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Official Record

Recording requested By
GOICOECHEA, DIGRAZIA, COYLE & STANTON

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$42.00

Page 1 of 4

RPTT:

Recorded By: FS

Book- 0471 Page- 0381



0211768

APN: None

Recording Requested by & Return to:

Goicoechea, Di Grazia, Coyle & Stanton, Ltd.
PO Box 1358
Elko, NV 89801

The undersigned affirms that this document
does not contain a social security number.

NOTICE OF PENDENCY OF ACTION TO QUIET TITLE

COPY

NO.

FILED

APR 01 2008

Eureka County Clerk

BY Deborah Carter Deputy

1 CASE NO. CV0804-097

2 DEPARTMENT NO. _____

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

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JOHN GORDON SEXTON and
FRANK RICHARDSON SEXTON,

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Plaintiffs,

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vs.

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UNION PACIFIC RAILROAD
COMPANY, a Utah Corporation, formerly
SOUTHERN PACIFIC
TRANSPORTATION COMPANY, a
Delaware Corporation, FILIPPO
PROIETTE, N.A. WHITMORE, NEVADA
ASSOCIATES, INC., a Massachusetts
Corporation, J.J. BUCKSKIN, M.C.
SMITH, J.W. EBERT, JOHN SWAN,
CONNOR DAVIES, and also all other
person unknown claiming any Right, Title,
Estate, Lien or Interest in the Property
described in the Complaint adverse to
Plaintiffs' Ownership, or any cloud upon
Plaintiff's Title thereto, DOES I to X,
inclusive, the Unknown Heirs or Known
Heirs of any Deceased Person named
hereinabove and the whole world,

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Defendants.

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Notice is hereby given that an action has been commenced in the Seventh Judicial District Court of the State of Nevada, in and for the County of Eureka, by the above-named Plaintiffs against the above-named Defendants to quiet the title to the premise and real estate in the Complaint in the said action, and to determine all and every claim, estate or interest therein of said Defendants, or any of them, adverse to the said Plaintiffs. The premise affected by this suit is situated in the County of

NOTICE OF PENDENCY
OF ACTION
TO QUIET TITLE

GOICOCHEA, DI GRAZIA, COYLE & STANTON
ATTORNEYS AT LAW
530 IDAHO STREET - P. O. BOX 1358
ELKO, NEVADA 89803
(775) 738-8091

Affirmation Pursuant to NRS 209B.030
SSN Does Appear
SSN Does Not Appear dm

EUREKA COUNTY CLERK
AND TREASURER

MAR 31 2008

RECEIVED



1 Eureka, State of Nevada, and is more fully described as follows:

2 Parcel 1

3 Lots 6, 7, 9 and 10 of the Townsite of Palisade according to the map
4 thereof filed in the office of the County Recorder of Eureka County,
Nevada, as File Number 13737.

5 EXCEPTING THEREFROM the following described portion of said
6 land:

7 Commencing at the northeast corner of Lot 9 in Block Number One (1)
8 of said Townsite of Palisade, thence west along the north side line of
9 said Lot 9, a distance of 95 feet; thence south parallel with the east end
10 line of said Lot 9 to the south side line of said Lot 9 to the southeast
11 corner of said Lot 9; thence north along the east end line of said Lot 9
12 to the northeast corner of said Lot 9, the place of beginning.

10 Parcel 2

11 All those certain lots, pieces on parcel situate in the Town of Palisade
12 as shown on "Map of Palisade" survey dated December, 1908, more
specifically described as follows:

- 13 Block A: Lots 1 through 7
- 14 Block B: Lots 1 through 5
- 15 Block C: Lots 1 and 2
- 16 Block D: Lots 1 through 6
- 17 Block E: Lots 1 through 6
Lots 8 through 16
Lots 18 through 29
- 18 Block F: Lots 1 through 7
Lots 10 through 27
- 19 Block G: Lots 1 through 31

19 Parcel 3

20 TOWNSHIP 32 NORTH, RANGE 51 EAST, MDB&M

21 Section 36: SW $\frac{1}{4}$ SW $\frac{1}{4}$

22 EXCEPTING THEREFROM all lands lying within that certain 400
23 foot wide strip of land lying along the existing railway lines as
24 reserved by the Central Pacific Railway Company in document
recorded January 7, 1931, in Book 21, Page 26, Deed Records, Eureka
County, Nevada.

25 Parcel 4

26 TOWNSHIP 32 NORTH, RANGE 51 EAST, MDB&M

27 Section 36: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$

28 EXCEPTING THEREFROM all lands lying within the boundaries of
the Town of Palisade.

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1 FURTHER EXCEPTING THEREFROM all lands lying within that
2 certain 400 foot wide strip of land lying along the existing railway
3 lines as reserved by the Central Pacific Railway Company in document
4 recorded January 7, 1931, in Book 21, Page 26, Deed Records, Eureka
5 County, Nevada.

6 FURTHER EXCEPTING THEREFROM those certain lands known as
7 the "Cemetery Lot" conveyed to Eureka County, Nevada, by Deed
8 recorded August 23, 1996, in Book 300, Page 117, Deed Records,
9 Eureka County, Nevada.

10 Parcel 5

11 TOWNSHIP 32 NORTH, RANGE 51 EAST, MDB&M

12 Section 36: NE¼ NW¼;

13 EXCEPTING FROM all of the above described parcels of land, any
14 portion lying within the railroad right of ways.

15 Parcels 1 and 2 are also referenced on Record of Survey of the Town
16 of Palisade, Nevada, for John G. and Frank R. Sexton recorded
17 January 29, 2007, as Document No. 207725, Official Records, Eureka
18 County, Nevada.

19 APN'S: 003-582-02 003-591-02
20 003-581-05 003-591-07
21 003-581-07 003-591-04
22 003-581-09 003-591-16
23 003-584-01 003-592-01
24 003-583-02 004-370-21
25 003-582-04 004-380-03
26 003-581-12 004-370-02

27 DATED this 28th day of March, 2008.

28 GOICOECHEA, DI GRAZIA
29 COYLE & STANTON, LTD.
30 Attorneys for Plaintiff
31 530 Idaho Street
32 P.O. Box 1358
33 Elko, Nevada 89803

34 By: Gary E. Di Grazia
35 GARY E. DI GRAZIA

36 SEVENTH JUDICIAL DISTRICT COURT
37 IN AND FOR COUNTY OF EUREKA } SS
38 STATE OF NEVADA
39 I, the Undersigned COUNTY CLERK and Ex-Officio
40 CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY
41 that the foregoing is a full, true and correct copy of the original on file in
42 my office and that I have carefully compared the same with the
43 original.
44 WITNESS My Hand and Seal of said
45 COURT, this 1st day of April, 2008
46 County Clerk and Ex-Officio Court Clerk
47 Deanna M. Cannon Deputy Clerk

48 GOICOECHEA, DI GRAZIA, COYLE & STANTON
49 ATTORNEYS AT LAW
50 530 IDAHO STREET - P. O. BOX 1358
51 ELKO

