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Gregory Boutlow

2006 SEP 22 AM 11 17

LINCOLN COUNTY RECORDER
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LESLIE BOUCHER

APN: 01-351-02

Case No. CV0438006

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

PIOCHE-ELY VALLEY MINES, INC., a Texas Corporation

Plaintiff,

VS

UNION PACIFIC RAILROAD,
LINCOLN COUNTY, a political subdivision of the State of Nevada
NEVADA-UTAH MINES & SMELTERS CORP., a Maine Corporation
et. al.

Defendants.

LIS PENDENS

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Case No. CV 0938006

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CLERK

IN THE SEVENTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF
LINCOLN *P. Seaver*

PIOCHE-ELY VALLEY MINES, INC., a Texas Corporation

Plaintiff,

VS

UNION PACIFIC RAILROAD,
LINCOLN COUNTY, a political subdivision of the State of Nevada
NEVADA-UTAH MINES & SMELTERS CORP., a Maine Corporation
CALIENTE & PIOCHE RAILROAD CO., a Utah Corporation
SAN PEDRO, LOS ANGELES & SALT LAKE RAILROAD CO., a Utah
Corporation
AMALGAMATED PIOCHE MINES & SMELTERS CO., a Maine Corporation
CONSOLIDATED NEVADA-UTAH CORP., a Virginia Corporation
PRINCE CONSOLIDATED MINING AND SMELTING CO., a Nevada
Corporation
GEORGE W. MAYNARD,
JOHN JANNEY,
COMBINED METALS REDUCTION CO., a Utah Corporation
VICTOR COTTINO,
WORLD HYDROCARBONS INC, a Texas Corporation
HARTER & COMPANY INC., a Texas Corporation

and DOE I through DOE X; together with 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 to
Plaintiff's ownership, or any cloud upon Plaintiff's, title thereto,

Defendants.

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LIS PENDENS

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3 NOTICE IS HEREBY GIVEN that an action has been commenced in the
4 above-entitled court by the above-named Plaintiffs against the above-named
5 Defendants, which suit is now pending; that this action is brought for the purpose of
6 removing clouds upon, and quieting title to, the hereinafter described real property
7 belonging to the Plaintiffs, situate and being in the county of Lincoln, State of Nevada,
8 and to obtain Judgment by order of the above-entitled court that said Defendants have
9 no, and that none of said Defendants have any, estate, right, title, interest or lien in or
10 upon said real property, or any part thereof, but that Plaintiffs are the owners thereof in
11 fee simple absolute; that the said Defendants, and each of them, their, and each of
12 their, servants, agents, attorneys, and employees and all unknown Defendants and all
13 unknown heirs described as such, and each of them, be forever restrained, enjoined
14 and barred from claiming or asserting any estate, right, title, interest, lien, claim or
15 possession in or to said real property or any part thereof adverse to the Plaintiffs
16 herein, and for such other and further relief as equity may deem meet and proper in the
17 premises. Said real property is more particularly described as follows:
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21 **A Parcel of land within the Townsite of Pioche, Lincoln County, Nevada in the**
22 **west half of the northwest quarter of Section 14, Township 1 North, Range 67**
23 **East, of the Mount Diablo Meridian in which contains the Pioche-Ely Valley**
24 **Mines Inc. property, more particularly described as follows:**

25 **Beginning at the northwest corner of said property at a point* from which the**
26 **northwest corner of said Section 14 bears N 89°31'29" E at 588.07', it being a**
27 **brass disk marked RLS 3644 in a concrete monument, and also at the point of**
28 **beginning a #4 rebar in a stone mound is S 11°48'24" W at 4.47';**
Thence N 89°31'29" E 601.10' along the said north Section 14 line*, from which
also found is a #4 rebar in a mound of stone S 10°47'45" W at 8.64';
Thence S 10°47'43" 1794.67'*;

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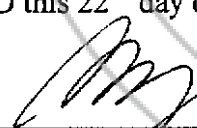
1 Thence S 21°54'08" W 599.75' at a 1" iron pin;
2 Thence N 72°33'01" W 144.03'*;
3 Thence N 17°57'57" E 98.51'*;
4 Thence N 72°02'03" W 18.5'*;
5 Thence N 17°57'57" E 9.00'*;
6 Thence N 72°02'03" W 32.00' with a reference monument* S 22°04'57" W 5.86';
7 Thence S 22°04'57" W 108.09'*;
8 Thence S 40°46'57" W 397.80'*;
9 Thence N 75°38'03" W 73.10' to a two foot square concrete "triangulation
10 station" as given in a deed recorded Book C-1, Page 528-9 of Lincoln County,
11 Nevada Records;
12 Thence N 75°38'03" W 47.07'* from which, as recorded in said deed the west
13 quarter corner of said Section 14 bears S 52°57'57" W 140.0' now monumented
14 by a #5 rebar and 3" brass cap stamped L SMITH PLS 12751, ALSO from that
15 point the locally accepted quarter corner of said Section 14 bears S 10°40'09" W
16 150.89' monumented by a #4 rebar stamped Hulse PLS 6498;
17 Thence N 11°48'24" E 2583.68' to the point of beginning,
18 Containing 33.189 acres more or less.

19 The Basis of Bearings is the north line of the northwest quarter of Section 14
20 given as N 89°31'29" E with the Bulloch Bros. Map of Pioche, recorded Plat Book
21 A, Page 382 (15 sheets).

22 * = at (or to) a #5 rebar with cap stamped L SMITH PLS 12751.

23 APN: 01-351-02

24 DATED this 22nd day of September, 2006.

25
26 
27 _____
28 GREGORY J. BARLOW, ESQ.
Gregory Barlow, LTD
P.O. Box 98
Caliente, Nevada 89008
Attorney for Plaintiff

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 Clerks Office, Pioche Nevada.

In witness whereof, I have herunto set my hand and affixed the Seal of the Seventh Judicial District Court in and for the County of Lincoln, State of Nevada, this 22nd day of September 2006


Clerk


Deputy Clerk