

APN: 003-083-06

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Official Record

Recording requested By
NEVADA STATE ATTORNEY GENERAL

Eureka County - NV

Lisa Hoehne - Recorder

Fee: Page 1 of 4

RPTT: Recorded By: LH

Book- 597 Page- 0150



0232150

**Recording Requested By:
And Return To:-**

Name: Office of the Attorney General
Address: 5420 Kietzke Lane, Suite 202
City/State/Zip: Reno, NV 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 MEDICAID LIEN ON REAL PROPERTY
225 N 11TH Street, Crescent Valley, Nevada 89821**

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

Legal Description obtained from , Book , Page , Frame , recorded
in the 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

1 Case No. CV-1602-305

2 Dept. No. 1

NO. _____
FILED

OCT 21 2016

Eureka County Clerk

By *[Signature]*

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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 HEALTH AND HUMAN SERVICES,)
12 DIVISION OF HEALTH CARE FINANCING)
AND POLICY (NEVADA MEDICAID), and)
MARTA JENSEN, Acting Administrator,)

13 Petitioner,

**ORDER IMPOSING MEDICAID LIEN
ON REAL PROPERTY**

14 vs.

15 BRUCE DENNING, deceased,)
16 and DOES I through X, inclusive,)

17 Respondents.

18 THIS MATTER came before the Court this date upon the Petition of the STATE OF
19 NEVADA, DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF HEALTH
20 CARE FINANCING AND POLICY (NEVADA MEDICAID), and MARTA JENSEN, Acting
21 Administrator, on behalf of Nevada Medicaid, by and through ADAM PAUL LAXALT, Attorney
22 General of the State of Nevada. Appearing at the hearing was AMY CROWE, Deputy Attorney
23 General and other appearances have been noted. The Court having received the evidence finds as
24 follows:

- 25 1. All notices as required by law have been provided.
26 2. BRUCE DENNING, deceased, was the recipient of Medicaid benefits from March 1,
27 2009 to May 4, 2015, his date of death.

1 3. The State of Nevada Medicaid Program provided payment for medical services for the
2 care of BRUCE DENNING in the amount of SIXTY-FIVE THOUSAND THREE HUNDRED
3 SEVENTY-NINE DOLLARS AND SEVENTY-EIGHT CENTS (\$65,379.78) through
4 November 7, 2015.

5 4. The amount of the benefits paid may increase as Medicaid providers have until one year
6 from the date of the death of BRUCE DENNING to bill Medicaid for services rendered.

7 5. The undivided estate of BRUCE DENNING included real property whose common
8 address is 225 N 11th Street, Crescent Valley, Nevada, 89821, and whose legal description is as
9 follows:

10 LOT 4 BLOCK 11 CRESCENT VALLY RANCH & FARMS UNIT 4
11 AS RECORDED SECTION 21 TOWNSHIP 30 N, RANGE 48 E

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13 Property description taken from the Corrective Deed filed on June 1, 2006, in the Eureka
14 County Recorder's Office as Document # 204859.

15 6. At the time of BRUCE DENNING's death, he owned the real property as his sole and
16 separate property and had a one hundred percent (100%) interest in the subject property. The Petitioner
17 seeks to impose its lien only against the interest owned by BRUCE DENNING at the time of his death.
18 Pursuant to state and federal law, the state may only recover on such a lien at a time when there is no
19 surviving spouse, children under 21, blind and/or other disabled children of any age.

20 Additionally, the state must release its lien if the surviving spouse, child under 21, or disabled
21 child seeks to engage in a bona fide sale or financial transaction involving the home.

22 7. The imposition of a lien upon the above-described real property of BRUCE DENNING,
23 a deceased Medicaid recipient, by Nevada Medicaid is authorized and appropriate pursuant to Nevada
24 Revised Statutes.

25 8. The imposition of a lien in the amount SIXTY-FIVE THOUSAND THREE HUNDRED
26 SEVENTY-NINE DOLLARS AND SEVENTY-EIGHT CENTS (\$65,379.78) which represents the
27 amount of assistance paid on behalf of BRUCE DENNING, a Medicaid recipient, by Nevada Medicaid
28 is authorized and appropriate pursuant to Nevada Revised Statutes.

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

3 A lien, on behalf of the STATE OF NEVADA DIVISION OF HEALTH CARE FINANCING
4 AND POLICY (Nevada Medicaid), in the amount of SIXTY-FIVE THOUSAND THREE HUNDRED
5 SEVENTY-NINE DOLLARS AND SEVENTY-EIGHT CENTS (\$65,379.78) is hereby imposed
6 against the real property of the undivided estate of BRUCE DENNING and whose real property
7 address is commonly known as 225 N 11th Street, Crescent Valley, Nevada, 89821 and whose legal
8 description is as follows:

9 LOT 4 BLOCK 11 CRESCENT VALLY RANCH & FARMS UNIT 4
10 AS RECORDED SECTION 21 TOWNSHIP 30 N, RANGE 48 E

11 APN: 003-083-06

12 DATED this 21st day of OCTOBER, 2016.

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15 _____
16 DISTRICT JUDGE

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22 SEVENTH JUDICIAL DISTRICT COURT, } SS
23 IN AND FOR COUNTY OF EUREKA, }
24 STATE OF NEVADA }

25 I, the Undersigned COUNTY CLERK and Ex-Officio
26 CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY
27 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.

 DISTRICT COURT, this 21st WITNESS, My Hand and Seal of said
 day of October 2016

 County Clerk and Ex-Officio Court Clerk
 Amanda Pearce Deputy Clerk