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5 DOUGLAS COUNTY
DISTRICT COURT CLERK

B. WILLIAMS 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 APPROVING FIRST
AND FINAL ACCOUNT
AND PETITION FOR FEES
AND FOR FINAL DISTRIBUTION

11 HATHERLY B. TODD, sometimes also
12 known as HATHERLY B. BLISS,
HATHERLY TODD and H.B. TODD,
13 Deceased

14 WILLIAM W. BLISS, Executor of the Estate of HATHERLY B. TODD, deceased,
15 having filed with this Court his First and Final Account and Petition for Fees and for Final
16 Distribution of said ancillary probate estate, and a hearing thereon having been had in open Court,
17 due notice of which was proved; and no person objecting; and the Court having reviewed the
18 evidence, read the papers, and considered the matter; and it appearing:

19 I.

20 DECEDENT

21 That HATHERLY B. TODD, hereinafter called decedent, died on or about November
22 11, 2000, being at the time of her death a resident of the county of Alameda, state of California,
23 leaving certain real property situate or located in the state of Nevada.

24 II.

25 LAST WILL AND TESTAMENT

26 That decedent left a Will dated and duly executed on October 14, 1987, and that a
27 copy of the said Will was duly approved, allowed, and admitted to probate on January 16, 2001, in
28 the Superior Court of California, County of Alameda, as Case No. 253724-9, as the Last Will and

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1 Testament of decedent; and a certified copy of the said Will was duly approved, allowed, and
2 admitted to probate in the above-entitled court on March 6, 2001.

3 III.

4 APPOINTMENT OF EXECUTOR

5 That on March 6, 2001, this Court, following a hearing on a Petition for Probate of
6 Will and Issuance of Letters Testamentary, duly filed and lawfully noticed, granted administration
7 herein, and appointed petitioner, WILLIAM W. BLISS, Executor of the ancillary estate of decedent,
8 upon his qualifying, and he qualified on the same date, and Letters Testamentary were issued, and
9 ever since he has been, and now is, the duly qualified and acting Executor of the ancillary probate
10 estate of decedent in the state of Nevada.

11 IV.

12 NOTICE TO CREDITORS

13 That on March 14, 2001, petitioner caused first publication of Notice to Creditors of
14 decedent to be made, requiring creditors to present their respective claims within ninety (90) days
15 from date of first publication of Notice to Creditors; and that publication was made in THE
16 RECORD-COURIER, a bi-weekly newspaper of general circulation, printed and published in the
17 county of Douglas, state of Nevada, and was made in the time and in the manner required by law;
18 and the time for presenting claims against said estate, as fixed by said Notice to Creditors, has since
19 expired, and that no claims were filed against the estate.

20 That on March 9, 2001, INVESTIGATION AND RECOVERY, NEVADA STATE
21 WELFARE, was sent a Notice to Creditors via certified mail return receipt. That the office of
22 Investigation and Recovery did not file a claim against the estate.

23 V.

24 FEDERAL INCOME/ESTATE TAX

25 That the total value of the assets of the estate on the date of death of decedent and
26 income earned by decedent and during administration were such that it was necessary for the
27 petitioner to file with the INTERNAL REVENUE SERVICE (IRS) a Federal Estate Tax Return
28 Form 706 and Federal Income Tax Return Forms 1040 and 1041. That the said Returns have been

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1 filed with the IRS in a timely manner through the domiciliary probate in the Superior Court of
2 California, County of Alameda, Case No. 253724-9; and that all payments due the IRS have been
3 paid or arrangements have been made for payment thereof.

4 VI.

5 INVENTORY AND APPRAISEMENT

6 That petitioner filed herein an Inventory and Appraisalment on August 3, 2001, and
7 that the estate of the decedent consists of real property valued at One Million Three Hundred Twenty
8 Thousand and No/100 Dollars (\$1,320,000.00).

