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

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In the Matter of the Estate of

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

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PETE ELIA,

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Deceased.

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STEWART R. WILSON, Executor of the Estate of PETE ELIA,
Deceased, having on the 3rd day of February, 1981, rendered and
filed herein a full account and report of his 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 February, 1981, at 10:00 A.M.,
in the Elko County Courtroom, and having come on duly and regu-
larly 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,

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THE COURT HEREBY FINDS:

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1. That the said First and Final Account, as amended
and supplemented, is in all respects true and correct.

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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 Executor.

5 4. That one creditor's claim was filed against said
6 Estate and the same has been paid in full.

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

9 6. That the necessary tax returns for Decedent and for
10 the Estate to date have been filed and the taxes paid. That the
11 Federal Estate Tax Return has been filed, the tax has been paid,
12 and the Return has been audited, with no additional tax to be paid.
13 That a final fiduciary return will be prepared and filed by the
14 Accountant for the Estate as soon as possible. That LEONI ELIA
15 has personally assumed to pay any tax deficiencies.

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 is the community property of Decedent and LEONI
19 ELIA, his surviving wife.

20 8. That the firm of WILSON, WILSON and BARROWS, LTD.,
21 Attorneys for said Estate, has not been paid its fees for services
22 to said Estate, and it is entitled to reasonable compensation for
23 its services in the sum of \$2,500.00, which sum has been agreed to
24 by the Executor and LEONI ELIA, surviving wife of Decedent.

25 9. That the firm of WILSON, WILSON and BARROWS, LTD.,
26 as said Attorneys, has advanced for said Estate the sum of \$143.65
27 as costs of administration, and will advance for closing costs the
28 sum of \$149.80, and is entitled to be reimbursed therefor.

29 10. That no statutory fees or commissions will be
30 allowed and paid unto the Executor, pursuant to the Will of
31 Decedent.

1 11. That JOHN W. OLDHAM, WESLEY BROWN, and JULIAN T.
2 POOL, JR., the Appraisers for said Estate, have been paid reason-
3 able fees for their services. That D. J. WARREN waived the
4 allowance and payment of a fee for his services as an Appraiser.

5 12. That HAYDEN HENDERSON, the Accountant for said
6 Estate, is entitled to a reasonable fee in the sum of \$2,500.00
7 for preparation of the Federal Estate Tax Return and for the
8 fiduciary return which will be prepared and filed.

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

11	NAME	AGE	RELATIONSHIP	ADDRESS
12	STEWART R. WILSON	Adult	Trustee	102 West Ash Street Elko, Nevada 89801
13	LEONI ELIA	Adult	Wife	247 Pine Street Elko, Nevada 89801
14	ISABEL ELIA PETERS	Adult	Daughter	Jiggs-Waysack Elko, Nevada 89801
15	PETE MICHAEL PETERS	Minor	Grandson	Jiggs-Waysack Elko, Nevada 89801
16	MARCIA LEONI PETERS	Minor	Grand- daughter	Jiggs-Waysack Elko, Nevada 89801

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20 (That ISABEL ELIA PETERS, PETE MICHAEL PETERS, and MARCIA LEONI
21 PETERS are contingent beneficiaries, to receive in the event that
22 LEONI ELIA predeceased Decedent.)

23 14. That pursuant to the terms of Decedent's Will,
24 after the payment of costs of administration, all of Decedent's
25 property should be distributed unto STEWART R. WILSON, IN TRUST,
26 for LEONI ELIA. (That a renunciation by ORVILLE R. WILSON of his
27 right to serve as Trustee has been filed in this matter.)

28 15. That the property comprising said Estate and avail-
29 able for the payment of costs of administration, payment to LEONI
30 ELIA for her community share of monies, and for distribution
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1 pursuant to the terms of Decedent's Will, is the following:
2 Monies on hand - \$46,675.99, subject to payment to the Trust for
3 one-half of the Aranguena payments.

