

MAY 16 1997

NO. FILED

JOAN SHANGLE, CLERK
BY *[Signature]* DEPUTY

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

ORDER SETTING
ASIDE ESTATE
ADMINISTRATION
WITHOUT

10 In the Matter of the Estate of

11 LENA M. MINOLETTI

Deceased.

13 The matter of the hearing of the verified petition of

14 JOSEPHINE PETERSON to Set Aside Estate Without Administration

15 came on for hearing this day, and proof being duly made and

16 offered, the Court finds that said petition was filed in the

17 Office of the Clerk of the above-entitled Court on April 28,

18 1997; and that on the same day the clerk of the above-entitled

19 Court set May 16th, 1997, at 10:00 a.m., as the day for the

20 hearing thereof; that notice of the time and place of said

21 hearing has been given as required by law and as hereinafter

22 order by this Court; and no person appearing to oppose or contest

23 the petition, at this, the time fixed for hearing thereof, the

24 Court finds:

25 1. That Decedent died intestate on December 18, 1978 in

26 the County of Alameda, State of California.

27

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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 JOSEPHINE PETERSON Adult Daughter

14 1200 Russell Way Apt. 229
Hayward, California 94541

15 ELINOR SCHOTTE Adult Daughter

16 1200 Russell Way Apt. 229
Hayward, California 94541

17 3. That there were no liens or encumbrances of record on

18 said property as of the date of decedent's death, and the net

19 value of the whole estate of decedent in Eureka County, Nevada,

20 does not exceed the sum of TWENTY FIVE THOUSAND DOLLARS

21 (\$25,000.00) at the date of death of LENA M. MINOLETTI, deceased;

22 that the expenses of the last illness of decedent, the funeral

23 charges and creditors of decedent have been paid; and the costs

24 and expenses of settling the estate and distribution will be paid

25 by the petitioner out of the proceeds from the sale of the real

26 property described herein.

27

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

2 things set forth in the verified petition are true and correct;

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

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

5 aside and distributed pursuant to Section 146.070 of Nevada

6 Revised Statutes unto JOSEPHINE PETERSON and ELINOR SCHOTTE,

7 share and share alike; and that the Court considers it just and

8 proper that the entire Estate of LENA M. MINOLETTI, deceased, be

9 set aside without administration as hereinafter ordered, adjudged

10 and decreed.

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

12 First: That Notice of the petition and hearing has been

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

14 and manner required by law.

15 Second: That the Estate of LENA M. MINOLETTI, deceased, be

16 not administered upon.

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

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

19 more particularly described as follows:

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

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

22 particularly described as follows, to-wit:

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

24 frame houses and garage, also, all the furniture, equipment

25 and property located therein.

26 APN: 01-16-108

27 be assigned and set apart to JOSEPHINE PETERSON and ELINOR

28 SCHOTTE, Decedent's daughters, as joint tenants with right of

29 survivorship, for their support pursuant to NRS 146.070.

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1 Fourth: That attorney fees in the amount of One Thousand
 2 Five Hundred Dollars and No Cents (\$1,500.00) be paid out of the
 3 proportionate share of proceeds from the sale of the above-

4 described property.

5 DATED: May 16, 1997

John M. Iroz
 DISTRICT JUDGE

8 Submitted by: John M. Iroz

10 JOHN M. IROZ
 Nevada Bar No. 4293
 11 60 West Fourth Street
 Winnemucca, NV 89445
 12 Attorney for Petitioner

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 OFFICIAL RECORDS
 RECORDED AT THE REQUEST OF
John M. Iroz
 97 MAY 16 AM 11:22
 EUREKA COUNTY NEVADA
 M.N. REBALVATI, RECORDER
 FEES 10.00
 FILE NO.

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166821

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 16 day of May, 1997
 County Clerk and Ex-Officio Court Clerk
John M. Iroz
 Deputy Clerk