

136793

Case No. 3222

NO \_\_\_\_\_ FILED

MAY 24 1991

JOAN SHANGLE, CLERK  
BY DL. Elliott DEPUTY

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

W. E. VINING COMPANY, INC., a  
Nevada corporation,  
Plaintiff,

v.

NORSE WINDFALL MINES, INC.,  
a Nevada corporation,  
EUREKA VENTURES, a Texas  
partnership, NORSE MINERALS,  
INC., a foreign corporation,  
VIKING MINERALS, INC., a Nevada  
corporation, and VEST U.S.A., a  
foreign corporation,

Defendants.

LARIAT ENTERPRISES, a Nevada  
Corporation,  
Plaintiff,

v.

W. E. VINING CO., INC.,  
a Nevada Corporation,  
NORSE WINDFALL MINES, INC.,  
a Nevada Corporation,  
EUREKA VENTURES, a Texas  
Partnership, NORSE MINERALS,  
INC., a Texas Corporation,  
VIKING MINERALS, INC., a  
Nevada Corporation, and VEST U.S.A.,  
a Delaware Corporation,

Defendants.

JUDGMENT FOR  
W. E. VINING COMPANY, INC.

Pursuant to Findings of Fact, Conclusions of Law and  
good cause appearing therefor,

1 IT IS HEREBY ORDERED that Judgment be entered in favor  
2 of Plaintiff, W. E. VINING CO., INC., a Nevada corporation, and  
3 against Defendants NORSE WINDFALL MINES, INC., a Nevada  
4 corporation, wholly owned by Eureka Ventures; EUREKA VENTURES, a  
5 Texas general partnership consisting of general partners, Norse  
6 Minerals, Inc., Viking Minerals, Inc. and Swiss Security System  
7 Corporation; NORSE MINERALS, INC., a Texas corporation wholly  
8 owned by NORSE PETROLEUM (U.S.), INC., which is a subsidiary of  
9 Norse Petroleum, A/S, Norway; VIKING MINERALS, INC., a Nevada  
10 corporation, and VEST U.S.A., a Delaware corporation, and a  
11 subsidiary of Inspectorate International Finance, N.V. Vest  
12 U.S.A. acquired Swiss Security Systems Corporation.

13 Judgment is awarded in the sum of \$72,115.00 plus  
14 interest thereon at 12.0% per annum pursuant to the contract  
15 from June 28, 1988, to April 15, 1991, for a pre-Judgment  
16 interest in the sum of \$24,224.73 on the \$72,115 for a total of  
17 \$96,339.73.

18 Judgment is further awarded in the sum of \$892,476.81  
19 (\$832,723.47 + \$59,753.34) plus interest thereon at the legal  
20 rate from December 16, 1988 through December 31, 1988 at 11.0%  
21 per annum; from January 1, 1989 to June 30, 1989 at 12.5% per  
22 annum; from July 1, 1989 to December 31, 1989 at 13.0% per  
23 annum; from January 1, 1990 to June 30, 1990 at 12.5% per annum;  
24 from July 1, 1990 to December 31, 1990 at 12.0% per annum; and  
25 from January 1, 1991 to April 15, 1991, at 12.0% per annum for  
26 pre-Judgment interest in the sum of \$258,329.34 on the  
27 \$892,476.81 for a total of \$1,150,806.15.

28 Plus court costs in the sum of \$12,015.21 for a total

1 Judgment in the sum of \$1,259,161.09 and interest thereon from  
2 April 15, 1991, until paid at the existing legal rate.

3 Credit shall be given to said Judgment for any sums  
4 paid to LARIAT pursuant to Lariat's Judgment except for court  
5 costs and attorney fees in the within matter and additionally  
6 the sum of \$15,000 shall be credited thereon when and if  
7 Defendants deliver a bill of sale with warranties of title on  
8 the said DC-7 caterpillar tractor, serial # 48A09748.

9 SO ORDERED this 27<sup>th</sup> day of May, 1991.

10  
11 *Mission P. Alko*  
12 *Senior* DISTRICT JUDGE *Mission*

13 Submitted by:

14 JULIAN C. SMITH, JR., LTD.

15 By *Julian C. Smith, Jr.*  
16 Julian C. Smith, Jr.  
17 Nevada Bar #000821  
18 502 No. Division Street  
19 Carson City, NV 89703  
20 Attorney for Plaintiff

21 BOOK 223 PAGE 28  
22 OFFICIAL RECORDS  
23 RECORDED AT THE REQUEST OF  
24 *Julian Smith, Ltd.*  
25 '91 JUN -3 A8 51

26 SEVENTH JUDICIAL DISTRICT COURT,  
27 IN AND FOR COUNTY OF EUREKA } SS  
28 STATE OF NEVADA  
I, the Undersigned COUNTY CLERK, and Ex-Officio  
CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY  
that the foregoing is a full, true and correct copy of the original on file in  
my office and that I have carefully compared the same with the  
original.  
WITNESS My Hand and Seal of said  
DISTRICT COURT, this 3<sup>rd</sup> day of June, 1991  
*Joan Albaugh*  
County Clerk and Ex-Officio Court Clerk  
*Gay M. Elliott* Deputy Clerk

EUREKA COUNTY, NEVADA  
N. REBALEATI, RECORDER  
FILE NO. **136793** FEE \$ 7.00