9 VII.

10 HEIRS AND NEXT-OF-KIN

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

13	<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>ADDRESS</u>
14	WILLIAM W. BLISS	Son	Over 18	1651 W. Winnie Lane Carson City, NV 89703
15	HATHERLY BLISS KNOWLES	Daughter	Over 18	P.O. Box 5643 Ketchum, ID 83340

17 VIII.

18 DEVISEES

19 That the names, relationships, ages, and addresses of the devisees of decedent, so far
20 as known to petitioner, are as follows:

21	<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>ADDRESS</u>
22	WILLIAM W. BLISS	Son	Over 18	1651 W. Winnie Lane Carson City, NV 89703
23	HATHERLY BLISS KNOWLES	Daughter	Over 18	P.O. Box 5643 Ketchum, ID 83340
24	JOSEPH Z. TODD, JR.	Stepson	Over 18	P.O. Box 1708 Pebble Beach, CA 93953
25	JOSEPH ZOOK TODD, III	Step-Grandson	Over 18	63 Somerset Road Piedmont, CA 94611

28 ///

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1	<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>ADDRESS</u>
2	THE REGENTS OF THE	N/A	N/A	The Bancroft Library Acquisitions
3	UNIVERSITY OF CALIFORNIA,			University of California
	BANCROFT LIBRARY			Berkeley, CA 94720-6000
4	MEGAN SCHUTTE WALTON	Granddaughter	Over 18	13 Aspen Court
5	formerly known as MEGAN			San Anselmo, CA 94960
	SCHUTTE			
6	WILL SCHUTTE	Grandson	Over 18	2445 Pacific Avenue
				San Francisco, CA 94115
7	WILLIAM T. BLISS	Grandson	Over 18	1651 W. Winnie Lane
8				Carson City, NV 89703
9	JOHN LEWIS TODD	Step-Grandson	Over 18	2519 Eighth Street
				Livermore, CA 94550
10	LOCKEY ALLEN TODD	Step-Granddaughter	Over 18	115 Hagar Avenue
11	formerly known as			Piedmont, CA 94611
	LOCKEY ALLEN BENNETT			
12	HALSTEAD W. WHEELER	Step-Grandson	Over 18	2018 Bush Street
13				San Francisco, CA 94115
14	GEOFFREY WHEELER	Step-Grandson	Over 18	1116 Thomas Street
				Delray Beach, FL 33483
15	ALEXANDRA WHEELER	Step-Granddaughter	Over 18	125 East 12 th Street
16	RUKAN, formerly known as			New York, NY 10003
	ALEXANDRA WHEELER			
17	MARY B. BLISS	Daughter-in-Law	Deceased	December 22, 1992
18	DORIS PARRIOTT	Friend	Deceased	March 25, 1997
19				

20 That the ancillary probate consists of two (2) parcels of real property as more
21 particularly described in Exhibit "A" attached to the said First and Final Account; and WILLIAM
22 W. BLISS is the sole beneficiary of the said real property. The remaining assets of the estate are
23 administered through the domiciliary probate in the state of California and all remaining listed
24 beneficiaries will receive their specific bequests under that proceeding; therefore, the Court in its
25 Order entered January 31, 2001, waived all statutory requirements for this proceeding, except notice
26 to WILLIAM W. BLISS, the sole beneficiary of the interest of the decedent in the herein referenced
27 parcels of real property. That no beneficiary specifically requested notice in this matter.

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IX.

FIRST AND FINAL ACCOUNT

That attached to the said First and Final Account as Exhibit "A" and made a part thereof is petitioner's First and Final Account of the Estate of HATHERLY B. TODD, deceased.

X.

EXECUTOR'S SERVICES RENDERED

That the petitioner, WILLIAM W. BLISS, has rendered services as Executor of the Estate of HATHERLY B. TODD, deceased, and pursuant to NRS 150.020, is entitled to be compensated for his services as Executor to the Estate, and requests the Court approve the amount of Seven Thousand Five Hundred and No/100 Dollars (\$7,500.00) as and for payment for said services.

XI.

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 Six Thousand Eleven and 25/100 Dollars (\$6,011.25) is a fair and reasonable compensation for these services and hereby request this Court to approve said amount.

