

STATE OF NEW MEXICO

COUNTY OF MCKINLEY

IN THE DISTRICT COURT

GEO-ENGINEERING, INC.,  
a New Mexico corporation,

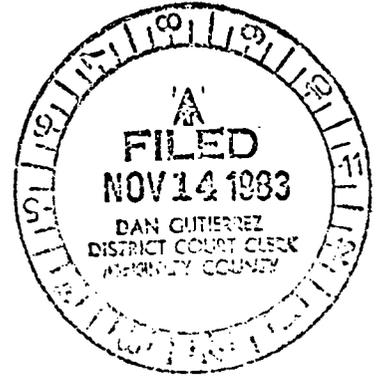
Plaintiff,

vs.

CEMENTERS, INC., a New Mexico corporation; LOIS MESZAROS; STEPHEN F. MESZAROS; RED MOUNTAIN ASSOCIATES LIMITED PARTNERSHIP, a Maryland limited partnership; EUNICE J. TEMPLE; LLOYD L. TEMPLE, JR.; and ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFFS,

Defendants.

# C 1183-315  
Case 84-5



COMPLAINT TO QUIET TITLE

1. The Plaintiff, Geo-Engineering, Inc., is a New Mexico corporation whose offices are located in the City of Socorro, Socorro County, New Mexico and whose principal places of business are Socorro County and McKinley County, New Mexico. Plaintiff is the owner of the leasehold estates that are the estates in real property subject to this action (hereinafter, the Subject Estates), described as follows:

A. The operating rights in and to United States Department of the Interior, Bureau of Land Management Oil and Gas Lease Serial Number NM-0254488 (29-254488), dated May 1, 1962, which covers the

Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty North (T. 20 N.), Range Nine West (R. 9 W.), N.M.P.M., McKinley County, New Mexico, in all formations from the surface to 1187 feet below the surface;

B. State of New Mexico Oil and Gas Lease No. LG-2779, dated May 1, 1975, which covers the West Half (W/2) and the Northeast Quarter (NE/4) of Section Twenty-eight (28), Township Twenty North (T. 20 N.), Range Nine West (R. 9 W.), N.M.P.M., McKinley County, New Mexico;

C. Santa Fe Pacific Railroad Company Oil and Gas Lease No. SFP-9426, dated September 16, 1953, amended November 28, 1958, which covers the South Half (S/2) of Section Twenty (20) and the North Half (N/2) of Section Twenty-nine (29), Township Twenty North (T. 20 N.), Range Nine West (R. 9 W.), N.M.P.M., McKinley County, New Mexico, insofar as said lease includes all formations from the surface to the base of the Menefee sandstone; and

D. Santa Fe Pacific Railroad Company Oil and Gas Lease No. SFP-9783, dated May 26, 1967, which covers the Southeast Quarter (SE/4) of Section Twenty-one (21), the Southwest Quarter (SW/4) of Section Twenty-two (22), and the Northwest Quarter (NW/4) of

Section Twenty-seven (27), Township Twenty North (T. 20 N.), Range Nine West (R. 9 W.), N.M.P.M., McKinley County, New Mexico, insofar as such lease includes all formations from the surface to 600 feet below the surface.

2. Defendant Cementers, Inc. is a New Mexico corporation. Defendant Red Mountain Associates Limited Partnership is a Maryland limited partnership, in which Defendants Lloyd L. Temple, Jr. and Stephen F. Meszaros are general partners. Defendants Lloyd L. Temple, Jr. and his wife Eunice J. Temple, and Stephen F. Meszaros and his wife Lois Meszaros, are residents of the State of Maryland.

3. Plaintiffs are credibly informed and believe that the Defendants named herein make some claim to the Subject Estates adverse to the Plaintiff.

4. The claims of each and every Defendant herein to the Subject Estates are void or are of no force and effect.

5. Plaintiff is entitled to have its title to the Subject Estates established as against the adverse claims of Defendants and is entitled to a decree of this Court which bars the Defendants and forever estops the Defendants from having or claiming any lien upon or any right or title to the Subject Estates adverse to the Plaintiff, and Plaintiff is entitled to a decree of this Court which forever quiets and sets at rest Plaintiff's title to the Subject Estates.

WHEREFORE, the Plaintiff prays that the Court enter an order that:

1. The Plaintiff's estate and title in and to the Subject Estates are established against the adverse claims of each and every Defendant described herein;

2. The Defendants are barred and forever estopped from having or claiming any lien upon, or any right or title to, the Subject Estates adverse to the Plaintiff;

3. The Plaintiff's title to the Subject Estates is forever quieted and set at rest;

4. The Plaintiff is awarded the costs of this proceeding.

AND, Plaintiff prays the Court for such other and further relief as the Court may deem just and equitable.

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By

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STATE OF NEW MEXICO

McKinley County

I hereby certify that this is a true and correct copy of this instrument as filed in my office on the 14<sup>th</sup> day of July 1983 at 8:15 A.M. Witness my hand and the seal of said court this 16<sup>th</sup> day of July, 1984

*Dave L. [Signature]*  
McKinley County District Court Clerk

BY

*[Signature]*  
Deputy