

1 Case No. 1063

NO. \_\_\_\_\_  
FILED

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3 139834

FEB 7 1992

4 JOAN SHANGLE, CLERK  
5 BY M. Elliott DEPUTY

6 IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
7 IN AND FOR THE COUNTY OF EUREKA

8  
9 IN THE MATTER OF THE ESTATES OF  
10 HELEN S. SCHULTZ, aka HELEN SOO  
11 SCHULTZ, and DON H. SCHULTZ, aka  
DON HERMAN SCHULTZ,

ORDER TO SET ASIDE THE ESTATES  
OF HELEN S. SCHULTZ AND DON H.  
SCHULTZ WITHOUT ADMINISTRATION  
PURSUANT TO N.R.S. 146.070

12 Deceased.

13  
14 DON R. SCHULTZ, having filed his verified Petition to set  
15 aside the above-entitled Estates without Administration on January  
16 16, 1992, and Notice of the hearing of said Petition having been  
17 duly given as required by law, the Court hereby finds:

18 1. That HELEN S. SCHULTZ, aka HELEN SOO SCHULTZ, died  
19 intestate on or about July 22, 1984, in the County of Alameda,  
20 State of California, and left real property in the County of  
Eureka, State of Nevada.

21 2. That Decedent left a surviving spouse, DON H. SCHULTZ, and  
22 two adult children. Petitioner is one of the surviving sons of  
23 Decedent and is over the age of majority and a resident of the  
24 State of California.

25 3. That the names, ages, relationships and addresses of  
26

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1.

1 Decedent's heirs, devisees and legatees are as follows:

2 <u>Name</u>	<u>Age</u>	<u>Relationship</u>	<u>Address</u>
3 Estate of Don H. Schultz	Adult	Spouse	Deceased
4 Don R. Schultz	Adult	Son	1638 Woodhue Ave. Santa Rosa, CA 95403
6 Cary L. Schultz	Adult	Son	325 Oakes Blvd. San Leandro, CA 94577

8 4. That Decedent's property in the State of Nevada consists  
9 of one lot located in Eureka County described as follows:

10 Lot 1 in Block 35, as shown on the map of  
11 CRESCENT VALLEY RANCH & FARMS, UNIT NO. 1,  
12 filed in the Office of the County Recorder of  
Eureka County, Nevada on April 6, 1959. APN:  
2-046-04. Total Estimated Value: \$3,285.71

13 5. That the gross value of the Estate of the Decedent does  
14 not exceed the sum of \$25,000.00.

15 6. That there are no liens or encumbrances on the Decedent's  
16 property of record at the date of her death known to Petitioner.

17 7. That the expense of last illness, funeral costs, debts,  
18 obligations and claims against the Decedent have been paid in full.

19 8. That the real property above-described should be set aside  
20 to the Estate of DON H. SCHULTZ, Decedent's surviving spouse.

21 9. That DON H. SCHULTZ, aka DON HERMAN SCHULTZ, died on or  
22 about June 3, 1990, in the County of Alameda, State of California,  
23 and left real property in the County of Eureka, State of Nevada.

24 10. That Decedent left no surviving spouse and was survived  
25 by his two adult sons. Petitioner is one of the surviving sons of  
26

1 Decedent and is over the age of majority and a resident of the  
2 State of California.

3 11. That the names, ages, relationships and addresses of  
4 Decedent's heirs, devisees and legatees are as follows:

<u>Name</u>	<u>Age</u>	<u>Relationship</u>	<u>Address</u>
5 Don R. Schultz	Adult	Son	1638 Woodhue Ave. 6 Santa Rosa, CA 7 95403
8 Cary L. Schultz	Adult	Son	325 Oakes Blvd. 9 San Leandro, CA 10 94577

11 12. That Decedent's property in the State of Nevada consists  
12 of the lot being set aside in this matter from the Estate of HELEN  
13 S. SCHULTZ (Parcel No. 1) and a 160 acre parcel (Parcel No. 2),  
14 both of which are located in Eureka County and described as  
15 follows:

16 Parcel No. 1:

17 Lot 1 in Block 35, as shown on the map of  
18 CRESCENT VALLEY RANCH & FARMS, UNIT NO. 1,  
19 filed in the Office of the County Recorder of  
20 Eureka County, Nevada on April 6, 1959. APN:  
21 2-046-04. Estimated Value: \$6,114.29.

