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FILED

JUN 20 1983

No. 2873

Dept. 1

SUSAN E. HARRER  
CLERK OF DIST. COURT

BY \_\_\_\_\_

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

IN THE MATTER OF THE ESTATE	)	
	)	
OF	)	<u>ORDER APPROVING, ALLOWING AND</u>
	)	<u>SETTLING FIRST AND FINAL ACCOUNT</u>
LOUIS L. ROSSI,	)	<u>AND DECREE OF DISTRIBUTION</u>
	)	
Deceased.	)	

The matter of the hearing of the First and Final Account and Petition for Distribution of MAIOLA CURTIS, Executrix of the Estate of LOUIS L. ROSSI, Deceased, coming on regularly to be heard this 20th day of June, A.D. 1983, and proof being duly made and offered, the Court finds that said First and Final Account and Petition for Distribution was filed in the Office of the Clerk of the above-entitled Court on the 24th day of May, A.D. 1983; that on the same day the Clerk of the above-entitled Court appointed Monday, the 20th day of June, A.D. 1983, as the day for the hearing and settlement thereof; that notice of the time and place of said hearing and settlement has been given, as required by law; that Notice of Settlement of Account and Hearing Petition for Distribution of Estate and Petition for Approval of Attorney's fee, why said account should not be settled and why said petition should not be granted and distribution made was issued by the Clerk of the above-entitled Court, and that notice was given, as required by law, by causing the

1 same to be published in the Humboldt Sun, a newspaper printed  
2 and published in Winnemucca, Nevada, on three dates of publication  
3 over a period of two weeks, and, also by mailing postage prepaid,  
4 certified mail to: Maiola Curtis, P.O. Box 634, Corte Madera,  
5 CA 94925, Certified No. P226-343-018; William Englebright, 6  
6 Malvino Court, Tiburon, CA 94920, Certified No. P226-343-019;  
7 Joseph Keller, Gladys Drive West, Star Route, Fallon, NV 89406,  
8 Certified No. P226-343-020; Rene Ireland, 1508 Georgina Ave.,  
9 Santa Monica, CA 90402, Certified No. P226-343-021; return  
10 receipts requested, all of which is shown by the Affidavit of  
11 Mailing of Michelle M. Pitts, on file herein and the Affidavit  
12 of Rex Bovee, Jr., on file herein; that due and legal notice  
13 to show cause why said account should not be approved and  
14 settled and said distribution made has been given as required  
15 by law.

16 And no written objections having been filed to the  
17 hearing or to the settlement of said account or to the granting  
18 of said Petition, and no one now appearing to object thereto,  
19 the Court, after hearing the evidence offered and admitted and  
20 from the records and files herein finds:

21 I.

22 That on the 7th day of February, A.D. 1983, said  
23 petitioner was appointed by this Court as the Executrix of the  
24 Estate of Louis L. Rossi, deceased.

25 II.

26 That thereafter, and on the 7th day of February, A.D.  
27 1983, said petitioner took the oath of office and filed herein  
28 the same.

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VI.

1 That since the appointment and qualification of said  
2 petitioner as Executrix of said Estate, she has paid out on  
3 account of costs and expenses of administration the following  
4 sums, to-wit:

5 Humboldt County Clerk Filing Fee	\$ 65.00
6 Humboldt Sun	
7 Notice-Admittance of Will	28.00
8 Notice-Creditors	23.20
9 Kafoury, Armstrong & Co.	
Professional Accounting Service	90.00
10 Eddy's Funeral Home	1,246.81
11 Cal-Gas	83.30
12 Humboldt General Hospital	310.00
(Creditor's Claim)	
	<hr/>
	\$1,846.31

14 subsequent to the filing of the First and Final Account the  
15 following sum was expended:

16 Dennis Ballew - Appraisal Fee	50.00
17	<hr/>
18 TOTAL	\$ 1,896.31

19 VII.

20 That since the appointment and qualification of said  
21 petitioner as Executrix of Estate, she has received the following  
22 sums of money belonging to said estate, to-wit:

