

IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF EUREKA

IN THE MATTER OF THE ESTATE : No.467
OF : Filed June 16, 1939
PHILLIP PARONI, DECEASED. : Ed Delaney Clerk.

DECREE OF PARTIAL DISTRIBUTION-REAL PROPERTY.

Marie Paroni, August Paroni, and Angeletti Paroni Fanoli, legatees, and devisees under the last will of Phillip Paroni, deceased, having filed herein their joint petition for a partial distribution, consisting of a distribution of all of the real property belonging to the estate of Phillip Paroni, deceased, and the administrator with the will annexed, Anthony Paroni, having stipulated in open court for a distribution of the share belonging to each of the other heirs under the said will, and it appearing from the record and from evidence adduced at the hearing of said petition on June 6, 1939, that due and legal notice to the administrator with the will annexed, Anthony Paroni, and to each of the other heirs, namely Mrs. C. P. Adams, Mrs. R. P. Meads, Clela Paroni, and Walter Paroni, a minor, by and through his guardian, Dorothy LePrest, of the time and place set for the hearing of said petition, and it appearing further that no one appeared to contest the petition of the said petitioners, and the court having heard evidence in support of the petition, and it appearing that the estate does not owe any debts, and that a distribution of all of the real estate to the legatees and devisees named in said will would be for the best interests of all of said legatees and devisees and heirs, and it further appearing that due and legal notice to creditors has been given in the manner and for the time required by law, and that the time for filing claims against said estate has elapsed, and that all claims against said estate have been fully paid and discharged, and that all taxes which have been levied against said estate and which are now due have been paid, and that the estate is in a condition for a distribution of all of the real estate belonging to said estate, and all and singular the evidence and the law being by the court fully considered and understood, it is

ORDERED, ADJUDGED AND DECREED that notice to creditors has been given for the time and in the manner required by law; that all of the debts of the said estate and of the said deceased have been fully paid and discharged, and that it is for the best interests of said estate and of the said legatees and devisees that all of the real property belonging to said estate be

distributed to the heirs entitled thereto under the terms and conditions of the last will and testament of the said Phillip Paroni, deceased; that the following named persons are the sole heirs at law: Marie Paroni, August Paroni, and Angeletti Paroni Fanoli, all residing at Piazzogna, Canton Ticino, Switzerland, Anthony Paroni, residing at Eureka, Nevada, Mrs. R. P. Meads, Mrs. C. P. Adams, Clela Paroni, all residing at Berkeley, California, and Walter Paroni, grand nephew, residing at Oakland, California and whose guardian is Dorothy R. LePrest, Oakland, California; that each of said heirs is entitled to share in the distribution of said real property hereinafter specifically described, in equal portions, share and share alike; Provided, however, that the said Walter Paroni, a minor, grand Nephew, is not entitled to share in the property hereinafter described as the Eureka Water works, for the reason the said Walter Paroni, a minor, does not share in any of the personal property, and that the said property known as the Eureka Water Works is impressed with the character of personal property for the reason that the said Water works was purchased by the administrator in liquidation of a mortgage debt owed to the estate, and since the mortgage debt was personal property at the time of the death of the said decedent, the Eureka Water Works, which is real property in fact, is nevertheless impressed with the character of personal property, and must be distributed as though it were personal property; The real property hereinabove referred to is described and particularly bounded as follows, to wit:

UNPATENTED LODE MINING CLAIMS

Nevada No. 1; Nevada No. 2; Nevada No. 3; Nevada No. 4; Tornado; Pearl; Nellie; Horseshoe; Ruby Belle; and an undivided one-half interest in the following lode mining claims; Auto; Harris; Penny, and Point. lode mining claims, unpatented, all situated in the Eureka Mining District County, of Eureka, state of Nevada.

WATER RIGHT

An undivided one-half interest in the Geddes & Bertrand Spring situated in Secret Canyon, county of Eureka, state of Nevada.

Patented Mining claims

Belle of the West No. 2; Monroe; An undivided one-half interest in the Compass, and Lena; an undivided two-thirds interest in the Commet; Cosmos; Jones & Kyle; Mary Ann; Silver Brick; Wolverine, and Wolverine Mill Site; Don Recardo; Green Sea; Geraldine; Southern Cross No. 2, millsites.

