

NO. FILED

AUG 01 1997

JOAN SHANGLE, CLERK

BY *Joanna Kelly* DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF

THE STATE OF NEVADA, IN AND FOR THE COUNTY OF EUREKA

ORDER AND DECREE OF
SETTLEMENT OF FIRST AND FINAL
ACCOUNT AND DECREE OF
FINAL DISTRIBUTION

In the Matter of the Estate of
ELNA RUTH SCHROEDER, also known
as ELNA R. SCHROEDER, also known
as ELNA RUTH SCHROEDER,

Deceased.

ELWOOD WRIGHT, as Executor of the Last Will and Testament of

ELNA RUTH SCHROEDER, also known as ELNA R. SCHROEDER and RUTH

SCHROEDER, having rendered and filed herein his FIRST AND FINAL

ACCOUNT and PETITION FOR SETTLEMENT OF FIRST AND FINAL ACCOUNT AND

PETITION FOR FINAL DISTRIBUTION, and said Account and Petition

having been duly set for hearing on the 7th day of July, 1997, and

said hearing having been held on said date; and the petitioner

being represented in Court by ROSS P. BARDLEY, Attorney, of Elko,

Nevada; and

IT APPEARING that Notice of said hearing having been given

to all persons entitled thereto in the manner and form required by

law; and proof having been made to the satisfaction of the Court,

the Court now finds that all the allegations of the Petition are

true and that said Account is in all respects true and correct.

The Court finds that Notice to Creditors of said Estate has

been given as required by law, as appears from the Affidavits on

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1 file herein, showing due publication and mailing of said Notice to
2 Creditors, and there are no other known creditors to whom said
3 Notice should be mailed, and that the time for filing and present-
4 ing claims against the Estate has expired. The Court finds that no
5 creditor claims have been filed, and that all debts owed in connec-
6 tion with the Estate or the property thereof have been paid in
7 full, including taxes, and all tax returns have been filed.
8 The Court finds that ELNA RUTH SCHROEDER died on March 24,
9 1994, a resident of the County of Eureka, State of Nevada, and left
10 an estate in said County of Eureka, and in the State of Nevada,
11 consisting of real and personal property.
12 The Court finds that the property and assets of the Estate
13 have been duly inventoried and appraised and that the Petitioner
14 has duly filed herein her verified Inventory and Appraisal, showing
15 the appraised value of the Estate to be \$247,500.00. The Court
16 finds that the appraiser's fees and expenses have been paid in
17 full.
18 The Court finds that the costs of administration, in the sum
19 of \$307.52, have been advanced by ROSS P. EARDLEY, Attorney, and
20 that the said attorney should be reimbursed therefor, together with
21 closing costs.
22 The Court finds that by written Agreement with the Executor,
23 the attorney fees of ROSS P. EARDLEY, the Attorney for the Execu-
24 tor, have been agreed upon in the sum of \$6,000.00. Application
25 for approval of said Agreement has been made to the Court and the
26 Court has approved said Agreement, as more particularly set forth
27 in the written Order filed herein on July 7, 1997.

1 The Court finds that the statutory executor fee based on the appraised value of the Estate would be \$6,100.00, but ELWOOD WRIGHT, the Executor of the Estate, has only requested an Executor fee of \$5,000.00, and that said requested fee is fair and reasonable and should be paid to the Executor out of the assets of the Estate.

2 The Court finds that the heirs-at-law, devisees and legatees of the Decedent are as follows:

NAME	RELATIONSHIP	AGE	ADDRESS
ELMER F. SCHROEDER	Husband	Adult	P.O. Box 211006 Crescent Vly, NV 89821
WILLIAM SCHROEDER - Deceased, who left the following children:			
DENNIS W. SCHROEDER		Adult	2700 N. Cahuenga Blvd. #3202 Los Angeles, CA 90068
DARLENE A. SCHROEDER		Adult	1257 Seafarer Ventura, CA 93001
CLARENCE SCHROEDER - Deceased, who left the following children:			
STEVEN E. SCHROEDER		Adult	8022 Masefield Court West Hills, CA 91304
PATRICIA A. SCHROEDER		Adult	62336 Deer Trail Road Bend, OR 97701
HAZEL GENDRON - Deceased, who left the following children:			
LEONARD W. GENDRON		Adult	5377 Circle Drive Reading, MI 49274
ROBERT D. GENDRON		Adult	7011 Territorial Road Camden, MI 49232
ERNEST L. GENDRON		Adult	10800 Grant Road Montgomery, MI 49255
DAVID SCHROEDER	Legatee	Adult	14833 Bauer Road Grand Lodge, MI 48837
FANNIE KOMP	Sister	Adult	P.O. Box 211069 Crescent Vly, NV 89821
ANNIE TAYLOR - Sister - Deceased, who left the following children:			
ELIZABETH ANN TILSON		Adult	Route 1, Box 349-A Raleigh, MS 39153

