

1 No. 3031

2
3 IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
4 OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

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In the Matter of the Estate of
EMIL A. WALTI,
Deceased.

DECREE SETTTLING FIRST AND FINAL ACCOUNT AND
APPLICATION FOR ATTORNEY FEES AND PETITION
FOR DISTRIBUTION

ELSIE E. ALLEN, Executrix of the Estate of EMIL A. WALTI,
Deceased, having on the 2nd day of December, 1976, rendered and
filed herein a full account and report of her administration of
said Estate, which said Account was for a final settlement, and
having with said Account filed a Petition for the final distribu-
tion of said Estate, and hearing on said Account and Petition
having been set for the 20th day of December, 1976, at 11:00 A.M.,
in the Elko County Courtroom, and having come on duly and regularly
for hearing at said time and place, and proof having been made to
the satisfaction of the Court that due and legal notice of the
settlement of said Account and Application for Attorney fees, and
the hearing of said Petition for Distribution had been given as
required by law and the Order of this Court,

THE COURT HEREBY FINDS:

1. That the said First and Final Account is in all respects true and correct.

WILSON, WILSON AND BARROWS, LTD.
Attorneys at Law
P. O. Box 389
Elko, Nevada 89601

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1 2. That due and legal Notice to Creditors of said
2 Estate has been given in the manner and for the time required by
3 law.

4 3. That no bond was required of said Executrix.

5 4. That no claims of creditors were filed against said
6 Estate.

7 5. That the funeral expenses and costs of last illness
8 have been paid.

9 6. That all taxes of every name or nature required to
10 be paid by Decedent's Estate have been paid. That the Federal
11 Estate Tax Return has been filed, but the same has not been
12 audited. That ELSIE E. ALLEN, the residuary devisee and legatee,
13 has personally assumed to pay any deficiency in said tax payment,
14 or any other tax payments which may be assessed against Decedent
15 or said Estate.

16 7. That all of the property and property interests of
17 every name or nature possessed by Decedent as of his death and
18 described herein are the separate property of Decedent.

19 8. That the firm of WILSON, WILSON and BARROWS, LTD.,
20 Attorneys for said Estate, has not been paid its fees for services
21 to said Estate, and it is entitled to reasonable compensation for
22 its services in the sum of \$2,976.37, which sum has been agreed
23 to by the Executrix.

24 9. That the firm of WILSON, WILSON and BARROWS, LTD.,
25 as said Attorneys, has advanced for said Estate the sum of
26 \$63.82 as costs of administration, and will advance for closing
27 costs the sum of \$71.00, and is entitled to be reimbursed therefor.

28 10. That ELSIE E. ALLEN is entitled to the allowance
29 and payment of statutory fees and commissions in the sum of
30 \$1,410.55 for her services as said Executrix, together with the
31 allowance payment of trip expense in the sum of \$145.80.

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1 11. That BARRY W. LIPPARETTLI is entitled to reasonable
2 compensation in the sum of \$75.00 for his services as Appraiser,
3 and WARREN MOTOR COMPANY is entitled to reasonable compensation in
4 the sum of \$15.00 for its services as Appraiser.

5 12. That the accounting firm of ALEXANDER GRANT & CO.
6 is entitled to reasonable compensation in the sum of \$1,550.00
7 for its services.

8 13. That the devisees and legatees named in Decedent's
9 Will are as follows:

10	NAME	AGE	RELATIONSHIP	ADDRESS
11	ELSIE E. ALLEN	Adult	Sister	Box 35 Austin, Nevada 89310
12	WILLIAM WALTI	Adult	Brother	615 Ouderkirk Elko, Nevada 89801
13	GERALDINE MILLS	Adult	Niece	6917 Lucille Avenue Bakersfield, California 93308
14	EDWIN MARKWALDER	Adult	Cousin	1720 Cleveland Ave. San Jose, California 95126
15	OLGA HAMMOND	Adult	Cousin	1918 Sussex Court Sacramento, California 95815

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21 (That WILLIAM WALTI, GERALDINE MILLS, EDWIN MARKWALDER and
22 OLGA HAMMOND were named as contingent devisees and legatees in
23 the Last Will and Testament of Decedent in the event that ELSIE E.
24 ALLEN predeceased Decedent.)

25 14. That pursuant to the terms of Decedent's Will,
26 after the payment of costs of administration, all of Decedent's
27 property should be distributed unto ELSIE E. ALLEN.