4 All of Decedent's right, title and interest in and to the
5 following described real and personal property:

6 T. 8 N., R. 57 E., MDB&M (Nye County, Nevada)

7 Section 26: SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM all
8 minerals, including oil and gas,
9 in or under said land.

10 TOGETHER WITH all improvements situate 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 T. 6 N., R. 61 E., MDB&M (Nye County, Nevada)

17 Section 13: W $\frac{1}{2}$ SE $\frac{1}{4}$

18 TOGETHER WITH all improvements situate thereon.

19 TOGETHER WITH the tenements, hereditaments and
20 appurtenances thereunto belonging or in anywise
21 appertaining, and the reversion and reversions,
22 remainder and remainders, rents, issues and
23 profits thereof.

24 (Descriptions are continued on Page 5
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1 Certain mineral interests in the Counties of Elko, Eureka,
2 White Pine, and Nye, Nevada, more particularly described as
3 follows:

4 PARCEL 1:

5 An undivided one-half interest in and to all minerals including
6 oil and gas in or under that certain real property more particularly
7 described as follows:

8 Elko and Eureka Counties

9 T. 31 N., R. 52 E., M.D.B.&M.

10 Section 3: E $\frac{1}{2}$ NE $\frac{1}{2}$
11 Section 5: All
12 Section 9: All
13 Section 16: W $\frac{1}{2}$ NW $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{2}$
14 Section 17: E $\frac{1}{2}$
15 Section 21: All

16 T. 32 N., R. 52 E., M.D.B.&M.

17 Section 1: W $\frac{1}{2}$
18 Section 9: All

19 EXCEPTING THEREFROM that portion of said land conveyed to
20 Western Pacific Railroad Company

21 Section 11: All
22 Section 13: All
23 Section 21: All
24 Section 23: All
25 Section 29: All
26 Section 31: N $\frac{1}{2}$

27 EXCEPTING THEREFROM that portion of said land conveyed to
28 Western Pacific Railroad Company

29 Section 33: N $\frac{1}{2}$
30 Section 35: Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12; N $\frac{1}{2}$

31 Elko County

T. 32 N., R. 56 E., M.D.B.&M.

Section 5: All
Section 7: All
Section 9: All
Section 17: All
Section 19: All
Section 21: All
Section 29: All
Section 31: NE $\frac{1}{2}$; NE $\frac{1}{2}$ NW $\frac{1}{2}$; Lot 1 (NW $\frac{1}{2}$ NW $\frac{1}{2}$)
Section 33: All

T. 31 N., R. 57 E., M.D.B.&M.

Section 10: W $\frac{1}{2}$ NE $\frac{1}{2}$; SW $\frac{1}{2}$; NW $\frac{1}{2}$ SE $\frac{1}{2}$

Nye County

T. 13 N., R. 39 E., M.D.B.&M.

H. E. Survey No. 78 more particularly described in
Patent from the UNITED STATES OF AMERICA to OSCAR
J. SMITH, recorded December 11, 1935 in Book 45,
Page 220, Deed Records, Nye County, Nevada.

1 PARCEL 2:

2 An undivided one-fourth interest in and to all minerals except coal,
3 oil, gas and petroleum products in or under that certain real property
4 more particularly described as follows:

5 Elko County

6 T. 27 N., R. 56 E., M.D.B.&M.

7 Section 14: N $\frac{1}{2}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$
8 Section 15: Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$)
9 Section 27: S $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$
10 Section 28: SE $\frac{1}{4}$ NE $\frac{1}{4}$
11 Section 35: S $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$
12 Section 36: SW $\frac{1}{4}$ SW $\frac{1}{4}$

13 T. 30 N., R. 57 E., M.D.B.&M.

14 Section 4: NW $\frac{1}{4}$ SE $\frac{1}{4}$
15 Section 5: NE $\frac{1}{4}$ SE $\frac{1}{4}$
16 Section 7: SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$
17 Section 8: NE $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$
18 Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$
19 Section 10: SW $\frac{1}{4}$ NW $\frac{1}{4}$
20 Section 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$
21 Section 17: SW $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
22 Section 18: E $\frac{1}{2}$ NE $\frac{1}{4}$; Lots 3 and 4
23 Section 19: SE $\frac{1}{4}$ NE $\frac{1}{4}$
24 Section 20: All