NAME	RELATIONSHIP	AGE	ADDRESS
JAMES MARVIN TAYLOR	Adult		Route 1, Box 22-A Raleigh, MS 39153
DOVIE WICKER - Sister - Deceased, who left the following children:			
MARY ALMA HARRISON	Adult		Route 1, Box 26-D Pulaski, MS 39152
ELTA MAE GENTRY	Adult		Box 662, Mill Branch Rd. Pulaski, MS 39152
DAVID WILLIS WICKER	Adult		Box 802, Mill Branch Rd. Pulaski, MS 39152
IRLEEE HARMON - Sister - Deceased, who left the following children:			
RUBY GUNN	Adult		9402 Old Jackson Road Forest, MS 39074
JOHNNY R. HARMON	Adult		1290 Mahaffey Road Norton, MS 39117
CURTIS W. HARMON	Adult		110 Legal Drive Pearl, MS 39208
BETTY WILLIAMSON	Adult		5893 HWY. 35 South Forest, MS 39074
MAY FAYE THRASH	Adult		531 Hillsboro Street Forest, MS 39074

The court finds that the Last Will and Testament of the Decedent, dated November 5, 1979, was duly admitted to probate in the above entitled matter and that the distribution of the Estate is controlled by said Will. That said Will is a joint and mutual Will with Decedent's husband, ELMER F. SCHROEDER, who survived the Decedent and is still alive.

Under Paragraph FIFTH of said Will, all of the property of the Estate is left to the Decedent's surviving husband, ELMER F. SCHROEDER, and the court finds that ELMER F. SCHROEDER is the person entitled to distribution from the Estate of the Decedent. The court further finds that there should be confirmed unto ELMER F. SCHROEDER his one-half community interest in all property held by the Decedent and ELMER F. SCHROEDER as community property as

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1 more particularly set forth in the Inventory and Appraisal on file

2 herein.

3 The Court finds that the First and Final Account of the

4 Executor is in all respects true and correct. The Court finds that

5 the property of the Estate on hand for distribution, subject to the

6 payment of costs of administration, closing costs and attorney

7 fees, is the cash on hand in the sum of \$32,497.37, and the Dece-

8 dent's one half community interest in the real property and mining

9 claims hereinafter described.

10 The Court finds that the Estate is now in a condition to be

11 closed and the property distributed in accordance with the terms of

12 the above mentioned Will of the Decedent.

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

14 that Notice of the hearing of said Petition to settle First and

15 Final Account and Petition for Final Distribution was given in the

16 manner and form required by law.

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the First

18 and Final Account of the Executor be, and the same hereby is,

19 settled, approved and allowed.

20 IT IS FURTHER ORDERED that the Executor pay to ROSS P.

21 EARDLEY, from the assets of the Estate or otherwise, the sum of

22 \$307.52 for costs advanced, together with the costs of closing the

23 Estate, and Attorney Fees in the sum of \$6,000.00, less \$3,500.00

24 which has already been paid on said attorney fees.

25 IT IS FURTHER ORDERED that the Executor pay to himself, out

26 of the assets of the Estate, the sum of \$5,000.00 as and for

27 Executor fees.

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1 IT IS FURTHER ORDERED that the Executor pay any final

2 income taxes owed by the Estate or any other expenses incurred in
3 connection with the closing of the Estate and the distribution of
4 the property of the Estate.

