

58656

STATE OF NEVADA, }
COUNTY OF EUREKA, } SS

I, Paul Shaeffer 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 Custody of Grandchildren # 779 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 5th day of June, A. D. 1924

Paul Shaeffer County Clerk,
And ex-officio Clerk of the District Court, Eureka County.

By _____, Deputy

BOOK 48 PAGE 259



1
2 IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR
3 THE COUNTY OF EUREKA

4 *****

5 IN THE MATTER OF THE ESTATE) No. 779
6)
7 OF) *Filed April 18, 1974*
8) *Frank Strong, Clerk*
9 HIRAM KITCHEN,)
10 Deceased.)
11 _____)

12 ORDER

13
14 Upon reading the Petition of GREGORY J. CHACHAS, Esquire, Executor
15 of the above entitled estate which pleading is entitled "Petition to Compromise
16 Creditors Claims and to Compromise Purchase Price and to Order Purchaser to Bring
17 Current Payments Under Deed of Trust and to Execute Documents Evidencing Balance
18 Due Estate and Beneficiary of Deed of Trust Pursuant to Order Confirming Sale
19 Dated May 25, 1973, as Amended Herein", and good cause appearing:

20
21 IT IS HEREBY ORDERED that the following Creditors Claims be paid in the
22 following amounts, to-wit:

<u>Creditor</u>	<u>Amount</u>
White Pine Motor	\$1,176.87
Melba Prina	158.40
Eureka Garage	141.06
Margaret Axell	352.13
Elizabeth Meyers	164.63
Clarence Kitchen	161.88
Rose Reynolds	105.60
Wilson-Bates Mortuary	749.10
Gregory Vasquez	621.38
Evans & Bilyeu	355.00
Eureka County	50.00
Charles B. Evans, Jr.	250.00
Vida Nelson	164.63

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Office of
District Attorney
White Pine County
Ely, Nevada

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Folger Coffee Company	257.60
Coca Cola Bottling Company	274.50
Eureka Light and Power	1,096.25
William Bee Ririe Hospital	42.50
Eastern Nevada Medical Group	220.36
Elko General Hospital	68.00
Al's Hardware	14.69

TOTAL \$6,424.58

IT IS FURTHER ORDERED that the following disputed creditors claims be paid in the following amounts, to-wit:

<u>Creditor</u>	<u>Amount</u>	<u>Amount Approved</u>
Nevada Distributing	\$ 2,553.72	None
Liquid Air, Inc.	1,236.21	None
Joseph H. Kitchen	68.78	\$ 68.78
Joseph H. Kitchen	1,294.91	None
Joseph H. Kitchen	17,797.40	None
Joseph H. Kitchen	910.20	455.00
James "Bus" Prina	5,280.00	1,250.00
TOTALS	\$29,196.22	\$ 1,773.78

IT IS FURTHER ORDERED that ROBERT F. RAINE bring current the secured Note owed JOSEPH H. KITCHEN and execute all documents legally assuming the balance due on said Note, which said balance has been computed to be \$7,920.00 principal and \$2,187.22 interest as of April 1, 1974.

IT IS FURTHER ORDERED that ROBERT F. RAINE assume the balance of the Note due JOSEPH H. KITCHEN in the sum of \$8,800.00 which sum shall be paid at the rate of \$10.00 per day plus interest at six (6%) percent per year on the declining balance.

IT IS FURTHER ORDERED that ROBERT F. RAINE pay the balance of the purchase price to the Estate of HIRAM KITCHEN for certain real and personal property and inventory values bid on by said ROBERT F. RAINE and approved by the Court, which said balance is \$10,405.22 principal and \$486.66 interest from June 30, 1973, to April 1, 1974, and which shall be paid in the following manner, to-wit:

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2	April 1, 1974	Interest	\$ 468.66
3	April 1, 1974	1/6 Principal	1,734.22
4	May 1, 1974	1/6 Principal	1,734.20
5	June 1, 1974	1/6 Principal	1,734.20
6	July 1, 1974	1/6 Principal	1,734.20
7	August 1, 1974	1/6 Principal	1,734.20
8	September 1, 1974	1/6 Principal	1,734.20
9			
10	Total Payments		\$10,873.88

11 IT IS FURTHER ORDERED that the Executor be authorized to record a Deed
 12 to said real property and a Bill of Sale to said personal property in favor of ROBERT
 13 F. RAINE as Purchaser, and that ROBERT F. RAINE as Purchaser execute a Deed of
 14 Trust and Promissory Note in favor of the ESTATE OF HIRAM KITCHEN securing the
 15 balances due the estate.

16 IT IS FURTHER ORDERED that ROBERT F. RAINE execute an Assumption
 17 for the balances due JOSEPH H. KITCHEN, and that JOSEPH H. KITCHEN release the
 18 Estate of Hiram Kitchen from any obligation under said Deed of Trust by executing a
 19 Substitution of ROBERT F. RAINE as Trustor in the place and stead of the Estate of
 20 Hiram Kitchen.

21 DATED this 14th day of April, 1974.

22
 23 John J. Senter
 24 DISTRICT JUDGE

25
 26 RECORDED AT THE REQUEST OF Charles B. Evans, Jr.
 27 on June 12, 1974, at 42 mins. past 1 P. M. in
 28 Book 48 of OFFICIAL RECORDS, page 259-262 RECORDS OF
 29 YUREKA COUNTY, NEVADA William A. Winters Recorder
 30 File No. 58656 Fee \$ 6.00

31
 32 FILE NO. 58656