

STATE OF NEVADA } ss.
County of Humboldt }

I, Grace W. Bell, County Clerk of said County and State, and ex-officio Clerk of the Sixth Judicial District Court of the State of Nevada, in and for the County of Humboldt, do hereby certify the hereunto attached to be a full, true and correct copy of ORDER APPROVING, ALLOWING AND SETTLING FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION IN THE MATTER OF THE ESTATE OF ROY L. PRIMEAUX. DECEASED,

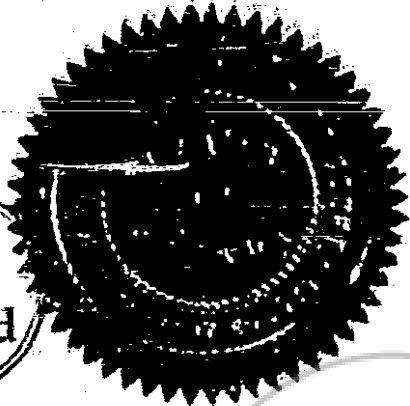
and includes all endorsements that appear upon the original Order Approving, Allowing and Settling First and Final Account and Decree of Distribution on file and of record in my said office and in said Probate No. 2132

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court on this 12th

day of December A. D. 1969

Grace W. Bell, Clerk
Robert J. Peter, Deputy

SEAL
Affixed



BOOK 33 PAGE 556

1 IN THE SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,
2 IN AND FOR THE COUNTY OF HUMBOLDT.

3
4 IN THE MATTER OF THE ESTATE)
5 OF)
6 ROY L. PRIMEAUX,)
7 Deceased.)

No. 2132

FILED

DEC 12 1969

GRACE W. PELL
CLERK OF DIST. COURT

8 ORDER APPROVING, ALLOWING AND SETTLING
9 FIRST AND FINAL ACCOUNT AND
10 DECREE OF DISTRIBUTION

11 The matter of the hearing of the First and Final Account
12 and Petition for Distribution of FRANCES PRIMEAUX, Administratrix
13 of the Estate of Roy L. Primeaux, Deceased, coming on regularly to
14 be heard this 12th day of December, A.D. 1969, and proof being
15 duly made and offered, the Court finds that said First and Final
16 Account and Petition for Distribution was filed in the office of
17 the Clerk of the above-entitled Court on the 14th day of November,
18 A.D. 1969, that on the same day the Clerk of the above-entitled
19 Court appointed Thursday, the 11th day of December, A.D. 1969, at
20 10:00 o'clock A.M., as the day for the hearing and settlement
21 thereof; that notice of the time and place of said hearing and
22 settlement has been given as required by law; that Notice to Show
23 Cause why said account should not be settled and why said petition
24 should not be granted and said distribution made was issued by the
25 Clerk of the above-entitled Court, and notice was given as required
26 by law by causing the same to be published in the Territorial Enter-
27 prise, a newspaper printed and published in Winnemucca, Humboldt
28 County, Nevada, for a period of three weeks, and also by causing to
29 be posted a similar notice in front of the Court House in the City
30 of Winnemucca, County of Humboldt, State of Nevada, all of which is
shown by the affidavits of Antonia Jeter and Georgia Darrah on file

JAMES A. CALLAHAN
ATTORNEY AT LAW
WINNEMUCCA, NEVADA

1 herein; that due and legal notice to show cause why said account
2 should not be approved, allowed and settled and said distribution
3 made has been given as required by law.

4 And no written objections having been filed to the hear-
5 ing or to the settlement of said account or to the granting of said
6 petition, and no one now appearing to object thereto, the Court af-
7 ter hearing the evidence offered and admitted and from the records
8 and files herein finds:

9 I.

10 That on the 1st day of August, A.D. 1969, said petitioner
11 was appointed by this Court as Administratrix of the Estate of Roy
12 L. Primeaux, Deceased.

13 II.

14 That thereafter, and on the 11th day of August, A.D. 1969,
15 said petitioner took the oath of office and filed herein the same,
16 and thereafter and on the 11th day of August, A.D. 1969, qualified
17 as such Administratrix.

