

152935

CASE NO. 5169-PR

DEPT NO. 2

94 JUN -6 P2:50

FILED

CLERK
DEPUTY

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF ELKO

IN THE MATTER OF THE ESTATE OF

JOSE IGNACIO GOYNECHE, also

known as JOSE IGNACIO GOYNECHE

VIDART

Deceased.

ORDER DISPENSING WITH
ACCOUNTING; APPROVING
ATTORNEY FEES AND COSTS;
AND DECREE OF DISTRIBUTION

The Executrix of the above-entitled Estate having on the

20th day of May, 1994, rendered and filed herein a Waiver of First

and Final Account, Report of Administration, Application for

Approval of Attorney Fees and Costs, which account was for final

settlement, and having filed therein a Petition for final

Distribution of said Estate; and said Account, Application and

Petition having come on regularly to be heard on the 6th day of

June, 1994, at 2:30 o'clock P.M., proof having been made to the

satisfaction of the court, the court hereby finds:

1. Due and legal Notice of the Hearing of said account,

application and petition has been given to all persons interested

in said Estate in the manner and for the time required by law.

BOOK 269 PAGES 26

26
25
24
23
22
21
20
19
18
17
16
15
14
13
12
11
10
9
8
7
6
5
4
3
2
1

1 All accountings and vouchers should be dispensed
 2 with and said report, application and petition is in all respects
 3 true and correct and should be approved and confirmed.
 4 3. Due and legal notice to creditors of said Estate
 5 have been given in the manner and for the time required by law and
 6 that the time for the filing of creditor's claims expired May 3,
 7 1994.
 8 4. No creditors claims were filed and the expenses of
 9 funeral and last illness have been paid in full and discharged.
 10 5. The Executrix caused to be made and returned to the
 11 court a true inventory and appraisalment of all of the Estate of the
 12 Deceased, reporting a total Estate of \$349,690.25.
 13 6. The property in this Estate was partly the sole and
 14 separate property of the Deceased and partly community property of
 15 the Deceased and SIMONE PAULLETTE GOYNECHE as identified on the
 16 Inventory herein.
 17 7. Provisions of Will. By the terms of the Will
 18 admitted to Probate, Deceased devised and bequeathed all the
 19 property in this Estate to SIMONE PAULLETTE GOYNECHE who survived
 20 the Deceased by more than ninety (90) days.
 21 8. Executrix's Commission. The Executrix waived the
 22 right to the payment of a commission for the services as the
 23 Executrix.
 24 9. Attorney Fees. VAUGHAN & HULL, LTD., Attorneys at
 25 Law, Reno, Nevada, have performed services for said Estate by
 26

1 acting as attorneys for the Executrix for which said attorneys are
 2 entitled to a reasonable fee. The Executrix and said attorneys
 3 have agreed upon a reasonable fee for said services and applied for
 4 approval. Said agreed fee arrangement and fees are approved as
 5 reasonable as set out in a separate order.

6 10. Attorney costs. VAUGHAN & HULL, LTD., Attorneys at
 7 Law, Elko, Nevada, in serving as attorneys for the Executrix of
 8 this Estate during the administration of this Estate by agreement
 9 have advanced costs and are entitled to reimbursement as set out
 10 in a separate order..

11 11. Final Closing Fees and costs. Costs and fees will
 12 be incurred in the Hearing of the Petition for Distribution and the
 13 Distribution and final closing of said Estate and should be paid
 14 by the Executrix upon billing.

15 12. Condition of Estate. This Estate is now in a
 16 condition to be finally settled and distributed.

17 GOOD CAUSE APPEARING, IT IS ORDERED AND DECREED THAT:

18 1. Due and legal notice of the Hearing of the Waiver
 19 of First and Final Account, Report of Administration, Application
 20 for Approval of Attorney Fees and Petition for Final Distribution
 21 has been given to all persons for the time and in the manner
 22 required by law.

23 2. All accountings and vouchers are waived and
 24 dispensed with.

25
 26

1 Notice to creditors has been given for the time and
 2 in the manner required by law, and that the time for presentation
 3 of creditors claims expired May 3, 1994. No creditors claims were
 4 filed and the expenses of last illness and funeral have been paid.
 5 4. The Executrix shall pay VAUGHAN & HULL, LTD.,
 6 Attorneys at Law, Elko, Nevada, all fees and costs pursuant to
 7 agreement and separate court order filed herein.
 8 5. All necessary and incidental fees and costs for
 9 closing said Estate be paid by the Executrix.
 10 6. That after payments in compliance with this order,
 11 all the rest, remainder, residue and the property of the Estate
 12 and of the Deceased, now in the hands of the Executrix hereinafter
 13 described, and all other Estate or property not now known or
 14 discovered which may belong to the Estate or the Deceased, is
 15 distributed to SIMONE PAULETTE GOYNECHE, including, but not
 16 limited to:
 17 A. All right, title, interest and Estate of the
 18 Deceased and this Estate in and to the following described
 19 property:
 20 SCHEDULE A - REAL ESTATE
 21 Community Property
 22 Residence - Community Property:
 23 The following property being located in the city of Elko,
 24 County of Elko, state of Nevada, and being more particularly
 25 described as follows, to wit:
 26 Lot 8 in Block B, Golf Course Terrace
 Subdivision, Unit No. 4, as shown on the map
 filed in the office of the County Recorder of

BOOK 269 PAGE 529

1 Elko County, Nevada on August 24, 1965.

2 Together with all buildings and improvements

thereon.