Town Property

Lots 3,4,5, and west 50 feet of Lot 6, and north 12 feet of Lot 7, all in Block No. 14; Lots 6,7,8,9,10,11, and 12 in Block No. 15; Lot No.8 in Block No. 23; Lots No.6,7, and 4 in Block No. 42, together with all of the improvements thereon, all of which said lots are situated in the town of Eureka, Nevada, and which are described and delineated upon the official map of the town of Eureka, Nevada. Also Lots 1,2,3, and 5, and 8 in Block No. 42, also Block No. 104, 105, 106, and 107, of the town of Eureka, Nevada, and which is a portion of the Eureka Water Works property.

The afordescribed property is distributed to the heirs, legatees and devisees hereinabove named in equal portions, share and share alike.

EUREKA WATER WORKS PROPERTY

The following described property, known generally as the EUREKA WATER WORKS is hereby distributed to Marie Paroni, sister of said deceased, TWELVE-SIXTY-FOURTHS; August Paroni, Nephew of said deceased, and Angeletti Paroni Fanoli, niece of said deceased, EIGHT SIXTY-FOURTHS each; Mrs. R. P. MEADS, MRS. C. P. ADAMS, CLELIA PARONI, and ANTHONY PARONI, nieces and nephews, respectively, NINE SIXTY-FOURTHS each, the said EUREKA WATER WORKS PROPERTY is described as follows, to wit:

The system of water works of the town on Eureka, Nevada, formerly owned by W. W. McCoy, and still later by Fred Bartine, and consisting of the following named springs of water, and Tunnels, as follows: Summit; Prospect; Morgan; Fred; Sunberg; Watkins; Silver; Big; and Deep Springs and tunnels; A spring South of Eureka, in Newark Canyon; A Spring Southwest of Eureka in Goodwin Canyon; A spring at the south end of Eureka between Buel, and Spring streets, and any and all other springs of water, or tunnels comprising a part of said system; also all water tanks, pipe, and pipe lines, and rights of way belonging to said water system, or comprising any part thereof, and all the improvements, and the appurtenances thereunto belonging.

That certain property formerly known as, and called "The Richmond Water Works" and more particularly described in a deed from the Richmond Mining Company, of Nevada, to McCoy Fitzgerald, dated July 3, 1907, and recorded in book 14 of deed, page 377, records of Eureka County, Nevada.

That certain property formerly known as and called the "Lani Summer Ranch" and more particularly described in a deed from Vincenzo Lani, to McCoy Fitzgerald, dated April 30, 1907, and recorded in book 15 of deeds of Eureka County, Nevada, at page 433. Also that certain property known as and called the Morgan Property, and more particularly described in a deed from Daniel Morgan to McCoy, dated October 6, 1875, and recorded in book three, at page 240, records of Eureka County, Nevada. Lot 4 of block 42; lots 1,2,3,4,5,6,7, and 8 of block 43, together with all the improvements thereon, situated in the town of Eureka, Nevada. Also all tools, and machinery of every kind and character belonging to the said Eureka Water Works property, and-or used in connection with the operation of said Eureka Water Works Property, together with all the improvements and appurtenances belonging to said property

TOGETHER with all water rights of whatsoever kind or nature, or whether vested or by appropriation through the state Engineer's Office of the state of Nevada had or enjoyed or used in connection with the operation of the said Eureka Water Works above described,

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining, and the reversions, remainder and remainders, rents, issues, and profits thereof.

Done in open court in the town and county of Eureka, state of Nevada, this 6 day of June, 1939.

Edgar Eather
District Judge

STATE OF NEVADA,)
) ss.
COUNTY OF EUREKA.)

I, Ed Delaney, County Clerk and ex-officio Clerk of the Third Judicial District Court of the State of Nevada, Eureka County, do hereby certify that the annexed is a full, true and correct copy of Decree of Partial Distribution Real Property in the estate of Phillip Paroni, Deceased, as appears as of record and on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand officially and affixed the Seal of said Court, at office in the town of Eureka, this 16th day of June, A. D. 1939.

(SEAL OF COURT)

Ed Delaney, County Clerk.
And ex-officio Clerk of the District Court,
Eureka County.

Recorded at the request of W. R. Reynolds June 16 A.D. 1939 At 0 minutes past 11A.M.

Peter Merialdo---Recorder.