25 T. 30 N., R. 57 E., M.D.B.&M.

26 Section 21: NW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$
27 Section 22: SW $\frac{1}{4}$ SW $\frac{1}{4}$
28 Section 26: NW $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$
29 Section 27: NW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
30 Section 28: NE $\frac{1}{4}$ SW $\frac{1}{4}$
31 Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$
Section 33: SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 35: SE $\frac{1}{4}$ NE $\frac{1}{4}$

32 PARCEL 3:

33 An undivided one-eighth interest in and to all minerals including oil and
34 gas in or under that certain real property more particularly described as
35 follows:

36 Elko County

37 T. 26 N., R. 56 E., M.D.B.&M.

38 Section 3: Lot 4; SW $\frac{1}{4}$ NW $\frac{1}{4}$
39 Section 4: Lots 1 and 2

40 T. 28 N., R. 56 E., M.D.B.&M.

41 Section 30: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: NW $\frac{1}{4}$ NW $\frac{1}{4}$

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PARCEL 4:

An undivided one-fourth interest in and to all minerals including oil and gas in or under all that certain real property more particularly described as follows:

Elko County

T. 27 N., R. 56 E., M.D.B.&M.

Section 11: N $\frac{1}{2}$ SW $\frac{1}{2}$; SE $\frac{1}{2}$ SW $\frac{1}{2}$; NW $\frac{1}{2}$ SE $\frac{1}{2}$; S $\frac{1}{2}$ SE $\frac{1}{2}$
Section 12: S $\frac{1}{2}$ SW $\frac{1}{2}$

PARCEL 5:

An undivided one-eighth interest in and to all coal, oil, gas and petroleum products in or under that certain real property more particularly described as follows:

Elko County

T. 27 N., R. 56 E., M.D.B.&M.

Section 14: N $\frac{1}{2}$ SW $\frac{1}{2}$; N $\frac{1}{2}$ SE $\frac{1}{2}$
Section 15: Lot 3 (NE $\frac{1}{2}$ SE $\frac{1}{2}$)
Section 27: S $\frac{1}{2}$ SW $\frac{1}{2}$; NW $\frac{1}{2}$ SW $\frac{1}{2}$

T. 27 N., R. 56 E., M.D.B.&M.

Section 28: SE $\frac{1}{2}$ NE $\frac{1}{2}$
Section 35: S $\frac{1}{2}$ SE $\frac{1}{2}$; SE $\frac{1}{2}$ SW $\frac{1}{2}$
Section 36: SW $\frac{1}{2}$ SW $\frac{1}{2}$

