

**FILED**

MAY 22 2003

APN: 001-0380

**181889**

CASE NO. CV-02-019

DEPT NO. 1

Eureka County Clerk  
BY                      Deputy

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

STEVEN W. HUHISON and PAULINE  
A. HUTCHISON

Plntiffs,

vs.

JUDGMENT QUIETING TITLE

EARL S. WILLMS, JAMES VOLVA,  
ESTATE OF JES VOLVA, CERIACO  
HERRERA, ROSHERRERA;  
individually jointly and  
severally; ES 1-10

Dendants.

A aring was held before the Court this 16<sup>th</sup> day of May,  
2003, on the Plaintiffs' Complaint to Quiet Title to real property.  
The Court hing reviewed the pleadings finds and concludes as  
follows:

1. The above-entitled Court has jurisdiction over the  
Plaintiffs, **EVEN W. HUTCHISON and PAULINE A. HUTCHISON**, husband  
and wife, anthe Defendants, **EARL S. WILLIAMS, JAMES VOLVA, ESTATE  
OF JAMES VOI, CERIACO HERRERA, ROSE HERRERA**, and in the subject  
matter contaed in the Plaintiffs' Complaint.

2 The named Defendants have been duly served with a  
copy of the ummons and Complaint in this action as required and

1 directed by law more than twenty (20) days prior hereto by  
2 publication and mailing.

3 3. The above-named Defendants have not appeared herein  
4 by answer, motion or other belief.

5 4. The time for the Defendants to appear, answer, move  
6 or file any pleading has expired.

7 5. The Summons and Complaint has been duly posted as  
8 required by NRS 40.100. A copy of the Declaration of Posting of  
9 Summons and Complaint was filed herein on April 10, 2003.

10 6. A certified copy of the Notice of Pendency of Action  
11 has been recorded in the Eureka County Recorder's Office on  
12 February 12, 2003, as required by NRS 40.090 and 14.010 and a copy  
13 filed herein on April 23, 2003.

14 7. The Default of the Defendants, **EARL S. WILLIAMS,**  
15 **JAMES VOLVA, STATE OF JAMES VOLVA, CERIACO HERRERA, ROSE HERRERA,**  
16 should be and the same is hereby entered by the Court.

17 8. That the Plaintiffs, **STEVEN W. HUTCHISON** and **PAULINE**  
18 **A. HUTCHISON** should be declared to be the owners of the following  
19 real property situate in the County of Eureka, State of Nevada,  
20 more particularly described as follows:

21 Lot 3, Block 17, as shown on the plat of the  
22 TOWN OF EUREKA file in the Office of the  
County Recorder of Eureka County, Nevada.

23 A1001-038-10

24 EXCEPTING THEREFROM all uranium, thorium or  
25 any other material which is or may be  
26 peculiarly essential to the production of  
27 fissionable materials whether or not of  
commercial value, reserved by the United  
28 States of America in Patent recorded December  
1947 in Book 23, Page 226, Deed Record,  
Eureka County, Nevada.

1 TOTHER WITH all buildings and improvements  
2 theon.

3 TOTHER WITH all and singular the tenements,  
4 heditaments, easements, and appurtenances  
5 theunto belonging or in anywise  
6 apertaining, and the reversions, remainders,  
7 res, issues and profits thereof, or of any  
8 pa thereof.

9 9. The Plaintiffs and their predecessors in interest  
10 have for more than fifteen (15) years continuously prior to the  
11 filing of th Complaint, are now and have been the owners in fee  
12 and in actu and exclusive, open, notorious, peaceable and  
13 uninterrupted possession of the said property and have for more  
14 than five (5) years past paid all taxes of every kind levied or  
15 assessed and due against the above-described property, if any were  
16 due and payable.

17 10 That **EARL S. WILLIAMS, JAMES VOLVA, ESTATE OF JAMES**  
18 **VOLVA, CERIO HERRERA, ROSE HERRERA** may claim an ownership  
19 interest in the property.

20 11 The Court finds that all claims by Defendants, if  
21 any, are without any right or foundation whatsoever and none of the  
22 Defendants have any right, title, estate, lien or interest in the  
23 property described in Paragraph 8 above, or any portion thereof.

24 12 A copy of the Grant, Bargain and Sale Deed, Schedule  
25 A from a title insurance policy issued by First American title  
26 Company and map have been filed herein as evidence of the  
27 Plaintiffs' claim to title and possession of the property described  
28 in Paragraph above, per NRS 40.110.

WHEREFORE, the Court enters its judgment and decree  
as follows:

///

1           1. The Defendants, and each of them, are hereby  
2 adjudged to have no right, title, interest, lien or claim  
3 whatsoever against the real property described as follows:

4           Lot 3, Block 17, as shown on the plat of the  
5 TO OF EUREKA file in the Office of the  
6 City Recorder of Eureka County, Nevada.

7           A#001-038-10

8           EXCEPTING THEREFROM all uranium, thorium or  
9 any other material which is or may be  
10 peculiarly essential to the production of  
11 fissionable materials whether or not of  
12 commercial value, reserved by the United  
13 States of America in Patent recorded December  
14 1947 in Book 23, Page 226, Deed Record,  
15 Eureka County, Nevada.

16           TOGETHER WITH all buildings and improvements  
17 thereon.

18           TOGETHER WITH all and singular the tenements,  
19 hereditaments, easements, and appurtenances  
20 thereunto belonging or in anywise  
21 appertaining, and the reversions, remainders,  
22 rents, issues and profits thereof, or of any  
23 part thereof.

24           2. The Defendants, and each of them, are forever  
25 enjoined and barred from asserting any claim whatsoever against the  
26 above-described real property.

27           3. The Plaintiffs are hereby adjudged and decreed to be  
28 the sole and true owners of the real property described above in  
fee simple absolute and title is hereby quieted in the Plaintiffs,  
**STEVEN W. HUTCHISON and PAULINE A. HUTCHISON**, as community property  
with right of survivorship.

          4. A certified copy of this Judgment shall be recorded  
in the Official Records of the Eureka County Recorder's Office,  
Eureka County, Nevada.

///

1 FED this 16<sup>th</sup> day of May, 2003.

2  
3  
4  
5 Dan L. Papez  
6 DAN L. PAPEZ  
7 DISTRICT JUDGE

8 Address forax Statements:  
9 Mr. and Mrs Steven W. Hutchison  
10 412 Paul Avue  
11 Yerington, 89447  
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BOOK 361 PAGE 343  
OFFICIAL RECD  
RECORDED AT THE JEST OF  
*James Rosenhauer*  
2003 MAY 27 11:33  
EUREKA COUNTY EVADA  
M.H. REBALEATI. CORDER  
FILENO. FEES 18<sup>00</sup>

181885

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

} SS

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 22<sup>nd</sup> day of May 2003

*Frances Jaks*  
County Clerk and Ex-Officio Court Clerk

*Deputy Clerk*  
Deputy Clerk