22 Parcel No. 2:

23 The SE 1/4 of Section 9, Township 29 North,  
24 Range 48 East, M.D.B.&M., containing  
25 approximately 160 acres, APN: 5-40-10.  
26 Estimated Value: \$15,371.43.

13. That the gross value of the real property belonging to  
the Estate of DON H. SCHULTZ does not exceed \$25,000.00

14. That there are no liens or encumbrances on the Decedent's

1 property of record at the date of his death known to Petitioner.

2 15. That the expense of last illness, funeral costs, debts,  
3 obligations and claims against the Decedent have been paid in full.

4 16. That the real property belonging to DON H. SCHULTZ above-  
5 described should be set aside in equal undivided shares to his  
6 surviving sons, DON R. SCHULTZ and CARY L. SCHULTZ, as their sole  
7 and separate property.

8 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED  
9 that the total value of the Decedent HELEN S. SCHULTZ's Estate  
10 located in the State of Nevada, does not exceed the sum of  
11 \$25,000.00 and the same be, and hereby is, set aside to the Estate  
12 of DON H. SCHULTZ, which property is more particularly described  
13 as follows:

14 Lot 1 in Block 35, as shown on the map of  
15 CRESCENT VALLEY RANCH & FARMS, UNIT NO. 1,  
16 filed in the Office of the County Recorder of  
Eureka County, Nevada on April 6, 1959. APN:  
2-046-04.

17 IT IS FURTHER ORDERED ADJUDGED AND DECREED that the total  
18 value of the Decedent DON H. SCHULTZ's Estate located in the State  
19 of Nevada does not exceed the sum of \$25,000.00 and the same be,  
20 and hereby is, set aside in equal undivided shares to Decedent DON  
21 H. SCHULTZ's surviving sons, DON R. SCHULTZ and CAREY L. SCHULTZ,  
22 as their sole and separate property, which property is more  
23 particularly described as follows:

24 Parcel No. 1:

25 Lot 1 in Block 35, as shown on the map of  
26 CRESCENT VALLEY RANCH & FARMS, UNIT NO. 1,  
filed in the Office of the County Recorder of

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Eureka County, Nevada on April 6, 1959. APN:  
2-046-04.

Parcel No. 2:

The SE 1/4 of Section 9, Township 29 North,  
Range 48 East, M.D.B.&M., containing  
approximately 160 acres, APN: 5-40-10.

IT IS FURTHER ORDERED that any and all property in these  
Estates of any name, nature, character or kind, not hereinabove  
described, which shall be within the jurisdiction of this Court,  
and which was owned by the Decedents at the date of their death,  
be set aside in equal undivided shares to DON R. SCHULTZ and CARY  
L. SCHULTZ as their sole and separate property.

DATED this 7 day of February, 1992.

151 Mellyn H. Hoest  
DISTRICT JUDGE

SEVENTH JUDICIAL DISTRICT COURT,  
IN AND FOR COUNTY OF EUREKA  
STATE OF NEVADA } SS  
I, the Undersigned COUNTY CLERK, and Ex-Officio  
CLERK of the SEVENTH JUDICIAL DISTRICT COURT, do hereby CERTIFY  
that the foregoing is a full, true and correct copy of the original on file in  
my office and that I have carefully compared the same with the  
original.  
WITNESS My Hand and Seal of said  
DISTRICT COURT, this 7th day of Feb. 1992  
Joan Shangle  
County Clerk and Ex-Officio Court Clerk  
by M. Elliott Deputy Clerk

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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
Diocochia F. Degrazia  
'92 FEB 11 P12:01  
Ltd

EUREKA COUNTY, NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. FEE \$ 9.00

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