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2000 JUN -5 P 3 28

Case No. 95-5-2000 LC

Dept. No. _____

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

DENT L. LAY AND PEGGY D. LAY,
TRUSTORS AND/OR TRUSTEES
OF THE D.P.L. TRUST DATED
APRIL 5, 1995,

Plaintiffs,

vs.

MORTIMER FULLER, District Judge, ED W. CLARK, County Treasurer, WM. E. HARRISON, W.F. SCHEFFEL, MILTON LEE, attorney-in-fact for W.F. SCHEFFEL, GEORGE W. FRANKS, S.F. WHITNEY, LORENE CEDARSTROM, PIOCHE MINES COMPANY, A Corporation, M.L. LEE, JOHN JANNEY, TOM BARRACLOUGH, LENA J. COOKE, J.W. CHRISTIAN, County Treasurer, MARY MEZZANO, JOHN J. FRANKS, J. LESTER LYTLE, acting Executor of the Estate of TOM BARACLOUGH, FORREST LEE BRADFIELD, JR., MAXINE H. BRADFIELD, BETTY IRENE MATTHEWS, O.M. PORTER, O.M. PORTER, Distributing Company, ROBERT D. SUCCETTI, SUE SUCCETTI, CHARLES R. KINDER, RAE KINDER, PIOCHE MINES CONSOLIDATED, INC., A Nevada Corporation, WILLIAM ORR and LUCAS PHILLIPS, Trustees of the Estate of John Janney, last place of residence, Pioche, Lincoln County, State of Nevada; ROGER CEDARSTROM, last place of residence, Lehi, State of Utah; MARY LOUIS FRANKS also known as MARY LOUISE FRANKS, last place of residence, Las Vegas, State of Nevada; GEORGE W. FRANKS, JR., last place of residence, Reno, State of Nevada; DAN W. FRANKS, last place of residence, Carson City, State of Nevada; CHARLES A. THOMPSON, last place of residence, State of California; ARTHUR N. KINDER, GLEN R. MATTHEWS also known as GLEN REED MATTHEWS, ERNEST T. GENTRY, F.E. WADSWORTH, HILDA KINDER, last place of residence, Panaca, Lincoln County, State of Nevada; DOE I through DOE X; together with each and every one and all of the unknown heirs of each and every one of the above-named Defendants, their last known addresses being Lincoln County, Nevada, unless otherwise stated herein; also all other persons unknown claiming any right, title, estate, lien or interest in the real property described in the complaint adverse

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1 to Plaintiffs' ownership, or any cloud upon Plaintiffs', title
2 thereto,

3 Defendants.

4 AMENDED
5 LIS PENDENS

6 NOTICE IS HEREBY GIVEN that an action has been
7 commenced in the above-entitled Court by the above-named
8 Plaintiffs against the above-named Defendants, which suit is now
9 pending; that this action is brought for the purpose of removing
10 clouds upon, and quieting title to, the hereinafter described
11 real property belonging to the Plaintiffs, situate and being in
12 the County of Lincoln , State of Nevada, and to obtain Judgment
13 by order of the above-entitled Court that said Defendants have
14 not, and that none of said Defendants have any, estate, right,
15 title, interest or lien in or upon said real property, or any
16 part thereof, but that Plaintiffs are the owners thereof in fee
17 simple absolute; that the said Defendants, and each of them,
18 their, and each of their, servants, agents, attorneys and
19 employees and all unknown Defendants and all unknown heirs
20 described as such, and each of them, be forever restrained,
21 enjoined and barred from claiming or asserting any estate, right,
22 title, interest, lien, claim or possession in or to said real
23 property or any part thereof adverse to the Plaintiffs herein,
24 and for such other and further relief as equity may deem meet and
25 proper in the premises. Said real property is more particularly
26 described as follows:

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PARCEL 1

All that real property situated within Lot's 3,4,5,6 and the east 7.00 feet of Lot 7, of Block 29, of the Town of Pioche, Sec. 22, T.1 N, R 67 E, M.D.M., County of Lincoln, State of Nevada, bounded and described as follows:

Beginning at the NE Cor. of said Lot 3, whence the NE Corner of Sec. 22 T 1 N, R 67 E M.D.M., bears N 32° 15' 18" E a distance of 4457.47 feet: said point being described as the Point of Beginning:

Thence S 28° 34' 40" E a distance of 96.00 feet to a point of intersection with the North right-of-way of Main Street which is the SE Corner of Lot 3; Thence S 56° 25' 20" W a distance of 105.00 feet to the SW Corner; thence N 28° 34' 40" W a distance of 96.00 feet to the NW Corner; thence N 56° 25' 20" E a distance of 105.00 feet to the NE Corner which is the Point of beginning. Said parcel contains 10,080.0 Sq.Ft, or 2314 acres.

PARCEL 2

All that real property situated within Lot's 7 & 8, excepting the east 7.00 feet of Lot 7, of Block 29, of the Town of Pioche, Sec. 22, T. 1. N, R 67 E, M.D.M., County of Lincoln, State of Nevada, bounded and described as follows:

Beginning at the NW cor of said Lot 8, whence the N1/4 Cor of Sec. 22 T, 1 N.R 67 E, M.D.M, bears N. 03°26'545" W. a distance of 3650.60 feet, said point being described as the Point of Beginning;

Thence N. 56°25'20" E. a distance of 50.00 feet to the NW Cor of said Lot 7;

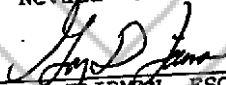
Thence S. 28°34'40" E. a distance of 96.00 feet to a point of intersection with the north right-of-way of Main Street;

Thence S. 56°25'20" W. a distance of 50.00 feet to the SW corner of said Lot 8;

Thence N 28°34'40" W a distance of 96.00 feet to the NW cor of said Lot 8 and the Point of Beginning;

DATED this 2 day of June, 2000.

GARY D. FAIRMAN, ESQ.
A Professional Corporation
Attorney for Plaintiff
P.O. Box 5
Ely, Nevada 89301


GARY D. FAIRMAN, ESQ.

This document to which this certificate is attached is a full, true and correct copy of the original, on file and record in the County Clerk's Office, Proche Nevada.

In witness whereof, I have hereunto set my hand and affixed the Seal of the Seventh Judicial District Court in and for the County of Lincoln, State of Nevada, this 2nd day of June, 2000

Clerk


Deputy Clerk

NO. **114631**

FILED AND RECORDED AT REQUEST OF
GARY FAIRMAN
JUNE 5, 2000

AT 06 MINUTES P.M. 4 O'CLOCK
P.M. IN BOOK 148 GENERAL
RECORDED PAGE 392 LINCOLN

COUNTY NEVADA

COUNTY RECORDER

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