

File No. 33667

Filed June 17th, 1958
Ed Delaney, Clerk

No. 666

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

IN THE MATTER OF THE ESTATE)	
OF)	
FERNANDO SEGURA,)	<u>SETTLEMENT OF FIRST AND</u>
Deceased.)	<u>FINAL ACCOUNT AND DECREE</u>
)	<u>OF DISTRIBUTION</u>

EMILIA TOGNONI, Executrix of the estate of FERNANDO SEGURA, deceased, having on the 14th day of March, 1958, filed in this Court her first and final account and petition praying for an order of distribution; said matter coming on regularly to be heard the 16th day of April, 1958, notice of hearing of said petition having been given in the manner required by law and at said time said Executrix appearing in person and with her attorney, A.D. DEMETRAS, ESQ.; the Court hearing evidence adduced on behalf of said accounting and petition for distribution; and it appearing to the satisfaction of this Court that due and legal notice of the hearing of said first and final account and petition for distribution was given in the manner and form as required by law, and that the residue of said estate consisting of the property hereinafter particularly described is now ready for distribution, and said estate is now ready to be closed; that the said FERNANDO SEGURA died testate on the 5th day of November, 1957, in the County of White Pine, State of Nevada, while being domiciled in the County of Eureka, State of Nevada; and that the above named deceased left surviving him the following named heirs, to-wit:

<u>Name</u>	<u>Relationship</u>	<u>Residence</u>
Valentine Segura	Widow	Eureka, Nevada
Emilia Tognoni	Daughter	Eureka, Nevada
Martin F. Segura	Son	San Pedro, California
Antonio M. Segura	Son	2141 Valleywood Drive, San Bruno, California
Domingo B. Segura	Son	Eureka, Nevada
Carmen M. Flangas	Daughter	1936 Naylor Rd., S.E. Washington, D.C.

That under the terms of said last will and testament admitted to probate, the hereinabove named heirs together with VIRGINIA LOUISE KAY and MARTY F. KAY, granddaughters of said decedent, residing at 2029 E. Crystal Avenue, Salt Lake City, Utah, were named as legatees.

That due notice to creditors was given as required by law; that the said EMELIA TOGNONI was duly appointed Executrix and qualified and Letters Testamentary were duly issued to her on the 9th day of December, 1957, and that a reasonable compensation should be allowed her for her services herein.

That the said EMELIA TOGNONI, as Executrix herein, has advanced the estate certain sums of money as hereinafter set forth and should be re-im-bursed for same;

Telephone calls, November, 1957	\$ 55.99
Albert Biale, Digging grave	25.00
Pierre Estella, digging grave	25.00
Colonade Hotel, rooms for family while attending funeral	14.50
Eureka Cafe, meal for family	10.60
U.S. Postoffice, Eureka, Nevada	5.10
Joe Barba, funeral services	10.00
Telephone calls, December	12.47
Telephone calls, January	4.40
Martin Segura, Advance	50.00
Certified copies	4.25
Elko Granite Co., monument	498.00
Louis Gibellini, labor for coping	75.00
I. H. Kent Co., lumber-cement for coping	100.00
	<u>\$= 890.58</u>

That under and by virtue of said last will and testament of the above named decedent, EMILIA TOGNONI was therein appointed by said decedent to provided for all necessities and authorized to manage and control any and all assets standing in the name of decedent's surviving spouse, VALENTINA SEGURA, or to be come due her by virtue of the administration and distribution of decedent's estate; and it appearing to the satisfaction of the Court that VALENTINA SEGURA was incapable of managing her affairs, and therefore, in accordance with said last will and testament and good cause appearing therefor, the said EMELIA TOGNONI was herein appointed as Guardian

of the person and estate of said VALENTINA SEGURA by order of the above entitled court, dated January 6, 1958; thereafter said EMILIA TOGNONI duly qualified as said Guardian and on March 5, 1958 Letters of Guardian ship were issued to her; that ever since the date of her appointment EMILIA TOGNONI has been the duly qualified and acting said Guardian and should be allowed a reasonable compensation for her services in such capacity.

That all debts of said estate have been paid.

That JOHNSON W. LLOYD, ESQ., maintaining offices at Eureka, Nevada, was appointed by the court to represent certain non-resident heirs and that a reasonable compensation should be awarded him for his services herein.

That A.D. DEMETRAS, ESQ., Attorney at Law, has rendered services to said estate, to said Executrix and to said Guardian since the commencement of said probate and has been paid nothing for his services to dated; that the said A.D. DEMETRAS, ESQ., has advanced costs on behalf of said estate in the amount of Fifty Eight Dollars and Ten Cents (\$58.10) and should be reimbursed therefor.

