

File No. 33015

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF LYON

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IN THE MATTER OF THE ESTATE OF)
JOHN T. POPOVICH, also known as)
JOHN POPOVICH, Deceased.)

No. 2715½
Filed
May 15, 1957
J. A. Baker
Lyon County Clerk

*See Book H
Pages 375 to 379
for distribution
of claims of Creditors*

ORDER SETTLING, APPROVING AND CONFIRMING FIRST AND
FINAL ACCOUNT AND REPORT OF ADMINISTRATION,
AND DECREE OF DISTRIBUTION

THE FIRST NATIONAL BANK OF NEVADA, Reno, Nevada, as Executor of the Last Will and Testament of JOHN T. POPOVICH, also known as JOHN POPOVICH, deceased, having on the 10th day of April, 1957, rendered and filed herein its First and Final Account and Report of Administration, and its Petition for Distribution of the Estate of Said Decedent, and said Account, Report and Petition for Distribution coming on regularly to be heard this 15th day of May, 1957, and oral and documentary evidence having been submitted to the Court in support thereof, and the Court having considered all the evidence and having been fully advised in the premises, now finds the following facts, to-wit:

1. That due and legal notice of the filing of said first and Final Account, Report of Administration, and Petition for Distribution, and the hearing thereon, has been given in the manner and in all respects in accordance with the provisions of law and the orders of this Court, and proof was made to the satisfaction of this Court that such notice has been given.

2. That due and legal notice to the Creditors has been given in the manner and in all respects in accordance with the law and proof thereof has been made to the satisfaction of this Court.

3. That a true inventory and appraisal of all the Estate of said Decedent has been duly filed herein.

4. That the assets of said Estate consist of mining properties and claims having an appraised value of Three Thousand Two Hundred Dollars (\$3,200.00) and cash receipts aggregating the sum of Four Hundred Fifty-Five Dollars and Forty-One Cents (\$455.41).

5. That the Executor has exerted its best efforts to sell or lease said mining properties and claims but has been unable to do so and it does not appear that said mining properties or claims are now salable or will be salable in the near future.

6. That the best interest of the Estate of said Decedent will be promoted by distributing said mining properties and claims to ORA POPOVICH, the sole devisee of said Decedent subject to liens thereon in favor of the Creditors who have filed claims against the estate and for the personal representative and attorneys for the Estate for the remainder of administration, expenses and allowances.

7. That the following claims and the classes to which they belong have been allowed against the Estate, to-wit:

Washoe Medical Center - Expenses of last illness - Second Class.	272.65
Nevada State Welfare Department - old age assistance - Seventh Class.	63.00
Estate of Joseph H. Bassett, Deceased - Promissory Note for \$1,557.30 with interest at 7% per annum from June 23, 1953, to date of payment, Signed by John Popovich and Ora Popovich - Seventh Class.	1,557.30

8. The following named persons are the next of kin and only heirs at law of said Decedent, to-wit:

ORA POPOVICH, the widow of Decedent.

JOHN ROBERT POPOVICH, the adopted son of Decedent.

9. That ORA POPOVICH, the widow of Decedent, is the sole devisee and legatee of Decedent under the terms of the Last Will and Testament of said Decedent admitted to probate herein.

10. That the First National Bank of Nevada, has rendered services as Executor of the Will of Decedent in the administration of said Estate and is entitled to compensations and allowances for such services, and in addition thereto has rendered to the Estate extraordinary services in the negotiations for and the consumation of several leases and option contracts made on behalf of said Estate.

11. That the late E. P. CARVILLE, prior to his death on the 27th day of June, 1956, rendered to the Executor necessary legal services in the administration of said Estate and his Estate is entitled to reasonable compensation for such services; that the Estate of said E. P. CARVILLE is also entitled to reimbursement for Court costs and costs of publication advanced by the late E. P. CARVILLE in the amount of Forty-Four Dollars and Sixty-Eight Cents (\$44.68).

12. That LESLIE E. RIGGINS, has rendered to the Executor, necessary legal services in the administration and closing of said Estate and he is entitled to a reasonable compensation for such services.

13. That the Estate of said Decedent is insolvent and there are not sufficient assets to pay in full the administration expenses and the approved claims.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. That due and legal notice to the Creditors of said Decedent has been given.

2. That due and legal notice of the filing and hearing of the said First and Final Account and Report and Petition for Distribution has been given in the manner and form and in all respects in accordance with the provisions of law and the orders of this Court and that proof thereof has been made to the satisfaction of the Court.

3. That the First and Final Account of said Executor is hereby approved, ratified and confirmed in each and every respect and the same is hereby allowed and settled as the First and Final Account of said Executor.

