

File No. 31622

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

IN THE MATTER OF THE ESTATE OF)
RICHARD BOSTON, also known as)
RICHARD LEE BOSTON, DECEASED.)

No. 635

Filed: January 28 1955ED DELANEY Clerk

ORDER SETTLING FIRST AND FINAL ACCOUNT
AND DECREE OF DISTRIBUTION

MARY FIGRENZI, Administratrix, of the estate of RICHARD BOSTON, also known as RICHARD LEE BOSTON, deceased, having heretofore rendered and presented for settlement and allowance her First and Final Account and Petition for Distribution of said Estate, and said Account and Petition having been brought on for hearing on the 10th day of December, 1954, at the hour of 1:00 o'clock P.M., notice of said hearing not being required per order of summary administration, and said Administratrix having been examined under oath in support of her said Account, and it appearing therefrom that said Account is in all respects true and correct and entitled to be settled, allowed and approved as filed, and it further appearing that there are no sums of money owing by said Administratrix upon any claims, and that said Administratrix has taken possession of all of the assets of said estate and conserved said assets, and good cause appearing therefor:

IT IS HEREBY ORDERED that said First and Final Account be and the same hereby is, settled, allowed, approved and confirmed in all respects as rendered.

IT IS FURTHER ORDERED AND DECREED, that due and legal notice to Creditors of said estate has been given.

That RICHARD BOSTON, also known as RICHARD LEE BOSTON, died on or about the 3rd day of January, 1954, and at the time of his death was a resident of the County of Eureka, State of Nevada, and left an estate consisting of real and personal property situate in the said County of Eureka, State of Nevada; that said decedent left no will or testament and died intestate; that said Petitioner filed a Petition for Letters of Administration of the estate of said decedent on the 16th day of June, 1954, and after due and legal notice, was appointed as Administratrix on the 28th day of June, 1954, and qualified as such Administratrix on the 28th day of June, 1954, and has been at all times throughout the progress of the administration of said estate, the duly appointed, qualified and acting Administratrix

of said Estate.

That said Administratrix posted a bond in the penal sum of FIVE HUNDRED DOLLARS (\$500.00), with good and sufficient sureties on the said 28th day of June, 1954, which bond was approved by this Court.

That on the 28th day of June, 1954, said Administratrix caused a Notice to Creditors to issue under her signature and said Notice was duly posted and published in accordance with the requirements of Statutes and the Order of this Court; that said publication was made in all four times on four consecutive weeks, to-wit, commencing with the issue dated the 2nd day of July, 1954, and ending with the issue dated the 23rd day of July, 1954, in four regular editions of the Eureka Sentinel.

That decedent left surviving him the following named next of kin, all of whom are over the age of twenty one years:

BELLE M. BOSTON	Mother
EDWARD BOSTON	Brother
MARY FIORENZI	Sister

That under the applicable laws of the State of Nevada, that said BELLE M. BOSTON, surviving Mother of Decedent, is entitled to receive all of the property available for distribution from the said estate; that said BELLE M. BOSTON has heretofore executed a duly acknowledged assignment of a portion of her distributive share to MARY FIORENZI, which is particularly described as follows:

The sum of \$131.15, being the cash on deposit in the First National Bank of Nevada, Eureka Branch, Eureka, Nevada, less the payment of filing fee in the sum of \$10.00, the payment of Publication expense in the sum of \$5.00, and the payment of appraiser's fees in the sum of \$15.00.

An undivided two-thirds interest in and to the following described real property situate in the County of Eureka, State of Nevada, and particularly described as follows:

IN T. 19 N., R. 54 E., M.D.B. & M.

Sec. 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$
6: NE $\frac{1}{2}$ SE $\frac{1}{2}$; Lot 1

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, including all buildings and improvements situate thereon, and together with all range rights, water rights and grazing rights attached thereto or in anywise used in connection therewith.

That no claims were filed against said estate; that all State, County and Town taxes of said estate have at all times been paid by funds independent of said estate, and that no taxes are due against said estate or any of the property therein.

