

1 No. 1255

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

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9 **In the Matter of the Estate of**

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11 **ROBERT O. BURNHAM,**
12 **also known as**
13 **ROBERT OTTOURNHAM,**

**ORDER TO TERMINATE
INTEREST IN COMMUNITY
PROPERTY**

14

15 **Deceased.**

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On the 0th day of September, 2000, Elaine W. Burnham filed herein her

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Petition to Terminate Interest in Community Property. Notice was given of the filing of the

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Petition and the hearing of the same for Friday, October 6, 2000, at 10:00 A.M. in the

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Eureka County Courthouse, Eureka, Nevada. The same came on regularly to be heard. No

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person appeared in position. The matter was submitted on the verified Petition.

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ACCORDINGLY, THE COURT HEREBY FINDS AND CONCLUDES AS FOLLOWS:

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1 1. Due and legal notice of the filing and hearing of the Petition was given.

2 2. All averments in the Petition are true and correct.

3 3. Petitioner is the surviving spouse of Robert O. Burnham, also known
4 as Robert Otto Buram.

5 4. Decedent died on May 15, 2000, as shown by the copy of Death
6 Certificate attached the Petition, survived by his spouse, the Petitioner, Elaine W.
7 Burnham.

8 5. Petitioner and Decedent were married on March 18, 1957, and
9 remained spouses ul Decedent's death.

10 6. On the 20th day of May, 1993, Petitioner and Decedent entered into
11 that certain written reement entitled Declaration of Manner of Owning Property (copy
12 attached to Petitionn which they agreed that all assets they owned then or in the future in
13 the name of one or th of them was their community property.

14 7. On the 20th day of May, 1993, Petitioner and Decedent executed that
15 certain Revocable Ist Agreement (copy attached to the Petition), in which they:

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17 (a) created avocable, living trust of most of their assets called the Burnham Family
18 Trust;

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20 (b) declared it all real and personal assets, tangible and intangible, in which they
21 had any present or tire right, title or interest, whether located within or outside Nevada,
22 was held by them a rustees of the Burnham Family Trust; and

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24 (c) agreed thall community property transferred to the Trust would retain its
25 character as commuy property.
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1 8. The assets that were on May 20, 1993 declared by Petitioner and
2 Decedent to be held by them, then and in the future, as Trustees of the Burnham Family
3 Trust as community property, included the following (Property):

4 (a) Exhibit A attached hereto and made a part hereof.)

5 9. At the time of Decedent's death, the ownership of, and title to all assets
6 held by Petitioner and Decedent as Trustees of the Burnham Family Trust as community
7 property, including the Property described on Exhibit A, vested in Petitioner, Elaine W.
8 Burnham, as the surviving Trustee of the Burnham Family Trust, AND GOOD
9 CAUSE APPEAR THEREFOR,
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11 IT IS HEREBY ORDERED, ADJUDGED AND DECREED PURSUANT
12 TO NRS 40.525, AS FOLLOWS:

13 1. All right, title and interest of Decedent in and to all Property on Exhibit
14 A attached hereto and the same hereby is, terminated at his death on May 15, 2000; and

15 2. The same vested in Elaine W. Burnham as Trustee of the Burnham
16 Family Trust on May 15, 2000.

17 DATE: October 6, 2000.

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19 *Don L. Lopez*
20 _____
21 District Judge

22 00090571.jas
23 September 26, 2000

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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 6th day of Oct., 192000

Don Shangle

County Clerk and Ex-Officio Court Clerk

W. S. ...

Deputy Clerk

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Wilson & Barrows, Ltd
00 OCT -9 AM 9:10

EUREKA COUNTY NEVADA
M.M. REBALEATI, RECORDER
FILE NO. 175199
FEES 10⁰⁰-

COPY

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