

NO. \_\_\_\_\_

**FILED**

**MAY 7 ' 2004**

Eureka County Clerk  
BY *[Signature]* Deputy

CASE NO. PR-0404-036

DEPT. 1

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

**IN THE MATTER OF THE ESTATE OF**

**GEORGE F. MONTGOMERY, aka  
GEORGIE F. MONTGOMERY,**

**DECEASED.**

**ORDER TO SET ASIDE AN ESTATE  
WITHOUT ADMINISTRATION**

BARBARA S. MONTGOMERY, the Petitioner named in the above-entitled matter, having proved to the satisfaction of the Court that the above-named Decedent died intestate on January 9, 2004, in Elko, Nevada, and that at the time of his death, he was a resident of Eureka, County of Eureka, State of Nevada and that Petitioner is the surviving wife of Decedent, and resides in Crescent Valley, Nevada.

That the above-named Decedent left Estate consisting of real property within the County of Eureka, State of Nevada; that the value of such real property, hereinafter described, does not exceed the sum of \$50,000.00, and is within the jurisdiction of this Court; that Decedent's real property is more fully described as follows:

Lot 27, Block 22, of Crescent Valley Ranch and Farms, Unit No. 1, according to the official map thereof, filed in the office of the County Recorder of Eureka County, Nevada on April 6, 1959, as File No. 34081. APN 2-038-13

That Petitioner has determined that there were no other assets of the above-named Decedent, and therefore requires no administration.

**RECEIVED**

**APR 28 2004**

EUREKA COUNTY CLERK  
AND TREASURER

That in addition to Petitioner, the only heirs-at-law of the above-named Decedent, and their respective relationship and addresses, are as follows:

<u>NAME AND ADDRESS</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
Laura Weidner 110 Randall St. Oregon City, Oregon	Adult	Daughter
Tim Montgomery, Sr. 13462 E. Lakeview Rd. Lakeview, California 92040	Adult	Son

That since the above-described real property was the community property of Decedent and Petitioner, pursuant to NRS 129.250, Petitioner is to be the sole distributee thereof.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that said Estate not be administered upon, but that the whole thereof consisting of real property within the County of Eureka, State of Nevada, and more particularly described as follows:

Lot 27, Block 22, of Crescent Valley Ranch and Farms, Unit No. 1, according to the official map thereof, filed in the office of the County Recorder of Eureka County, Nevada on April 6, 1959, as File No. 34081.

after payment of the administrative costs of these proceedings, be assigned and set apart to Petitioner, BARBARA S. MONTGOMERY whose mailing address is P. O. Box 211003, Crescent Valley, Nevada 89821.,

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any property, either real or personal, not now known or discovered, which may belong to the Estate of the above-named Decedent, or in which the Estate of the above-named Decedent may have any interest or which may be hereafter discovered, be distributed to BARBARA S. MONTGOMERY.

SEVENTH JUDICIAL DISTRICT COURT IN AND FOR COUNTY OF EUREKA STATE OF NEVADA  
OPEN COURT this 7<sup>th</sup> day of May, 2004.

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 7<sup>th</sup> day of May, 2004.  
Francine Hale  
County Clerk and Ex-Officio Court Clerk  
Mary Paulsen Deputy Clerk

  
DISTRICT JUDGE

187374  
BOOK 380 PAGE 365

APN 2-038-13

BOOK 380 PAGE 363-365  
OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Leo J. Puccinelli*  
2004 MAY -7 PM 4:04

EUREKA COUNTY, NEVADA  
M.H. REBALEATI, RECORDER  
FILE NO. FEES 16<sup>00</sup>

**187374**

**Order to Set Aside an Estate Without Administration**

**Recording requested by:**

Leo J. Puccinelli  
Attorney at Law  
700 Idaho Street  
Elko, NV 89801

**Please return to:**

Leo J. Puccinelli  
Attorney at Law  
700 Idaho Street  
Elko, NV 89801

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APR 28 2004

EUREKA COUNTY CLERK  
AND TREASURER

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