

1 Filed January 9, 1978 No. 4991

Esther F. Cole Clerk

3 By Thomas Burr, Deputy

4 IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF
5 NEVADA, IN AND FOR THE COUNTY OF LINCOLN

6 * * * * *

7 D. C. DAY,

8 Plaintiff,

9 -vs-

10 CURTIS ERWIN and the heirs of
11 CURTIS ERWIN, GEORGE H. TRACY
and the heirs of GEORGE H.
12 TRACY, THELMA JO TRACY, WESLEY
KOYEN, EVA H. KOYEN, JAY SAGER,
13 PATRICIA SAGERS, ROBERT W.
KOYEN, NORMA KOYEN, GARY
14 AHLSTROM, ELSIE AHLSTROM,
TEMPIUTE MINING CO., a Nevada
15 Corporation, GENERAL RESOURCES
CORP., SILVER HAWK INC., RON
16 REYNOLDS and also all other
persons known or unknown
17 claiming any right, title,
estate, lien or interest in
18 the real property described
in Plaintiff's Complaint
19 adverse to Plaintiff's
ownership or any cloud upon
20 Plaintiff's title thereto.

JUDGMENT OF DISMISSAL
AND PARTIAL SUMMARY
JUDGMENT

21 Defendants.

22 Plaintiff's Motion to Dismiss and Motion for Partial
23 Summary Judgment having been submitted to the Court for decision
24 pursuant to Order heretofore entered that said Motions stand
25 submitted on the Points and Authorities heretofore filed herein
26 by the above named parties, and the Court having considered the
27 Pleadings, Affidavits and said Points and Authorities, and the
28 Court theretofore having heard oral argument, and the matter
29 now standing submitted, and the Court having found that there
30 is no genuine issue as to any material fact and that Plaintiff
31 is entitled to a Judgment of Dismissal and Partial Summary Judgment
32 as a matter of law, and the Court having heretofore entered its

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1 Order granting Plaintiff's Motion to Dismiss and Motion for Partial
2 Summary Judgment, and the Court now having concluded that Plaintiff
3 is entitled to Judgment as a matter of law, and upon good cause
4 appearing therefor;

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that
6 Plaintiff's Motion to Dismiss and Plaintiff's Motion for Partial
7 Summary Judgment be, and it is hereby, entered in favor of
8 Plaintiff in regard to that certain parcel of land situate and
9 being in the County of Lincoln, State of Nevada, particularly
10 described as follows:

11 NW 1/4 of SECTION 36, TOWNSHIP 3 S, RANGE
12 55 E., M.D.B.&M.

13 Dated this 6th day of January, 1978.

14 *Merle A. Hays*
15 District Judge
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21 No. **61133**
22 FILED AND RECORDED AT REQUEST OF
23 C. E. Horton
24 Jan. 9, 1978
25 AT 20 MINUTES PAST 9 O'CLOCK
26 AM IN BOOK 23 OF OFFICIAL
27 RECORDS, PAGE 560 LINCOLN
28 COUNTY, NEVADA
29 *Ernie ...*
30 COUNTY RECORDER
31
32

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