That KENNETH L. MANN, the attorney for said Estate has advanced certain funds for payment of costs of Administration of said Estate, none of which have been reimbursed to him, consisting of a check to the Eureka County Clerk for filing fee in the sum of \$10.00.

That said Administratrix has agreed to and did in open Court waive any right to receive her statutory fees and commissions as Administratrix.

That said Administratrix has agreed with KENNETH L. MANN, Attorney for said Administratrix, that the sum of \$125.00 is a reasonable attorney fee to be allowed said Attorney, which the Court approves and fixes as the Attorney fee to be allowed said Attorney; that said Attorney did in open Court waive any right to collect said fee from the assets of the estate, and agreed to look to the Administratrix for payment.

That J. D. MORRISON, TOM PASTORINO and E. B. CRANE have heretofore been appointed as appraisers of said estate, and that said Appraisers have filed herein an Inventory and Appraisal of the assets of said estate; that no fees have been paid to said appraisers but said Administratrix has allowed said Appraisers the sum of \$5.00 each, to be paid to each of them, which the Court orders to be paid to said Appraisers forthwith.

That nothing remains to be done in the Administration of said estate save and except to order the payment of fees and commissions and distribute the property of said estate.

That the property of said estate available for distribution, after the payment of necessary fees, is the following described property situate in the County of Eureka, State of Nevada:

Cash on Deposit, First National Bank of Nevada \$126.15

IN T. 19 N., R. 54 E., M.D.B. & M

Sec. 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$
6: N $\frac{1}{2}$ SE $\frac{1}{4}$; Lot 1

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, including all buildings and improvements situate thereon, and together with all range rights, water rights and grazing rights attached thereto or in anywise used in connection therewith.

1 harness
2 work horses
8 stock horses
1925 Ford Stake Truck, Motor No. R18-233002M, Serial number 1460868

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the sum of \$10.00 be paid to Kenneth L. Mann for repayment of costs of administration advanced by him.
2. That the sum of \$5.00 each be paid to E. B. Crane, Tom Pastorino and J. D. Morrison, as and for appraiser's fee.
3. That the balance of cash on hand remaining after payment of said costs of administration, to-wit, the sum of \$101.15 be distributed unto Mary Fiorenzi, pursuant to assignment from Belle M. Boston, to said Mary Fiorenzi.
4. That the following described property be, and the same hereby is distributed as follows: an undivided two-thirds interest unto Mary Fiorenzi and an undivided one-third interest unto Belle M. Boston, in and to all of that property situated in the County of Eureka, State of Nevada, and particularly described as follows:

IN T. 19 N., R. 54 E., M.D.B. & M.

Sec. 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$
6: N $\frac{1}{2}$ SE $\frac{1}{4}$; Lot 1

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, including all buildings and improvements situate thereon, and together with all range rights, water rights and grazing rights attached thereto or in anywise used in connection therewith.
5. That the following described property situate in the County of Eureka, State of Nevada, be and the same hereby is distributed unto Belle M. Boston.

1 harness
2 work horses
8 stock horses
1935 Ford Stake Truck, Motor No. R18-233002M, Serial number 1460868
6. That any property belonging to said decedent not now known or discovered, or which may hereafter accrue to decedent, be, and the same hereby is, distributed unto Belle M. Boston, provided that the total value of such property, including the total value of the property herein distributed, does not exceed the sum of \$3,000.00.
7. That upon the filing of a voucher showing the recordation of a certified copy of this Decree and of the distribution herein ordered, said Administratrix shall be discharged and released from her trust herein.

DONE IN OPEN COURT this 10th day of December, 1954, and signed this 28th day of December, 1954.

John F. Sexton
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 Order Settling First and Final Account and Decree of Distribution, in probate proceeding No. 635, entitled "In The Matter of the Estate of Richard Boston, aka Richard Lee Boston, 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 my office in the town of Eureka, this 28th day of January, A.D. 1955.

(Official Seal)

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

Recorded at the Request of Kenneth L. Mann January 28, A.D. 1955 At 16 min. past 3:00 P.M.

E. B. Crane--Recorder
 By Angela Evans--Deputy