T. 30 N., R. 57 E., M.D.B.&M.

Section 4: NW $\frac{1}{2}$ SE $\frac{1}{2}$
Section 5: NE $\frac{1}{2}$ SE $\frac{1}{2}$
Section 7: SE $\frac{1}{2}$ NW $\frac{1}{2}$; NW $\frac{1}{2}$ SE $\frac{1}{2}$
Section 8: NE $\frac{1}{2}$ NW $\frac{1}{2}$; W $\frac{1}{2}$ SE $\frac{1}{2}$
Section 9: NE $\frac{1}{2}$ NE $\frac{1}{2}$; NW $\frac{1}{2}$ NW $\frac{1}{2}$; SE $\frac{1}{2}$ NW $\frac{1}{2}$; NW $\frac{1}{2}$ SW $\frac{1}{2}$
Section 10: SW $\frac{1}{2}$ NW $\frac{1}{2}$
Section 16: SW $\frac{1}{2}$ NW $\frac{1}{2}$; SW $\frac{1}{2}$ SW $\frac{1}{2}$
Section 17: SW $\frac{1}{2}$ NW $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{2}$; W $\frac{1}{2}$ SE $\frac{1}{2}$; SE $\frac{1}{2}$ SE $\frac{1}{2}$
Section 18: E $\frac{1}{2}$ NE $\frac{1}{2}$; Lots 3 and 4
Section 19: SE $\frac{1}{2}$ NE $\frac{1}{2}$
Section 20: All
Section 21: NW $\frac{1}{2}$ NW $\frac{1}{2}$; E $\frac{1}{2}$ SE $\frac{1}{2}$
Section 22: SW $\frac{1}{2}$ SW $\frac{1}{2}$
Section 26: NW $\frac{1}{2}$ SW $\frac{1}{2}$; NW $\frac{1}{2}$ SE $\frac{1}{2}$
Section 27: NW $\frac{1}{2}$ SE $\frac{1}{2}$; SE $\frac{1}{2}$ SE $\frac{1}{2}$
Section 28: NE $\frac{1}{2}$ SW $\frac{1}{2}$
Section 29: NE $\frac{1}{2}$ NE $\frac{1}{2}$; W $\frac{1}{2}$ NE $\frac{1}{2}$; NW $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{2}$
Section 33: SW $\frac{1}{2}$ SE $\frac{1}{2}$; SE $\frac{1}{2}$ SW $\frac{1}{2}$
Section 35: SE $\frac{1}{2}$ NE $\frac{1}{2}$

1 PARCEL 6:

2 An undivided one-fourth interest in and to all coal, oil, gas and petroleum
3 products in or under that certain real property more particularly described
4 as follows:

4 Elko County

5 T. 33 N., R. 57 E., M.D.B.&M.

6 Section 1: All

7 T. 34 N., R. 57 E., M.D.B.&M.

8 Section 1: SE $\frac{1}{4}$; Lots 1 and 2; S $\frac{1}{2}$ NE $\frac{1}{4}$

9 Section 3: All

10 Section 9: All

11 Section 11: All

12 Section 13: All

13 Section 15: All

14 Section 17: All

15 Section 19: All

16 Section 21: All

17 Section 23: All

18 Section 25: All

19 Section 27: All

20 Section 29: All

21 Section 33: All

22 Section 35: N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

23 T. 34 N., R. 58 E., M.D.B.&M.

24 Section 5: All

25 Section 7: All

26 Section 9: All

27 Section 17: All

28 Section 19: All

29 Section 31: All

30 White Pine County

31 T. 23 N., R. 58 E., M.D.B.&M.

Section 25: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 36: NW $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ NW $\frac{1}{4}$

Nye County

T. 8 N., R. 57 E., M.D.B.&M.

Section 26: W $\frac{1}{2}$ SW $\frac{1}{4}$

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PARCEL 7:

An undivided one-half interest in and to all minerals except coal, oil, gas and petroleum products in or under that certain real property more particularly described as follows:

White Pine County

T. 23 N., R. 58 E., M.D.B.&M.

Section 25: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 36: NW $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ NW $\frac{1}{4}$

Nye County

T. 8 N., R. 57 E., M.D.B.&M.

Section 26: W $\frac{1}{2}$ SW $\frac{1}{4}$

1969 Fork Pickup, Identification No. F26YRE27523

Promissory Note for \$25,000.00, dated September 30, 1979, G. Norman Peters, Bette Peters and Tammy Kaye Peters, Payors, to Peter Elia, Payee, secured by Deed of Trust dated November 21, 1979, from G. Norman Peters, Bette Peters and Tammy Kaye Peters, Grantors, to TitleFact, Inc., Trustee, in favor of Peter Elia, Beneficiary, recorded in the Office of the Minidoka County Recorder, State of Idaho.

Promissory Note for \$35,000.00, dated July 11, 1966, Downtown Trailer Park, Inc., a Nevada corporation, Payor, to Pete Elia, Beneficiary, secured by Deed of Trust dated July 11, 1966, from Downtown Trailer Park, Inc., a Nevada corporation, Trustor, to Nevada Title Guaranty Company, Trustee, in favor of Pete Elia, Beneficiary, recorded in Book 70, Official Records, page 534, Elko County Recorder's Office.

