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Case No. 1183

Dept. No.

166820

NO. FILED

MAY 16 1997

JOAN SHAWBLE, CLERK  
BY *[Signature]* DEPUTY

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

In the Matter of the Estate of

FRANCES LENA MINOLETTI

Deceased.

ORDER SETTING  
ASIDE ESTATE  
WITHOUT  
ADMINISTRATION

The matter of the hearing of the verified petition of JOHN

MINOLETTI to set aside estate without administration came on for  
hearing this day, and proof being duly made and offered, the

court finds that said petition was filed in the office of the

clerk of the above-entitled court on April 28, 1997; and that on

the same day the clerk of the above-entitled court set May 16th,

1997, at 10:00 a.m., as the day for the hearing thereof; that

notice of the time and place of said hearing has been given as

required by law and as hereinafter order by this court; and no

person appearing to oppose or contest the petition, at this, the

time fixed for hearing thereof, the court finds:

1. That Decedent died intestate on December 26, 1973 in

the County of Elko, State of Nevada.

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1.

1 That Decedent died leaving an estate in Nevada

2 consisting of one-fourth interest in real property, more

3 particularly described as follows:

4 All of that certain lot, piece, or parcel of land, situate,  
lying and being in the town of Eureka, Nevada and more  
5 particularly described as follows, to-wit:

6 All of Lots 1, 2, 3, 4, 5 and 6 in Block 45, together with three  
frame houses and garage; also, all the furniture, equipment  
7 and property located therein.

8 APN: 01-16-108

9 3. That there is no surviving spouse or minor children of

10 decedent; and that the names, residences, ages and relationships  
11 of the decedent's heirs-at-law, and devisees and legatees, so far  
12 as known to Petitioner, are as follows, to-wit:

13 JOHN MINOLETTI Adult Grandson  
P.O. Box 85  
Eureka, Nevada 89316

14 ELAINE LOGAN Adult Granddaughter  
2043 Regent Street  
Reno, Nevada 89502

15 ESTER TRACTABLE Adult Granddaughter  
217 Crampton Street  
Reno, Nevada 89502

16 3. That there were no liens or encumbrances of record on  
17 said property as of the date of decedent's death, and the net

18 value of the whole estate of decedent in Eureka County, Nevada,  
19 does not exceed the sum of TWENTY FIVE THOUSAND DOLLARS

20 (\$25,000.00) at the date of death of FRANCES LENA MINOLETTI,

21 deceased; that the expenses of the last illness of decedent, the

22 funeral charges and creditors of decedent have been paid; and the

23 costs and expenses of settling the estate and distribution will

24

1 be paid by the Petitioner out of the proceeds from the sale of

2 the real property described herein.

3 4. That from the records and files herein, the matters and

4 things set forth in the verified Petition are true and correct;

5 that after all expenses, creditors and just debts of the estate

6 have been paid, that the remainder of the estate must be set

7 aside and distributed pursuant to Section 146.070 of Nevada

8 Revised Statutes unto JOHN MINOLETTI, as his sole and separate

9 property; and that the Court considers it just and proper that

10 the entire Estate of LENA M. MINOLETTI, deceased, be set aside

11 without administration as hereinafter ordered, adjudged and

12 decreed.

13 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

14 First: That Notice of the Petition and hearing has been

15 given to the decedent's heirs, devisees and legatees in the time

16 and manner required by law.

17 Second: That the Estate of FRANCES LENA MINOLETTI,

18 deceased, be not administered upon.

19 Third: That Decedent's estate consisting of one-fourth

20 interest in all that real property situate in Eureka, Nevada and

21 more particularly described as follows:

22 All of that certain lot, piece, or parcel of land, situate,

23 lying and being in the town of Eureka, Nevada and more

24 particularly described as follows, to-wit:

25 All of Lots 1, 2, 3, 4, 5 and 6 in Block 45, together with three

26 frame houses and garage; also, all the furniture, equipment

27 and property located therein.

APN: 01-16-108

1 be assigned and set apart to JOHN MINOLETTI, as his sole and  
 2 separate property, Decedent's Grandson, for his support pursuant  
 3 to NRS 146.070.  
 4 Fourth: That attorney fees in the amount of One Thousand  
 5 Five Hundred Dollars and No Cents (\$1,500.00) be paid out of the  
 6 proportionate share of proceeds from the sale of the above-

7 described property.  
 8 DATED: May 16, 1997

John D. Frost  
 DISTRICT JUDGE

Submitted by: John M. Iroz  
 Nevada Bar No. 4293  
 60 West Fourth Street  
 Winnemucca, NV 89445  
 Attorney for Petitioner

BOOK 308 PAGE 078  
 OFFICIAL RECORDS  
 RECORDED AT THE REQUEST OF  
John Frost  
 97 MAY 16 AM 11:21  
 EUREKA COUNTY NEVADA  
 M.M. REBELETTI, RECORDER  
 FILE NO.  
 FEES \$10.00

SEVENTH JUDICIAL DISTRICT COURT,  
 IN AND FOR COUNTY OF EUREKA,  
 STATE OF NEVADA } SS  
 I, the Undersigned COUNTY CLERK and Ex-Office  
 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 16 day of May, 1997  
John M. Iroz  
 County Clerk and Ex-Office County Clerk  
John M. Iroz  
 Deputy Clerk

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