18 III.

19 That thereafter, and on the 13th day of August, A.D. 1969
20 said petitioner gave notice of her appointment and qualification as
21 such Administratrix, and at the same time gave notice to creditors
22 of said Estate, requiring them to file their claims with proper
23 vouchers and statutory affidavits attached with the Clerk of the
24 above-entitled Court within three months from the date of the first
25 publication of said Notice to Creditors, by causing the same to be
26 published in the Territorial Enterprise, a newspaper printed and
27 published in Winnemucca, Humboldt County, Nevada, for a period of
28 four weeks, and also by posting a similar notice in front of the
29 Courthouse in said City of Winnemucca, County of Humboldt, State
30 of Nevada, all of which is shown by the affidavits of Georgia R.

1 Darrah and Antonia Jeter on file herein.

2 IV.

3 That within the time allowed by law no claims were filed
4 against this estate with the Clerk of this Court.

5 V.

6 That an Inventory and Appraisement was filed herein ap-
7 praising all of the assets belonging to this estate in the sum of
8 Eleven Thousand Four Hundred Dollars (\$11,400.00).

9 VI.

10 That said petitioner had paid out on account of costs
11 and expenses of administration and charges against said estate,
12 the following sums, to-wit:

13	James A. Callahan,	Clerk's costs advanced	\$25.00
14	Territorial Enterprise	Publication of Notice	
15	Total:	to Creditors	<u>24.65</u>
			\$49.65

16 That the costs and expenses of administration, as hereinabove set
17 forth, will be paid by the heirs and next-of-kin of said decedent,
18 which payment they waive the right to be reimbursed.

19 VII.

20 That the said decedent died intestate on the 2nd day of
21 June, A.D. 1969, in the City of Winnemucca, County of Humboldt,
22 State of Nevada, and was at the time of his death a resident of
23 the County of Humboldt, State of Nevada.

24 VIII.

25 That the deceased left property in the County of Eureka,
26 State of Nevada, subject to administration, which property con-
27 sists solely of real property.

28 IX.

29 That the names, ages and residences of the heirs and next
30 of kin of said deceased, and whom said petitioner is advised and
believes and therefore alleges to be the heirs at law of said deced-

1 ent are as follows, to-wit:

2 <u>NAME</u>	<u>AGE</u>	<u>RELATIONSHIP</u>	<u>RESIDENCE</u>
3 Frances Primeaux	Over 21	Wife	390 Lay Street Winnemucca, Nevada
4 Patrick Primeaux	Over 21	Son	238 W. Fourth Street Winnemucca, Nevada
5 Antoine Primeaux	Over 21	Son	207 Court Street Elko, Nevada

7
8
9 X.

10 That the following costs and expenses of administration
11 remain to be paid, to-wit:

12 A reasonable attorney fee for James A. Callahan,
13 Esq., as attorney for said Administratrix and
said Estate.

14 Cost of publication of Notice to Show Cause of
15 the hearing on the First and Final Account and
Petition for Distribution.

16 Cost of procuring and recording a certified copy
17 of the Decree of Distribution with the County
Recorder of Eureka County, Nevada.

18 XI.

19 That all of the estate of said deceased which is now in
20 the hands of said petitioner as such Administratrix, or which she
21 has any knowledge of is as follows, to-wit:

22 TOWNEHIP 32 NORTH, RANGE 50 EAST, M.D.B. & M.

23 Section 14: All

24 EXCEPTING THEREFROM the following-described
25 parcels of land heretofore conveyed, as set
forth below, to-wit:

26 PARCEL ONE (conveyed to John H. Murray and
27 Olive B. Murray, File No. 34872)

28 Beginning at a point on the southerly seventy-
29 five foot right-of-way line of U. S. Highway
Route 40 which point is 75.00 feet southeasterly
30 of and at right angles to Highway Engineer's
Station "X" 725 plus 94.11 P.O.T.; said point

