

Lena Miller
Deceased
Estate of.

Order of Sale of Real Estate

In the District Court 6th Judicial
District County of Esmeralda State of Nevada

In the matter of the Estate of
Lena Miller
Deceased

Order of Sale of Real Estate

A. C. Bishop Administrator of the Estate of Lena Miller deceased, having on the thirteenth day of June A. D. 1879 presented to this District Court, a petition verified by him Oath, praying that an order of sale be made, authorizing him to sell so much and such parts of the real estate belonging to the estate of said deceased, as this Court should judge necessary or beneficial, and setting forth the matters enumerated in the statute in such case made and provided; And it having appeared to this Court by said petition that it is necessary to sell the whole or some portion of the real estate to pay the allowance to the family,

the debts outstanding against the deceased, and the debts, expenses and charges of the administration, said petition was filed, and an order was thereupon duly made and entered, directing all persons interested in the said estate to appear before this Court at the Court-Room thereof, on Saturday the 12th day of July A. D. 1879, at 10 o'clock A. M. to show cause why an order should not be granted to the said administrator to sell so much of the real estate of the deceased as should be necessary and ordering that a copy of said order to show cause, be published at least four successive weeks in the Cureeka Daily Leader, a newspaper printed and published in the said County of Cureeka: And on said 12th day of July A. D. 1879 said Court having made an order continuing the hearing of said order to show cause until Saturday the 19th day of July A. D. 1879 at the hour of 10 o'clock a. m. of said day.

And on this 19th day of July A. D. 1879 it having been made to appear to this Court, that there are absent heirs of said deceased whose names and residence is to the Court unknown and have no general guardian or attorney in said Cureeka County, appointed Thomas Caspeyre Coog, a disinterested person, as Attorney, for the sole purpose of appearing for said absent heirs, and taking care of their interests in the proceedings: Now, on this, the said 19th day of July A. D. 1879 at 10 o'clock A. M. and at the Court-Room of this Court, said Administrator appearing in person, and by his counsel Messrs Bishop & Sabin Coogs, and said attorney for said absent heirs appearing on the hearing, upon satisfactory proof by the affidavit of John Stone a competent witness, of the due publication of a copy of the said order to show cause, in said newspaper, at least four successive weeks, as said paper was regularly issued, this Court proceeded to the hearing of said petition, and heard and examined the allegations and proofs of the petitioners, and other documentary proofs were offered and put in evidence; And this Court being satisfied, after a full hearing upon the said petition, and an examination of the proofs and allegations of the parties interested, that all the allegations in said petition are true, and that a sale of all the said the Real Estate is necessary for the payment of the debts outstanding against the deceased, and the debts, expenses and charges of the administration, and said attorney for said absent heirs having appeared on the hearing, as aforesaid, and assented to this order, and no person, interested in the said estate or otherwise, having made or filed any objections thereto; and it further appearing that no good reason exists why the said order of sale should not be granted, and that all the proceedings upon this application have been in all respects strictly conducted in accordance with and as provided in the Statute regulating the sales of real estate belonging to the estates of deceased persons; on motion of said counsel for said Administrator

It is hereby Ordered, Adjudged and Decreed, that said A. C. Bishop the Administrator of the Estate of Lena Miller deceased, be and he is hereby authorized to sell, either in one parcel or in subdivisions, as the said Administrator shall judge most beneficial to said estate, the following real estate belonging to said estate, at public auction to the highest bidder, upon the following terms, to wit Cash, ten per cent at the date of sale and

the balance in full at the time of delivery of Administrators Deed therefor.

It is further Ordered, That the said Administrator in all things proceed and conduct and manage said sale as by the Statute, in such case made and provided, is directed and required, and make due return of his proceedings under this order, to this Court, according to law: And It is further Ordered, That before making such sale, the said A. C. Bishop Administrator execute an additional bond to the State of Nevada with two or more sufficient sureties, in the penal sum of One thousand (1000.⁰⁰) dollars, conditioned that the said Administrator shall faithfully execute the duties of the trust according to law:

The following is the Real Estate hereby authorized to be sold, being situated in the said County of Esmeralda State of Nevada, and bounded and described as follows, to wit:

The Easterly fifty (50) feet of 12 1/2 feet fronting on the west-
erly side of Buell Street of the North half of Lot N^o 12 in Block N^o 6 of
the Monroe survey of the Town of Esmeralda: Also the North 9 feet of the
west 50 feet of Lot N^o 22 in Block N^o 6 in the Monroe survey of said
Town of Esmeralda: Also the South five (5) feet of the west 50 feet of lot N^o
23 in Block N^o 6 of said Monroe survey of said Town of Esmeralda

And it is further ordered that notice of the time and place
of such sale be given by said administrator by publication of notice
thereof for the full period of three weeks prior to said sale in the
Esmeralda Daily Leader, a Newspaper printed and published in
the Town of Esmeralda in said County

Dated July 19th 1879

Esmeralda Nevada

Henry Rives District Judge

Condonement

N^o 44 District Court State of Nevada County of Esmeralda
In the matter of the Estate of Lena Miller Deceased
Order of Sale of Real Estate Filed July 19th 1879 C. R. Dodge
Clerk Roy C. McNeill Deputy Clerk

Recorded at the Request of Geo M. Sabins October 8th A. D. 1879
at 3 o'clock P. M. Book 6 Levy Recorder Roy R. P. Steichelman Deputy