XII.

ATTORNEYS' COSTS

That in addition, said attorneys are entitled to be reimbursed from the estate for costs and expenses advanced in the amount of Three Hundred Seventy-Eight and 48/100 Dollars (\$378.48) as itemized in the Application for Attorneys' Fees on file herein.

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1 XIII.

2 COSTS OF CLOSING ESTATE

3 That certain expenses normal and usual in connection with the closing of such an
4 estate may become due and payable in an amount of approximately Five Hundred and No/100
5 Dollars (\$500.00).

6 XIV.

7 DISTRIBUTION OF ESTATE

8 That the ancillary estate is now ready and in a condition to be closed and distributed.
9 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED
10 as follows:

11 1. That the First and Final Account filed herein by WILLIAM W. BLISS, as
12 Executor of the Ancillary Probate of the Estate of HATHERLY B. TODD, deceased, is settled,
13 approved, allowed, and confirmed.

14 2. That the Executor is authorized and directed to pay expenses of closing the
15 estate up to Five Hundred and No/100 Dollars (\$500.00).

16 3. That the Executor is authorized and directed to pay to himself an Executor's
17 fee in the amount of Seven Thousand Five Hundred and No/100 Dollars (\$7,500.00) as and for his
18 services rendered to the probate estate.

19 4. That the Executor is authorized and directed to pay an attorneys' fee to
20 ALLISON, MacKENZIE, HARTMAN, SOUMBENIOTIS & RUSSELL, LTD., in the amount of
21 Six Thousand Eleven and 25/100 Dollars (\$6,011.25) as a reasonable attorneys' fee for services
22 rendered to the Executor during the probate of the above-entitled estate; and to pay Three Hundred
23 Seventy-Eight and 48/100 Dollars (\$378.48) as reimbursement for costs and expenses advanced by
24 said attorneys.

25 5. That the Executor is authorized and directed to distribute the estate of the
26 decedent in the state of Nevada, now known or hereafter discovered, to WILLIAM W. BLISS,
27 pursuant to Paragraph FIFTH, in the Last Will and Testament of HATHERLY B. TODD, dated
28 October 14, 1987, said distribution to include the real property located in the county of Douglas,

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1 state of Nevada, being Assessor's Parcel Numbers 1-050-160 and 1-050-170, the said real property
2 being more particularly described as:

3 An undivided one-third (1/3) interest in and to all those certain
4 parcels of real property commonly referred to as 2059 and 2060 Pray
5 Meadow Road, Glenbrook, and located in the county of Douglas,
6 state of Nevada, being more particularly described as follows:

7 **PARCEL NO. 1:**

8 All that certain parcel of land situate in the state of Nevada, county of
9 Douglas being a portion of the northeast ¼ of Section 10, T. 14 N., R.
10 18 E., M.D.B.&M., being Parcel "C" as shown on Parcel Map
11 Document No. 41653 filed in the official records of Douglas County,
12 Nevada, February 19, 1980, and being more particularly described as
13 follows:

14 Commencing at the section corner common to Sections 2, 3, 10 and
15 11, T. 14 N., R. 18 E., M.D.B.&M., marked by a 1" iron pipe set in
16 concrete; thence S 37° 25' 48" W., 2078.22 feet to a point on the
17 westerly right-of-way of Pray Meadow Road; thence N 76° 11' 47"
18 W., 256.89 feet along the south-westerly right-of-way of Pray
19 Meadow Road to a point; thence leaving said right-of-way S 23° 45'
20 00" E., 122.97 feet to a point; thence S 72° 00' 00" W., 95.28 feet to
21 a point on the meander line of Lake Tahoe; thence S 23° 45' 00" E.,
22 346.10 feet along said meander line to the TRUE POINT OF
23 BEGINNING; thence S 23° 45' 00" E., 201.25 feet along said
24 meander line to a point; thence continuing along said meander line S
25 12° 17' 00" E., 126.40 feet to a point; thence leaving said meander
26 line N 66° 45' 38" E., 381.45 feet to a point on the westerly right-of-
27 way of Pray Meadow Road; thence N 23° 16' 40" W., 239.61 feet
28 along said right-of-way to a point; thence S 80° 11' 20" W., 369.15
feet returning to the TRUE POINT OF BEGINNING.