5 IT IS FURTHER ORDERED that, subject to the payment of the

6 above mentioned costs and fees, all the rest, residue and remainder
7 of said Estate and any other property not now known or discovered

8 which may belong to the said Decedent or the Estate of said Deced-

9 ent, be, and the same hereby is, distributed to ELMER F.

10 SCHROEDER, the surviving husband of the Decedent. The said residue

11 of the Estate now known and on hand for distribution and which is

12 hereby distributed as set forth above is as follows:

13 1. Cash in the sum of \$32,497.37.

14 2. The Decedent's one-half community interest in
15 the following described mining claims or any
16 other interest of the Decedent in said mining
17 claims:

- 18 Orbit Claims
- 19 Crestview Claims
- 20 Ten Mile Claims
- 21 Bluebird and Crackerjack Claims
- 22 Gold Watch Claims
- 23 Keystone and O'Dair Claims
- 24 Holt Claim
- 25 Blue Eagle Claims

26 Said claims are more particularly set forth and
27 described in Exhibit "One" attached thereto,
28 which Exhibit is hereby referred to and made a
29 part hereof, and said claims are also subject to
30 certain Mining Leases or other Agreements more
31 particularly described in said Exhibit "One"
32 attached hereto.

33 This distribution includes all right, title and
34 interest of the Decedent in and to said Mining
35 Leases or other Agreements as described in
36 Exhibit "One" attached hereto, including all
37 royalties, rents or other monies due or to
38 become due thereunder.

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IT IS FURTHER ORDERED that there be, and there hereby is,

confirmed unto ELMER F. SCHROEDER, the surviving husband of the

Decedent, all of his one-half community interest or other interest

which he may hold in the above described mining claims and mining

property and any Mining Leases or Agreements in connection there-

with as more particularly set forth in Exhibit "One" attached

hereto, to the end that either through this confirmation or by

distribution from the above Estate as set forth above, ELMER F.

SCHROEDER is now the sole owner of all interest in the above

described mining claims and mining property and all Leases and

other Agreements pertaining thereto as heretofore held by ELMER F.

SCHROEDER and ELNA RUTH SCHROEDER, husband and wife.

IT IS FURTHER ORDERED that said Executor be discharged as

such upon his filing herein RECEIPTS or other vouchers showing the

payment and distribution of all sums of money and property herein

ordered to be paid and distributed.

SO ORDERED this 1st day of Aug, 1997.

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 1st day of Aug, 1997
County Clerk and Ex-Officio Court Clerk
Deputy Clerk

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EXHIBIT "ONE"

ORBIT CLAIMS

A total of 31 contiguous unpatedented lode mining claims situate in Sections 25, 26, 35 and 36, Township 28 North, Range 46 East, MDB&M., in the County of Lander, State of Nevada, and which claims are known as the Orbit Claims and are more specifically named and described in Exhibit "A" attached hereto.

Subject to a certain Lease Agreement dated July 20, 1993, wherein Elmer and Ruth Schroeder, husband and wife, are the Lessors, and Brancote U.S., Inc., a Nevada Corporation is named as the Lessee.

Together with all rights, royalties, payments or other benefits due or to become due to the Lessors under the terms and conditions of said Lease.

CRESTVIEW CLAIMS

A total of 12 contiguous unpatedented lode mining claims situate in Sections 1, 2 and 12, Township 27 North, Range 46 East, MDB&M., in the County of Lander, State of Nevada, and which claims are known as the Crestview Claims and are more specifically named and described in Exhibit "B" attached hereto.

Subject to a certain Mining Lease Agreement dated June 16, 1992, wherein Elmer Schroeder and Ruth Schroeder, husband and wife, are the Lessors, and Hemlo Gold Mines (USA) Inc., a Delaware Corporation, is Lessee, which Lease was assigned by Hemlo to Brancote U.S. Inc., a Nevada Corporation, by written Assignment dated June 7, 1994.

Together with all rights, royalties, payments or other benefits due or to become due to the Lessors under the terms and conditions of said Lease.

TEN MILE CLAIMS

A total of 20 contiguous unpatedented lode mining claims situate in the County of Humboldt, State of Nevada, and which claims are known as the Ten Mile Claims and are more specifically named and described in Exhibit "C" attached hereto.