Promissory Note for \$12,000.00, dated June 1, 1973, Noel Aranguena, Payor, to Pete Elia and Leoni Elia.

Promissory Note for \$92,500.00, dated July 10, 1978, Warehouse Market, Inc., Payor, to Pete Elia and Leonie Elia, Beneficiaries, secured by Deed of Trust dated July 10, 1978, from Warehouse Market, Inc., Trustor, to Title Insurance and Trust Company, Trustee, in favor of Pete Elia and Leonie Elia, Beneficiaries, recorded in the Office of the Washoe County Recorder.

1 Promissory Note for \$300,000.00, dated
2 1968, from Merritt D. Hill et al to
3 David and Marie Ayarra and Pete and Leonie
4 Elia, covering sale of property in
5 Hailey, Idaho. One-half interest
6 in said Note belongs to Decedent and
7 his wife.

8 16. That said Estate is in all respects ready to be
9 closed.

10 WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

11 A. That due and legal notice of the hearing of said
12 First and Final Account and Petition for Fees and for Final
13 Distribution was given as provided by law. That the First and
14 Final Account of said Executor, as amended and supplemented, be,
15 and the same hereby is finally settled, allowed and approved.

16 B. That there be allowed and paid unto the firm of
17 WILSON, WILSON and BARROWS, LTD., Attorneys for said Estate, the
18 sum of \$2,500.00 in full for services to said Estate.

19 C. That there be allowed and paid unto the firm of
20 WILSON, WILSON and BARROWS, LTD., as said Attorneys, the sum of
21 \$143.65 as costs of administration, together with closing costs
22 in the sum of \$149.80.

23 D. That the sum of \$25,587.33 be paid to LEONI ELIA
24 as her share of community monies on hand in the Estate, subject to
25 payment to the Trust for one-half of the Aranguena payments.

26 E. That no statutory fees or commissions be allowed
27 unto STEWART R. WILSON for his services as Executor of said
28 Estate.

29 F. That there be allowed and paid unto HAYDEN HENDERSON
30 the sum of \$2,500.00 in full payment for his accounting services
31 for the Estate.

G. That after the payment of the costs of administra-
tion and payment of the monies to LEONI ELIA pursuant to

1 Paragraph D above, all of the property comprising said Estate
2 be, and the same hereby is distributed unto STEWART R. WILSON, IN
3 TRUST, for LEONIE ELIA, which shall be designated as the PETE ELIA
4 TRUST.

5 H. That any and all other real or personal property of
6 any name or nature not hereinabove described and within the
7 jurisdiction of the above entitled Court, in which said Estate
8 shall have an interest and whether now known or not, be, and the
9 same hereby is distributed pursuant to the terms of Decedent's
10 Will.

11 I. That upon filing receipts showing distribution in
12 accordance herewith and recording a certified copy of this Decree
13 in the Counties of Elko, Eureka, White Pine, and Nye, the said
14 Executor shall be discharged from his Trust.

15 DONE IN OPEN COURT on the 20th day of February, 1981,
16 and this written Decree signed on this 27th day of March, 1981.
17

18 JOS. O. McDANIEL
DISTRICT JUDGE.

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 DECREE SETTLING FIRST AND FINAL ACCOUNT AND APPLICATION FOR ATTORNEY FEES AND PETITION FOR DISTRIBUTION, In the Matter of the Estate of PETE ELIA, Deceased, Probate No. 3162,

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

WITNESS my hand and the seal of said court affixed
the 27th day of March _____, A.D. 19 81.

R. L. Kane Clerk
By Bobbi Huntz Deputy Clerk

ELKO INDEPENDENT PRINT



RECORDED AT REQUEST OF
Wilson, Wilson & Barrows (7)

BOOK 93 PAGE 503

81 APR 1 A10:32

OFFICIAL COUNTY CLERK
ELKO COUNTY NEVADA
WILLIS A. DEBOLD-RECORDER
FILE NO. 80038
FEE \$

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