

Official Record

Recording requested By
OFFICE OF THE ATTORNEY GENERAL

Lincoln County - NV

Leslie Boucher - Recorder

Fee: Page 1 of 5

RPTT: Recorded By: HB

Book- 287 Page- 0629



APN 003-172-07

APN _____

APN _____

**STIPULATION AND ORDER FOR IMPOSITION OF A
MEDICAID LIEN ON REAL PROPERTY**

RE: Estate of Marinell C. Dufour

Title of Document

Affirmation Statement

X I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording **does not contain** the social security number, driver's license or identification card number, or any "Personal Information" (as defined by NRS 603A.040) of any person or persons. (Per NRS 239B.030)

_____ I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording **does contain** the social security number, driver's license or identification card number, or any "Personal Information" (as defined by NRS 603A.040) of a person or persons as required by law: _____
(State specific law)

Sabrina Grindle Raetz, Esq
Signature Title

Sabrina Grindle Raetz
Print

6/5/2014

Date

RETURN RECORDED DOCUMENT TO:
Sabrina Grindle Raetz, Deputy Attorney General
555 E. Washington Avenue, Ste. 3900
Las Vegas, NV 89101

1 CATHERINE CORTEZ MASTO
 Attorney General
 2 By: SABRINA GRINDLE RAETZ
 Deputy Attorney General
 3 Bar No. 6464
 555 E. Washington, Suite 3900
 4 Las Vegas, Nevada 89101
 (702) 486-3083
 5 Fax: (702) 486-3871
sraetz@ag.nv.gov
 6 Attorneys for State of Nevada
 Division of Health Care Financing and Policy
 7

FILED

2014 MAY 23 PM 12:09

U.S. DISTRICT COURT
 LINCOLN COUNTY CLERK


8 **IN THE SEVENTH JUDICIAL DISTRICT COURT OF**
 9 **THE STATE OF NEVADA, IN AND FOR THE COUNTY OF *Lincoln***

11 In the Matter of the Estate of

13 MARINELL C. DUFOUR,

14 Deceased.

12 Case No.: PR0406014

13 Dept. No.:

16 **STIPULATION AND ORDER FOR IMPOSITION**
OF A MEDICAID LIEN ON REAL PROPERTY

18 The State of Nevada, Department of Health and Human Services, Division of Health
 19 Care Financing and Policy ("NEVADA MEDICAID") by its counsel, Catherine Cortez Masto,
 20 Attorney General, through Sabrina Grindle Raetz, Deputy Attorney General, and, the Estate
 21 of MARINELL C. DUFOUR (hereinafter "DECEDENT"), by and through Petitioner in Proper
 22 Person, Beverly Bywater, hereby stipulate and agree as follows:

- 23 1. The DECEDENT applied for and received benefits from NEVADA MEDICAID
 24 from August 1, 2013 until her death on August 25, 2013.
- 25 2. NEVADA MEDICAID paid benefits on behalf of the DECEDENT totaling *four*
 26 *thousand six hundred eighty-eight dollars and four cents (\$4,688.04)*.
- 27 3. On April 3, 2014, the subject probate action was commenced on behalf of the
 28 Estate of the DECEDENT.



1 4. On April 15, 2014, NEVADA MEDICAID filed a Creditor's Claim in the subject
2 probate totaling **four thousand six hundred eighty-eight dollars and four cents**
3 **(\$4,688.04)**.

4 5. Pursuant to N.R.S. 422.29302, NEVADA MEDICAID must recover benefits paid
5 out on behalf of a recipient from the undivided estate of the recipient. N.R.S.
6 422.29302(1)(a). NEVADA MEDICAID has a valid and legal claim against the subject estate.

7 6. At the time of death, the DECEDENT was the sole owner of real property
8 commonly known as 108 Rowan Drive, Caliente, Nevada 89008-0000 in Lincoln County and
9 particularly described as follows:

10 LOT 8, BLK ROW S. ADD.
11 APN: 003-172-07.

12 WHEREFORE, IT IS HEREBY AGREED that NEVADA MEDICAID, in lieu of a direct
13 recovery upon its Creditor's Claim, shall have a lien in the amount of **four thousand six**
14 **hundred eighty-eight dollars and four cents (\$4,688.04)** against a 100% interest in the
15 subject real property described above in Paragraph 6.

16 THAT NEVADA MEDICAID has no objection to allowing title of the real property to be
17 transferred to the rightful heir(s) of the estate, subject to the NEVADA MEDICAID lien.

18 ///
19 ///
20 ///
21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101



1 THAT NEVADA MEDICAID's lien is fully enforceable upon sale and/or transfer of the
2 subject property notwithstanding transfer of title to the heirs described herein.

3 CATHERINE CORTEZ MASTO
4 Attorney General

5 By: Sabrina Grindle Raetz
6 SABRINA GRINDLE RAETZ
7 Deputy Attorney General
8 Nevada Bar No.: 6464
9 555 E. Washington, Suite 3900
10 Las Vegas, Nevada 89101
11 (702) 486-3083
12 Attorneys for Nevada Medicaid

Date: May 15, 2014

13 By: Beverly Bywater
14 BEVERLY BYWATER
15 108 Rowan Drive
16 P.O. Box 326
17 Caliente, Nevada 89008
18 (775) 726-3252
19 Petitioner in Proper Person

Date: 5-23-14

20 SUBSCRIBED AND SWORN to before me this
21 23rd day of May, 2014,

22 By: Sarah K. Hether

23 NOTARY PUBLIC in and for said County and State
24 SENIOR JUSTICE OF THE PEACE

25 IT IS SO ORDERED.

26 Sandy J. ...
27 DISTRICT COURT JUDGE

Date: 5-23-14

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101



COPY

This document to which this certificate is attached is a full, true and correct copy of the original, on file and recorded in the County Clerk's Office, Pledge 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 30 day of May, 2014

Clerk
Marie Blake

Deputy Clerk