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FILED

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DONNA GILES
CLERK OF DIST. COURT
BY [signature] DEPUTY

IN THE SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF PERSHING

BRYANT L. YOUNG, STEPHEN L. YOUNG, C. CLIFTON YOUNG, MERLE FLORENCE NESBITT AND JAMES GOODIN, Plaintiffs, vs. SRY RANCH, INC., a Nevada corporation, Defendants.	FINDINGS OF FACT CONCLUSIONS OF LAW, AND ORDER, JUDGMENT AND DECREE

The above entitled action coming on regularly to be heard this 6th day of June, 1995 and said Plaintiffs being represented by their counsel, ROLAND W. BELANGER, ESQ., of the law firm of Belanger & Plimpton, of Lovelock, Nevada, and the Defendant appearing not, and the Court having entered the default of the Defendant for its failure to answer or otherwise plead to the Complaint on file herein and the Court having proceeded to consider the evidence and good cause

appearing therefore, the Court being fully advised in the premises:

THE COURT FINDS AS FOLLOWS:

1. That on or about March 11, 1965, Defendant was formed by filing Articles of Incorporation with the Secretary of State of Nevada.

2. That a list of officers and directors of Defendant was never filed with the Secretary of State as required by law, and as a result the charter of the Defendant was revoked on March 11, 1969.

3. At the time of the incorporation of the Defendant, certain real property situated in Pershing County, Nevada, described as:

> That certain parcel of real property located in Pershing County, Nevada, to wit: The Northeast one quarter (NE 1/4), East half of Northwest quarter (E 1/2 of NW 1/4), Northeast quarter of Southwest quarter (NE 1/4 of SW 1/4), and Northwest quarter of Southeast quarter (NW 1/4 of SE 1/4) of Section Twenty-eight, Township Twenty-eight North, Range Thirty-two, East, Mounty Diablo Base & Meridian; Together with all improvements situated thereon, including machinery, power plant, water and water rights, ditch and ditch rights, appurtenant thereto or used in connection therewith and also including the pumping plant, pipe lines, etc., necessary, incident or appurtenant to the said lands; excepting 3.99 acres conveyed to the State of Nevada for highway purposes.

was owned by Llewellyn A. Young, C. Clifton Young, Merle Florence Nesbitt, Mary Marker, James T. Goodin and Wayne W. Goodin.

4. Concurrently with the incorporation of the Defendant, the above mentioned owners of said real property quitclaimed each of their respective interests in said real property to the Defendant; the respective quitclaim deeds were made a matter of record in the office of the Pershing County Recorder, so that the title to said real property now stands in the name of the defunct Defendant.

5. During the short period of its corporate existence, the Defendant issued no stock, and although several years later, stock was issued and certificates tendered to the respective owners of said real property in accordance with their respective interests, the stock had no value for the reason that it was issued by a non-existent corporation.

6. There was a complete failure of consideration for the quitclaim deeds made and tendered to, and subsequently recorded by the Defendant, SRY Ranch, Inc.

7. The Plaintiffs, BRYANT L. YOUNG and STEPHEN L. YOUNG, (as successors to Llewellyn A. Young), each own an undivided 1/12th interest in said real property; Plaintiff, JAMES T. GOODIN, owns an undivided 1/2 interest in said real property; Plaintiff, C. CLIFTON YOUNG owns an undivided 1/6th interest in said real property; and Plaintiff, MERLE FLORENCE NESBITT, owns an undivided 1/6th interest in said real property.

8. That the Defendant was properly served with a copy of the Summons and Complaint as required by statute and pursuant to the order of the above entitled Court, that service of process was had upon the Secretary of State of Nevada and upon the last known officers of SRY Ranch, Inc., they being C. Clifton Young and Wayne W. Goodin and that said defendant has for a period of in excess of 40 days after the service of process upon it failed to answer or otherwise plead to the allegations in said Complaint, and that the default of the Defendant was properly made and filed with the Court.

9. That this is a proper cause for the making of a declaratory judgment pursuant to NRS 30.010 et seq in that there exists the following:

(1) There is before the Court a justiciable controversy;

(2) Said controversy exists between parties whose interests are adverse;

(3) The Plaintiffs herein have a legally protectable interest;

(4) The issue involved, that is to say, the ownership and title of real property situate in Pershing County Nevada, is an issue which is ripe for judicial determination.

10. If any of the foregoing findings of fact are determined to be conclusions of law, the Court so concludes.

From the foregoing findings of fact the Court makes its Conclusions Of Law as follows:

1. That the Court has jurisdiction over the parties and over the subject matter of said action.

2. That the Plaintiffs are entitled to the relief sought in their Complaint.

LET JUDGMENT BE ENTERED ACCORDINGLY.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. That the corporate existence of the Defendant, SRY Ranch, Inc., be and the same hereby is and was terminated as a result of the revocation of its corporate charter by the Secretary of State of Nevada on March 11, 1969.

2. That any purported issuance of stock by the Defendant, SRY Ranch, Inc., be and the same hereby is declared invalid and void for the reason that at the time of such purported issuance of stock, the Defendant had no corporate existence.

3. That any and all stock and stock certificates issued by the Defendant, SRY Ranch, Inc., be and the same hereby are declared to be of no value.

4. That any and all quitclaim deeds made in favor of the Defendant, SRY Ranch, Inc., by the Plaintiffs or any of them, or by their predecessors in interest, are invalid and

that the same are hereby declared invalid for the reason that same were made without consideration.

5. That the real property described in said quitclaim deeds, to-wit:

> That certain parcel of real property located in Pershing County, Nevada, to wit: The Northeast one quarter (NE 1/4), East half of Northwest quarter (E 1/2 of NW 1/4), Northeast quarter of Southwest quarter (NE 1/4 of SW 1/4), and Northwest quarter of Southeast quarter (NW 1/4 of SE 1/4) of Section Twenty-eight, Township Twenty-eight North, Range Thirty-two, East, Mounty Diablo Base & Meridian; Together with all improvements situated thereon, including machinery, power plant, water and water rights, ditch and ditch rights, appurtenant thereto or used in connection therewith and also including the pumping plant, pipe lines, etc., necessary, incident or appurtenant to the said lands; excepting 3.99 acres conveyed to the State of Nevada for highway purposes.

is not now, and never was the property of SRY Ranch, Inc.

6. That the lawful owners of all of said real property, and their respective interest as tenants-in-common in the same are as follows:

BRYANT L. YOUNG, an undivided 1/12th interest,

STEPHEN L. YOUNG, an undivided 1/12th interest,

C. CLIFTON YOUNG, an undivided 1/6th interest,

MERLE FLORENCE NESBITT, an undivided 1/6th interest,

JAMES T. GOODIN, an undivided 1/2 interest.

7. That the Defendant SRY Ranch, Inc., be and it hereby is precluded from asserting any interest whatever in and to any of the above described real property.

DATED this 6th day of June, 1995.

District Judge

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE. DONNA GILES, COUNTY CLERK AND CLERK OF THE SIXTH JUDICIAL COURT IN AND FOR THE COUNTY OF PERSHING, STATE OF NEVADA.
DATE 6/6/95 BY Janice Jordan DEPUTY

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OFFICIAL RECORDS
PERSHING CO. NEVADA
RECORD REQUESTED BY
BELANGER & PLUMPTON
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JOAN LACA
COUNTY RECORDER
DEP. _____ FILE NO. 200198
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