

APN:005-400-12

Recording requested by:

James M. Copenhaver, P.C.
950 Idaho Street
Elko, NV 89801

DOC # 0210942

11/09/2007

03:41 PM

Official Record

Recording requested By
JAMES M COPEHAVER P C

Eureka County - NV
Mike Rebaleati - Recorder

Fee: \$16.00

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RPTT:

Recorded By FES

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0210942

**NOTICE OF DISMISSAL OF COMPLAINT AND
RELEASE OF NOTICE OF PENDENCY OF ACTION**

201109-6 PM 3:46

1 CASE NO. CV-2007-1151

2 DEPT NO. 2

3
4
5
6 IN THE JUSTICE'S COURT OF ELKO TOWNSHIP
7 COUNTY OF ELKO, STATE OF NEVADA

8
9 **JAMES M. COPENHAVER, P.C.,** a
10 professional corporation,

11 Plaintiff,

12 vs.

13 **FORREST H. SMITH aka FORREST**
SMITH; and DOES 1-10,

14 Defendants.
15

NOTICE OF DISMISSAL OF
COMPLAINT AND RELEASE OF
NOTICE OF PENDENCY OF
ACTION

16 On September 13, 2007, **JAMES M. COPENHAVER, P.C.,** a
17 professional corporation, recorded a Notice of Pendency of Action as
18 Document No. 0210563 in the Office of the Eureka County Recorder,
19 Eureka County, Nevada. Such record is made a part hereof and
20 reference is herein made to such record for a full and complete
21 description of the document.

22 COMES NOW the Plaintiff, acting by and through its attorney,
23 **JAMES M. COPENHAVER**, 950 Idaho Street, Elko, Nevada, and pursuant to
24 Nevada Rules of Civil Procedure 41(a)(1)(i), hereby files a Notice
25 of Dismissal of the Plaintiff's Complaint on file herein. As of this
26 date, neither the Defendants nor any representatives of the Defendants
27 have filed an Answer or Motion for Summary Judgment in the above-



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1 entitled action. Notice is hereby given that such dismissal is with
2 prejudice.

3 JAMES M. COPENHAVER, Plaintiff's duly authorized attorney
4 of record, hereby declares that the Notice of Pendency of Action filed
5 on the following described property is fully released and discharged.

6 N½, Section 11, Township 29 North, Range 48 East, M.D.B.&M.

7 Together with all buildings and improvements

8 APN: 005-400-12

9 Executed at the City of Elko, County of Elko, State of Nevada,
10 on this 6th day of November, 2007.

11 CERTIFICATION OF COPY
12 I, Abby Stewart COURT CLERK OF THE
13 JUSTICE COURT OF ELKO TOWNSHIP, COUNTY OF
14 ELKO, STATE OF NEVADA, HEREBY CERTIFY
15 THAT THE ANNEXED INSTRUMENT IS A TRUE AND CORRECT
16 COPY OF THE ORIGINAL AS THE SAME APPEARS
17 ON MY HAND AND OF RECORD IN MY OFFICE.

18 WITNESS MY HAND AND THE SEAL OF SAID COURT
19 AFFIXED THIS 7 DAY OF Nov, 20 07

20 Abby Stewart
21 DEPUTY COURT CLERK

JAMES M. COPENHAVER, P.C.
950 Idaho Street
Elko, Nevada 89801
(775) 738-6192

By James M. Copenhaver
JAMES M. COPENHAVER
Attorney for Plaintiff
Nevada State Bar #485