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1 CASE NO. 00-PB-0067

2 DEPT. NO. I

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BARBARA REED  
CLERK

BY \_\_\_\_\_ DEPUTY

**B. WILLIAMS** 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

8 IN THE MATTER OF THE ESTATE

ORDER APPOINTING PERSONAL  
REPRESENTATIVE (EXECUTOR)

9 OF

10 DAVID ROGER MCGILL,

ANCILLARY PROCEEDING

11 Deceased.

12  
13 THIS MATTER was brought on before the Court on the 7th day of  
14 November, 2000, on the Petition of DONALD S. MILLER, ESQ., by and  
15 through his counsel MICHAEL SMILEY ROWE, ESQ. of ROWE & HALES, LLP,  
16 for Probate of a Foreign Will, issuance of Letters Testamentary and  
17 Ancillary Administration in the State of Nevada for the purpose of  
18 administering the assets of the Decedent located within this state.  
19 It appears to the satisfaction of this Court that establishment of an  
20 Ancillary Probate Estate, and the appointment of a Personal  
21 Representative in this state, is necessary to administer the  
22 Decedent's real property and improvements located within Douglas  
23 County, State of Nevada. Based upon the verified Petition on file  
24 herein, including the exhibits attached thereto, and good cause  
25 appearing:

26 IT IS HEREBY ORDERED:

27 1. DONALD S. MILLER, ESQ., is hereby appointed as the  
28 Personal Representative of the Decedent's Estate in the State of

0509500

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Mailing Address  
P.O. Box 2080  
Mindeni, NY 89423  
Facsimile (775) 782-3685

Rowe & Hales  
Attorneys At Law

Physical Address  
1638 Esmeralda Street  
Mindeni, NY 89423  
(775) 782-8141

1 Nevada. Letters Testamentary shall be issued to DONALD S. MILLER,  
2 ESQ. The Executor so appointed may duly execute the official oath  
3 required of Personal Representatives in the State of California  
4 before a Notary Public or the Clerk of the Superior Court of  
5 California, County of Alameda. Once the oath is executed, the  
6 Letters Testamentary shall be issued by the Clerk of this Court and  
7 duly filed with this Court.

8 2. It appears to the satisfaction of the Court that the Will  
9 of the Decedent has been duly approved and admitted to probate  
10 outside of this state, and that it was executed according to the law  
11 of California in which the Will was made, or in which the Decedent  
12 was at the time domiciled. Accordingly, the Will shall be admitted  
13 to probate with the same force and effect as the original probate of  
14 a domestic Will. The copy of the Will which is filed as an Exhibit  
15 to the Petition shall be considered as filed with this Court, and the  
16 Will shall have the same effect as if originally proved and admitted  
17 to probate in this Court.

18 It further appears to the satisfaction of the Court that  
19 the Superior Court of California, Alameda County, has made all  
20 appropriate inquiry into the next of kin of the Deceased.  
21 Accordingly, the Court determines that no further notice of this  
22 Petition is required in view of the proceedings previously conducted  
23 in the State of California. Where required by Nevada Revised  
24 Statutes, those persons who have been notified of the Petition filed  
25 herein shall be the persons notified of any future pleadings or  
26 proceedings in this ancillary probate.

27 3. The Personal Representative so appointed shall be  
28 authorized to exercise such powers as may be necessary for the

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1 preservation and/or the disposition of the Estate of the Decedent.  
2 The Personal Representative may exercise such other powers as may be  
3 conferred upon him by the Nevada Revised Statutes by reason of his  
4 appointment as Personal Representative. The Personal Representative  
5 shall report to this Court as to the method by which this estate is  
6 proposed to be distributed at the conclusion of his administration.

7 4. The Personal Representative shall collect and preserve all  
8 of the goods, chattels, and debts of the Deceased, and all income,  
9 rents, issues, profits, claims, accounts and demands of the estate.  
10 The Personal Representative shall further take charge of and manage  
11 all of the assets of the Deceased located within this state.

12 5. No bond shall be required of the Personal Representative.

13 6. After the Personal Representative executes the official  
14 oath, and the Clerk of this Court has issued Letters Testamentary to  
15 him, he shall proceed to carry out his statutory duties; all as is  
16 provided in Nevada's Probate law. He shall possess all of the  
17 authority, discretion and duties as are therein prescribed.

18 DATED: this 7 day of November, 2000.

*David R. Gamble*

DAVID R. GAMBLE  
DISTRICT COURT JUDGE

22 Submitted by:

23 ROWE & HALES, LLP

*Michael Smiley Rowe*

24 MICHAEL SMILEY ROWE, ESQ.  
25 Nevada Bar Number 1374  
26 1638 Esmeralda Avenue  
27 P.O. Box 2080  
28 Minden, Nevada 89423  
Attorney for Petitioner  
(702) 782-8141

**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: 2/22/01

**SEAL**

*B. Reed*  
Clerk of the 9th Judicial District Court  
of the State of Nevada, In and for the County of Douglas,

By *J. Thaler* Deputy

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REQUESTED BY  
**STEWART TITLE of DOUGLAS COUNTY**

IN OFFICIAL RECORDS OF  
DOUGLAS CO. NEVADA

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LINDA SLATER  
RECORDER

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