

FILED
JUL 29 1977
VAUGHAN, HULL,
MARFISI & MILLER, LTD.

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

4 IN THE MATTER OF THE ESTATE OF
5 ELIZABETH B. SAVACOOLO
6 DECEASED.
7

No. 834

*Filed July 27, 1977
Jan. Chang, Clerk*

8 ORDER AND DECREE SETTING ASIDE
9 ESTATE WITHOUT ADMINISTRATION

10 IT APPEARING to the satisfaction of the Court that a
11 verified petition has been filed and Notice of the Hearing
12 thereof has been duly given or waived as required by law, and
13 said hearing coming on regularly to be heard on the 27th day
14 July, 1977, at the hour of 10:00 AM, the Court
15 finds as follows:

- 16 1. That said decedent died testate on or about the
17 25th day of April, 1973, in the County of Los Angeles, State of
18 California and was at the time of death a widow, over the age
19 of 21 and a resident of the City of Pasadena, County of Los
20 Angeles, State of California, and left property in the County
21 of Eureka, State of Nevada.
- 22 2. That the documents filed herein are exemplified
23 copies of the Last Will and Testament of ELIZABETH B. SAVACOOLO,
24 Petition for Probate of Will and Certificate of Assignment, Order
25 Admitting Will to Probate and for Letter Testamentary, and
26 Letters Testamentary issued out of the Superior Court of the
27 State of California for the County of Los Angeles, case number
28 NEP15565: That said Will was executed in all particulars as
29 required by law: and that the Testator, at the time of execution
30 of the same, was of sound and disposing mind and memory, and not
31 acting under duress, menace, fraud or undue influence.
- 32 3. That said Will dated November 4, 1969, provided in

1 part as follows:

2 FIVE: All the rest, residue and remainder of my Estate,
3 both real and personal and wherever situate, I give, devise and
4 bequeath as follows:

5 a. One-half thereof to my niece, BETTY M. TYRAN:

6 b. The remaining one-half thereof to my niece,
7 HELEN L. BECKWITH.

8 4. That the following is a specific description of all
9 of the decedents property located in Eureka County, Nevada, which
10 falls under the residuary clause of the Will:

11 All those certain lots, pieces or parcels
12 situate in the County of Eureka, State of
Nevada, described as follows:

13 TOWNSHIP 30 NORTH, RANGE 49 EAST, M.D.B.&M.

14 Section 35: N $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{2}$

15 An equitable interest evidenced by an
16 Agreement of Sale dated October 12, 1974,
executed by W. C. Buss and Dorothy E. Buss,
17 Seller, and Elizabeth B. Savacool, Buyer for:

18 TOWNSHIP 30 NORTH, RANGE 48 EAST M.D.B.&M.

19 Section 9: E $\frac{1}{2}$ W $\frac{1}{2}$, NW $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$ SEW $\frac{1}{2}$

20 5. That the North $\frac{1}{2}$ Northeast $\frac{1}{2}$, Section 35, Township
21 30 North, Range 49 East, M.D.B.&M., is subject to an unrecorded
22 Agreement of Sale dated April 16, 1968, to CHARLES F. JANACEK,
23 a married man as his sole and separate property: That the East $\frac{1}{2}$
24 West $\frac{1}{2}$ and Northwest $\frac{1}{2}$ Northwest $\frac{1}{2}$ of Section 9, Township 30
25 North, Range 48 East, M.D.B.&M., is subject to an Agreement of
26 Sale dated November 15, 1968, executed by ELIZABETH B. SAVACOOOL,
27 Seller, and CHARLES F. JANACEK and MAE JANACEK, Buyer, recorded
28 April 6, 1972, in Book 42 of Official Records at page 194,
29 Eureka County, Nevada; and that the Southwest $\frac{1}{2}$ Southwest $\frac{1}{2}$ of
30 Section 9, Township 30 North, Range 48 EAST, M.D.B.&M., is
31 subject to a Deed executed by ELIZABETH B. SAVACOOOL to AUGUST J.
32 VITALE and MARJORIE S. VITALE recorded August 1, 1973, in Book

VAUGHAN, HULL, MARFISI & MILLER, LTD.

ATTORNEYS AND COUNSELORS

930 IDAHO STREET

ELKO, NEVADA 89601

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1 46 of Official Records at page 1, Eureka County, Nevada.

