

APN: 007-200-08, 007-200-33,
007-200-42, 007-200-70,
007-240-02

EUREKA COUNTY, NV

2022-247811

Rec:\$37.00

\$37.00 Pgs=10

02/08/2022 03:59 PM

MCCONNELL LAW OFFICE

LISA HOEHNE, CLERK RECORDER

RECORDING REQUESTED BY AND RETURN TO:

McConnell Law Office
950 Idaho Street Elko,
Nevada 89801

CORRECTION

**AFFIDAVIT TERMINATING JOINT TENANCY and
COMMUNITY PROPERTY INTEREST
(N.R.S. 111.365)**

(Title of Document)

**THIS CORRECTION DEED IS BEING
RECORDED TO CORRECT THE LEGAL
DESCRIPTION AND EXHIBITS OF THAT
CERTAIN DOCUMENT RECORDED IN THE
COUNTY RECORDER'S OFFICE OF THE
COUNTY OF EUREKA, STATE OF NEVADA, ON
MAY 10, 2021, AS FILE NO. 2021-244783.**

APN(s): **007-200-08, 007-200-33,
007-200-42, 007-200-70, and
007-240-02**

EUREKA COUNTY, NV	2021-244783
RPTT:\$0.00 Rec:\$37.00	
\$37.00 Pgs=8	05/10/2021 01:28 PM
MCCONNELL LAW OFFICE	
LISA HOEHNE, CLERK RECORDER	E04

RECORDING REQUESTED BY AND RETURN TO:

McConnell Law Office
950 Idaho Street
Elko, Nevada 89801

**AFFIDAVIT TERMINATING
JOINT TENANCY**

(Title of Document)

APN(s): **007-200-08, 007-200-33,
007-200-42, 007-200-70, and
007-240-02**

When recorded return to:

McConnell Law Office
950 Idaho Street
Elko, Nevada 89801

Mail Tax Statements to:

Patti Benson
P.O. Box 158
Eureka, Nevada 89316

*The undersigned hereby affirms that this document
submitted for recording does not contain the personal
information of any person or persons per N.R.S.
239B.030.*

AFFIDAVIT TERMINATING JOINT TENANCY
and
COMMUNITY PROPERTY INTEREST
(N.R.S. 111.365)

PATTI E. BENSON ("Affiant"), being first duly sworn, according to law, deposes
and says:

1. That Affiant is the surviving spouse of **KENNETH F. BENSON**, deceased, who passed away on December 15, 2020, in the County of Eureka, State of Nevada, hereinafter referred to as "Decedent." That a certified copy of the death certificate of said Decedent is attached hereto as ~~Exhibit "C"~~ and made a part hereof.
Exhibit "D"
2. That said Decedent and Affiant acquired the real property as further described on Exhibit "A" attached hereto as joint tenants with rights of survivorship, and not as tenants in common, by that certain Deed, recorded in Book 422, on Page 290, as Document No. 93322, on May 8, 1984, in the Office of the County Recorder, Eureka County, Nevada.
3. That said Decedent and Affiant acquired the real property as further described on Exhibit "C" attached hereto as joint tenants with rights of survivorship, and not as tenants in common, by that certain Deed, recorded in Book 70, on Page 99, as Document No. 68154, on March 20, 1979, in the Office of the County Recorder, Eureka County, Nevada.

4. ~~3.~~ That said Decedent and Affiant acquired the real property as further described on Exhibit "B" attached hereto as community property with rights of survivorship, and not as tenants in common, by that certain Deed, recorded in Book 600, on Page 73, as Document No. 232732, on March 27, 2017, in the Office of the County Recorder, Eureka County, Nevada.

5. ~~4.~~ That Affiant makes this affidavit for recording and for the purpose of terminating all right, title, interest and estate of the Decedent as the deceased joint tenant and holder of community property interest in and to the property further described on Exhibits "~~XXXXXX~~" attached hereto and made a part hereof by this reference, and vesting title thereto solely in **PATTI E. BENSON**, as the surviving joint tenant and community property interest holder under the above-described deeds.

DATED this 4th day of ^{May}~~May~~ 2021 .

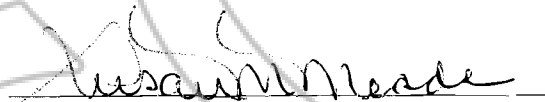
AFFIANT:



PATTI E. BENSON

STATE OF NEVADA)
) ss
COUNTY OF ELKO)

On May 4, 2021, personally appeared before me, a Notary Public, **PATTI E. BENSON**, personally known to me, or proven to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the above instrument who acknowledged that she executed said instrument.



NOTARY PUBLIC

CORRECTION

EXHIBIT "A"

All that certain real property located in the County of Eureka, State of Nevada, more particularly described as follows:

APN: 007-200-42

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

SECTION 4: A parcel of land located in the NE1/4 of said Section, more particularly described as follows:

Beginning at the Northeast corner of said Section 4, being Corner No. 1;

thence S. 88°11'36" W., 150.00 feet along the North line of said Section 4 to Corner No. 2;

thence S. 0°10'00" W., 650.00 feet to Corner No. 3;

thence S. 20°06'58" E., 432.45 feet to a point on the East line of said Section 4, being corner No. 4;

thence N. 0°10'00" E., 1060.80 feet along the said East line of Section 4 to Corner No. 1, the point of beginning.

