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OFFICIAL RECORD

Requested By:

ALLISON MACKENZIE ET AL

ASSESSOR'S PARCEL NOS. _1220-08-001-021and
1220-08-001-022

RECORDING REQUESTED BY

Karen A. Peterson, Esq.
Allison, MacKenzie, Russell, Pavlakis,
Wright & Fagan, Ltd.
402 N. Division Street
Carson City, Nevada 89703

Douglas County - NV
Werner Christen - Recorder

Page: 1 Of 7 Fee: 20.00
BK-0905 PG- 2350 RPTT: 0.00



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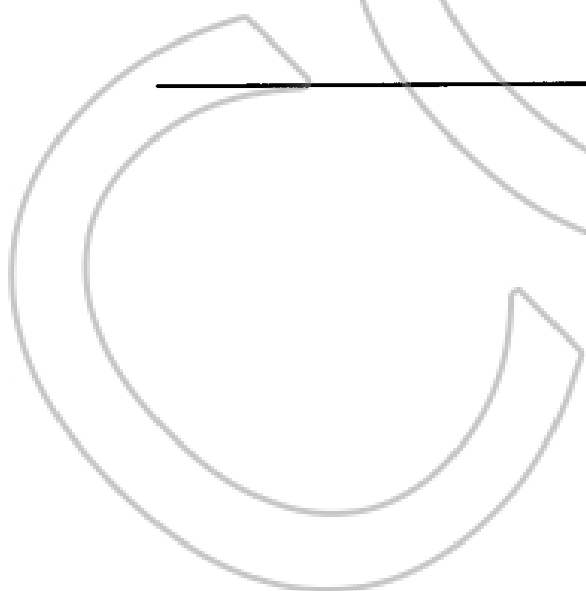
NAME KAREN A. PETERSON, ESQ.

MAILING ADDRESS P.O. BOX 646

CITY, STATE ZIP CODE CARSON CITY, NV 89702

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S
USE

**Order Approving Settlement Agreement and for
Entry of Judgment Quieting Title as to Defendant
F. Heise Land & Livestock Company and
Judgment Quieting Title to Real Property**



1 Case No. 04-CV-0114

2 Dept. No. II

RECEIVED

2005 SEP -6 PM 1:41

SEP 06 2005
DOUGLAS COUNTY
DISTRICT COURT CLERK

CAROL ANN REED
CLERK

H. CHAPPELL
JUDICIAL DISTRICT

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4
5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
6 IN AND FOR THE COUNTY OF DOUGLAS

7
8 MIKE HICKEY CONSTRUCTION, INC.,
9 aka MIKE HICKEY CONSTRUCTION CO.,

10 Plaintiff,

11 vs.

12 F. HEISE LAND & LIVESTOCK
13 COMPANY; and Also all other persons
14 unknown claiming any right, title, estate,
15 lien or interest in the real property
16 described in the complaint adverse to
17 Plaintiff's ownership, or any cloud upon
18 Plaintiff's title thereto; and DOES I through

ORDER APPROVING SETTLEMENT
AGREEMENT AND FOR ENTRY OF
JUDGMENT QUIETING TITLE AS TO
DEFENDANT F. HEISE LAND &
LIVESTOCK COMPANY AND JUDGMENT
QUIETING TITLE TO REAL PROPERTY

19 XX, inclusive,

20 Defendants.

21
22 F. HEISE LAND & LIVESTOCK
23 COMPANY,

24 Counterclaimant,

25 vs.

26 MIKE HICKEY CONSTRUCTION, INC.,
27 aka MIKE HICKEY CONSTRUCTION CO.,

28 Counterdefendant.

THIS MATTER having come before the Court for hearing on Sept. 6, 2005,
after waiver of further appearance by Defendant, F. HEISE LAND & LIVESTOCK COMPANY, and
Plaintiff appearing by and through its attorneys, ALLISON, MacKENZIE, RUSSELL, PAVLAKIS,
WRIGHT & FAGAN, LTD., and the Court having taken evidence and the parties having so stipulated



1 pursuant to the Stipulation for Approval of Settlement Agreement and for Entry of Judgment Quieting
2 Title as to Defendant F. Heise Land & Livestock Company, filed by the parties through their respective
3 counsel; and no other defendants appearing, due notice of which was proved; and no persons objecting;
4 the Court having consider the evidence, and the pleadings and papers on file herein and good cause
5 appearing:

6 IT IS HEREBY ORDERED, ADJUDGED AND DECREED AND JUDGMENT ENTERED
7 AS FOLLOWS:

8 1. The Settlement Agreement and Mutual Release entered into by the parties on
9 August 30, 2005, is hereby approved, ratified and confirmed and said Settlement Agreement
10 and Mutual Release is incorporated by referenced into this Order and made a part hereof, and judgment
11 is entered between the parties hereto in accordance with the terms thereof and each of the parties
12 ordered and directed to comply therewith.

