND COUNSELORS
820 IDAHO STREET
ELKO, NEVADA 89801

1.

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1 The above-entitled action being at issue on the
2 Complaint of the Plaintiff and the default of the Defendant
3 WESTERN PACIFIC RAILROAD COMPANY, a Delaware Corporation, and
4 the Plaintiff, WELLS RURAL ELECTRIC COMPANY, having been
5 represented by JAMES M. COPENHAVER of the firm of VAUGHAN,
6 HULL, COPENHAVER & HANSEN, LTD., Elko, Nevada, the Defendant,
7 WESTERN PACIFIC RAILROAD COMPANY, a Delaware Corporation, not
8 having appeared; the matter having been heard before the
9 Honorable Merlyn H. Hoyt sitting without a jury; and the
10 matter having been duly submitted to the Court for its
11 decision;

12 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND
13 DECREED:

14 1. That as to the Defendant, WESTERN PACIFIC
15 RAILROAD COMPANY, a Delaware Corporation, the Plaintiff,
16 WELLS RURAL ELECTRIC COMPANY, a non-profit, cooperative
17 Nevada Corporation, is hereby granted an electric line right
18 of way for an electric transmission line or system and/or
19 distribution line or system together with the right of
20 ingress to and egress from said right of way, which right of
21 way is more particularly described as follows:

22 PARCEL: PV-5-A-2

23 A strip of land 30 feet in width
24 lying 15 feet easterly and 15 feet
25 westerly and parallel with the following
26 described centerline, lying in the
 SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, T. 32 N., R. 52 E.,
 M.D.M.;

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

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1 Beginning at the southeast corner
2 of the said Section 19;
3 thence N. 00°29'40" E. 413.6 feet
4 along the east boundary of the said
5 Section 19 to a point, said point being
6 the REAL POINT OF BEGINNING;
7 thence S. 33°28'42" W. 305.1 feet
8 to a point;
9 thence S. 06°35'12" E. 160.1 feet
10 to a point on the south boundary of the
11 said Section 19 marking the point of
12 ending, containing 0.32 acres, more or
13 less.

14 2. Said parcel number PV-5-A-2 are hereby taken
15 and condemned for the public uses and purposes as set forth
16 in the Plaintiff's Complaint as filed herein on August 23,
17 1985, reference to which is hereby made.

18 3. That the Plaintiff is ordered to pay into the
19 Court for the Defendant as the actual value of the
20 above-described property, the amount of \$100.00. Receipt for
21 said amount of \$100.00 was acknowledged by the Clerk of the
22 Court as shown by the receipt therefor dated September 9,
23 1985.

24 4. That the Plaintiff is entitled to this final
25 order of condemnation as provided by NRS 37.160.

26 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a
copy of this Judgment and Final Order of Condemnation be
recorded in the Office of the County Recorder of the County
of Eureka, State of Nevada, and that thereupon the title to
the property and the property rights hereinabove describe

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230 IDAHO STREET
ELKO, NEVADA 89801

3.
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1 shall vest in the Plaintiff, WELLS RURAL ELECTRIC COMPANY, as
2 set forth above.

3 DATED this 3rd day of January, 1986.

4 15/ MeeLyn H. Hoyt
5 DISTRICT JUDGE
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STATE OF NEVADA)
)SS
COUNTY OF EUREKA)

I, JOAN SHANGLE, County Clerk and ex-officio Clerk of the District Court of the Seventh Judicial District Court 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 the Judgment and Final Order of Condemnation in Case No. 3138, Wells Rural Electric Company versus Southern Pacific Land Company et al, as the same appears on file and of record in my office.



WITNESS my hand and the seal of said court affixed the 3rd day of January, A.D., 1986.

By Joan Shangle Clerk
By Marcia Elliott Deputy Clerk

RECORDED AT REQUEST OF
Vaughan, Hull, Copeland & Hansen, Ltd
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86 JAN 3 P 1:17

CLERKIAL RECORDS
EUREKA COUNTY, NEVADA
RON. REBALEAU, RECORDER
FILE NO. 101793
FEE \$ 9.00

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