

54

DOC # 0666636  
01/27/2006 12:04 PM Deputy: KLJ  
**OFFICIAL RECORD**  
Requested By:  
ELEANOR STIDHAM

A.P.N. 1420-28-410-017

Douglas County - NV  
Werner Christen - Recorder  
Page: 1 Of 6 Fee: 19.00  
BK-0106 PG- 9093 RPTT: 0.00



Recording Requested by:  
↓ Henry W. Cavallera, Esq.  
410 California Avenue  
Reno, Nevada 89509

---

**ORDER APPOINTING TEMPORARY GUARDIAN AND ORDER TO SHOW CAUSE**

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2

1 Case No. 06-000969

2 Dept. No. 1

REC'D & FILED

'06 JAN 25 A11:22

ALAN GLOVER  
C. FRANZ CLERK

3  
4  
5  
6 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR CARSON CITY**

8 \* \* \* \* \*

9 IN THE MATTER OF THE  
10 GUARDIANSHIP OF THE  
PERSON AND ESTATE OF

**ORDER APPOINTING TEMPORARY  
GUARDIAN AND ORDER TO SHOW CAUSE**

11 VIRGIL O. STIDHAM,  
12 An Adult Ward. /

13 THIS MATTER came before the Court upon the Petition of  
14 ELEANOR L. STIDHAM, by and through her attorney, HENRY W.  
15 CAVALLERA, ESQ. of Reno, Nevada, for a Temporary Guardianship and  
16 an Order allowing Division of Community Assets and Income and for  
17 Support and for Instructions. The Court having reviewed the  
18 Petition and the Exhibits thereto finds as follows:

19 1. The proposed Ward is incapable of managing his  
20 financial affairs and making those decisions necessary for his  
21 care, treatment and well-being.

22 2. The Ward has an estate consisting of his interest in  
23 the following:

- 24 1. Wells Fargo Bank, Checking Account No. [REDACTED] \$ 3,213.45
- 25
- 26 2. Lincoln Benefit Life, Annuity [REDACTED] 2,804.67
- 27 3. Citibank, Savings Account No. [REDACTED] 2,975.81
- 28

1	4.	American Funds, IRA Account No. 63139950	46,317.72
2			
3	5.	American Funds Account No. [REDACTED]	20,324.10
4	6.	American Funds Account No. [REDACTED]	7,995.60
5			
6	7.	American Funds Account No. [REDACTED]	4,679.58
7	8.	Met Life Insurance Policy No. [REDACTED] MS	2,055.24
8			
9	9.	Prudential Life Insurance Policy No. [REDACTED]	4,255.39
10	10.	Prudential Life Insurance Policy No. 32000006	3,530.38
11			
12		Total Joint Resources	\$ 98,151.94

13 The proposed Ward's income is \$1,278.50, consisting of  
14 \$1,190.00 from Social Security benefits, and \$88.50 in Medicare  
15 premium. The proposed Ward's spouse's income is \$968.50,  
16 consisting of \$880.00 from Social Security benefits, and \$88.50  
17 in Medicare premium.

18 4. It is in the Ward's best interest that a Temporary  
19 Guardian of the Person and Estate of VIRGIL O. STIDHAM be  
20 appointed.

21 5. It is in the best interest of the proposed Ward and his  
22 spouse that the Court temporarily award to the community spouse  
23 resources to provide her with a spousal minimum monthly  
24 maintenance needs allowance in the sum of \$2,212.00, or in a sum  
25 not to exceed \$2,488.50, per month. To fund the spousal minimum  
26 monthly maintenance needs allowance ELEANOR L. STIDHAM should be  
27 temporarily awarded \$1,243.50 per month from the Ward's fixed  
28 income and her monthly fixed income as her sole and separate



1 property. Also, she should be awarded a sum not to exceed  
2 \$99,540.00, of the medicaid non-exempt resources as a spousal  
3 resource allowance.

4 6. That ELEANOR L. STIDHAM should be appointed as sole  
5 Successor Trustee of the STIDHAM FAMILY TRUST, dated July 15,  
6 2004, and as such should be authorized to access any of the  
7 accounts held in said Trust. Further, that ELEANOR L. STIDHAM,  
8 as Sole Successor Trustee of THE VIRGIL & ELEANOR STIDHAM TRUST,  
9 dated July 15, 2004, be authorized and directed to execute a deed  
10 conveying the parties' residence located at 2848 Vicky Lane,  
11 Minden, Nevada, and more particularly described as follows:

12 Lot 1, as shown on the official map of COCHRAN ESTATES  
13 UNIT NO. 1, filed in the office of the Douglas County  
Recorder, State of Nevada, on December 23, 1970, as  
14 File No. 50690.

