

1 CASE NO. 95-PB-0026

2 DEPT. NO. II

3 NO. _____

4 '95 APR 17 P1:41

5
6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 ^{D. DALEY}
IN AND FOR THE COUNTY OF DOUGLAS

8 In the Matter of the Estate

ORDER ADMITTING WILL TO
PROBATE; AND ISSUING
LETTERS TESTAMENTARY

9 of

10 LETA N. CANEPA, also known as
11 LETA JANE CANEPA, LETA NOONAN
CANEPA and PETIE CANEPA,

12 Deceased.

13
14 The petition of Cynthia Canepa Burdick ("Petitioner") filed on
15 March 14, 1995 praying for the admission to probate of a certain
16 document dated January 18, 1991 purporting to be the last will of Leta
17 N. Canepa, also known as Leta Jane Canepa, Leta Noonan Canepa and Petie
18 Canepa, deceased, and for letters testamentary to be issued to said
19 petitioner, came on regularly for hearing on April 17, 1995, before the
20 above-entitled court. The Petitioner appeared through her counsel,
21 Melanie C. Polk.

22 The court having reviewed the petition and documents on file
23 herein and being fully advised in the premises, finds as follows:

24 1. Leta N. Canepa, also known as Leta Jane Canepa, Leta Noonan
25 Canepa and Petie Canepa, died on February 16, 1995, in Carson City and
26 County, State of Nevada and was at the date of her death a resident of
27 Douglas County, Nevada and left property situate in the State of
28 Nevada.

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1 2. The decedent left a Will dated January 18, 1991 (the "Will"),
2 which was filed with the clerk of court on March 14, 1995.

3 3. The Will was signed by Leta N. Canepa and attested to by two
4 (2) competent witnesses namely, Marilyn Skender and Candice McEachern,
5 who subscribed their names to the Will in the presence of the Testatrix
6 and in the presence of each other.

7 4. Pursuant to NRS 136.160 each of the attesting witnesses to the
8 Will have made and signed an affidavit under oath stating such facts as
9 they would be required to testify to in court to prove the Will and
10 that such affidavits are substantially in the form as set forth in NRS
11 133.050.

12 5. The Will dated January 18, 1991 filed herein is the last Will
13 of Leta N. Canepa, deceased, and that the decedent at the time of the
14 execution of the Will was of the age of majority of sound mind and
15 memory, and not acting under duress, fraud, menace, or undue influence
16 of any person whatsoever, and was in every respect competent to devise
17 and bequeath her estate.

18 6. Pursuant to NRS 138.045(1)(a), David H. Bowers who is named
19 as executor under the decedent's Will, has filed with the court his
20 Renunciation to Serve as Executor and Waiver of Notice.

21 7. Petitioner, Cynthia Canepa Burdick, who is the decedent's
22 daughter, is named in the Will to serve as alternate executrix without
23 bond.

24 8. The persons entitled to individual notice of any further
25 proceedings in this estate are Michael J. Canepa, Sandra Canepa-Swan,
26 Cynthia Canepa Burdick, and Northern Trust Bank of California, N.A. and
27 David H. Bowers as Co-Trustees of the Testamentary Trust Established
28 Under the Will of John B. Canepa, Jr., deceased.

1 9. Notice of the time and place of the hearing of this petition
2 has been given as required by law.

3 10. All other facts alleged in the petition not specifically set
4 forth herein are true.


5 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

6 1. That the document dated January 18, 1991, hereinabove referred
7 to, be admitted to probate as the last Will of Leta N. Canepa,
8 deceased, and that Cynthia Canepa Burdick be, and she is hereby
9 appointed Executrix of the Will of said decedent to serve without bond;

10 2. That Letters Testamentary be issued to Cynthia Canepa Burdick
11 upon her taking the oath of office as required by law; and

12 3. That those person entitled to individual notice of further
13 proceedings in this estate are Michael J. Canepa, Sandra Canepa-Swan,
14 Cynthia Canepa Burdick, and Northern Trust Bank of California, N.A. and
15 David H. Bowers as Co-Trustees of the Testamentary Trust Established
16 Under the Will of John B. Canepa, Jr., deceased.

17 Dated this 17th day of April, 1995.

18 
19 _____
20 DISTRICT JUDGE

CERTIFIED COPY SEAD

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: April 17, 1995

[Signature] Clerk of the 9th Judicial District Court of the State of Nevada, In and for the County of Douglas,

By [Signature] Deputy

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REQUESTED BY
Hale, Lane, Reek, et al
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

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LINDA SLATER
RECORDER
\$ 10.00 PAID [Signature] DEPUTY