Containing 2.35 acres, more or less.

Being Assessor's Parcel Number: 1-050-160.

PARCEL NO. 2:

All that certain parcel of land situate in the state of Nevada, county of
Douglas, being a portion of the northeast ¼ of Section 10, T. 14 N.,
R. 18 E., M.D.B.&M., being Parcel "D" as shown on Parcel Map
Document No. 41653 filed in the official records of Douglas County,
Nevada, February 19, 1980, and being more particularly described as
follows:

Commencing at the section corner common to Sections 2, 3, 10 and
11, T. 14 N., R. 18 E., M.D.B.&M., marked by a 1" iron pipe set in
concrete; thence S 37° 25' 48" W., 2078.22 feet to a point on the
westerly right-of-way of Pray Meadow Road; thence S 86° 39' 34"
E., 83.36 feet to a point on the easterly right-of-way of said road, said
point being the TRUE POINT OF BEGINNING; thence S 40° 37'
00" E., 162.85 feet along said right-of-way to an angle point; thence

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1 continuing along said right-of-way, S 23° 16' 40" E., 388.01 feet to
2 a point on the northerly boundary of Glenbrook Subdivision Unit No.
3 2, as shown on the amended official plat of Glenbrook Subdivision
4 Unit No. 2, recorded in the official records of Douglas County,
5 Nevada, October 13, 1978, Document No. 26250; thence along said
6 north boundary N 17° 22' 38" E., 284.21 feet to a point; thence N 64°
7 29' 15" E., 232.48 feet along said boundary to a point; thence leaving
8 said boundary N 12° 01' 34" E., 56.25 feet to a point; thence N 04°
9 26' 43" E., 187.89 feet to a point; thence N 81° 59' 08" W., 393.37
10 feet to a point; thence S 33° 48' 30" W., 209.16 feet to a point; thence
11 S 78° 49' 14" W., 75.86 feet returning to the TRUE POINT OF
12 BEGINNING.

13 Containing 4.38 acres, more or less.

14 Being Assessor's Parcel Number: 1-050-170.

15 **WATER RIGHTS:**

16 Together with all water and water rights, ditch and ditch rights, well
17 and well rights appurtenant to the above-described real property,
18 including (but not by way of limitation) the following certificates and
19 permits of the state of Nevada:

- 20 Permit #11890, Cert. 4963
- 21 Permit #30526
- 22 Permit #13379
- 23 Permit #8197
- 24 Permit #9937
- 25 Permit #11889
- 26 Permit #9936, Cert. 2514
- 27 Permit #02147, Cert. 349

28 (The above described legal descriptions were taken from Deed to
Shareholders Pursuant to Corporate Dissolution, dated May 7, 1980,
and recorded with the Douglas County Recorder on May 23, 1980, in
Book 580, at Page 1612, as Document No. 44758.)

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6. That the Executor is authorized and directed to do all the things necessary and proper to effectuate such distributions; and upon making of such distributions, is released and discharged from his trust herein.

DONE IN OPEN COURT Oct. 2, 2001.

David R. Randall
DISTRICT JUDGE

Submitted by:

ALLISON, MacKENZIE, HARTMAN,
SOMBENIOTIS & RUSSELL, LTD.
P.O. Box 646
402 North Division Street
Carson City, NV 89702

By: Andrew Mackenzie
ANDREW MackENZIE, ESQ.
Attorneys for Petitioner

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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.

SEAL

DATE: October 2, 2001
B. Reed Clerk of the 9th Judicial District Court
of the State of Nevada, In and for the County of Douglas,

By: [Signature] Deputy

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

2001 OCT 12 AM 9:30

LINDA SLATER
RECORDER

\$22⁰⁰ PAID 2 DEPUTY

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