Subject to a certain Mining Lease and Option to Purchase dated April 1, 1989, wherein Elmer F. Schroeder is Lessor and Rajazer Resources, Inc., a Colorado Corporation, is the Lessee, and from which it appears that Golden Glacier

Resources, Inc. now holds the Lessee's interest in said Lease.

Together with all rights, royalties, payments or other benefits due or to become due to the Lessors under the terms and conditions of said Lease.

BLUEBIRD AND CRACKERJACK CLAIMS

A total of 12 unpatented lode mining claims situate in Sections 5, 6, 7 and 8, Township 28 North, Range 47 East, MDB&M, in the Bullion Mining District of the county of Lander, State of Nevada, and which claims are known as the Bluebird and Crackerjack Claims and are more specifically named and described in Exhibit "D" attached hereto.

Subject to a certain Mining Lease Agreement and Option to Purchase, dated September 30, 1986, wherein Elmer F. Schroeder and Elna Ruth Schroeder, husband and wife, are named as Owners, and Coral Resources, Inc., a corporation, is named as Lessee.

Together with all rights, royalties, payments or other benefits due or to become due to the Lessors under the terms and conditions of said Lease.

GOLD WATCH CLAIM

That certain patented mining claim situate in the Goldfield Mining District of the County of Esmeralda, State of Nevada, known as and named as follows:

U.S. Survey No. 3051 Gold Watch

KEYSTONE AND O'DAIR CLAIMS

Those certain patented mining claims situate in the County of Eureka, State of Nevada, known as and named as follows:

Keystone Patented Mining Claim
O'Dair Patented Mining Claim

HOLT CLAIM

That certain patented mining claim situate in the County of Eureka, State of Nevada, more particularly described as follows:

A placer patented mining claim, 235' long and 100' on each side on the Holt Lode, Survey No. 4422, SE 1/4 of Section 1

ROSS P. EARDLEY
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ELKO, NEVADA 89901
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and NE½ of Section 12, Township 35 North, Range 50 East, in the Lynn Mining District, Eureka, Nevada.

BLUE EAGLE CLAIMS

Those certain unpatented lode mining claims situate in Section 34, Horse Canyon Mining District, County of Eureka, State of Nevada, more particularly described as follows:

Blue Eagle NMC 87532
Blue Eagle 1-3 NMC 87533 through 87535

Subject to a certain Mining Lease dated November 20, 1982, wherein Elmer Schroeder or Elna Ruth Schroeder are named as Lessors, and Cortez Gold Mines, a joint venture acting through its managing co-venturer, Placer Amex, Inc., a California Corporation, is the Lessee.

Together with all rights, royalties, payments or other benefits due or to become due to the Lessors under the terms and conditions of said Lease.

ROSS P. EARDLEY
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EXHIBIT A
ORBIT UNPATENTED LODE MINING CLAIMS

A total of 31 contiguous unpatented lode mining claims situated in Sections 25, 26, 35, and 36, T28N, R46E, MDB&M, Lander County, NV.

Claim Name/No.	BLM Serial No.	Book	Page
ORBIT 1	298625	234	317
ORBIT 2	298626	234	318
ORBIT 3	298627	234	320
ORBIT 2 EXT.	298635	234	319
ORBIT 4	298628	234	321
ORBIT 5	298629	234	322
ORBIT 6	298630	234	323
ORBIT 7	298631	234	324
ORBIT 7 FRAC.	268010	224	427
ORBIT 8	298632	234	325
ORBIT 10	338212	251	489
ORBIT 11	298633	234	326
ORBIT 12	389868	278	442
ORBIT 13	389869	278	443
ORBIT 14	389870	278	444
ORBIT 16	298634	234	327
ORBIT 17	268003	224	421
ORBIT 18	325282	246	214
ORBIT 20	338213	251	488
ORBIT 23	268004	224	422
ORBIT 27	361696	264	569
ORBIT 31	268005	224	423
ORBIT 32	268006	224	424
ORBIT 33	268007	224	425
ORBIT 34	268008	224	426
ORBIT 35	268009	224	443
ORBIT 36	325283	246	215
ORBIT 37	338214	251	489
ORBIT 39	338215	251	490
ORBIT 40	354554	259	437
ORBIT 40 FRAC.	354555	259	436

