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APN # _____

Douglas County - NV
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Page: 1 Of 4 Fee: 17.00
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Recording Requested by:



✓ Name Kirk C. Johnson, Esq.

Robertson & Benevento

Address 50 West Liberty Street, Suite 600

(for Recorder's use only)

City/State/Zip Reno, NV 89501

(775) 329-5600

Amended Declaration of Clarence Burr in Support of
Renewing Judgment (Title of Document)

**This page added to provide additional information required by NRS 111.312 Sections 1-2.
(Additional recording fee applies)**

This cover page must be typed or printed.

FILE

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AUG 25 2005

DOUGLAS COUNTY
DISTRICT COURT CLERK

1 97-CV-0335

2 Dept. No. 1

2005 AUG 25 PM 3:29

BY AL CHAPPELL

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6 **IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF DOUGLAS**

8
9 F. HEISE LAND & LIVESTOCK
10 COMPANY, INC.,

11 Plaintiff,

12 vs.

13 DAVID L. PRUETT, DOES 1 through 10,
14 inclusive,

15 Defendants.

**AMENDED DECLARATION
OF CLARENCE BURR
IN SUPPORT OF
RENEWING JUDGMENT**

16 I, Clarence Burr, do hereby declare as follows:

17 1. I am President of F. Heise Land & Live Stock Company, Inc., a Nevada corporation
18 ("Heise"), and have access to Heise's books and records as they are kept in the ordinary course of
19 Heise's business.

20 2. Heise was an original party to this proceeding and to the Judgment such that there are
21 no successor-in-interest to Heise's right, title or interest in the Judgment.

22 3. On December 31, 1997, Heise commenced the above-entitled action against the
23 above-named Defendants seeking payment for the sale and delivery of agricultural products, the
24 value of which totaled Eleven Thousand Three Hundred Sixteen Dollars and Twenty-Four Cents
25 (\$11,316.24), plus interest.

26 4. On August 27, 1999, the Court entered Judgment in favor of Plaintiff and against
27 Defendant David L. Pruett in the amount of Seventeen Thousand Four Hundred Eleven Dollars and
28 Thirty-Nine Cents (\$17,411.39) with interest thereon at the rate permitted by statute.



1 5. On November 16, 1999, the Court entered an Amended Judgment (which included
2 costs and attorneys' fees) in favor of Plaintiff and against Defendant David L. Pruett in the amount
3 of Thirty Thousand Two Hundred Fifty Dollars and Seventy-Five Cents (\$30,250.75) with interest
4 thereon at the statutory rate.

5 6. The Amended Judgment was recorded with the Douglas County Recorder on January
6 3, 2000 as Document Number 0483764 in Book 0100 at Page 0327-28.

7 7. On November 24, 2004, Judgment was entered in this case against Garnishee Pruett
8 Ranches, Inc., due to Pruett Ranches' failure to answer garnishment interrogatories, in the amount
9 of Thirty Thousand Two Hundred Fifty Dollars and Seventy-Five Cents (\$30,250.75). This
10 Judgment has not yet been recorded.

11 8. Plaintiff does not know the "number and page of the docket" in which the above-
12 referenced judgments were entered as the Ninth Judicial District Court apparently does not maintain
13 a Judgment Docket Book.

14 9. There are currently no outstanding writs of execution for enforcement of any of the
15 above-referenced judgments.

16 10. The following amounts have been paid against the judgment on or about the dates
17 specified:

<u>Date</u>	<u>Amount Paid</u>
December, 2004	\$3,000.00
December, 2004	\$ 500.00
January, 2005	\$ 500.00
February, 2005	\$ 500.00
March, 2005	\$ 500.00
April, 2005	\$ 500.00
May, 2005	\$ 500.00
June, 2005	\$ 500.00
July, 2005	\$ 500.00
August, 2005	<u>\$ 500.00</u>
Total Amount Paid through August, 2005	\$7,500.00

26 11. There are no off-sets or counterclaims in favor of the judgment debtors.

27 12. The exact amount due and owing on the Judgment, including interest, as of August
28 23, 2005, was Forty Thousand Four Hundred Fifty-Six Dollars and Ten Cents (\$40,456.10).



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13. This is the first time Heise has renewed the Judgment.

14. Pursuant to NRS 17.150(4):

- a. The name of the Judgment Debtor against whom the Judgment is being recorded is David L. Pruett;
- b. Mr. Pruett's address is 50 Artesia Road, Wellington, Nevada 89444;
- c. Mr. Pruett's social security number is [REDACTED]-2968; and
- d. Mr. Pruett's date of birth is August 7, 1937.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed this 24 day of August, 2005, at Minden, Nevada.

Clarence Burr
Clarence Burr

CERTIFIED COPY

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

DATE: August 25, 2005
B. Reed Clerk of the District Court
of the State of Nevada, in and for the County of Douglas,

By Helippell Deputy

SEAL