That RAYMOND LABARRY, JR., TOM PASTORINO and ORVILLE JACKSON were, on the 9th day of December, 1957, by order of the Court, appointed Appraisers herein and that they have not been compensated for such services.

That FRED A. KAY, the mother of VIRGINIA LOUISE KAY and MARTY F. KAY, minors and legatees herein, was appointed Guardian of the estates of said minor children, and good cause appearing therefor.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said First and Final Account and Petition for Distribution is approved, allowed and settled.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to herself the sum of One Thousand Forty Six Dollars and Seventeen Cents (\$1,046.17) which said sum is a statutory allowance for her services as Executrix herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to herself the sum of Eight Hundred Ninety Dollars and Fifty Eight Cents (\$890.58) which said sum represents monies advanced by her to the estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to herself the sum of Two Hundred Fifty Dollars (\$250.00), which said sum represents a reasonable fee as and for her services herein as Guardian of the person and estate of VALENTINA SEGURA, the surviving spouse of the above named decedent.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to JOHNSON W. LLOYD, ESQ., the sum of Three Hundred Fifty Dollars (\$350.00) which said sum represents a reasonable fee as and for his services herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to A.D. DEMETRAS, ESQ., the sum of Fifty Eight Dollars and Ten Cents (\$58.10) as reimbursement for costs advanced and the further sum of Thirty Dollars (\$30.00) as and for closing costs.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to A.D. DEMETRAS, ESQ., the sum of Two Thousand Five Hundred Dollars (\$2,500.00) as and for his services herein, and the further sum of Two Hundred Fifty Dollars (\$250.00) as and for services rendered to EMILIA TOGNONI as Guardian Herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that EMILIA TOGNONI, as Executrix herein, pay or cause to be paid to RAYMOND LABARRY, JR., TOM PASTORINO, and ORVILLE JACKSON, the sum of Twenty Five Dollars (\$25.00) each, as and for their services as Appraisers herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the rest, residue and remainder of said estate, situate in the County of Eureka, State of Nevada, hereinafter described, and any and all other property now not known or discovered, which may belong to said estate, or which estate may have an interest, be and the same is hereby distributed as follows, to-wit:

VALENTINA SEGURA, twnty-fortieths (20/40); EMILIA TOGNONI, four-fortieths (4/40); ANTONIO SEGURA, four fortieths (4/40); DOMINGO SEGURA, four-fortieths (4/40); CARMEN M. FLANGAS, four-fortieths (4/40); MARTIN SEGURA, two-fortieths (2/40), less the sum of Fifty Dollars (\$50.00) which said sum was previously advanced to him by EMILIA TOGNONI, Executrix herein; VIRGINIA LOUISE KAY and MARTY F. KAY, minors, one-fortieth (1/40) each, to be distributed to them by and through their Guardian, FREDA KAY.

The following is a particular description of said residue of said estate referred to in this decree and of which distribution is ordered as aforesaid:

A one-half (1/2) interest in and to the following sheep: 1,000 breeding ewes, 352 breeding old ewes, 725 yearlings and 28 weathers, all of said sheep less the wool.

One 1955 Dodge sedan automobile

One 1956 35 foot Safeway housetrailer

Balance due on Sales Agreement between decedent and Domingo B. Segura, in the sum of Three Thousand One Hundred Sixty Seven Dollars and Fifty Cents (\$3,167.50).

Balance due on Sales Agreement between decedent and Antonio M. Segura, in the sum of Seven Thousand Dollars (\$7,000.00).

1,000 shares Class A common Stock, American Credit Corporation, Reno, Nevada.

Cash in checking account at the First National Bank of Eureka, Eureka, Nevada, in the sum of Nine Hundred Forty Seven Dollars and Seventeen Cents (\$947.17).

IT IS HEREBY FURTHER ORDERED that upon compliance with the foregoing Orders and the filing of vouchers herein showing such compliance that said Executrix, EMILIA TOGNONI, be and she is hereby discharged of her trust and her bond as said Executrix be exonerated.

Done in Open Court this 16th day of April, 1958.

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 SETTLEMENT OF FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION as appears as of record and on file in my office.

IN TESTIMONEY WHEREOF, I have hereunto set my hand officially and affixed the Seal of said Court, at my office in the town of Eureka, This 18 day of June, A.D. 1958.

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

Recorded at the request of A.D. Demetras, June 18, A.D. 1958 At 10 minutes past 8 A.M.

Marian Herrera - Recorder.