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

of beginning further described as bearing S 73° 07' 59" W., a distance of 2253.73 feet from the northeast corner of Section 14, Township 32 North, Range 50 East, M.D.B. & M.; thence N 60° 42' E., along said seventy-five foot highway right-of-way line a distance of 105.89 feet to a point; thence N 29° 18' West a distance of 15.00 feet to a point which is sixty feet southeasterly of and at right angles to Highway Engineer's Station "A" 727 plus 00.00 P.O.T.; thence N. 60° 42' E., along the southerly sixty foot right of way line of said U. S. Highway Route 40 a distance of 122.32 feet to a point; thence from a tangent which bears the last-described course, curving to the right along said sixty foot highway right of way line with a radius of 1940 feet, through an angle of 3° 39' 30" an arc distance of 123.87 feet to a point; thence S 25° 38' 30" E., a distance of 15.00 feet to a point on the southerly seventy-five foot highway right of way line of said U.S. Highway 40; thence from a tangent which bears N 64° 21' 30" East acurving to the right along said seventy-five foot right of way line with a radius of 1925 feet through an angle of 25° 20' 30" an arc distance of 851.44 feet to a point; thence N 89° 42' East along said seventy-five foot highway right of way line a distance of 268.75 feet, more or less, to a point which is 75.00 feet southeasterly of and at right angles to Highway Engineer's Station "X" 741. plus 03.36 P.O.T.; thence S 31° 34' 30" West a distance of 652.53 feet to a point; thence S 76° 24' 30" West a distance of 690.50 feet to a point; thence N 33° 59' West a distance of 335.52 feet to a point; thence S 57° 08' W., a distance of 139.70 feet to a point; thence N. 26° 29' West a distance of 178.35 feet, more or less, to the point of beginning; being a portion of the N 1/2 of the NE 1/4 of Section 14, Township 32 North, Range 50 East, M.D.B. & M.

PARCEL TWO (conveyed to State of Nevada, File No. 29594)

Beginning at a point on the present left or northerly right of way line of State Highway Route 1, which is 75.00 feet left or northerly of and at right angles to Highway Engineer's Station "X" 727/14.85 P.O.T.; said point of beginning further described as bearing S 77° 40' 53" West a distance of 2174.96 feet from the northeast corner of said Section 14; thence N 34° 11' W. a distance of 194.52 feet to a point; thence N 55° 49' E. a distance of 434.00 feet to a point; thence S 34° 11' E. a distance of 263.27 feet to a point on the present left or northerly seventy-five foot highway right of way line; thence from a tangent which bears S 70° 25' 52" W. curving to the left along said seventy-five foot right of way line with a radius of 2075 feet; through an angle of 1° 31' 52" an arc distance of 55.45 feet to a point on the old left or northerly fifty foot right of way line of said State Highway Route 1; thence S 55° 49' W.

JAMES A. CALLAHAN
ATTORNEY AT LAW
WINNEMUGCA, NEVADA

1 along said fifty foot right of way line a distance
2 of 350.14 feet to a point; thence N 34° 11' W. a
3 distance of 51.21 feet to a point on the aforesaid
4 present seventy-five foot right of way line; thence
5 S 60° 42' W. along said seventy-five foot right of
6 way line a distance of 50.18 feet to the point of
7 beginning; containing a total area of 2.553 acres,
8 more or less, and excepting therefrom that certain
9 piece or parcel of land containing 2.319 acres, more
10 or less, conveyed by first parties to second party
11 by deed dated August 3, 1937, said Deed being recor-
12 ded at page 414 of Book 21 of Deeds, Records of Eur-
13 eka County, Nevada; Leaving a net area of 0.234 of an
14 acre, more or less, conveyed by this Deed.

15 **PARCEL THREE (Conveyed to State of Nevada, File No. 22191)**

16 Commencing at a point on the left or northerly
17 highway right of way line of said State Highway
18 fifty feet to the left of and at right angles to
19 Highway Engineer's Station "E" 746 plus 63.00;
20 thence running northerly and at right angles to
21 said right of way line a distance of 250 feet;
22 thence turning at right angles and running east-
23 erly a distance of 404.00 feet; thence turning at
24 right angles and running southerly a distance of
25 250 feet; thence turning at right angles and run-
26 ning westerly, along the left or northerly fifty
27 foot right of way line of said State Highway a
28 distance of 404.00 feet to the point of beginning.