TOGETHER WITH all water, water rights, right to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, expressly including the water rights for the aforesaid parcel which exist, have existed, or may in the future come to exist pursuant to, but not limited to, the water rights under Permit/Application Nos. 22648 (Cert. No. 6358), 22921 (Cert. No. 7874), 86038 (Cert. No. N/A), and 86039 (Cert. No. N/A) on file in the office of the Nevada State Engineer.

EXCEPTING THEREFROM all right, title and interest in and to all oil, gas, and minerals of every kind and nature whatsoever existing as a part of, upon, beneath the surface of, or within said lands, including the right to use and destroy so much of the surface of, or within said lands, as may be reasonably necessary according to good mining practice in prospecting for, locating, developing, producing and transporting such oil, gas, or minerals and any of their by-products, subject to the payment of damages to the surface owner.

CORRECTION

EXHIBIT "B"

All that certain real property located in the County of Eureka, State of Nevada, more particularly described as follows:

APN: 007-200-08

TOWNSHIP 27 NORTH, RANGE 52 EAST, M.D.B.&M.

SECTION 2: LOTS 1 & 2; S1/2NE1/4

TOGETHER WITH all water, water rights, right to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, expressly including the water rights for the aforesaid parcel which exist, have existed, or may in the future come to exist pursuant to, but not limited to, the water rights under Permit/Application Nos. 86036 (Cert. No. N/A), 22922 (Cert. No. 7875), 36321 (Cert. No. 10136), and 36322 (Cert. No. 10137) on file in the office of the Nevada State Engineer.

APN: 007-200-70

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

SECTION 11: E1/2

TOGETHER WITH all water, water rights, right to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, expressly including the water rights for the aforesaid parcel which exist, have existed, or may in the future come to exist pursuant to, but not limited to, the water rights under Permit/Application Nos. 85966 (Cert. No. N/A), 85967 (Cert. No. N/A), 86032 (Cert. No. N/A), 86033 (Cert. No. N/A), 86035 (Cert. No. N/A), 86037 (Cert. No. N/A) and 21428 (Cert. No. 6722) on file in the office of the Nevada State Engineer.

APN: 007-240-02

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

SECTION 1: A parcel of land located in the W1/2SW1/4 of said Section, more particularly described as follows:

Commencing at the SW Corner of said Section 1, thence N. 0°12'00" E., 33.00 feet along the West line of said Section 1, to Corner No. 1 the true point of beginning being on the northerly right of way of 11th Street;

thence continuing N. 0°12'00" E., 1407.97 feet along the west line of said Section 1, to Corner No. 2;

thence from a tangent bearing 3. 0°12'00" W., on a curve, to the left with a radius of 1330.13 feet, through a central angle of 59°24'47" for an arc length of 1379.28 feet, to Corner No. 3;

thence S. 0°02'29" W., 261.10 feet to Corner No. 4, a point on the northerly right of way of 11th Street;

thence N. 89°37'31" W., 654.02 feet along the northerly line of 11th Street to Corner No. 1, the point of beginning.

TOGETHER WITH all water, water rights, right to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, expressly including the water rights for the aforesaid parcel which exist, have existed, or may in the future come to exist.

CORRECTION

EXHIBIT "C"

All that certain real property located in the County of Eureka, State of Nevada, more particularly described as follows:

APN: 007-200-33

TOWNSHIP 21 NORTH, RANGE 53 EAST, M.D.B.&M.

SECTION 16: NW1/4

TOGETHER WITH all water, water rights, right to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, and all other means for the diversion or use of water appurtenant to the said property or any part thereof, expressly including the water rights for the aforesaid parcel which exist, have existed, or may in the future come to exist pursuant to, but not limited to, the water rights under Permit/Application Nos. 35009 (Cert. No. 102225) and 86034 (Cert. No. N/A) on file in the office of the Nevada State Engineer.

EXCEPTING THEREFROM all oil, gas, potash and sodium in said lands as reserved in Patent from the United States of America, recorded October 3, 1963, in Book 27, Page 43, Deed Records, Eureka County, Nevada.

CORRECTION

EXHIBIT "D"