3 Together with all and singular the tenements,

4 hereditaments, easements, and appurtenances,

5 thereunto belonging or in anywise appertaining,

6 and the reversions, remainders, rents, issues

7 and profits thereof, or of any part thereof,

8 and specifically, all right, title, and

9 interest, if any, of grantors of, in, and to

10 any streets, alleys, highways, and roads

11 abutting the above-described premises to the

12 center lines thereof.

13 Together with all furniture, appliances and contents.

14 APN: 01-571-09-0

15 SCHEDULE B - BANK ACCOUNTS AND TIME DEPOSIT CERTIFICATES

16 COMMUNITY PROPERTY

17 CERTIFICATE OR

18 ACCOUNT NO.

19 First Interstate Bank

20 of Nevada, N.A.

21 TCD 042398

22 matured 1/20/94

23 plus accruing interest

24 First Interstate Bank

25 of Nevada, N.A.

26 Checking - 0271143049

27 ACCOUNT NO.

28 BANK

29 First Interstate Bank

30 of Nevada, N.A.

31 17 Travelers checks

32 831-6800-955

33 U.S. Bank (savings)

34 0135346

35 matures 3/23/94

36 plus accruing interest

37 SCHEDULE C - STOCK (SOLE AND SEPARATE PROPERTY)

38 COMPANY

39 CERTIFICATE NO.

40 SHARES

41 American Telephone

42 & Telegraph Co.

43 2535-0639

44 8

45 03-22-78

46 American Telephone

47 & Telegraph Co.

48 0557-2713

49 41

50 11-29-71

51 USWEST, INC.

52 8072 4575

53 19

54 04-06-84

55 BOOK 269 PAGES 30

26
25
24
23
22
21
20
19
18
17
16
15
14
13
12
11
10
9
8
7
6
5
4
3
2
1

///

BOOK 269 PAGES 31

6.

Recorder's Office.
B. Any and all other property of the Deceased and of this Estate, real or personal, of any name, nature, kind, character or description not hereinbefore described or inventoried and valued, or which may be incorrectly described herein, which is within the jurisdiction of this Court.

Together with the Mining Lease and Option to Purchase dated April 15, 1986 made by JOSE GOYNECHE as Lessor and ALIAS PRECIOUS METALS, INC., a Nevada corporation as Lessor, Recorded May 27, 1986 in Book 144, Page 292 Official Records, Eureka County Recorder's Office.

NAME OF CLAIM	BOOK	AM PAGE	BIM SERIAL NUMBER
Elizondo 1	64	189	NMC 22480
Elizondo 2	64	190	NMC 22481
Elizondo 3	64	191	NMC 22482
Elizondo 4	65	69	NMC 26113
Elizondo 5	65	70	NMC 26114
Elizondo 6	65	71	NMC 26115
Elizondo 7	65	72	NMC 26116

Notice of Location Recorded in:

The following unpatented mining claims located in Section (S) 25, Township 23 N., Range 49 E, of the Mt. Diablo B.M., Eureka County, Nevada.

SCHEDULE E - MINING CLAIMS (COMMUNITY PROPERTY)
One 1987 GMC Pickup: TV107 1GTEV14K0HS507036

CARS

SCHEDULE D - COMMUNITY PROPERTY	BOOK	AM PAGE	BIM SERIAL NUMBER
USWEST, INC.	8220	5299	05-28-86
USWEST, INC.	SX 8286	2071	05-02-90
PACIFIC TELESIS	8071-3454	19	04-06-84
PACIFIC TELESIS	8223-3796	19	06-09-86
PACIFIC TELESIS	8316-0757	38	03-25-87

26
25
24
23
22
21
20
19
18
17
16
15
14
13
12
11
10
9
8
7
6
5
4
3
2
1

7. All property in this Estate was partly the sole and separate property of the Deceased, JOSE IGNACIO GOYNECHE and partly the community property of the Deceased and SIMONE PAULETTE GOYNECHE as identified in the description above.

8. A certified copy of this order and decree shall be recorded in the office of the Elko County Recorder's Office. DONE IN OPEN COURT this 5 day of June, 1994.

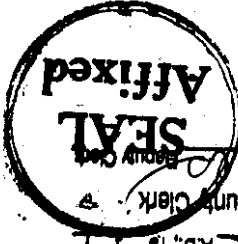
/s/ Jack B. Ames
DISTRICT JUDGE

CERTIFICATION OF COPY

STATE OF NEVADA)
COUNTY OF ELKO) SS
I, KAREN VASQUEZ, COUNTY CLERK AND EX-OFFICIO CLERK OF THE DISTRICT COURT OF THE FOURTH 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 THE INSTRUMENT AS THE SAME APPEARS ON FILE OF RECORD IN MY OFFICE.

Witness my hand and the seal of said court affixed this 5 day of June A.D., 1994

By Karen Vasquez
KAREN VASQUEZ, County Clerk



BOOK 269 PAGE 526
OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Wolfgang + Hill
94 JUN 10 AM 11:42

EUREKA COUNTY, NEVADA
M.N. REBALZATI, RECORDER
FILE NO. 152935
FEE \$13.00

BOOK 269 PAGE 532