23 Placer Amex, Inc. Royalties	
24 for the Months of November,	
December of 1982 and January,	
25 February, March and April of	
1983.	\$ 7,800.00
26 Intermountain CATV, Inc. (Deposit)	30.96
27 Nevada Bell (Credit Balance)	9.44
28 Milchem, Inc. Royalty	600.00
29 (yearly)	
	<hr/>
30	\$ 8,440.40

1 subsequent to the filing of the First and Final Account the  
2 following sums were received:

3 Placer Amex, Inc. Royalties  
4 for the months of May and  
5 June 1983. \$ 2,600.00  
6  
7 TOTAL \$11,040.40

8 VIII.

9 That the following is an accounting showing the total  
10 amount received by said Petitioner as Executrix of this estate,  
11 the total amount expended by her as such Executrix, and the  
12 balance of cash on hand, to-wit:

13 AMOUNT RECEIVED:  
14 Received from Paragraph VII above \$11,040.40  
15  
16 TOTAL RECEIVED \$11,040.40  
17  
18 AMOUNT EXPENDED:  
19 Expended per Paragraph VI above \$ 1,896.31  
20  
21 TOTAL EXPENDED \$1,896.31  
22  
23 BALANCE OF CASH ON HAND \$ 9,144.09

24 IX.

25 That said decedent died testate on the 23rd day of  
26 November, A.D. 1982, in the City of Winnemucca, County of  
27 Humboldt, State of Nevada, and was at the time of his death a  
28 resident of the City of Winnemucca, County of Humboldt, State  
29 of Nevada.

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X.

That said decedent left property in the State of Nevada, subject to administration, consisting of real and personal property.

XI.

That the names, residences, ages and relationships of the surviving heirs of said decedent, so far as known to said petitioner are:

<u>NAME AND RESIDENCE</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
Maiola Curtis P.O. Box 634 Corte Madera, CA 94925	Over 18	Sister
William Englebright 6 Malvino Court Tiburon, CA 94920	Over 18	Nephew
Joseph Keller Gladys Drive West Star Route Fallon, NV 89406	Over 18	Nephew
Rene Ireland 1508 Georgina Ave. Santa Monica, CA 90402	Over 18	Niece

XII.

That the name and residence of the legatee and devisee of the decedent, over the age of 18, is as follows:

<u>NAME AND RESIDENCE</u>
Maiola Curtis P.O. Box 634 Corte Madera, CA 94925

XIII.

That the decedent left property in the State of Nevada, subject to administration; that all of the estate of decedent which is now in the hands of said petitioner, as Executrix, or of which she has any knowledge is as follows, to-wit:

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Mining Claims located in the Cortez Mining District, Eureka County, State of Nevada, Township 26 N, Range 48 E, M.D.B.&M., described as follows:

- Mockingbird No. 1
- Mockingbird No. 2
- Mockingbird No. 3
- Mockingbird No. 4
- Mockingbird No. 5
- Mockingbird No. 6
- Juniper No. 1
- Juniper No. 2
- Juniper No. 3
- Juniper No. 4
- Juniper No. 5
- Juniper No. 6
- Juniper No. 7
- Juniper No. 8
- Juniper No. 9

Subject to a Lease with Option to Purchase dated March 21, 1967, in which the Deceased is Lessor and American Exploration & Mining Co. is Lessee; monthly payments of \$300.00 per month with a term of twenty years expiring February 1, 1987.

Mining Claims located in the Cortez Mining District, Eureka County, State of Nevada, Township 26 North, and 27 North, Range 48 E, M.D.B.&M., described as follows:

- Blue Mountain No. 1
- Blue Mountain No. 2
- Blue Mountain No. 3
- Blue Mountain No. 4
- Blue Mountain No. 5
- Blue Mountain No. 6
- Wild Cat No. 1
- Wild Cat No. 2

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Wild Cat No. 3  
Sage Hen  
Porcupine  
Owl  
Bull Snake  
Weasel  
Yellow Squirrel  
Red Robin  
Deer  
Coyote

Subject to an Agreement with Option to Purchase dated February 9, 1976 between Louis L. Rossi, Deceased, as owner, and Placer Amex, Inc., a California Corporation. Monthly payments of \$1,000.00 guaranteed royalty. Term of Agreement twenty years beginning February 1, 1976 ending February 1, 1996.

Mining Claims located in the County of Lander, State of Nevada, Section 31, Township 32 North, Range 47 East.

