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NC

1 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
2 IN AND FOR THE COUNTY OF DOUGLAS

'78 SEP 22 12:07

NO. 6001

3  
4 ERNEST N. NEWTON, )  
5 Plaintiff, )  
6 vs. )  
7 MARY D. McCHESNEY, )  
8 et al., )  
9 Defendants. )

BY *[Signature]* DEPUTY

10 ORDER GRANTING MOTION TO DISMISS  
11 AND RELEASING, EXPUNGING AND DISCHARGING LIS PENDENS

12 This matter having been initiated on April 25, 1973, by a  
13 Complaint in propria persona and on the same date a Notice of Lis  
14 Pendens having been filed and recorded in Book 573 at Page 310,  
15 File No. 66062, of the Official Records of Douglas County, Nevada,  
16 which said Lis Pendens affects the following described real  
17 property owned by defendant, MARY D. McCHESNEY:

18 The E½ of the SW¼ of the SW¼ of Section 1,  
19 Township 14 North, Range 19 East, M.D.B.&M.,  
20 Douglas County, Nevada. Except 8 acre parcel  
lying in the SE corner of above property.

21 which said property is the subject matter of the herein Complaint;  
22 and it appearing to the Court that no action has been taken in  
23 the herein case until on July 19, 1978 when there was filed a  
24 Motion to Dismiss and Motion to Release, Expunge and Discharge  
25 Lis Pendens on behalf of defendant, MARY D. McCHESNEY; and it  
26 appearing that notice of the said motions was given to plaintiff  
27 and/or plaintiff's representative; and there being no responsive  
28 pleading filed by the said plaintiff or plaintiff's representative,  
29 and the Court pursuant to Rule 10 of the Local Rules of Practice  
30 having considered the motions, affidavit and points and authorities  
31 filed therewith and being fully advised in the premises,

32 IT IS HEREBY ORDERED that pursuant to NRCP Rule 41(e)

1 defendant's motion to dismiss the within complaint is hereby  
2 granted with prejudice.

3 IT IS FURTHER ORDERED that the herein Lis Pendens recorded  
4 in Book 573 at Page 310, file No. 66062, of the Official Records  
5 of Douglas County, Nevada, affecting the following described  
6 real property owned by defendant, MARY D. McCHESNEY:

7 The E½ of the SW¼ of the SW¼ of Section 1,  
8 Township 14 North, Range 19 East, M.D.B.&M.,  
9 Douglas County, Nevada. Except 8 acre parcel  
lying in the SE corner of above property.

10 is hereby released, expunged and discharged and the Recorder for  
11 Douglas County Nevada is hereby ordered to record this Order to  
12 provide notice of the said release, expunge and discharge.

13 DATED this 22<sup>nd</sup> day of September, 1978.

14  
15 Howard D. Mitchell  
16 District Judge

17  
18 **CERTIFIED COPY**

19 The document to which this certificate is attached is a  
20 full, true and correct copy of the original as filed and of  
record in my office.

21 **SEAL**

22 DATE: September, 26, 1978  
23 V. Bernard Clerk of Court  
of the State of Nevada, in and for the County of Douglas.

24 By Linda J. McChesney Deputy

25  
26  
27  
28  
29  
30  
31 REQUESTED BY  
Stokes & Shaw  
32 IN OFFICIAL RECORDS OF  
DOUGLAS CO. NEVADA  
# 4.00 PD  
1978 SEP 27 AM 8:07

2.

PATRICIA J. WILLIAMS  
RECORDER  
Donna Juchter 25696  
(K. Dep.)  
BOOK 978 PAGE 1928