29 Said piece or parcel of land containing 2.32 acres,
30 more or less.

PARCEL FOUR (conveyed to State of Nevada, File No. 23183)

Beginning at the point of intersection of the center-
line of the State Highway, at Highway Engineer's
Station "X" 691 plus 84.90 P.O.T., with the west
boundary of said Section 14; said point of beginning
being further described as bearing S 0° 13' East a
distance of 1955.57 feet from the northwest corner
of said Section 14; thence N 0° 13' W. along said
west boundary a distance of 75.94 feet to a point
on the left or northerly seventy-five foot, highway
right of way line; thence from a tangent which bears
N 80° 44' 30" E., curving to the left along said
right of way line with a radius of 4925 feet, through
an angle of 20° 02' 30", a distance of 1722.78 feet
to a point; thence N 60° 42' E. along said right of
way line a distance of 1819.24 feet to a point on the
west boundary of the State Highway Department mainten-
ance yard; thence S 34° 11' E. along said west bound-
ary a distance of 51.21 feet to the Southwest corner
of said maintenance yard; thence N 55° 49' East along
the south boundary of said maintenance yard a distance
of 350.14 feet to a point on the left or northerly,
seventy-five foot highway right of way line; thence
from a tangent which bears N 68° 54' E., curving to

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

right along said right of way line with a radius of 2075 feet, through an angle of 20° 48', a distance of 753.28 feet to a point; thence N 89° 42' E. along said right of way line a distance of 829.39 feet to a point; thence from a tangent which is the last described course, curving to the left along said right of way line with a radius of 2925 feet, through an angle of 4° 01' 20", a distance of 205.34 feet to a point on the east boundary of said Section 14; thence S 7° 12' E. along said east boundary a distance of 150.38 feet to a point on the right or southerly, seventy-five foot, highway right of way line; thence from a tangent which bears S. 85° 52' 50" W., curving to the right along said right of way line with a radius of 3075 feet, through an angle of 3° 49' 10", a distance of 204.99 feet to a point; thence S 89° 42' W. along said right of way line a distance of 829.39 feet to a point; thence from a tangent which is the last described course, curving to the left along said right of way line with a radius of 1925 feet, through an angle of 25° 20' 30", a distance of 851.44 feet to a point; thence N 25° 38' 30" W. a distance of 15.00 feet to a point on the right or southerly sixty foot, highway right of way line; thence from a tangent which bears S 64° 21' 30" W., curving to the left along said right of way line with a radius of 1940 feet, through an angle of 3° 39' 30", a distance of 123.87 feet to a point; thence S. 60° 42' West along said right of way line a distance of 202.32 feet to a point; thence S 29° 18' E. a distance of 15.00 feet to a point on the right or southerly, seventy-five foot, highway right of way line; thence S. 60° 42' W. along said right of way line a distance of 1674.18 feet to a point; thence from a tangent which is the last described course, curving to the right along said right of way line with a radius of 5075 feet, through an angle of 20° 04' a distance of 1777.41 feet to a point; thence S 80° 46' West along said right of way line a distance of 21.67 feet to a point on the aforesaid west boundary of said Section 14; thence N 0° 13' West along said west boundary a distance of 75.94 feet to the point of beginning.

PARCEL TWO

Undivided 1/4 interest in and to all minerals, in, under and upon the premises situate, lying and being in the County of Eureka, State of Nevada.

TOWNSHIP 28 NORTH, RANGE 49 EAST, M.D.B. & M.

- Section 1: all
- Section 3: all
- Section 9: all
- Section 11: all
- Section 13: all
- Section 15: all
- Section 23: all

JAMES A. CALLAHAN
ATTORNEY AT LAW
WINNEMUCCA, NEVADA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

Section 21: N 1/2

TOWNSHIP 29 NORTH, RANGE 49 EAST, M.D.B. & M.

Section 11: all
Section 13: all
Section 23: all
Section 25: all
Section 27: all
Section 35: all

TOWNSHIP 28 NORTH, RANGE 50 EAST, M.D.B. & M.

