

FILED

1 Case No. 00-PB-0087

NO _____

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BARBARA REED
CLERK

BY ~~P. GREGORY~~ DEPUTY

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JAN 09 2001

STATE OF NEVADA
DOUGLAS COUNTY
DISTRICT COURT CLERK

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-

DECREE SETTING ASIDE ESTATE
WITHOUT ADMINISTRATION

11 CHARLOTTE JOAN BENJAMIN, also
12 known as JOANNE BENJAMIN,

13 Deceased.

14 THE VERIFIED PETITION of DONALD WILLIAM BENJAMIN for a Decree setting aside
15 and assigning the whole of the Estate of CHARLOTTE JOAN BENJAMIN, also known as JOANNE
16 BENJAMIN, deceased, to DONALD WILLIAM BENJAMIN, as surviving spouse, came on
17 regularly for hearing by the Court this date. Petitioner was represented by his counsel, JAMES M.
18 O'REILLY, ESQ., attorney at law appearing.

19 The Court finds from the proof made to the satisfaction of the Court:

- 20 1. That all notices have been duly given as required by law.
- 21 2. That all facts alleged in the Petition are true.
- 22 3. That the net value of the whole estate of the decedent within the State of Nevada, over
23 and above all liens and encumbrances, does not exceed the sum of FIFTY THOUSAND DOLLARS
24 (\$50,000) as of the date of such death.
- 25 4. That the property left by the decedent consists of her interest in one piece of real
26 property valued at approximately \$41,782.09, located at 1678 Sierra View Court, Minden, Nevada,
27 more particularly described as follows:

28 A parcel of land situated in and being a portion of the Southeast 1/4 of the Northwest 1/4 of

1 Section 35, Township 14 North, Range 20 East, M.D.B. & M., Douglas County, Nevada,
2 more particularly described as follows:

3 Parcel 1 as set forth on that certain Parcel Map for Scott M. & Raymond M. Smith, filed for
4 record in the Office of the County Recorder May 31, 1991, Book 591, Page 4480, Document
5 No. 251748, Official Records of Douglas County, Nevada; A.P.N. 1420-35-201-031 (prior
6 APN. 21-260-350 and 21-260-260).

7 and miscellaneous furniture, jewelry and clothing valued at \$1,000.00.

8 5. That the expenses of the last illness of the deceased and the funeral charges have been
9 paid.

10 6. That the Petitioner, DONALD WILLIAM BENJAMIN, is the surviving spouse of the
11 decedent and, as such, is the sole beneficiary of the decedent's hereinafter described property.

12 IT IS HEREBY ORDERED AND DECREED as follows:

13 1. That the decedent died testate on July 11, 2000.

14 2. That the whole of the estate of CHARLOTTE JOAN BENJAMIN, also known as
15 JOANNE BENJAMIN, deceased, within the State of Nevada, including her one-half (1/2) community
16 property interest in the real property located at 1678 Sierra View Court, Minden, Nevada, more
17 particularly described as follows:

18 A parcel of land situated in and being a portion of the Southeast 1/4 of the Northwest 1/4 of
19 Section 35, Township 14 North, Range 20 East, M.D.B. & M., Douglas County, Nevada, more
20 particularly described as follows:

21 Parcel 1 as set forth on that certain Parcel Map for Scott M. & Raymond M. Smith, filed for
22 record in the Office of the County Recorder May 31, 1991, Book 591, Page 4480, Document
23 No. 251748, Official Records of Douglas County, Nevada; A.P.N. 1420-35-201-031 (prior
24 APN. 21-260-350 and 21-260-260).

25 and her miscellaneous furniture, jewelry and clothing, be set aside to Petitioner, DONALD
26 WILLIAM BENJAMIN, decedent's surviving spouse, in accordance with Nevada law.

27 DATED this 9th day of January, 2001.

David R. Gamble

DISTRICT JUDGE

28 Submitted by:

James M. O'Reilly
JAMES M. O'REILLY, ESQ.
Attorney for Petitioner

0506668

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COPY

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: 1/9/01
Reed Clerk of the 9th Judicial District Court
of the State of Nevada, In and for the County of Douglas,

By [Signature] Deputy

SEAL

REQUESTED BY
James O'Reilly
IN OFFICIAL RECORDS OF
DOUGLAS CO. NEVADA

2001 JAN 11 PM 2:14

LINDA SLATER
RECORDER

0506668

\$ 9.00 PAID 2 DEPUTY

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