15 APN: 1420-28-410-017

16 owned under THE VIRGIL & ELEANOR STIDHAM TRUST, dated July 15,  
17 2004, out of the Trust and to the Ward, VIRGIL O. STIDHAM, and  
18 ELEANOR L. STIDHAM, as community property.

19 THEREFORE, based upon the foregoing, IT IS HEREBY ORDERED as  
20 follows:

21 1. That ELEANOR L. STIDHAM is hereby appointed as the  
22 Temporary Guardian of the Person and Estate of VIRGIL O. STIDHAM,  
23 pending a hearing to be held on the 30<sup>th</sup> day of January,  
24 2006, at 8:30 o'clock a.m., to determine if said Temporary  
25 Guardianship should continue pending a hearing upon the Petition  
26 of ELEANOR L. STIDHAM to be appointed as the Permanent Guardian  
27 of the Person and Estate of VIRGIL O. STIDHAM.

28 2. That upon the Guardian, ELEANOR L. STIDHAM, posting a



1 bond in the sum of \$ Ø, the Clerk of the Court shall issue  
2 Letters of Temporary Guardianship to ELEANOR L. STIDHAM,  
3 appointing her as the Temporary Guardian of the Person and Estate  
4 of VIRGIL O. STIDHAM.

5 3. The Community Spouse, ELEANOR L. STIDHAM, is  
6 temporarily awarded a spousal minimum monthly maintenance needs  
7 allowance in the sum of \$2,212.00, or in a sum not to exceed  
8 \$2,488.50, per month. To fund the monthly maintenance needs  
9 allowance of ELEANOR L. STIDHAM, she is awarded her own monthly  
10 fixed income in the approximate sum of \$968.50 and \$1,243.50 per  
11 month from VIRGIL O. STIDHAM's income. ELEANOR L. STIDHAM is  
12 also awarded resources in a sum not to exceed \$99,540.00, as a  
13 spousal resource allowance.

14 4. That ELEANOR L. STIDHAM's interest of the income and  
15 resources of ELEANOR L. STIDHAM set aside as her sole and  
16 separate property are not to be deemed as available for the costs  
17 of VIRGIL O. STIDHAM's medical and nursing home care.

18 5. That ELEANOR L. STIDHAM, is appointed as sole Successor  
19 Trustee of THE VIRGIL & ELEANOR STIDHAM TRUST, dated July 15,  
20 2004 and is authorized to access all accounts held in said trust.  
21 Further, ELEANOR L. STIDHAM, as Sole Successor Trustee of THE  
22 VIRGIL & ELEANOR STIDHAM TRUST, dated July 15, 2004, and in said  
23 capacity is authorized and directed to execute a deed conveying  
24 the parties' residence located at 2848 Vicky Lane, Minden,  
25 Nevada, and more particularly described as follows:

26 Lot 1, as shown on the official map of COCHRAN ESTATES  
27 UNIT NO. 1, filed in the office of the Douglas County  
28 Recorder, State of Nevada, on December 23, 1970, as  
File No. 50690.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

APN: 1420-28-410-017

owned by the trustee of THE VIRGIL & ELEANOR STIDHAM TRUST, dated July 15, 2004, out of the Trust and to the Ward, VIRGIL O. STIDHAM, and his spouse, ELEANOR L. STIDHAM, as community property.

6. IT IS FURTHER ORDERED that unless excused from attendance by order of this Court, the Ward, VIRGIL O. STIDHAM, is to appear before the Court at the time set forth in paragraph 1. above, to show cause, if any he may have, as to why this Temporary Guardianship should not be extended by the Court until the date of the hearing upon the Petition for Appointment of Permanent Guardians of the Person and Estate of VIRGIL O. STIDHAM.

7. This Order for Temporary Guardianship will lapse on the date set for hearing to continue Guardianship unless otherwise extended by the Court on said date.

DATED this 25<sup>th</sup> day of January, 2006.

*Michael G. Siffen*  
DISTRICT JUDGE

SEAL

**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 1/27/06

ALAN GLOVER, City Clerk and Clerk of the First Judicial District Court and the State of Nevada In and for Carson City.

- 5 -

By *Alan Glover* Deputy



BK- 0106  
PG- 9098