28 15. That the property comprising said Estate and
29 available for costs of administration, as aforesaid, and for
30 distribution pursuant to the terms of Decedent's Will, is the
31 following:

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- 1 A. Monies on hand - \$20,598.67
- 2 B. 1-1973 Ford 8 Station Wagon, Identification
3 No. 3H42H231569
- 4 C. Lots 19 and 20, Block D, of the Biegler Addition,
5 to the Town of Elko, now City of Elko, County of
6 Elko, State of Nevada, as the same appear upon the
7 official map thereof on file in the office of the
8 Elko County Recorder at Elko, Nevada.
- 9 TOGETHER WITH all buildings and improvements situate
10 thereon.
- 11 TOGETHER WITH the tenements, hereditaments and
12 appurtenances thereunto belonging or in anywise
13 appertaining, and the reversion and reversions,
14 remainder and remainders, rents, issues and
15 profits thereof.
- 16 TOGETHER WITH all furniture and furnishings of
17 Decedent situate on or about the above premises.
- 18 D. An undivided one-sixth interest in and to the following
19 described unpatented mining claims situate in Lander
20 County, Nevada:
- 21 INDEPENDENT NO. 1
22 INDEPENDENT NO. 2
23 Together with an undivided one-sixth interest in a certain
24 Barite Lease on said claims in which Tom Norris is the
25 Lessee.
- 26 E. All interest of Decedent in and to certain mineral rights
27 as reserved in Deed dated February 21, 1968, from Caroline
28 Walti, William H. Walti and Emil A. Walti, to George
29 Gund, said Deed having been placed of record in Book 24,
30 Official Records, page 315, Lander County Recorder's Office,
31 and in Book 22, Deeds, page 542, Eureka County Recorder's
Office.
- Together with all of Decedent's interest in a certain
Geothermal Resources Lease, dated April 19, 1974, in which
Standard Oil Company of California is the Lessee.
16. That said Estate is in all respects ready to be
closed.
- WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:
- A. That due and legal notice of the hearing of said
First and Final Account and Petition for Fees and for Final
Distribution was given as provided by law. That the First and
Final Account of said Executrix be, and the same hereby is finally
settled, allowed and approved.

1 B. That there be allowed and paid unto the firm of
2 WILSON, WILSON and BARROWS, LTD., Attorneys for said Estate, the
3 sum of \$2,976.37 in full for services to said Estate.

4 C. That there be allowed and paid unto the firm of
5 WILSON, WILSON and BARROWS, LTD., as said Attorneys, the sum of
6 \$63.82 as costs of administration, together with closing costs
7 in the sum of \$71.00.

8 D. That there be allowed and paid unto ELSIE E. ALLEN,
9 the sum of \$1,410.55 for statutory fees and commissions for her
10 services as Executrix, together with the sum of \$145.80 for
11 her travel expenses from Austin, Nevada to Elko, Nevada.

12 E. That there be allowed and paid unto BARRY W.
13 LIPPARELLI the sum of \$75.00 for his services as Appraiser.

14 F. That there be allowed and paid unto the WARREN
15 MOTOR COMPANY the sum of \$15.00 for its services as Appraiser.

16 G. That there be allowed and paid unto the firm of
17 ALEXANDER GRANT & CO. the sum of \$1,550.00 for its accounting
18 services.

19 H. That after the payment of costs of administration,
20 as aforesaid, all of the above described property be, and the same
21 hereby is distributed unto ELSIE E. ALLEN.

22 I. That any and all other real or personal property
23 of any name or nature not hereinabove described and within the
24 jurisdiction of the above entitled Court, in which said Estate
25 shall have an interest and whether now known or not, be, and the
26 same hereby is distributed unto ELSIE E. ALLEN.

27 J. That upon recording certified copies of this
28 Decree in the Counties of Elko, Eureka and Lander, and filing
29 receipts showing distribution in accordance herewith, the said
30 Executrix shall be discharged from her Trust.
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1 DONE IN OPEN COURT on the 20th day of December, 1976,
2 and this written Decree signed on this 18th day of January, 1977.
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JOS. O. McDANIEL
DISTRICT JUDGE.

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STATE OF NEVADA, }
COUNTY OF ELKO. }

ss.

I, R. L. KANE, County Clerk and ex-officio Clerk of the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, do hereby certify that the annexed is a full, true and correct copy of the DECREE SETTLING FIRST AND FINAL ACCOUNT AND APPLICATION FOR ATTORNEY FEES AND PETITION FOR DISTRIBUTION, In the Matter of the Estate of EMIL A. WALTI, Deceased, Probate No. 3031,

as the same appears on file and of record in my office.

WITNESS my hand and the seal of said court affixed
the 18th day of January, A.D. 1977.

R. L. Kane, Clerk
By *Bobbie Pruitt*, Deputy Clerk

ELKO INDEPENDENT PRINT

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24 RECORDED AT THE REQUEST OF Wilson, Wilson & Barrows, Ltd.
on January 20, 1977, at 05 mins. past 11 A.M. In
25 Sect. 58 of OFFICIAL RECORDS, page 166-171, RECORDS OF
EUREKA COUNTY, NEVADA. WILLIS A. DePAOLI Recorder
26 File No. 62655 Fee \$ 8.00
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