2 6. That the total gross value of the Estate of the
3 Decedent does not exceed \$10,000.00.

4 7. That so far as known to the Petitioners, the
5 deceased has no unpaid debts and the expense of the last illness
6 and funeral expenses have been paid.

7 8. That Petitioner and VAUGHAN, HULL, MARFISI & MILLER,
8 Attorneys at Law, have agreed that a reasonable fee for services
9 performed for said Estate is \$500.00.

10 9. That CHARLES J. BALLEW, Appraiser, has performed
11 services for said Estate, and that a reasonable fee for said
12 services is \$25.00.

13 NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

14 1. That the property of this Estate was the sole and
15 separate property of the deceased.

16 2. That the Petitioner is ordered to pay the following
17 amounts for the purposes stated, which amounts are determined to
18 be reasonable:

19 a. To VAUGHAN, HULL, MARFISI & MILLER as Attorneys
20 for the Petitioner, the sum of \$500.00 for services
21 rendered, plus actual costs incurred.

22 b. To CHARLES J. BALLEW, Appraiser, the sum of
23 \$25.00 for services rendered.

24 3. That the whole of the property in the Estate of
25 said ELIZABETH B. SAVACOO, Deceased, be and the same is hereby
26 set aside to, assigned to and distributed to BETTY M. TYRAN as to
27 an undivided one-half interest and HELEN L. BECKWITH as to an
28 undivided one-half interest. The property of said Estate now
29 known consists of the following described real property:

30 TOWNSHIP 30 NORTH, RANGE 49 EAST, M.D.B.&M.

31 Section 35: N $\frac{1}{2}$ NE $\frac{1}{4}$

32 Subject to an Agreement of sale to CHARLES F.
JANACEK dated April 16, 1968.

VAUGHAN, HULL, MARFISI & MILLER, LTD.
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530 IDAHO STREET
ELKO, NEVADA 89801

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1 TOWNSHIP 30 NORTH, RANGE 48 EAST, M.D.B.&M.

2 Section 9: E $\frac{1}{2}$ N $\frac{1}{2}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$

3 Subject to an Agreement of Sale dated November
4 15, 1968, executed by ELIZABETH B. SAVACOOOL,
5 Seller and CHARLES F. JANACEK and MAE JANACEK,
6 Buyer, recorded April 6, 1972, in Book 42 of
7 Official Records at page 194, Eureka County,
8 Nevada.

9 TOWNSHIP 30 NORTH, RANGE 48 EAST, M.D.B.&M.

10 Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$

11 SUBJECT TO a Deed executed by ELIZABETH B. SAVACOOOL
12 to AUGUST J. VITALE and MARJORIE S. VITALE, recorded
13 August 1, 1973, in Book 46 of Official Records at
14 page 1, Eureka County, Nevada.

15 4. That all other property of said Decedent, ELIZABETH
16 B. SAVACOOOL, within the jurisdiction of this Court, whether now
17 known or hereafter discovered is hereby distributed to, assigned
18 to and set aside to BETTY M. TYRAN as to an undivided one-half
19 interest and HELEN L. BECKWITH as to an undivided one-half interest.

5. That a certified copy of the Order and Decree be
recorded in the Office of the Eureka County Recorder, Eureka,
Nevada.

DONE IN OPEN COURT this 27th day of July, 1976.

STATE OF NEVADA,
COUNTY OF EUREKA.

151 Stanley A. Smart
DISTRICT JUDGE

I, Paul 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 & Decree Estate of Elizabeth B. Savacool as appears
as of record and on file in my office. #834

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 27th day of July, A. D. 1976



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

63473, Deputy.

RECORDED AT THE REQUEST OF First American Title Co. of Nevada
on August 28, 1977, at 10 min. past 8 A. M. in
Book 60 of OFFICIAL RECORDS, page 412-415 RECORDS OF
EUREKA COUNTY, NEVADA. WILLIS A. DePAOLI Recorder
File No. 63473 Fee \$ 6.00
VAUGHAN, HULL, MARFISI & MILLER, LTD.,
ATTORNEYS AND COUNSELORS
830 IDAHO STREET ELKO, NEVADA 89801 BOOK 600 PAGE 415