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1 Case No. 99-PB-0051

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'99 MAY 25 P1:48

MAY 21 1999

DOUGLAS COUNTY
DISTRICT COURT CLERK

BARBARA REED
CLERK
BY H. CHAPPEL DEPUTY

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

9 In the Matter of the Estate

10 of

ORDER SETTING ASIDE ESTATE
WITHOUT ADMINISTRATION

11 ELOISE MAE BEYMER HOLZGRAFE,

12 Deceased.

14 It appearing to the satisfaction of the court that a
15 verified petition to set aside the Nevada estate of the above-named
16 decedent without administration has been filed, and that notice of the
17 time and place of the hearing thereon has been duly given in this
18 matter in the manner and for the period required by law, and that no
19 one has objected or presented any reason why the petition should not
20 be granted;

21 The Court finds that ELOISE MAE BEYMER HOLZGRAFE was at the
22 time of her death, the survivor of a joint tenancy created with HOMER
23 G. HOLZGRAFE, previously deceased, holding title to the property more
24 fully described below; that the gross value of the Nevada estate of
25 the decedent does not exceed the sum of \$50,000; that the decedent
26 left no debts in the State of Nevada nor debts anywhere that need be
27 satisfied out of the property of the decedent situate in the State of
28 Nevada; that the expenses of last illness and burial charges have been

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1 paid; that there is no surviving spouse or minor children; that the
2 decedent left two (2) adult children; and that the persons named below
3 are entitled to the whole of the estate pursuant the Last Will of the
4 decedent and NRS 146.070 as surviving children of the decedent.

5 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court
6 as follows:

7 1. That ELOISE MAE BEYMER HOLZGRAFE is acknowledged as the
8 surviving joint tenant to HOMER G. HOLZGRAFE in the property
9 described below;

10 2. That the gross value of the Nevada estate of the
11 decedent does not exceed the sum of \$50,000;

12 3. That the whole of the estate of ELOISE MAE BEYMER
13 HOLZGRAFE, deceased, be, and the same is hereby assigned and set aside
14 to, and that title thereof shall vest absolutely in, RICHARD MARK
15 HOLZGRAFE and JAMES ROBERT HOLZGRAFE, surviving children of the
16 decedent.

17 4. That the estate is described as a timeshare unit
18 located in the County of Douglas, State of Nevada. A specific
19 description of the Nevada subject property is:

20 A Timeshare Estate comprised of:

21 Parcel One:

An undivided 1/51st interest in and to that certain condominium estate described as follows:

22 (a) An undivided 1/20th interest, as tenants-in-common, in and to Lot 31 of Tahoe Village Unit No. 3, Fifth-
23 Amended Map, recorded October 29, 1981, as Document No. 61612 as corrected by Certificate of Amendment
24 recorded November 23, 1981, as Document No. 62661, all of Official Records Douglas County, State of Nevada.
25 Except therefrom units 81 to 100 Amended Map and as corrected by said Certificate of Amendment.

(b) Unit No. 081 as shown and defined on said last mentioned map as corrected by said Certificate of
Amendment.

26 Parcel Two:

27 A non-exclusive right to use the real property known as Parcel "A" on the Official Map of Tahoe Village Unit No.
28 3, recorded January 22, 1973, as Document No. 63805, records of said county and state, for all those purposes
provided for in the Declaration of Covenants, Conditions, and Restrictions recorded January 11, 1973, as Document
No. 63681, in Book 173 Page 229 of Official Records and in modification thereof recorded September 28, 1973,
as Document No. 69063 in Book 973 Page 812 of Official Records and recorded July 2, 1978, as Document No.

1 1472 in Book 776 Page 87 of Official Records.

2 Parcel Three:

3 A non-exclusive easement for ingress and egress and recreational purposes and for use and enjoyment and
4 incidental purposes over, on and through Lots 29, 39,40, and 41 as shown on said Tahoe Village Unit No. 3, Fifth-
5 Amended Map and as corrected by said Certificate of Amendment.

6 Parcel Four:

7 (a) . A non-exclusive easement for roadway and public utility purposes as granted to Harich Tahoe
8 Developments in deed re-recorded December 8, 1981, as Document No. 63026, being over a portion of Parcel 26-A
9 (described in Document No. 01112, recorded June 17, 1976) in Section 30, Township 13 North, Range 19 East,
10 M.D.M., - and -

11 (b) An easement of ingress, egress and public utility purposes, 32' wide, the centerline of which is shown and
12 described on the Fifth-Amended Map of Tahoe Village No. 3, recorded October 29, 1981, as Document No. 61612,
13 and amended by Certificate of Amendment recorded November 23, 1981, as Document No. 62661, Official
14 Records, Douglas County, State of Nevada.

15 Parcel Five:

16 The Exclusive right to use said UNIT and the non-exclusive right to use the real property referred to in
17 subparagraph (a) of Parcel One and Parcels Two, Three, and Four above during ONE "use week" within the
18 Summer "use season", as said quoted terms are defined in the Declaration of Restrictions, recorded September 17,
19 1982 as Document No. 71000 of said Official Records.

20 The above described exclusive and non-exclusive rights may be applied to any available unit in the project, during
21 said use week within said season.

22 APN: 42-140-09

23 Together with any and all other assets of the estate that
24 may hereafter be discovered within the State of Nevada.

25 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate
26 be not further administered upon.

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1 DONE IN OPEN COURT this 25 day of May, 1999.

2 James R. Randall
3 DISTRICT JUDGE

4 Submitted by:
5 EVAN BEAVERS & ASSOCIATES, P.C.

6
7 By: [Signature]
8 EVAN BEAVERS, ESQ.
9 Nevada State Bar No. 003399
10 1650 Highway 395, Ste. 101
11 Minden, Nevada 89423
12 Telephone No. (702) 782-5110
13 Attorney for Petitioner

14 **CERTIFIED COPY**

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

18 **SEAL**

19 DATE: May 25, 1999
20 B. Reel Clerk of the 9th Judicial District Court
21 of the State of Nevada, in and for the County of Douglas,

22 By: [Signature] Deputy

23 REQUESTED BY
24 Evan Beavers &
25 IN OFFICIAL RECORDS OF
26 DOUGLAS CO., NEVADA Assoc.

27 '99 MAY 26 P2:25

28 LINDA SLATER
RECORDER
4 \$ 10.00 PAID. [Signature] DEPUTY

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