

APN # _____

Recording Requested By:

Name Richard Barrows

Address 442 Court St

City/State/Zip Elko, NV 89801

EUREKA COUNTY, NV
LAND-OSE
Rec:\$37.00
Total:\$37.00

RICHARD BARROWS

2021-245354
07/14/2021 09:54 AM
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LISA HOEHNE, CLERK RECORDER

Order to Set Aside
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fees applies)

NO. _____ FILED

JUL 02 2021

By _____

1 Case No. PR-2105-020

2 Dept. No. 2

3

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

6 In the Matter of the Estate of,

7

8 Michael Delbert Williams, a.k.a.

9 Michael D. Williams, a.k.a.

10 Michael Williams,

11

12 Deceased.

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

13

14 Jennifer Williams filed herein on May 26, 2021 her *Petition to Set Aside an*

15 *Estate Without Administration Without Will*. A Notice of Hearing was given for

16 Friday, July 2, 2021, at 10:00 a.m. The same came on regularly to be heard. No

17 person appeared in opposition. The matter was submitted on the verified Petition;

18 ACCORDINGLY,

19 THE COURT HEREBY FINDS AND CONCLUDES AS FOLLOWS:

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

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

22 3. Petitioner is a surviving mother of Decedent.

23 4. Decedent died on April 7, 2021, in Eureka County, Nevada, as shown by
24 the copy of the Certificate of Death attached to the Petition.

25 5. Decedent died leaving an estate in the County of Eureka, State of

26 Nevada.

RECEIVED

JUN 24 2021

Eureka County Clerk

6. A specific description of all property (the "Property") in Decedent's Nevada estate is as follows:

ITEM No. 1

TOWNSHIP 30 NORTH, RANGE 48 EAST, M.D.B.&M.
Section 15: SW1/4 of NE1/4 of NW1/4

TOGETHER WITH the improvements thereon situate.

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

APN: 005-210-31

Value: \$27,114.00

ITEM No. 2

1992 Spring Hill Manufactured Home by Fleetwood
VIN CAFLN17A14746SH &
VIN CAFLN17B14746SH

Value: \$9,046.00

ITEM No. 3

2005 Yamaha Motorcycle VIN JYARJ06Y15A004184

Value: \$2,500.00

ITEM No. 4

2006 Dodge Charger VIN 2B3KA53H86H302291

Value: \$3,729.00

ITEM No. 5

1991 Dodge Stealth VIN JB3XD44S9MY017751

Value: \$900.00

7. A list of all known liens and encumbrances against the Property at the date of Decedent's death with a description of any that Petitioner believes may be unenforceable, is as follows: NONE

1 8. An estimate of the value of the property is \$43,289.00 and an explanation
2 of how the estimated value was determined, is as follows: For Item No. 1 (\$27,114) and
3 Item No. 2 (\$9,046) based upon the 2021-22 Eureka County Taxable Value, a copy of
4 which is attached to the Petition; For Items No. 3-5 the personal opinion of Petitioner.

5 9. A statement of the unsecured debts of Decedent so far as known to the
6 Petitioner, is as follows:

- 7 a. Petitioner's attorney's fees and costs incurred relative to this
8 proceeding in the amount of \$-0-;
- 9 b. Funeral expenses in the amount of \$-0-;
- 10 c. Expenses of last illness in the amount of \$-0-;
- 11 d. Money owed to the Department of Health and Human Services as a
12 result of payments of benefits for Medicaid and creditors in the
13 amount of \$-0-;
- 14 e. Other creditors in the amount of \$-0-.

15 10. Decedent died without a surviving spouse, but was survived by two minor
16 children identified below.

17 11. Decedent died intestate without leaving a valid Will.

18 12. The names, ages, relationships, and residences of the heirs at law and
19 next of kin of Decedent are as follows:

NAME	AGE	RELATIONSHIP	ADDRESS
Taelyn Hope Williams DOB 06/04/16	5	Daughter	% her mother, Shayla Fast 1416 6 th Street Elko, Nevada 89801
Azalea Joy Williams DOB 06/13/20	1	Daughter	% her mother, Cierra Friddle 505 Copper St. Apt. 601 Elko, Nevada 89801

13. Since Petitioner does not seek to have the estate set aside for the benefit of Decedent's surviving spouse or minor child or minor children without payment to creditors, the Petition does not contain:

- a. A specific description and estimated value of property passing by one more nonprobate transfers from Decedent to the surviving spouse or minor child or minor children; or
- b. An allegation that the estimated value of the property sought to be set aside, combined with the value of all nonprobate transfers from Decedent to the surviving spouse or minor child or minor children who are seeking to receive property pursuant to this section, is less than \$100,000.

14. Petitioner's attorney's fees and costs incurred relative to these proceedings have been paid in full.

15. Decedent's funeral expense and expense of last illness have been paid in full and there is no money owed to the Department of Health and Human Services.

1 16. The Estate should not be administered upon in the State of Nevada, but
2 rather, the whole thereof should be set aside one-half to each of Decedent's two minor
3 children, as the persons entitled thereto pursuant to the Nevada law intestate
4 succession in accordance with Chapter 134 of NRS.

5 17. Pursuant to NRS 146.070(15), the Court directs that it would be in
6 the best interest of each minor child that the share of each minor child be distributed
7 to Petitioner, Jennifer Williams, as custodian for each minor child under the Nevada
8 Uniform Act on Transfer to Minors, Chapter 167 of NRS, and, in particular, NRS
9 167.027 and 167.030; AND GOOD CAUSE APPEARING

10 THEREFOR, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS
11 FOLLOWS:

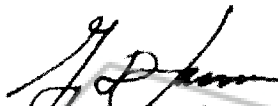
12 1. The Court finds that the value of Decedent's estate does not exceed the
13 sum of \$100,000.00;

14 2. The Court orders that Decedent's estate be set aside one-half to each of
15 Decedent's two minor children, as the persons entitled thereto pursuant to the Nevada
16 law of intestate succession in accordance with Chapter 134 of NRS in accordance with
17 NRS 146.070;

18 3. The Court orders that it would be in the best interest of each minor child
19 that the share of each minor child be distributed to Petitioner, Jennifer Williams, a
20 custodian for each minor child under the Nevada Uniform Act on Transfer to Minors,
21 Chapter 167 of NRS, and in particular, NRS 167.027 and 167.030; and

1 4. That a certified copy of this Order shall be placed of record in the Eureka
2 County Recorder's Office.

3 DATED this 2nd day of July, 2021.

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5 
6 HON. GARY D. FAIRMAN
7 DISTRICT COURT JUDGE
8
9

10 WILSON | BARROWS | SALYER | JONES
11 Submitted and Approved by:

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15 RICHARD G. BARROWS
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SEVENTH JUDICIAL DISTRICT COURT
IN AND FOR THE COUNTY OF EUREKA } ss
STATE OF NEVADA

I, the Undersigned County Clerk Recorder and Ex-Officio Clerk of the
Seventh Judicial District Court do hereby certify that the foregoing is a true
and correct copy of the original on file in my office.

Witness hand and seal of the Seventh Judicial District Court
This 14 day of July, 2021

Eureka County Clerk Recorder and Ex-Officio Court Clerk
By: Aimee H. [Signature] Deputy Clerk Recorder (Seal Affixed)