

Filed Feb. 18, 1955

File No. 32014

No. 620

Ed. Delaney, Clerk

By \_\_\_\_\_, Deputy

GRAY AND HORTON  
ELY, NEVADA  
ATTORNEYS FOR EXECUTORIN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF  
NEVADA, IN AND FOR THE COUNTY OF EUREKA

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IN THE MATTER OF THE ESTATE )  
OF )  
ANGELO C. FLORIO, also known as )  
A. C. FLORIO. )  
DECEASED. )ORDER APPROVING SECOND  
ACCOUNT AND DECREE OF  
DISTRIBUTION

The Second Account and Petition for Distribution of THOMAS O. BATH, Executor herein, having been filed herein and the matter having been noticed for hearing on the 16th day of February, 1955, and the same having been continued by order of the Court until this, the 18th day of February, 1955; and being present in Court, the said Executor and C. E. HORTON, ESQ., of the firm of GRAY AND HORTON, ESQs., Attorneys for said Executor; and there being personally present in Court, ANGEL D. FLORIO by and with WILLIAM J. FORMAN, ESQ., of the firm of WOODBURN, FORMAN AND WOODBURN, ESQS., Attorneys for said ANGEL D. FLORIO; and it appearing to the Court and the Court so finding that all other parties interested herein were given notice as by law required, and the Court having taken testimony in open Court adduced by and on behalf of the said Executor and by and on behalf of the said ANGEL D. FLORIO, in support of said Second Account and Petition for Distribution; and the matter having been submitted and the Court having considered the same and upon good cause appearing therefor;

IT IS HEREBY ORDERED, that said Second Account be, and the same is hereby, approved, ratified, settled and found true and correct in all respects.

IT IS HEREBY FURTHER ORDERED, that upon the said ANGEL D. FLORIO furnishing bond, to be approved by the Court, in the sum of Nineteen Thousand Five Hundred Fifty-five Dollars and Fifty Cents (\$19,555.50), the sum of Nineteen Thousand Five Hundred Fifty-five Dollars and Fifty Cents (\$19,555.50) be by said Executor delivered to the said ANGEL D. FLORIO, as Guardian of the estate of ANGEL CAROL FLORIO, which said sum of Nineteen Thousand Five Hundred Fifty-five Dollars and Fifty Cents (\$19,555.50) represents the balance remaining after deducting from the sum of Twenty-one Thousand Seven Hundred Dollars (\$21,700.00) set forth in said Second Account, the sum of One Thousand One Hundred Dollars (\$1,100.00) in virtue of an amendment of Paragraph IX, Page 5 of Second Account wherein the words and figures "eight hundred and fifty (850) pounds" were amended to read "eight hundred (800) pounds", and after further deducting the sum of One Thousand Forty-four Dollars and Fifty Cents (\$1,044.50) found by the Court to be a credit in favor of the said ANGEL D. FLORIO as a result of payments made by the said ANGEL D. FLORIO on account of an educational insurance policy carried in favor of the said ANGEL CAROL FLORIO.

IT IS HEREBY FURTHER ORDERED, that the said Executor be, and he is hereby, authorized and directed to execute and deliver to the said ANGEL D. FLORIO, as Guardian of the estate of the said ANGEL CAROL FLORIO, the necessary muniments of title to those certain properties to which the said ANGEL CAROL FLORIO is entitled under the terms of the Last Will

and Testament of the above named decedent and pursuant to that certain Stipulation entered into in Case No. 2557 in the above entitled Court under date of June 3, 1953, which said properties generally mentioned in Paragraph VIII of said Second Account and Petition for Distribution are by said Executor to be conveyed, transferred, and set over to the said ANGEL D. FLORIO, as Guardian, subject to the contingent interests of the said ANGEL D. FLORIO, JOSEPHINE ELIZABETH FLORIO GIBELLINI, and ALICE AIMEE FLORIO, such contingent interests to be described in such executed muniments of title as to conform with the stipulations set forth in the above referred to Case No. 2557.

IT IS HEREBY FURTHER ORDERED, that that certain Lease of the Hay Ranch mentioned in said Second Account be delivered by said Executor to the said ANGEL D. FLORIO, as Guardian of the estate of the said ANGEL CAROL FLORIO.

IT IS HEREBY FURTHER ORDERED, that said Executor deliver to the said ANGEL D. FLORIO that certain Promissory Note in the sum of Fifty-five Thousand Dollars (\$55,000.00) and the Deed of Trust securing the same on the Romano and Sulphur Ranches.

IT IS HEREBY FURTHER ORDERED, that said Executor deliver to the said ANGEL D. FLORIO all of the assets of the Eureka Water Works, and that thereunto said Executor is hereby authorized to execute all necessary deeds, instruments, and muniments of title.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized to deliver to ED C. DELANEY, as Trustee on behalf of CONEY CLIFFORD, the sum of Six Thousand Dollars (\$6,000.00), which said sum shall be, by the said ED C. DELANEY, held and disbursed for the benefit, support, and maintenance of the said CONEY CLIFFORD during his lifetime, with any balance thereof remaining in said fund at the time of the death of the said CONEY CLIFFORD to be paid over to the said ANGEL D. FLORIO.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized and directed to execute and deliver to EDWARD A. MELKA and HELEN MELKA, husband and wife, a Deed to the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) and the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section 24, Township 20 North, Range 53 East, M. D. B. & M.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized and directed to release that certain mortgage wherein the above named decedent was mortgagee and MR. and MRS. JOHN VENTURINO were the mortgagors, and the subject matter of which said mortgage is the Brown Hotel in Eureka, Nevada.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized to pay to GEORGE SWALLOW the sum of One Hundred Dollars (\$100.00); to ED HALSTEAD the sum of One Hundred Fifteen Dollars (\$115.00); and to MRS. DICK GIBSON the sum of One Hundred Dollars (\$100.00) for services rendered as Appraisers herein. The Additional sum of Fifteen Dollars (\$15.00) herein ordered to be paid to ED HALSTEAD covers mileage expense.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized to pay forthwith from the assets of said estate to the firm of GRAY AND HORTON the sum of One Thousand One Hundred Ninety-seven Dollars and Twenty-one Cents (\$1,197.21) reimbursing said firm for monies advanced for and on behalf of said executor and said estate.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized to retain in the estate checking account the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00) pending the disposition and resolution of contingent Federal Estate Tax liability.

IT IS HEREBY FURTHER ORDERED, that said Executor be, and he is hereby, authorized to retain such reasonable sum as is deemed necessary for paying recording and filing fees and other closing costs in connection with the within estate.

IT IS HEREBY FURTHER ORDERED, that said Executor execute and deliver to the said ANGEL D. FLORIO a Bill of Sale of those certain brands constituting part of the assets of the within estate as follows:

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IT IS HEREBY FURTHER ORDERED, that upon compliance by the Executor of the orders hereinabove, that the residue of said estate, except as hereinabove otherwise provided, be and the same is hereby distributed to the said ANGEL D. FLORIO.

Done in open Court this 18th day of February, 1955.

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 APPROVING SECOND ACCOUNT AND DECREE OF DISTRIBUTION 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 19th day of Sept. A.D., 1955.

(Official Seal)

Ed Delaney County Clerk.

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

Recorded at the Request of Bob Evans for Wahsoe Title Ins. Co. Sept. 19 A.D., 1955 At 1 minute past 2 P.M.

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