Prince Albert No. 1  
Prince Albert No. 2  
Prince Albert No. 3  
Prince Albert No. 4

Said Claims subject to a Lease with Milchem, Inc.

CASH ON HAND: \$9,144.09  
First Interstate Bank of NV  
Winnemucca Branch  
#058-779-648-5

XIV.

That the following costs and expenses of administration which have not been paid are as follows, to-wit:

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Cost of Publication of Notice of Settlement of Final Account and Hearing Petition for Distribution of Estate and Petition for Approval of Attorney's Fees of hearing on the Final Account and Petition for Distribution.

Costs of procuring a certified copy of the Decree of Distribution and recording the same with the Eureka County Recorder, together with recording appropriate documents of conveyance.

That James A. Callahan, Esq., as the attorney representing the estate, has made one appearance in Court in relation to the appointment of the Executrix. That a further appearance will be made for the approval of the First and Final Account and Petition for Distribution. That in addition thereto, he has prepared all pleadings required with reference to this estate and as attorney for Executrix and the Estate is entitled to a reasonable attorney fee in an amount of three per cent (3%) of the gross value of the Estate or the sum of \$5,940.00 less \$250.00 retainer leaving a balance of \$5,690.00. That the Petitioner and sole Beneficiary of the Estate agrees to the attorney fees in this amount.

XV.

That said Petitioner has waived any fees and commissions due her as Executrix.

XVI.

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

XVII.

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

1 that the items for which the Executrix asks to be allowed credit,  
2 as set out in said First and Final Account were proper in amount,  
3 and that the Executrix should be allowed credit therefore.  
4

5 XVIII.

6 And the Court further expressly finds that all costs  
7 and expenses have been paid and satisfied, except the remaining  
8 expenses of administration; that the cost of publication of the  
9 Notice of Settlement of Account and Hearing Petition for Distri-  
10 bution of Estate and Approval of Attorney Fees, is the sum of  
11 \$ 37.60 ; to pay unto the Clerk of Humboldt County, Susan E.  
12 Harrer, the sum of \$ 4.00 to procure certified copies of the  
13 Decree of Distribution; and to pay unto the Lander County Recorder  
14 the sum of \$ 23.00 , and unto the Eureka County Recorder the  
15 sum of \$ 24.00 , representing the recording fee in relation  
16 to recording a certified copy of the Decree of Distribution  
17 and Executrix's Deeds; and to pay unto James A. Callahan, Esq.,  
18 Attorney for said Estate as a reasonable attorney fee to be  
19 allowed attorney for said estate.  
20

21 XIX.

22 And the Court further expressly finds that after  
23 payment of all remaining costs and expenses of administration,  
24 all of the property belonging to said estate, now or in the hands  
25 of said Executrix, together with any and all other property  
26 belonging to said Estate not now known or discovered and where-  
27 soever situate, be set apart and distributed in accordance with  
28 the terms of the Last Will and Testament of said Decedent.  
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NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND  
DECREED:

First: That the First and Final Account of said  
Executrix, in all respects be, and the same hereby is, settled,  
allowed, approved and confirmed as rendered.

Second: That the Executrix of this estate file herein  
receipts showing the distribution of this estate as herein  
directed.

Third: That the Executrix is hereby authorized and  
directed to pay unto the Humboldt Sun, publication costs of  
the Notice of Settlement of Account and Hearing Petition for  
Distribution and Approval of Attorney's fee, in the sum of  
\$37.60 ; and to pay unto the Clerk of Humboldt County, the sum  
of \$4.00 to procure certified copies of the Decree of Distribu-  
tion; and to pay unto the Lander County Recorder the sum of  
\$ 23.00 , and the Eureka County Recorder the sum of \$ 24.00  
which sums represent the recording fee in relation to the  
certified copy of the Decree of Distribution and the Executrix'  
Deed; and to pay unto James A. Callahan, Esq., Attorney for said  
Executrix and said Estate, the sum of \$5,940.00.

Fourth: That after all remaining costs and expenses  
of administration have been paid, all the rest, residue and  
remainder of this estate, together with any and all property  
belonging to this estate, or in which said estate has any  
interest not now known or discovered and wheresoever situate,  
be set apart and distributed in accordance with the terms of  
the Last Will and Testament of the decedent, to-wit:

Unto MAIOLA CURTIS,  
her heirs and assigns forever.