Section 1: all
Section 3: all
Section 5: all
Section 7: all
Section 9: all
Section 11: all
Section 13: all
Section 15: all
Section 17: all
Section 19: all
Section 21: all
Section 23: all

TOWNSHIP 28 NORTH, RANGE 51 EAST, M.D.B. & M.

Section 5: all
Section 7: all
Section 9: all
Section 17: all

TOWNSHIP 29 NORTH, RANGE 50 EAST, M.D.B. & M.

Section 3: all
Section 5: all
Section 7: all
Section 9: all
Section 11: all
Section 13: all except the S 1/2 S 1/2 NW 1/4 and N 1/2 N 1/2 SW 1/4
Section 15: all
Section 17: all
Section 19: all
Section 21: all
Section 23: all
Section 25: all
Section 27: all
Section 29: all
Section 31: all
Section 33: all
Section 35: all

TOWNSHIP 29 NORTH, RANGE 51 EAST, M.D.B. & M.

Section 31: all

JAMES A. CALLAHAN
ATTORNEY AT LAW
WINNEMUCCA, NEVADA

1 That all of the above described property was acquired during the
2 married life of the decedent, Roy L. Primeaux, and Frances
3 Primeaux, his wife. That the same constitutes community property
4 and as such should be distributed to Frances Primeaux, the sur-
5 viving widow.

6 XII.

7 That said Petitioner, as Administratrix of the above-
8 entitled estate, waives any and all fees and commissions due her
9 as such Administratrix; and the remaining costs and expenses in
10 connection with the administration of this estate will be paid
11 from funds advanced by the heirs of the estate and said heirs
12 waive all right of reimbursement.

13 XIII.

14 That said estate is now in a condition to be wound up,
15 settled and finally closed.

16 XIV.

17 And the Court further expressly finds from the records
18 and files herein, and the evidence given upon this hearing, that
19 all of the allegations contained in said account and petition are
20 true and correct; that the Administratrix has accounted for all of
21 the assets belonging to said estate, or those which with reasonable
22 diligence could be ascertained or discovered.

23 XV.

24 And the Court further expressly finds that all costs and
25 expenses of administration have or will be paid and satisfied by
26 the heirs and devisees of said estate, for which advancements they
27 waive any further reimbursements.

28 XVI.

29 That since all of the property belonging to said estate
30 is community property, the same being described in paragraph XI

1 above, the same should be distributed and set apart as follows:

2 Unto FRANCES PRIMEAUX, surviving widow of the
3 deceased, all of the interest of the estate
4 of and in to the property above described.

5 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DE-
6 CREED:

7 First: That the First and Final Account of said Admin-
8 istratrix in all respects be, and the same hereby is, settled, allow-
9 ed, approved and confirmed as rendered.

10 Second: That the Administratrix of this Estate filed
11 herein proper receipts and vouchers showing payment of the costs
12 and expenses of administration and the distribution of this estate
13 as herein directed.

14 Third: That the rest, residue and remainder of this es-
15 tate now known and hereinbefore described, together with any and
16 all property belonging to this estate, or in which said estate has
17 any interest not now known or discovered and wheresoever situate,
18 is community property and that, therefore, the same be, and hereby
19 is, distributed and set apart unto FRANCES PRIMEAUX, surviving
20 widow.

21 Fourth: That after receipts and vouchers showing pay-
22 ment of the remaining costs and expenses of administration and dis-
23 tribution of the residue of said estate are filed herein, said Ad-
24 ministratrix be discharged from her trust, and from any and all
25 further liability herein.

26 Fifth: That the rest, residue and remainder of this es-
27 tate now in the hands of said Administratrix so ordered distributed
28 is as set forth in Paragraph XI.

29 DONE IN OPEN COURT this 12th day of December A.D. 1969.

30 Llewellyn A. Young /s/
District Judge

JAMES A. CALLAHAN
ATTORNEY AT LAW
WINNEMUCCA, NEVADA

RECORDED AT THE REQUEST OF James A. Callahan
on Dec. 16 1969 at 05 mins. past 11 A. M. In
Book 33 of OFFICIAL RECORDS, page 556-566 RECORDS OF
EUREKA COUNTY, NEVADA
File No. 51850 Fee \$ 13.00

BOOK 33 PAGE 566