13 2. Defendant, F. HEISE LAND & LIVESTOCK COMPANY, having so stipulated and
14 waived any appearance, claim or objection, and the Court finding good cause, judgment is hereby
15 entered quieting title to the real property described in Exhibit A attached hereto and incorporated
16 herein by this reference in favor of Plaintiff, MIKE HICKEY CONSTRUCTION, INC., a/k/a MIKE
17 HICKEY CONSTRUCTION CO. All other persons claiming rights in the real property described in
18 Exhibit A are permanently enjoined from asserting any adverse claim to Plaintiff's title to or interest in
19 said real property.

20 3. Based upon the Settlement Agreement and Mutual Release entered into by the parties,
21 Plaintiff's third and fourth claims for relief seeking damages and Defendant's counterclaim filed in the
22 above-entitled action as between these two parties, namely, Plaintiff, MIKE HICKEY
23 CONSTRUCTION, INC., a/k/a MIKE HICKEY CONSTRUCTION CO. and Defendant, F. HEISE
24 LAND & LIVESTOCK COMPANY, shall be, and hereby are dismissed with prejudice, all said claims
25 of each such party against the other having now been fully settled and satisfied to the mutual
26 satisfaction of said parties.

27 4. This Order approving the Settlement Agreement and for Entry of Judgment Quieting
28 Title is entered into as to Plaintiff, MIKE HICKEY CONSTRUCTION, INC., a/k/a MIKE HICKEY




1 CONSTRUCTION CO. and the named Defendant, F. HEISE LAND & LIVESTOCK COMPANY,
2 and is not intended to dismiss Plaintiff's claim for relief as to any other Defendants to quiet title in the
3 real property described in Exhibit "A" attached to the Complaint filed in this action. All other persons
4 claiming rights in the real property described in Exhibit A are permanently enjoined from asserting any
5 adverse claim to Plaintiff's title to or interest in said real property.

6 5. Each party is to bear its own costs and attorneys' fees.


7
8 DONE IN OPEN COURT this 6 day of September, 2005.

9
10 
11 _____
12 DISTRICT COURT JUDGE

13 Submitted by:

14 
15 _____
16 KAREN A. PETERSON, ESQ.
17 Allison, MacKenzie, Russell, Pavlakis,
18 Wright & Fagan, Ltd.
19 402 N. Division Street
20 Carson City, Nevada 89703

21 Approved by:

22 
23 _____
24 G. DAVID ROBERTSON, ESQ.
25 ROBERTSON & BENEVENTO
26 50 West Liberty Street, Suite 200
27 Reno, Nevada 89509
28

COPY



EXHIBIT "A"

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All that certain lot, piece or parcel of land situate in the County of Douglas, State of Nevada, described as follows:

All that certain lot, piece, parcel or portion of land situate, lying and being within the North 1/2 of the North 1/2 of Section 8, Township 12 North, Range 20 East, M.D.M., Douglas County, Nevada and more particularly described as follows:

Parcel 4 as set forth on Parcel Map #2027 for ABC & J INVESTMENT COMPANY, filed in the Office of the County Recorder of Douglas County, State of Nevada on July 18, 1996, in Book 796, at Page 2876, as Document No. 392328.

Assessor's Parcel No. 1220-08-001-001

NOW DESCRIBED AS:

The land referred to herein is situated in the State of Nevada, County of Douglas, described as follows:

All those certain lots, pieces, parcels or portions of land situate, lying and being within the North 1/2 of the North 1/2 of Section 8, Township 12 North, Range 20 East, M.D.M., Douglas County, Nevada, and more particularly described as follows:

Parcel 4A and Parcel 4B, as set forth on Parcel Map LDA #020-040 for MIKE HICKEY CONSTRUCTION COMPANY, filed in the office of the County Recorder of Douglas County, State of Nevada, on April 21, 2004, in Book 0404, at Page 9746, as Document No. 610749.

ASSESSOR'S PARCEL NOS. 1220-08-001-021 and 1220-08-001-022

ALLISON, MACKENZIE, RUSSELL, PAVLAKES, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 682-7918
E-Mail Address: law@allisonmckenzie.com



SEAL

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.

DATE: September 6, 2005

B. Neet Clerk of the District Court
of the State of Kansas and for the County of Douglas,

By Stappell Deputy

