

Filed Feb. 18, 1955

No. 620

By Ed. Delaney, ClerkGRAY AND HORTON
ELY, NEVADA

By _____, Deputy

ATTORNEYS FOR EXECUTOR

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

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),

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

16 IT IS HEREBY FURTHER ORDERED, that the said Executor be,
17 and he is hereby, authorized and directed to execute and deliver to the said
18 ANGEL D. FLORIO, as Guardian of the estate of the said ANGEL CAROL
19 FLORIO, the necessary instruments of title to those certain properties to which
20 the said ANGEL CAROL FLORIO is entitled under the terms of the Last Will
21 and Testament of the above named decedent and pursuant to that certain Stip-
22 ulation entered into in Case No. 2557 in the above entitled Court under date
23 of June 3, 1963, which said properties generally mentioned in Paragraph VII
24 of said Second Account and Petition for Distribution are by said Executor to be
25 conveyed, transferred, and set over to the said ANGEL D. FLORIO, as Guard-
26 ian, subject to the contingent interests of the said ANGEL D. FLORIO,
27 JOSEPHONE ELIZABETH FLORIO GIBELLINI, and ALICE AIMEE FLORIO,
28 such contingent interests to be described in such executed instruments of title
29 as to conform with the stipulations set forth in the above referred to Case No.
30 2557.

31 IT IS HEREBY FURTHER ORDERED, that that certain Lease of
32 the Hay Ranch mentioned in said Second Account be delivered by said Executor

1 to the said ANGEL D. FLORIO, as Guardian of the estate of the said ANGEL
2 CAROL FLORIO.

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

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

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

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

25 IT IS HEREBY FURTHER ORDERED, that said Executor be, and
26 he is hereby, authorized and directed to release that certain mortgage wherein
27 the above named decedent was mortgaged and MR. and MRS. JOHN VENTUR-
28 INO were the mortgagors, and the subject matter of which said mortgage is the
29 Bawn Hotel in Eureka, Nevada.

30 IT IS HEREBY FURTHER ORDERED, that said Executor be, and
31 he is hereby, authorized to pay to GEORGE SWALLOW the sum of One Hun-
32 dred Dollars (\$100.00); to ED HALSTEAD the sum of One Hundred Fifteen

1 Dollars (\$115.00); and to MRS. DICK GIBSON the sum of One Hundred Dollars
 2 (\$100.00) for services rendered as Appraisers herein. The additional sum of
 3 Fifteen Dollars (\$15.00) herein ordered to be paid to ED HALSTEAD covers
 4 mileage expense.

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

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

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

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

21 50 9 2

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

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

STATE OF NEVADA,)
 COUNTY OF EUREKA.) ss

151 John F. Shanton
 District Judge

I, Joan Shangle 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 & Decree of Distribution as appears
 as of record and on file in my office. Estate of Angelo C. Florio #620

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 23rd day of February, A. D. 1957

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

By _____, Deputy.



EXHIBIT "E"REAL ESTATE, IMPROVEMENTS AND HOUSEHOLD FURNITURE
TOWN OF EUREKA, WHITE PINE COUNTY, STATE OF NEVADA

Brick Building and South 12' of Lot 3	
and North 9' of Lot 4, Block 35.	\$8,156.00
✓ Frame Dwelling and Lots 3 and 4,	
Block 79; Garage; Furniture; Red	
Cap Gas Cylinder.	3,000.00
Lots 1, 2, 3 and 4, Block 95, un-	
improved.	100.00
✓ Block 96A, unimproved.	100.00
	<u>\$11,356.00</u>

STATE OF NEVADA, }
COUNTY OF EUREKA. } ss

I, Joan Shangle 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 Exhibit "E" - Inventory & Appraisement as appears as of record and on file in my office. Estate of A.C. Florio #620

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 23rd day of February, A. D. 1967

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

By _____, Deputy.



File No. 44309
RECORDED AT THE REQUEST OF
Jerry C. Lane
February 23 A. D. 1967
at 10 minutes past 11 A. M.
in Book 18 of OFFICIAL RECORDS
Page 209-213 Records of
EUREKA COUNTY, NEVADA
William A. McFarland
Recorder

Fee \$ No fee