///

1 Fifth: That upon said Executrix filing herein receipts  
2 showing distribution of the residue of said estate, she be  
3 discharged from her trust as such Executrix.

4 Sixth: That the rest, residue and remainder of this  
5 estate now in the hands of said Executrix so ordered distributed  
6 is as follows, to-wit:

7 Mining Claims located in the Cortez  
8 Mining District, Eureka County,  
9 State of Nevada, Township 26 N,  
10 Range 48 E, M.D.B.&M., described  
11 as follows:

- 12 Mockingbird No. 1
- 13 Mockingbird No. 2
- 14 Mockingbird No. 3
- 15 Mockingbird No. 4
- 16 Mockingbird No. 5
- 17 Mockingbird No. 6
- 18 Juniper No. 1
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- 21 Juniper No. 4
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- 23 Juniper No. 6
- 24 Juniper No. 7
- 25 Juniper No. 8
- 26 Juniper No. 9

27 Subject to a Lease with Option to  
28 Purchase dated March 21, 1967, in  
29 which the Deceased is Lessor and  
30 American Exploration & Mining Co.  
is Lessee, monthly payments of  
\$300.00 per month with a term of  
twenty years expiring February 1,  
1987.

31 Mining Claims located in the Cortez  
32 Mining District, Eureka County,  
33 State of Nevada, Township 26 North,  
34 and 27 North, Range 48 E, M.D.B.&M.,  
35 described as follows:

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- 1 Blue Mountain No. 1
- 2 Blue Mountain No. 2
- 3 Blue Mountain No. 3
- 4 Blue Mountain No. 4
- 5 Blue Mountain No. 5
- 6 Blue Mountain No. 6
- 7 Wild Cat No. 1
- 8 Wild Cat No. 2
- 9 Wild Cat No. 3
- 10 Sage Hen
- 11 Porcupine
- 12 Owl
- 13 Bull Snake
- 14 Weasel
- 15 Yellow Squirrel
- 16 Red Robin
- 17 Deer
- 18 Coyote
- 19
- 20 Subject to an Agreement with Option  
to Purchase dated February 9, 1976  
between Louis L. Rossi, Deceased,  
as owner, and Placer Amex, Inc., a  
California Corporation. Monthly  
payments of \$1,000.00 guaranteed  
royalty. Term of Agreement twenty  
years beginning February 1, 1976  
ending February 1, 1996.
- 21 Mining Claims located in the County  
of Lander, State of Nevada, Section 31,  
Township 32 North, Range 47 East.
- 22
- 23 Prince Albert No. 1
- 24 Prince Albert No. 2
- 25 Prince Albert No. 3
- 26 Prince Albert No. 4
- 27 Said Claims subject to a Lease  
with Milchem, Inc.
- 28
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CASH ON HAND: \$9,144.09

DONE IN OPEN COURT this 20th day of June, A.D. 1983.

Llewellyn A. Young /s/  
District Judge

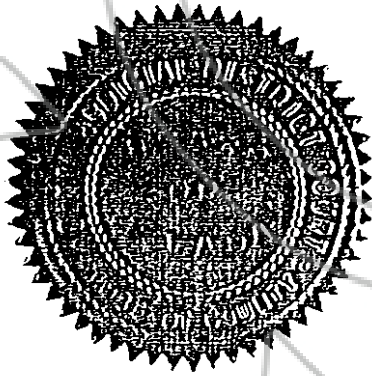
STATE OF NEVADA }  
County of Humboldt } ss.

I, Susan E. Harrer, 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 Louis L. Rossi, 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. 2873 .....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court on this ..... 20th ..... day of ..... June ..... A.D. 1983 .....

*Susan E. Harrer* ..... Clerk  
....., Deputy



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RECORDED AT REQUEST OF  
*James A. Callahan*  
BOOK 111 PAGE 387

83 JUN 24 A10:34

OFFICIAL RECORDS  
EUREKA COUNTY, NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. 87879  
SEE \$ 17.00

JAMES A. CALLAHAN  
ATTORNEY AT LAW  
WINNEMUCCA, NEVADA