

1 Case No. 00-CV-0235

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5 DOUGLAS COUNTY  
DISTRICT COURT CLERK

BARBARA REED  
B. WILLIAMS  
BY \_\_\_\_\_ DEPUTY

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8  
9 PATRICK S. McAULIFFE, in his  
10 capacity as Executor of the Estate of  
11 RICHARD HERBERT McAULIFFE,  
12 also known as RICHARD H. McAULIFFE,

13 Plaintiff,

14 vs.

**JUDGMENT QUIETING  
TITLE TO REAL PROPERTY**

15 CHARLES WERTHER, CHARLES  
16 WEATHER, JOSEPH WERTHER,  
17 JOHN MORROW, ELIZABETH MORROW,  
18 DAVID L. SCHULTZ, CHARLES F.  
19 MILLER, ROBERT F. HORRIGAN,  
20 SHANNON, INC., a revoked Nevada corporation,  
21 and all other persons unknown claiming any right,  
22 title, estate, lien or interest in the real property  
23 described in this Verified Complaint to Quiet Title  
24 to Real Property adverse to Plaintiff's ownership, or  
25 any cloud upon Plaintiff's title thereto;  
26 and DOES I through XX, inclusive,

27 Defendants.

28  
This matter having come regularly for hearing before this Court, Plaintiff, PATRICK S. McAULIFFE, in his capacity as Executor of the Estate of RICHARD HERBERT McAULIFFE, also known as RICHARD H. McAULIFFE, appearing by and through his attorneys, ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD., and no Defendants appearing; due notice of which was proved; and no persons objecting; the Court having considered the evidence, and the pleadings and papers on file herein; and it appearing that the allegations of the Verified Complaint To Quiet Title To Real Property are true, and good cause appearing,

ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD.  
402 North Division Street, P. O. Box 646, Carson City, NV 89702  
Telephone: (775) 687-0202 Fax: (775) 882-7918

1 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED  
2 as follows:

3 1. Title to the following real property situate in the county of Douglas, state of  
4 Nevada is quieted in the name of the Plaintiff, PATRICK S. McAULIFFE, in his capacity as  
5 Executor of the Estate of RICHARD HERBERT McAULIFFE , who is entitled to the quiet and  
6 peaceful possession of the real property described below; and that Defendants, and each of them,  
7 and all persons claiming under them, have no estate, right, title, lien or interest in or to said real  
8 property, or any part thereof with the exception of any easements of record in the Official Records  
9 of Douglas County:

10 All that real property situate in the county of  
11 Douglas, state of Nevada, more particularly described  
as follows:

12 (See Exhibit "A" attached hereto and incorporated herein by this reference.)

13 2. Title to the following real property situated in the county of Douglas, state  
14 of Nevada is quieted in the name of the Plaintiff, PATRICK S. McAULIFFE, in his capacity as  
15 Executor of the Estate of RICHARD HERBERT McAULIFFE , who is entitled to the quiet and  
16 peaceful possession of the real property described below; and that Defendants, and each of them,  
17 and all persons claiming under them, have no estate, right, title, lien or interest in or to said real  
18 property, or any part thereof with the exception of any easements of record in the Official Records  
19 of Douglas County:

20 All that real property situate in the county of Douglas, state of  
21 Nevada, more particularly described as follows:

22 (See Exhibit "B" attached hereto and incorporated herein by this reference.)

23 3. Title to the following real property situated in the county of Douglas, state  
24 of Nevada is quieted in the name of the Plaintiff, PATRICK S. McAULIFFE, in his capacity as  
25 Executor of the Estate of RICHARD HERBERT McAULIFFE , who is entitled to the quiet and  
26 peaceful possession of the real property described below; and that Defendants, and each of them,  
27 and all persons claiming under them, have no estate, right, title, lien or interest in or to said real

28 ///

1 property, or any part thereof with the exception of any easements of record in the Official Records  
2 of Douglas County:

3 All that real property situate in the county of Douglas, state of  
4 Nevada, more particularly described as follows:

5 (See Exhibit "C" attached hereto and incorporated herein by this reference.)

6 4. Defendants, and each of them, and all persons claiming under them, including  
7 their heirs, successors and assigns, and each of them, and all other persons unknown claiming any  
8 right, title, estate, lien or interest in the real property described in Exhibits "A", "B", and "C" are  
9 permanently enjoined from asserting any adverse claim to Plaintiff's title to said real property as  
10 more particularly described herein.

11 DONE IN OPEN COURT this 22 day of January, 2001.

12  
13 Michael P. Quinn  
DISTRICT JUDGE

14  
15 Respectfully Submitted by:

16 ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD.  
17 402 North Division Street  
18 P.O. Box 646  
19 Carson City, NV 89702

20 By:

Audrey P. Damonte  
AUDREY P. DAMONTE, ESQ.  
Attorneys for Plaintiff,  
PATRICK S. McAULIFFE, in his  
capacity as Executor of the Estate of  
RICHARD HERBERT McAULIFFE

ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD.  
402 North Division Street, P. O. Box 646, Carson City, NV 89702  
Telephone: (775) 687-0202 Fax: (775) 882-7918

**EXHIBIT "A"**

All that certain real property situate in the county of Douglas, state of Nevada, and more particularly described as follows:

Southwest quarter of the Southwest quarter of Section Twenty one (21), Township Thirteen (13) North, Range Twenty-Two (22) East.

APN: 33-100-040

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0507193

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**EXHIBIT "B"**

All that certain real property situate in the county of Douglas, state of Nevada, and more particularly described as follows:

Lot three (3), Section Five (5), Township Twelve (12) North, Range Twenty-two (22) East.

APN: 35-020-160

COPY

EXHIBIT "C"

All that certain real property situate in the county of Douglas, state of Nevada, and more particularly described as follows:

Northwest Quarter of the Southwest Quarter of Section 4, Township 12 North, Range 22 East.

APN: 35-020-300

COPY

**CERTIFIED COPY**

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

**SEAL**

DATE: January 22, 2001  
B. Reed Clerk of the 9th Judicial District Court  
of the State of Nevada, in and for the County of Douglas,

By [Signature] Deputy

0507193

BK0101P63790

REQUESTED BY  
Audrey Danonte  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2001 JAN 22 PM 1:57

LINDA SLATER  
RECORDER

\$12<sup>00</sup> PAID [Signature] DEPUTY