

Case No. 1063

NO. 139834
FILED

FEB 7 1992

JOAN SHANGLE, CLERK
BY M. Elliott DEPUTY

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

IN THE MATTER OF THE ESTATES OF

HELEN S. SCHULTZ, aka HELEN SOO
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

Deceased.

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

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

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

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

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1.

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

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

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

Lot 1 in Block 35, as shown on the map of CRESCENT VALLEY RANCH & FARMS, UNIT NO. 1, 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

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

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

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

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

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

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

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

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

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

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

Parcel No. 1:

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

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. 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

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. Hoeft
DISTRICT JUDGE

SEVENTH JUDICIAL DISTRICT COURT,
IN AND FOR COUNTY OF EUREKA
STATE OF NEVADA

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. 19 92

Jean Shangle
County Clerk and Ex-Officio Court Clerk

by M. Elliott Deputy Clerk

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF

Diocoechea & Degrazia
Ltd
'92 FEB 11 P12:01

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

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