

File No. 36945

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)
)
 MARTIN M. FORD, also known)
 as MARTIN FORD,)
)
 DECEASED.)

File No. 700

Filed: October 1, 1962

N. J. Morrison Clerk

DECREE SETTLING FIRST AND FINAL ACCOUNT OF
ADMINISTRATOR WITH THE WILL ANNEXED AND DISTRIBUTION

N. J. MORRISON, Administrator With The Will Annexed, of the Estate of Martin M. Ford, also known as Martin Ford, deceased, having on the 30th day of July, 1962, rendered and filed herein his first and final account and report of his administration of said estate, and having with said account filed a petition for distribution of said estate, and said account and petition this day coming on regularly to be heard, and proof having been made to the satisfaction of the Court that the Clerk had given notice of settlement of said account and hearing of said petition, in compliance with the order of this Court and in

the manner and form required by law, the Court finds from the records and files herein:

I.

That said account is in all respects true and correct and that it is supported by proper vouchers and receipts.

II.

That due and legal notice to creditors has been given as required by law by publication and posting thereof as shown by the affidavits of Ira N. Jacobson, Publisher of The Eureka Sentinel, and N. J. Morrison, Clerk, filed herein. That the time for filing claims against the estate has expired and the following creditors' claims were duly filed, allowed and approved:

Franklin Paint Co., -- roofing paint supplied deceased	\$ 62.80
Lynette White -- money borrowed by decendent and spouse	100.00

III.

That several creditors' claims have been filed in the estate of Mildred P. Ford, deceased, which have not been paid and it is to the best advantage of all parties concerned that the said two creditors' claims filed in this estate be made an obligation of the estate of Mildred P. Ford, deceased, so that all of the creditors' claims filed in both estates can be reconciled and paid when there is sufficient money available for that purpose. That all other claims and debts against the decedent and against said estate, except for the creditors' claims filed in both of the estates, and all debts, expenses and charges of administration have been fully paid and discharged, except as hereinafter provided, and said estate is ready for distribution in the manner hereinafter specified.

IV.

That the expenditures to be paid in closing and distributing this estate are the sum of Thirty (\$30.00) Dollars, to be divided equally among and paid to the appraisers for their services rendered said estate; the cost of securing certified copies hereof, and recording same with the County Recorder of Eureka County, Nevada, and any other incidental expense which may be required for that purpose.

That inasmuch as the assets of this estate will be distributed to the Estate of Mildred P. Ford, deceased, and the same Attorney and Administrator With the Will Annexed are performing services for both estates, and same being satisfactory to them, the Administrator's compensation for regular and extraordinary services, as well as the compensation for the Attorney for the Administrator and this estate will be determined and paid out of the assets of the Mildred P. Ford Estate. There appears to be insufficient funds in either or both of the said two estates to pay for said services at this time and maintain a balance sufficient to take care of the costs of administration which may accrue in the Mildred P. Ford Estate prior to the closing thereof.

V.

That the whole of said estate was the community property of decedent and his deceased wife, Mildred P. Ford.

VI.

That the decedent and his deceased wife executed separate wills under which the terms of same were exactly comparable; except for the fact that each named the other as the primary devisee or legatee. In said instruments, all of the details including special bequests, as well as the manner of distribution of the rest, residue and remainder of the assets of their estates, which was community in nature, were exactly the same. It is apparent that it will be necessary to sell the remaining assets of said estates which consist entirely of real property and fixtures hereinafter specifically described in order to defray the expense of administration and pay the creditors of each of said estates. Therefore, based upon the said premises, the Court finds that the assets of this estate be set over in their entirety to the Estate of Mildred P. Ford, deceased, so that a sale thereof can be consummated by joining the community rights of the decedent and his deceased spouse in one proceedings and transaction.

VII.

That the assets of said estate now remaining in the hands of the Administrator With the Will Annexed are as follows:

An undivided share in rental paid by Jack L. Bay on the business establishment with an apartment in the rear and fixtures totaling \$ 271.37

An undivided one-half interest, same constituting decedents' community equity, in and to Lot Nine (9) in Block Twenty-two (22), of the Town of Eureka, County of Eureka, State of Nevada, together with a business building and appurtenances thereon situate, subject to a mortgage, as well as, certain furniture and fixtures now to be found and which are situate in said business building and apartment.

VIII.

That said estate has been fully administered upon and is now ready to be closed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED: that the First and Final Account of said Administrator With The Will Annexed be, and the same hereby is settled, approved, allowed and confirmed as rendered.

IT IS FURTHER ORDERED: That out of the moneys now in his possession accumulated from this estate, as well as the estate of Mildred P. Ford, deceased, the Administrator With The Will Annexed pay unto the appraisers the sum of Ten (\$10.00) Dollars, each for services rendered the estate; and, pay such sums as are necessary and requisite in closing this estate proceedings.

IT IS FURTHER ORDERED: that the compensation to be paid the Administrator With the Will Annexed and the Attorney for said Administrator and the estate be determined and paid out of the assets of the estate of Mildred P. Ford, deceased, when funds sufficient for that purpose are available.

IT IS FURTHER ORDERED: that the rest, residue and remainder of said estate of said deceased, consisting of real and personal property fully and specifically described in paragraph VII., be distributed to the estate of Mildred P. Ford, deceased, subject to the payment of any and all remaining obligations of this estate including the two creditors' claims filed therein; and, it is hereby adjudged and ordered that the said two creditors' claims shall have the same consideration and classification as the creditors' claims which have been heretofore filed in the said estate of Mildred P. Ford, deceased.

IT IS FURTHER ORDERED: that in the event any new discovered assets come into the hands of the Administrator With The Will Annexed after this estate is finally closed, he is hereby authorized and empowered by this Court to distribute said estate in the manner hereinbefore specified or to the person or persons entitled thereto without the necessity of petitioning the Court for permission to re-open this estate.

IT IS FURTHER ORDERED: that upon the filing herein of all the receipts showing payments and disbursements as herein provided, the Administrator With The Will Annexed be discharged from his trust.

DONE IN OPEN COURT, in the Town of Eureka, County of Eureka, State of Nevada, this 18th day of September, A.D. 1962.

/s/ John F. Sexton
- District Judge -

STATE OF NEVADA)
) SS
COUNTY OF EUREKA.)

I, N. J. MORRISON 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 SETTling FIRST AND FINAL ACCOUNT OF ADMINISTATOR WITH THE WILL ANNEXED AND 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 2nd day of November, A.D. 1962.

(OFFICIAL SEAL) N. J. Morrison, County Clerk, and ex-officio Clerk of the District Court, Eureka County.

Recorded at the request of Sanford A. Bunce November 2, A.D., 1962 At 50 minutes past 1 P.M.

Willis A. DePaoli - Recorder.