

NO. FILED

NOV 03 1997

JOAN SHANGLE, CLERK

DEPUTY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT

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

168863

Dept. 1

No. 1182

IN THE MATTER OF THE ESTATE OF

WALTER J. GRAFSKY, aka

WALTER GRAFSKY,

DECEASED.

AFFIDAVIT OF
LEO J. PUCCINELLI

LEO J. PUCCINELLI, being first duly sworn, deposes and

says:

1. That he is a partner in the law firm of PUCCINELLI &

PUCCINELLI, Elko, Nevada, and is the attorney for the ESTATE OF

WALTER GRAFSKY DECEASED, and for the petitioner, ROBERT J. DWYER.

2. That prior to filing the petition to set aside an

estate without administration, DAVID L. PLUMMER and NANCY A.

PLUMMER, the proposed buyers of the real property, the subject of

this estate matter, deposited into Affiant's Trust Account the sum

of \$7,000.00 as full payment of the purchase price asked by the

estate for such real property. That the four heirs at law of the

Decedent had agreed to such sale and filed with the court their

Agreement indicating that the proceeds of the sale were to be split

equally among the four parties. By prior agreement between Affiant

and the petitioner, the attorney fee and costs incurred in the

administration of this estate in the total sum of \$1,000.00, were

to be paid from the \$7,000.00 held in Affiant's Trust Account, and

PUCCINELLI & PUCCINELLI
ATTORNEYS AT LAW
700 IDAHO STREET, ELKO, NV 89801
P.O. BOX 130, ELKO, NV 89803
(702) 738-7293
FAX (702) 738-0454

BOOK 315 PAGE 293

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

the balance paid in equal portions of \$1,500.00 to each of the four

beneficiaries.

3. That the Amended Order to Set Aside an Estate without

Administration was filed on on May 22, 1997, and recorded on the

same date in Book 308 of Eureka County Official Records at page

153, as File No. 166764.

4. That on June 4, 1997, a check in the sum of \$1,500.00

was mailed to each of the four beneficiaries of this estate, ANN

GRAY, HENRY O. DWYER, JOHN O. DWYER, and ROBERT J. DWYER. A

photocopy of said endorsed checks is attached hereto as Exhibit A.

FURTHER AFFIANT SAYETH NOT.

Leo J. Puccinelli
LEO J. PUCCINELLI

Subscribed and sworn to before me
this 30 day of October, 1997,
by LEO J. PUCCINELLI

John M. Ballow
NOTARY PUBLIC

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 30 day of October, 1997.
Leo J. Puccinelli
County Clerk and Ex-Officio Court Clerk
John M. Ballow
Deputy Clerk

PUCCINELLI & PUCCINELLI
ATTORNEYS AT LAW
700 IDAHO STREET, ELKO, NV 89801
P.O. BOX 130, ELKO, NV 89803
(702) 738-7293
FAX (702) 738-0454

BOOK 315 PAGE 294

First Interstate Bank of Nevada, N.A. 827
Bank

PAY TO THE ORDER OF

PUCINELLI & PUCINELLI
ATTORNEYS AT LAW
700 IDAHO ST., PH. 702-738-7293
ELKO, NV 89801

(2)

THE SUM 500 DOLLARS 00 CTS

\$1500.00

PUCINELLI & PUCINELLI TRUST ACCOUNT

4338 94-1/1212

First Interstate Bank of Nevada, N.A. 827
Bank

PAY TO THE ORDER OF

PUCINELLI & PUCINELLI
ATTORNEYS AT LAW
700 IDAHO ST., PH. 702-738-7293
ELKO, NV 89801

THE SUM 1500 DOLLARS 00 CTS

\$1500.00

PUCINELLI & PUCINELLI TRUST ACCOUNT

4337 94-1/1212

First Interstate Bank of Nevada, N.A. 827
Bank

PAY TO THE ORDER OF

PUCINELLI & PUCINELLI
ATTORNEYS AT LAW
700 IDAHO ST., PH. 702-738-7293
ELKO, NV 89801

THE SUM 1500 DOLLARS 00 CTS

\$1500.00

PUCINELLI & PUCINELLI TRUST ACCOUNT

4336 94-1/1212

First Interstate Bank of Nevada, N.A. 827
Bank

PAY TO THE ORDER OF

PUCINELLI & PUCINELLI
ATTORNEYS AT LAW
700 IDAHO ST., PH. 702-738-7293
ELKO, NV 89801

THE SUM 1500 DOLLARS 00 CTS

\$1500.00

PUCINELLI & PUCINELLI TRUST ACCOUNT

4335 94-1/1212

William Brummett

William Brummett

William Brummett

William Brummett

June 9

June 3

June 3

June 3

PAY TO THE ORDER OF
Valliwide Bank
FOR DEPOSIT ONLY
ROBERT J. DWYER, CPA
01001949-80

5711 64108

121133005
VALLIWIDE BANK
FRESNO, CA
121133005

97

06/09/97 121009358
25 1212-0001-9
WELLS FARGO BANK NA
NEVADA 06/10/97 001

PAY TO THE ORDER OF
Valliwide Bank
FOR DEPOSIT ONLY
ROBERT J. DWYER, CPA
01001949-80

5711 64109

121133005
VALLIWIDE BANK
FRESNO, CA
121133005

97

06/09/97 121009358
25 1212-0001-9
WELLS FARGO BANK NA
NEVADA 06/10/97 001

PAY TO THE ORDER OF
Valliwide Bank
FOR DEPOSIT ONLY
ROBERT J. DWYER, CPA
01001949-80

DO NOT SIGN/WRITE/STAMP
FOR FINANCIAL INSTITUTION USE ONLY

5711 64110

121133005
VALLIWIDE BANK
FRESNO, CA
121133005

97

06/24/97 121009358
25 1212-0001-9
WELLS FARGO BANK NA
NEVADA 06/25/97 001

Ann Gray
Ann Dwyer

DO NOT SIGN/WRITE/STAMP
FOR FINANCIAL INSTITUTION USE ONLY

6023 2160

1221011914
VALLIWIDE BANK
FRESNO, CA
1221011914

97

WELLS FARGO BANK NA
NEVADA 06/27/97 001
PAGE 3/5
RECORDED AT THE REQUEST OF
Rueckel & Rueckel, atty
97 NOV -3 PM 4:39
GUMKA COUNTY NEVADA
M.H. NEALE ATT. RECORDER
FILE NO. 168863

BOOK 315 PAGE 296