APR 18 P1 :49

Case No. 85-1011

Dept. No. 3

v.

JUDI BAILEY. CLERH P. BRACKET

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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

ENERGY EXPLORATION DRILLING, INC., a Nevada corporation,

Plaintiff,

Defendant.

AMENDED

DEFAULT JUDGMENT

On January 31, 1985, Plaintiff, Energy Exploration Drilling, Inc. filed its complaint against Defendant, Estes Enterprises, Inc., alleging that Defendant was indebted to Plaintiff in the amount of \$9,010.25, plus interest, for the outstanding balance due on a promissory note for money loaned by Plaintiff to Defendant. The Complaint also alleged that Defendant fraudulently induced Plaintiff to lend money to Defendant, and that, based on such fraud, Plaintiff was entitled to an award of exemplary damages against Defendant in an amount in excess of \$10,000. The promissory note attached to the Complaint provides for payment of Attorney's fees and costs in the event of default. Plaintiff has filed its request for entry of default judgment based upon the Clerk's Default entered due to Defendant's failure or otherwise appear or discharge the obligation plead referenced in the Complaint. The affidavit filed in support of the application for entry of default judgment states that the amount owed under the promissory note is \$9,010.25 plus interest at the rate of twelve percent (12%) per annum from December 6, 1984 until paid and that all matters alleged in the Complaint are

true. Defendant was served on February 7, 1985. A clerk's default was entered on February 28, 1985 due to Defendant's failure to appear or plead. Based upon the record, the Court finds that (1) Plaintiff is entitled to an award of damages against Defendant in the amount of \$9,010.25 plus interest at 12% per annum from December 6, 1984 until paid, (2) Plaintiff is entitled to an award of exemplary damages against Defendant in an amount in excess of \$10,000, which amount shall be determined at a hearing to be held for that purpose, (3) Plaintiff is entitled to an award of attorney's fees in an amount to be established at said hearing, and (4) Plaintiff is entitled to an award of its costs of suit. Accordingly, and good cause appearing therefor,

ORDERED, ADJUDGED TT IS HEREBY AND DECREED that judgment is entered in favor of Plaintiff, Energy Exploration Drilling, Inc., and against Defendant, Estes Enterprises, Inc., in the amount of \$9,010.25 together with interest thereon at the rate of 12% per annum from December 6, 1984 until paid.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that Plaintiff shall set a hearing in this matter, and give notice thereof to Defendant, for the purpose of determining the amount of exemplary damages and attorney's fees which shall be awarded to Plaintiff against Defendant.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that Plaintiff is awarded its costs of suit together with attorneys fees in the amount to be established at the above-mentioned hearing.

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Dated this / day of Upi SEAL 29

CERTIFIED COPY

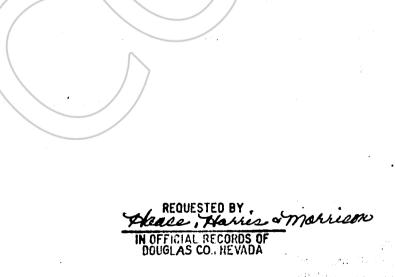
The bocument to which this certificate is attached is a full, true and correct copy of the original on file and of repord in my office.

JUD BAILEY, Clerk of the Second Judicial District Court, in and for the County of District Court, ...
Wastoe, State of Nevara Must

JUDI BAILEY

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, By:---



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SUZANNE BEAUDREAU
RECORDER
PAID DEPUTY

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