

APN# 3-092-06

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Official Record

Recording requested By
STATE OF NV ATTORNEY GENERAL

Eureka County - NV
Mike Rebaleati - Recorder

Fee: Page 1 of 4
RPTT. Recorded By FES
Book- 0456 Page- 0308




0209151

Recording Requested By:

Name: Office of the Attorney General – State of Nevada
Address: 5420 Kietzke Lane, Suite 202
City/State/Zip: Reno, Nevada 89511

I hereby affirm that this document submitted for recording does not contain the social security number of any person or persons.
(Per NRS 239B.030)



Signature

Judy Girton, Legal Secretary II

Print Name & Title

ORDER IMPOSING LIEN ON REAL PROPERTY

If legal description is a metes & bounds description furnish the following information:

Legal Description obtained from Grant, Bargain, Sale Deed, Book 343, Page 321, Frame #1, recorded June 9, 1995, in the Humboldt County Recorder's office.

If Surveyor, please provide name and address.

This page added to provide additional information required by NRS 111.312 Sections 1-4.

(Additional recording fee applies)

This cover page must be typed

NO. ~~FILED~~

APR 20 2007

Eureka County Clerk
BY *[Signature]* Deputy

NO. ~~FILED~~ Error

APR 06 2007

Eureka County Clerk
BY *[Signature]* Deputy

LMC

Office of the Attorney General
5420 Kietzke Lane, Suite 202
Reno, NV 89511

1 Case No. CV0511-066
2 Dept. No. 1

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

10 STATE OF NEVADA, DEPARTMENT OF)
11 HUMAN SERVICES, DIVISION OF)
12 HEALTH CARE FINANCING AND POLICY)
(NEVADA MEDICAID), and CHARLES)
DUARTE, Administrator,)

13 Petitioner,)

14 v.)

15)
16 OKIE GANNON , deceased,)
and DOES I through X, inclusive,)
17)
18 Respondents.)

**ORDER IMPOSING LIEN
ON REAL PROPERTY**

19 **ORDER IMPOSING LIEN ON REAL PROPERTY**

20 THIS MATTER came before the Court this date upon the Petition of the STATE OF
21 NEVADA, DEPARTMENT OF HUMAN SERVICES, DIVISION OF HEALTH CARE
22 FINANCING AND POLICY (NEVADA MEDICAID), and CHARLES DUARTE, Administrator,
23 on behalf of Nevada State Division of Health Care Financing and Policy (Nevada Medicaid),
24 by and through CATHERINE CORTEZ MASTO, Attorney General of the State of Nevada.
25 Appearing at the hearing was CYNTHIA PYZEL, Chief Deputy Attorney General and other
26 appearances have been noted. The Court having received the evidence finds as follows:

- 27 1. All notices as required by law have been provided.

28 ///

1 2. OKIE W. GANNON, deceased, was the recipient of Medicaid benefits from May
2 1, 2002 through June 28, 2002, his date of death.

3 3. The State of Nevada Medicaid Program provided payment for medical services
4 for the care of OKIE GANNON, in the amount of ELEVEN THOUSAND SIX HUNDRED
5 TWENTY DOLLARS AND EIGHTY-SEVEN CENTS (\$11,620.87) through January 26, 2005.

6 4. The undivided estate of OKIE W. GANNON included real property whose
7 common address is Vacant Land on 450 4th Street, Crescent Valley, Nevada 89821, and
8 whose legal description is as follows:

9 All that certain real property situate in the County of Eureka,
10 State of Nevada that is described as follows:

11 LOT 4, BLOCK 8, CRESCENT VALLEY RANCH & FARMS
 UNIT 4, as recorded

12 SUBJECT TO taxes for the present fiscal year, and
13 subsequently, covenants, conditions, restrictions, exceptions
 and reservations, easements, encumbrances, leases or
14 licenses, right and rights of way of record, if any.

15 TOGETHER WITH the tenements, hereditaments and
16 appurtenances there unto belonging or appertaining, and
 the reversion and reversions, remainder and remainders,
 rents, issues and profits thereof.

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18 5. The estimated taxable value of the real property described above is SEVEN
19 THOUSAND FOUR HUNDRED EIGHTY DOLLARS (\$7,480.00).

20 6. At the time of OKIE W. GANNON's death, he owned the property with Hallie L.
21 Gannon and had a one-half (1/2) interest in the property. The Petitioner seeks to impose its
22 lien only against the interest owned by OKIE W. GANNON at the time of his death. Pursuant
23 to State and Federal law, the State may only recover on such a lien at a time when there is
24 no surviving spouse, children under 21, or blind and/or disabled children of any age, if any.
25 Additionally, the State must release its lien if the surviving spouse, child under 21, or disabled
26 child, if any, seeks to engage in a bona fide sale or financial transaction involving the home.

27 7. The imposition of a lien upon the above-described real property of OKIE
28 GANNON, a deceased Medicaid recipient, by the Nevada State Division of Health Care

1 Financing and Policy (Nevada Medicaid) is authorized and appropriate pursuant to Nevada
2 Revised Statutes.

3 8. The imposition of a lien in the amount ELEVEN THOUSAND SIX HUNDRED
4 TWENTY DOLLARS AND EIGHTY-SEVEN CENTS (\$11,620.87), which represents the
5 amount of assistance paid on behalf of OKIE GANNON, a Medicaid recipient, by the
6 Nevada State Division of Health Care Financing and Policy (Nevada Medicaid) is authorized
7 and appropriate pursuant to Nevada Revised Statutes.

8 THEREFORE, based upon the foregoing, IT IS HEREBY ORDERED ADJUDGED
9 AND DECREED AS FOLLOWS:

10 A lien, on behalf of the NEVADA STATE DIVISION OF HEALTH CARE FINANCING
11 AND POLICY (Nevada Medicaid), in the amount of ELEVEN THOUSAND SIX HUNDRED
12 TWENTY DOLLARS AND EIGHTY-SEVEN CENTS (\$11,620.87) is hereby imposed against
13 the real property of the undivided estate of OKIE GANNON, whose Vacant Land on 450 4th
14 Street, Crescent Valley, Nevada 89821, and whose legal description is as follows:

15 All that certain real property situate in the County of Eureka,
16 State of Nevada that is described as follows:

17 LOT 4, BLOCK 8, CRESCENT VALLEY RANCH & FARMS
UNIT 4, as recorded

18 SUBJECT TO taxes for the present fiscal year, and
19 subsequently, covenants, conditions, restrictions, exceptions
20 and reservations, easements, encumbrances, leases or
licenses, right and rights of way of record, if any.

21 TOGETHER WITH the tenements, hereditaments and
22 appurtenances there unto belonging or appertaining, and
the reversion and reversions, remainder and remainders,
rents, issues and profits thereof.

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25 DATED this 6th day of APRIL, 2007

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DISTRICT JUDGE