EXHIBIT "B"

CRESTVIEW UNPATENTED LODE MINING CLAIMS

A total of 12 contiguous unpatented lode mining claims located in Sections 1, 2 and 12, Township 27 North, Range 46 East, MDB&M:

BLM
SERIAL NUMBER CLAIM NAME

Crestview Frac
 Crestview #1
 Crestview #2
 Crestview #3
 Crestview #4
 Crestview #5
 Crestview #6
 Crestview #7
 Crestview #8
 Crestview #9
 Crestview #10
 Crestview #11

NMC 704663
 NMC 704664
 NMC 704665
 NMC 704666
 NMC 704667
 NMC 704668
 NMC 704669
 NMC 704670
 NMC 704671
 NMC 704672
 NMC 704673
 NMC 704674

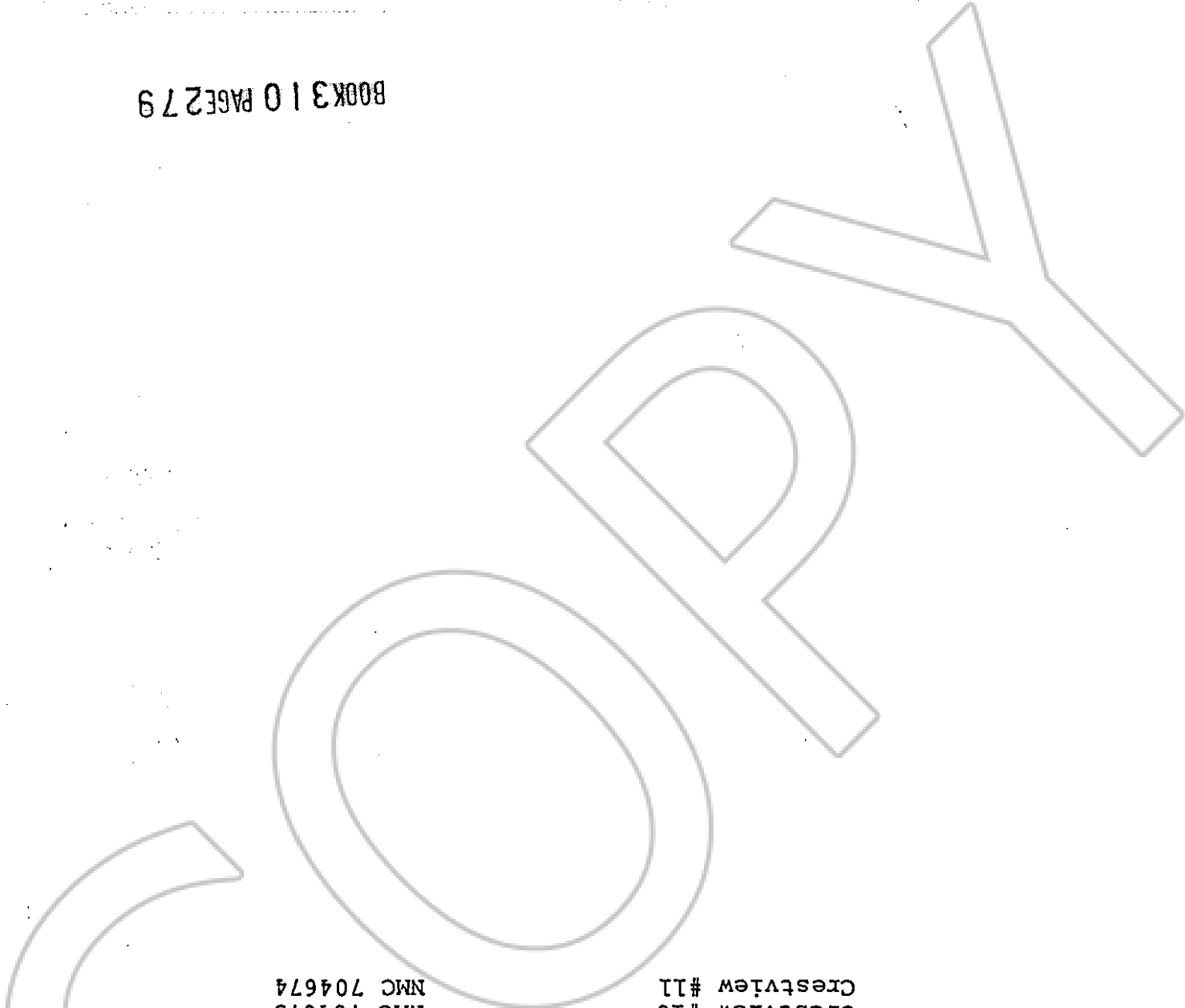


Exhibit "C"