4. That the Report of said Executor Accompanying said First and Final Account is hereby approved, ratified and confirmed in each and every respect.

5. That the inventory and appraisal filed herein by said Executor is a full and complete inventory of all the property which has come into possession of said Executor.

6. That the First National Bank of Nevada is hereby allowed the sum of One Hundred Sixty-Six Dollars and Twenty-Two Cents (\$166.22) as commission for services rendered the Estate as Executor, and the additional sum of \$150.00 for extraordinary services rendered in the administration of said Estate.

7. That the Estate of the late E. P. CARVILLE is hereby allowed the sum of \$125.00 for legal services rendered said Estate by the late E. F. CARVILLE, and the sum of Forty-Four Dollars and Sixty-Eight Cents (\$44.68) for Court costs and expenses advanced in the administration of said Estate.

8. That LESLIE E. RIGGINS, Attorney for the Executor, is hereby allowed the sum of \$125.00 for legal services rendered the Executor in the administration of said Estate and the additional sum of Forty-Two Dollars (\$42.00) as administration expenses in closing the administration.

9. That the following described property be, and the same is hereby distributed to ORA POPOVICH, as the sole devisee and legatee of said Decedent:

All that certain property situate in Esureka County, Nevada, described as follows to-wit:

The North half (N $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of Section Thirteen (13), Township Thirty-Five (35) North, Range Fifty (50) East, M.D.B. & M $\frac{1}{2}$

And eleven (11) mining claims, namely:

Compromise 4, Compromise 5, Compromise 6, Compromise 7, Badger No. 1, Badger No. 2, Unity No. 1, Unity No. 2, Junction, Sunday, and Limira Lode mining claims,

10. That the Executor out of the funds on hand in the amount of Three Hundred Eighty-Six Dollars and Sixty-Eight Cents (\$386.68) shall pay to itself on account of the allowances made for services rendered said Estate the sum of \$130.00 and to the Estate of E. P. CARVILLE, for legal services rendered said Estate the sum of \$85.00, and to LESLIE E. RIGGINS, for legal services rendered said Estate, the sum of \$85.00, and the additional sum of \$42.00 for expenses in closing the administration of said Estate.

11. That the said First National Bank of Nevada, the Estate of E. P. CARVILLE and LESLIE E. RIGGINS shall have a first lien on the hereinabove described property distributed to the said ORA POPOVICH for the balance of the allowances made to them for services rendered said Estate, for the amounts set forth opposite their respective names:

FIRST NATIONAL BANK OF NEVADA

\$ 186.22

ESTATE OF E. P. CARVILLE, Deceased.

40.00

LESLIE E. RIGGINS

40.00

12. That the following named creditors shall have a lien on the hereinabove described property distributed herein to the said ORA POPOVICH for the amounts set forth after their respective named and in accordance with the priorities stated herein:

Washoe Medical Center, Reno,
Nevada - Second Class

197.65

Nevada State Welfare Department, Carson City,
Nevada - Seventh Class

63.00

Estate of Joseph H. Bassett, Deceased,
and its attorney Milton J. Reinhart.

1,557.30

13. That said Executor and the sureties on its bond be released and discharged from all further liability on its bond, upon the filing of receipts herein showing the payment of the amounts of money and the distribution of the property hereinabove set forth, in accordance with this order.

DONE IN OPEN COURT this 15th day of May, 1957.

(SEAL)

Frank B. Gregory
District Judge

STATE OF NEVADA)
: SS.
COUNTY OF LYON)

I, J. A. BAKER, County Clerk and ex officio clerk of the District clerk of the District Court of the First Judicial District, in and for the County of Lyon, State of Nevada, being by virtue thereof custodian of the County Records of said Lyon County, do hereby certify that the annexed and foregoing is a full, true and correct copy of ORDER SETTLING, APPROVING AND CONFIRMING FIRST AND FINAL ACCOUNT AND REPORT OF ADMINISTRATION, AND DECREE OF DISTRIBUTION.

IN THE MATTER OF THE ESTATE OF)
JOHN T. POPOVICH, also known as)
JOHN POPOVICH, Deceased)

CASE NO. 2715½

as the same now appears of record in my office in the City of Yerington, Lyon County, Nevada.

WITNESS my hand and Official Seal this 15th day of April, A.D.
1957.

(Seal)

J. A. Baker

County Clerk and ex officio Clerk of the First Judicial
District Court, in and for Lyon County, Nevada

Recorded at the Request of Leslie E. Riggins, May 18, A.D. 1957 At 30 minutes past 3 P.M.

Clara Crane, Recorder.

By Marian Herrera, Deputy.

See Book # Pages 375 to 379 for distribution of Claims by creditors