

OFFICIAL RECORD
Requested By:
EDMOND BUDDY MILLER

RECORDING REQUESTED BY:

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and Warren T. Rogers, Jr.*

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 6 Fee: 19.00
BK-0306 PG-10430 RPTT: 0.00



WHEN RECORDED PLEASE MAIL TO:
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Order Setting Aside Estate Without Administration

APN 1318-09-811-006

FILED

Case No.: 06-PB-0024
Dept. No.: F

2006 MAR 28 PM 1:37

BARBARA REED
CLERK

BY ~~BARBARA REED~~ DEPUTY

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

IN THE MATTER OF THE ESTATE
OF
WARREN T. ROGERS,
Deceased.

ORDER SETTING ASIDE ESTATE
WITHOUT ADMINISTRATION

WHEREAS, Petitioners, CLIFTON ROGERS and WARREN T. ROGERS, JR., have filed a Petition to Set Aside Estate Without Administration pursuant to NRS 146.070; and

WHEREAS, the Court, having examined all the evidence in this matter, finds that proper notice has been given in this matter; that Decedent, a resident of the City of Sacramento, Sacramento County, State of California, died testate on January 5, 2005, leaving property subject to administration in Douglas County, State of Nevada, with a gross value, after deducting any encumbrances, not exceeding \$75,000.00; that the First Codicil of WARREN T. ROGERS, the terms of which are set forth in the copy which is attached hereto as Exhibit A, has been duly proved to be in existence at the time of the Decedent's death and accidentally lost; and that all the allegations in Petitioners' Petition to Set Aside Estate Without Administration are true and correct;

NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:


That the property located in Douglas County, Nevada, namely 213 S. Martin Drive, Zephyr Cove, Nevada 89448, which property's legal description is attached hereto as Exhibit B, and with an approximate value of \$50,000, be set aside without administration to CLIFTON ROGERS and




1 WARREN T. ROGERS, JR., co-trustees of the WARREN T. ROGERS Revocable Trust, pursuant
2 to the Last Will and Testament dated September 13, 1999.

3
4 Dated this 28 day of March 2006.

5 
6
7 DISTRICT JUDGE

8
9 Submitted by:
10 
11 Edmond "Buddy" Miller
12 State Bar No. 003116
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03/28/2006

FIRST CODICIL
OF
WARREN T. ROGERS

I, **WARREN T. ROGERS**, a resident of Sacramento County, California declare this to be the First codicil to my Will dated September 13, 1999.

I. The first Paragraph of Paragraph FIFTH shall be deleted and the following shall be inserted in place thereof:

FIFTH: I appoint both my son's, **WARREN T. RODGERS, JR.** and **CLIFTON D. ROGERS** as Co-Executors of this Will. If either one shall for any reason fail to qualify or cease to act as Co-Executor, then the other shall act as Sole Executor. No bond shall be required of any Executor appointed in this Will. If at the time of my death I own property in a state other than the state in which I principally reside at the time of my death, or in a foreign country, which will or may require administration or attention in such place, I nominate and appoint the Executor of this Will to serve as my foreign personal representative, or to nominate, designate or substitute an individual or bank or trust company as personal representative in such place with respect to such property. Any such foreign Executor or personal representative shall have the same powers as my Executor named in this Will. All personal property, if any, together with all income from and proceeds of any sales of real property held by the foreign personal Executor or representative at the close of administration of the estate in such place shall be delivered to the Executor of this Will for administration and distribution along with the probate estate in the state in which I am a resident at the date of my death, all in accordance with the provisions of this Will.

II. Paragraph TWELFTH shall be deleted and the following shall be inserted in place thereof:

TWELFTH: If ever there is a need for a Conservator to be appointed for me, then I appoint **WARREN T. ROGERS, JR.** and **CLIFTON D. ROGERS** as my Co-Conservators. If either one is unable to act, then the other shall act as my Sole Conservator. No bond shall be required of any natural person named as Conservator in this Will.

In all other respects, I confirm and republish my will dated September 13, 1999.



IN WITNESS WHEREOF I have signed this Codicil, consisting of two pages (2), on _____

Warren T. Rogers
2003

WARREN T. ROGERS

On the date indicated below, the Testator, WARREN T. ROGERS, declared to us, the undersigned, that this instrument, consisting of two pages (2), including the page signed by us as witnesses, was his Codicil to his Will and requested us to act as witnesses to it. He thereupon signed this Codicil in our presence, all of us being present at the same time. We now, at his request, in his presence and in the presence of each other, subscribe our names as witnesses. It is our belief that his is of sound mind and memory and is under no constraint or undue influence whatsoever.

We certify that the above instrument was on the date thereof signed and declared by WARREN T. ROGERS as a codicil to his Will dated September 13, 1999 in his presence and in the presence of each other, have signed our names as witnesses thereto, believing him to be of sound mind at the time of signing.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on 4-29, 2003 at Sacramento, California.

[Signature]

Residing at: 425 University Ave. Ste. 210
Sacramento, Ca. 95825

[Signature]

Residing at: 425 University Ave. Ste. 210
Sacramento, Ca. 95825



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The legal description for 213 S. Martin Drive, Zephyr Cove, Nevada 89448, APN 1318-09-811-006, is as follows:

Lot 35, Block 3, of ZEPHYR HEIGHTS SUBDIVISION, being portions of lot 2 of Section 9 and the SW ¼ of the SW ¼ of Section 10, Township 13 North, Range 18 East, M.D.B.&M., Douglas County, Nevada, filed in the office of the County Recorder of Douglas County, Nevada, on July 5, 1947.

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: March 28, 2006
B. Reed Clerk of the 11th Judicial District Court
of the State of Nevada, in and for the County of Douglas,
By [Signature] Deputy

