

**DOC # 0211768**

04/09/2008

11:54 AM

**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.

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**NOTICE OF PENDENCY OF ACTION TO QUIET TITLE**

**COPY**

NO.

FILED

APR 01 2008

Eureka County Clerk

BY Deanna 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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9

JOHN GORDON SEXTON and  
FRANK RICHARDSON SEXTON,

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Plaintiffs,

11

vs.

12

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UNION PACIFIC RAILROAD  
COMPANY, a Utah Corporation, formerly  
SOUTHERN PACIFIC

14

TRANSPORTATION COMPANY, a  
Delaware Corporation, FILIPPO

15

PROIETTE, N.A. WHITMORE, NEVADA  
ASSOCIATES, INC., a Massachusetts

16

Corporation, J.J. BUCKSKIN, M.C.  
SMITH, J.W. EBERT, JOHN SWAN,

17

CONNOR DAVIES, and also all other  
person unknown claiming any Right, Title,

18

Estate, Lien or Interest in the Property  
described in the Complaint adverse to

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Plaintiffs' Ownership, or any cloud upon  
Plaintiff's Title thereto, DOES I to X,

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inclusive, the Unknown Heirs or Known  
Heirs of any Deceased Person named

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hereinabove and the whole world,

22

Defendants.

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Notice is hereby given that an action has been commenced in the Seventh Judicial District

25

Court of the State of Nevada, in and for the County of Eureka, by the above-named Plaintiffs against

26

the above-named Defendants to quiet the title to the premise and real estate in the Complaint in the

27

said action, and to determine all and every claim, estate or interest therein of said Defendants, or any

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of them, adverse to the said Plaintiffs. The premise affected by this suit is situated in the County of

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

1

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

18 Parcel 3

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

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

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

24 Parcel 4

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

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

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

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ELKO, NEVADA 89803  
(775) 738-8091

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  
003-583-02 004-370-21  
003-582-04 004-380-03  
003-581-12 004-370-02

24 DATED this 28<sup>th</sup> day of March, 2008.

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

31 By: Gary E. Di Grazia  
32 GARY E. DI GRAZIA

33 SEVENTH JUDICIAL DISTRICT COURT  
34 IN AND FOR COUNTY OF EUREKA } SS  
35 STATE OF NEVADA

36 I, the Undersigned COUNTY CLERK and Ex-Officio  
37 CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY  
38 that the foregoing is a full, true and correct copy of the original on file in  
39 my office and that I have carefully compared the same with the  
40 original.

41 WITNESS My Hand and Seal of said  
42 COURT, this 1st day of April, 2008

43 County Clerk and Ex-Officio Court Clerk  
Deanna M. Cannon Deputy Clerk

44 GOICOECHEA, DI GRAZIA, COYLE & STANTON  
45 ATTORNEYS AT LAW  
46 530 IDAHO STREET - P. O. BOX 1358  
47 ELKO