TEN MILE UNPATENTED LODE MINING CLAIMS

A total of 20 contiguous unpatented lode mining claims situate in the County of Humboldt, State of Nevada:

Claim Name And Number	Location Date	Recordation Date	County	Book	Page	Recordation Page	Serial Number BLM
Gold Ore No. 1	09/01/1973	09/12/1973	75		486		NMC 108883 (2 Frames)
Gold Ore No. 2	09/01/1973	09/12/1973	75		487		NMC 108884 (2 Frames)
Gold Ore No. 3	09/01/1973	09/12/1973	75		488		NMC 108885 (2 Frames)
Gold Ore No. 4	09/01/1973	09/12/1973	75		489		NMC 108886 (2 Frames)
Gold Ore No. 5	09/01/1973	09/12/1973	75		490		NMC 108887 (2 Frames)
Gold Ore No. 6	09/01/1973	09/12/1973	75		491		NMC 108888 (2 Frames)
Gold Ore No. 6 (1st Amendment)	09/11/1983	05/02/1983	174		579		NMC 108889 (1 Frame)
Defense	07/01/1941	07/22/1943	A-2		599		NMC 108889
Defense No. 1	07/01/1941	07/22/1943	A-2		599-600		NMC 108890
Defense Extension	07/01/1941	07/22/1943	A-2		600		NMC 108891
Defense Fraction	07/01/1941	07/22/1943	A-3		1		NMC 108892
Gold Bar	06/18/1943	07/22/1943	A-3		1-2		NMC 108893
Lone Star	10/03/1933	12/14/1933	M		255		NMC 108894
Lone Star No. 1	04/28/1935	07/09/1935	M		505		NMC 108895
Lone Star No. 2	06/18/1943	07/22/1943	A-3		2		NMC 108896
Star Dust	07/07/1933	10/05/1933	M		231		NMC 108897
Valley of Gold	07/07/1933	10/05/1933	M		231		NMC 108898
Strange Hope	06/20/1941	08/01/1941	A-2		206		NMC 108899
Strange Hope No. 1	06/20/1941	08/01/1941	A-2		207		NMC 108900
Strange Hope No. 2	06/20/1941	08/01/1941	A-2		207-208		NMC 108901

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Exhibit "D"

BLUEBIRD AND CRACKERJACK UNPATENTED LODE MINING CLAIMS

A total of 12 unpatented lode mining claims situate in Sections 5, 6, 7 and 8, Township 28 North, Range 47 East, MDB&M., in the Bullion Mining District of the County of Lander, State of Nevada:

NAME OF CLAIM	ORIGINAL RECORDATION BOOK PAGE	AMENDED RECORDATION BOOK PAGE	SERIAL NO. BLM
ROD B #3	165	199	N HC 060952
ROD B #4	165	200	N HC 060953
ROD B #7	165	201	N HC 060954
ROD B #1	224	416	N HC 268011
ROD B #2	224	417	N HC 268012
ROD B #5	224	418	N HC 268013
ROD B #6	224	419	N HC 268014
OUR FAITH	234	329	N HC 298636
BLUEBIRD #1	234	330	N HC 298637
BLUEBIRD #2	234	331	N HC 298638
CRACKER JACK #3	234	332	N HC 298639
CRACKER JACK #4	234	333	N HC 298640

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 OFFICIAL RECORDS
 RECORDED AT THE REQUEST OF
Yoda P. Cordova, atty
 97 AUG - 6 PM 1:09
 EUREKA COUNTY, NEVADA
 M.N. REBAL E.M. RECORDER
 FILE NO. 167588
 FEES 20.00

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