COPY

STATE OF NEVADA

CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES DIVISION OF PUBLIC AND BEHAVIORAL HEALTH VITAL STATISTICS

CASE FILE NO. 4184822

CERTIFICATE OF DEATH

2020028664

STATE FILE NUMBER

TYPE OR
PRINT IN
PERMANENT
BLACK INK

DECEDENT

IF DEATH
OCCURRED IN
INSTITUTION SEE
HANDBOOK
REGARDING
COMPLETION OF
RESIDENCE
ITEMS

PARENTS

DISPOSITION

TRADE CALL

CERTIFIER

REGISTRAR

CAUSE OF
DEATH

CONDITIONS IF
ANY WHICH
GAVE RISE TO
IMMEDIATE
CAUSE
STATING THE
UNDERLYING
CAUSE LAST

1a. DECEASED-NAME (FIRST,MIDDLE, LAST,SUFFIX) Kenneth Frans BENSON				2. DATE OF DEATH (Mo/Day/Year) December 15, 2020		3a. COUNTY OF DEATH Eureka	
3b. CITY, TOWN, OR LOCATION OF DEATH Eureka		3c. HOSPITAL OR OTHER INSTITUTION-Name (If not either, give street or number) 710 11th Street		3e. If Hosp. or Inst. indicate DOA,OP/Emer. Rm. Inpatient(Specify) Home		4. SEX Male	
5. RACE (Specify) White		6. Hispanic Origin? Specify No - Non-Hispanic		7a. AGE-Last birthday (Years) 71		7b. UNDER 1 YEAR MOS DAYS	
7c. UNDER 1 DAY HOURS MINS		8. DATE OF BIRTH (Mo/Day/Yr) May 08, 1949					
9a. STATE OF BIRTH (If not US/CA, name country) Nevada		9b. CITIZEN OF WHAT COUNTRY United States		10. EDUCATION 16		11. MARITAL STATUS (Specify) Married	
12. SURVIVING SPOUSE'S NAME (Last name prior to first marriage) Patti Ellen RAND							
13. SOCIAL SECURITY NUMBER [REDACTED]		14a. USUAL OCCUPATION (Give Kind of Work Done During Most of)				14b. KIND OF BUSINESS OR INDUSTRY	
		RANCHER				AGRICULTURE	
15a. RESIDENCE - STATE Nevada		15b. COUNTY Eureka		15c. CITY, TOWN OR LOCATION Eureka		15d. STREET AND NUMBER 710 11th Street	
15e. INSIDE CITY LIMITS (Specify Yes or No) No							
16. FATHER/PARENT - NAME (First Middle Last Suffix) Frans Emil BENSON				17. MOTHER/PARENT - NAME (First Middle Last Suffix) Eleanor Gertrude SMILEY			
18a. INFORMANT- NAME (Type or Print) Patti Ellen BENSON				18b. MAILING ADDRESS (Street or R.F.D. No. City or Town, State, Zip) P.O. Box 158 Eureka, Nevada 89316			
19a. BURIAL, CREMATION, REMOVAL, OTHER (Specify) Cremation				19b. CEMETERY OR CREMATORY - NAME Sunset Crematory		19c. LOCATION City or Town State Elko Nevada 89803	
20a. FUNERAL DIRECTOR - SIGNATURE (Or Person Acting as Such) JASON MUTH SIGNATURE AUTHENTICATED				20b. FUNERAL DIRECTOR LICENSE NUMBER FD298		20c. NAME AND ADDRESS OF FACILITY Burns Funeral Home PO BOX 689 Elko NV 89803	
TRADE CALL - NAME AND ADDRESS							
21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated. (Signature & Title) TYLER S. THOMAS SIGNATURE AUTHENTICATED				22a. On the basis of examination and/or investigation, in my opinion death occurred at the time, date and place and due to the cause(s) stated. (Signature & Title) TYLER S. THOMAS SIGNATURE AUTHENTICATED			
21b. DATE SIGNED (Mo/Day/Yr) December 18, 2020		21c. HOUR OF DEATH 16:58		22b. DATE SIGNED (Mo/Day/Yr) December 15, 2020		22c. HOUR OF DEATH 16:58	
21d. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)				22d. PRONOUNCED DEAD (Mo/Day/Yr) December 15, 2020		22e. PRONOUNCED DEAD AT (Hour) 16:58	
23a. NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER) (Type or Print) Tyler S. Thomas PO Box 736 Eureka, NV 89316						23b. LICENSE NUMBER	
24a. REGISTRAR (Signature) WESLEY T STOREY SIGNATURE AUTHENTICATED				24b. DATE RECEIVED BY REGISTRAR (Mo/Day/Yr) December 21, 2020		24c. DEATH DUE TO COMMUNICABLE DISEASE YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
25. IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c).)							
PART I							
(a) Cardiac Arrest							
(b) Congestive Heart Failure							
(c) Unknown Epidemiology							
(d)							
PART II OTHER SIGNIFICANT CONDITIONS-Conditions contributing to death but not resulting in the underlying cause given in Part I.						26. AUTOPSY (Specify Yes or No) No	
27. WAS CASE REFERRED TO CORONER (Specify Yes or No) Yes							
28a. ACC., SUICIDE, HOM., UNDET. OR PENDING INVEST. (Specify)		28b. DATE OF INJURY (Mo/Day/Yr)		28c. HOUR OF INJURY		28d. DESCRIBE HOW INJURY OCCURRED	
28e. INJURY AT WORK (Specify Yes or No)		28f. PLACE OF INJURY: At home, farm, street, factory, office building, etc. (Specify)		28g. LOCATION: STREET OR R.F.D. No.		CITY OR TOWN STATE	

000845398



CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records.

DATE ISSUED: **DEC 30 2020**

This copy is not valid unless prepared on engraved border displaying date, seal and signature of Registrar.

STATE REGISTRAR
Administrator

