

14

RECEIVED

SEP 20 1994

DOUGLAS COUNTY DISTRICT COURT CLERK

Case No. P-30900

FILED

Dept. No. I

NO. _____

'94 SEP 20 A9:19

BARBARA REED
CLERK

DALEY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

IN THE MATTER OF THE ESTATE

OF

ROBERT BRUCE WALLACE,
Deceased.

ORDER APPROVING
FIRST AND FINAL ACCOUNT
AND PETITION FOR FEES
AND FOR FINAL DISTRIBUTION

DORIS P. WALLACE, Executrix of the Estate of ROBERT
BRUCE WALLACE, deceased, having rendered to the Court her First
and Final Account and Petition for Fees and for Final Distribution
of said estate, and a hearing thereon having been had in open
Court, due notice of which was proved; and no person objecting;
and the Court having heard the evidence, read the papers, and
considered the matter; and it appearing:

I

DECEDENT

That ROBERT BRUCE WALLACE, hereinafter called decedent,
died on or about July 1, 1985, being at the time of his death a
resident of the county of Alameda, state of California, leaving
certain real property situate or located in the state of Nevada.

///

///

///

✓
LAW OFFICES
ALLISON MACKENZIE,
HARTMAN SCUMBENIOTIS
& RUSSELL, LTD
402 N. Douglas Street
Carson City, NV 89703

B9WLLC00.ODR

346370

BK0994PG2971

1 II

2 LAST WILL AND TESTAMENT

3 That decedent left a Will dated and duly executed on
4 March 27, 1984, and a Codicil thereto dated and duly executed on
5 April 29, 1985; and that the said Will and Codicil were duly
6 approved, allowed, and admitted to probate by this Court as a
7 foreign will and codicil pursuant to NRS 136.270 on October 12,
8 1993.

9 III

10 APPOINTMENT OF EXECUTRIX

11 That on October 12, 1993, this Court, following a
12 hearing on a Petition for Probate of Certified Copy of Will and
13 Issuance of Letters Testamentary, duly filed and lawfully noticed,
14 granted administration herein, and appointed petitioner, DORIS P.
15 WALLACE, Executrix of decedent's estate, upon her qualifying, and
16 she qualified on November 4, 1993, and Letters Testamentary were
17 issued, and ever since she has been, and now is, the duly
18 qualified and acting Executrix of the estate of decedent.

19 IV

20 NOTICE TO CREDITORS

21 That on March 3, 1993, petitioner caused first
22 publication of Notice to Creditors of decedent to be made,
23 requiring creditors to present their respective claims within
24 three (3) months from date of first publication of Notice to
25 Creditors; and that publication was made in THE RECORD-COURIER,
26 a weekly newspaper of general circulation, printed and published
27 in Douglas County, state of Nevada, and was made in the time and
28 in the manner required by law; and the time for presenting claims

346370

BK0994PG2972

1 against said estate, as fixed by said Notice to Creditors, has
2 since expired, and that no claims were filed against the estate.

3 V

4 FEDERAL INCOME/ESTATE TAX

5 That any estate and income taxes due from the estate
6 have been provided for by the Petitioner as the sole beneficiary
7 of the estate.

8 VI

9 INVENTORY AND APPRAISEMENT

10 That petitioner filed herein an Inventory and
11 Appraisement, and that the estate of the decedent consists of one
12 parcel of real property with improvements with the estate's one-
13 half (1/2) interest valued at \$192,500.00.

14 VII

15 HEIRS AND NEXT-OF-KIN

16 That the names, relationships, ages and residences of
17 the heirs and next-of-kin of decedent, so far as known to
18 petitioner, are as follows:

19 <u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>RESIDENCE</u>
20 DORIS P. WALLACE	Wife	Over 18	P.O. Box 1116 Zephyr Cove, NV 89448
21 SHARON MASELLI	Daughter	Over 18	P.O. Box 5386 Stateline, NV 89449
22 KATHLEEN L. 23 FERREIRA	Daughter	Over 18	19603 Fern Way Castro Valley, CA 94546
24 VERONICA L. WALKER	Daughter	Over 18	4737 Herrin Way Pleasanton, CA 94588
25 TRACEY ANN 26 MASELLI	Granddaughter	Over 18	c/o Sharon Maselli P.O. Box 5386 Stateline, NV 89449

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>RESIDENCE</u>
ROBERT V. MASELLI	Grandson	Over 18	c/o Sharon Maselli P.O. Box 5386 Stateline, NV 89449
GARY DIMODANA	Grandson	Over 18	c/o Kathleen Ferreira 19603 Fern Way Castro Valley, CA 94546

VIII

LEGATEES AND DEVISEES

That the names, relationships, ages and residences of the legatees and devisees of the Last Will and Testament and Codicil of decedent herein referenced are as follows:

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>RESIDENCE</u>
DORIS P. WALLACE, Individually, and as Co-Trustee and Beneficiary of the Testamentary Trust of ROBERT BRUCE WALLACE	Wife	Over 18	P.O. Box 1116 Zephyr Cove, NV 89448
SHARON MASELLI, as Co-Trustee of the Testamentary Trust of ROBERT BRUCE WALLACE	Daughter	Over 18	P.O. Box 5386 Stateline, NV 89449
KATHLEEN L. FERREIRA	Daughter	Over 18	19603 Fern Way Castro Valley, CA 94546
VERONICA L. WALKER	Daughter	Over 18	4737 Herrin Way Pleasanton, CA 94588
TRACEY ANN MASELLI	Granddaughter	Over 18	c/o Sharon Maselli P.O. Box 5386 Stateline, NV 89449
ROBERT V. MASELLI	Grandson	Over 18	c/o Sharon Maselli P.O. Box 5386 Stateline, NV 89449
GARY DIMODANA	Grandson	Over 18	c/o Kathleen Ferreira 19603 Fern Way Castro Valley, CA 94546

346370

IX

ATTORNEYS' FEES

That the petitioner engaged the services of ALLISON, MACKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD., as attorneys for petitioner and said firm has rendered such ordinary services as itemized in the Application for Attorneys' Fees on file herein, and is entitled to reasonable compensation therefor; and petitioner and said attorneys have agreed that the sum of \$6,417.00 is a fair and reasonable compensation for these services and hereby request this Court to approve said amount.

X

ATTORNEYS' COSTS

That in addition, said attorneys are entitled to be reimbursed from the estate for costs and expenses advanced in the amount of \$804.77, as itemized in the Application for Attorneys' Fees on file herein.

XI

FIRST AND FINAL ACCOUNT

That during the course of administration, no income was produced from the real property located at 1273 Cedar Ridge Drive, Zephyr Cove, Nevada, and described in the Inventory and Appraisal herein on file. All expenses related to the said real property were paid from the personal assets of the petitioner. In that the petitioner is the surviving spouse of decedent and the beneficiary of the said real property in the Will and Codicil of decedent, the petitioner herewith requests that the accounting to the Court be waived.

///

1 XII

2 EXECUTRIX' SERVICES RENDERED

3 That the petitioner has rendered services as Executrix
4 of the Estate of ROBERT BRUCE WALLACE and waives any compensation
5 for said services.

6 XIII

7 COSTS OF CLOSING ESTATE

8 That certain expenses normal and usual in connection
9 with the closing of such an estate may become due and payable and
10 the petitioner hereby agrees to be responsible for the payment of
11 said expenses.

12 XIV

13 DISTRIBUTION OF ESTATE

14 That the estate is now ready and in a condition to be
15 closed and distributed, pursuant to ARTICLE II - GIFTS AND
16 BEQUEST, paragraph 2.1(b) of the Last Will and Testament dated
17 March 27, 1984 and Codicil thereto dated April 29, 1985 of ROBERT
18 BRUCE WALLACE.

19 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
20 DECREED as follows:

21 1. That the First and Final Account of petitioner,
22 DORIS P. WALLACE, Executrix of the Estate of ROBERT BRUCE WALLACE,
23 deceased, is waived.

24 2. That the Executrix is authorized and directed to
25 pay any and all expenses of closing the estate.

26 3. That the payment of an Executrix' fee to the
27 petitioner, DORIS P. WALLACE, is waived.

28 ///

1 4. That the Executrix is authorized and directed to
2 pay an attorneys' fee to ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS
3 & RUSSELL, LTD., in the amount of \$6,417.00 as a reasonable
4 attorneys' fee for ordinary services rendered to the Executrix
5 during the probate of the above-entitled estate; and to pay
6 \$804.77 as reimbursement for costs and expenses advanced by said
7 attorneys.

8 5. That the Executrix is authorized and directed to
9 distribute the balance of the estate of the decedent now known or
10 hereafter discovered, to petitioner, DORIS P. WALLACE, pursuant
11 to ARTICLE II - GIFTS AND BEQUEST, paragraph 2.1(b) of the Last
12 Will and Testament dated March 27, 1984 and Codicil thereto dated
13 April 29, 1985 of ROBERT BRUCE WALLACE, to include the one-half
14 (1/2) interest of the estate in and to the following described
15 real property:

16 All that certain parcel of real property,
17 located in Douglas County, state of Nevada,
18 and more particularly described as follows:

19 Lot 52 as shown on the map of NORTH
20 LAKERIDGE, including North Lakeridge and
21 Revised Portion of Lakeridge Estates No. 2,
22 filed in the office of the County Recorder of
23 Douglas County, Nevada, on August 29, 1960.

24 Together with an undivided 1/5 interest in
25 and to Parcel D as shown on said parcel map.

26 Being Assessor's Parcel No. 03-172-27.

27 6. That petitioner is authorized and directed to do
28 all the things necessary and proper to effectuate such

///

///

///

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

distributions; and upon making of such distributions, is released and discharged from her trust herein.

DONE IN OPEN COURT this 20th day of Sept., 1994.

David R. Gault

DISTRICT JUDGE

ORIGINAL

SEAL

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: Sept 20 1994
David R. Gault Clerk of the District Court of the State of Nevada, in and for the County of Douglas,

By: *J. H. Paley* Deputy
346370
BK 0994 PG 2978

REQUESTED BY
Allison et al
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

94 SEP 20 A9:34

SUZANNE BEAUDREAU
RECORDER
149 PAIS *K2* DEPUTY