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MARQUIS TITLE & ESCROW INC

1 CASE NO. 05-PB0068

OCT 15 2007

2 DEPT. NO. II

DOUGLAS COUNTY
DISTRICT COURT CLERK

Douglas County - NV
Werner Christen - Recorder

Page: 1 Of 4 Fee: 17.00
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3 I hereby affirm that this document does not contain
4 the social security number of any person or persons.



4 *Rachelle J. Nicolle*
5 Printed Name: Rachelle J. Nicolle

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8)
9 IN THE MATTER OF THE ESTATE)
10 OF)
11 LAVERNE GRACE PASEK)
12 Decedent)

) ORDER APPROVING THE
) FOLLOWING:
) FIRST AND FINAL ACCOUNTING;
) PETITION FOR APPROVAL OF
) SETTLEMENT AGREEMENT FOR
) FINAL DISTRIBUTION THAT
) INCLUDES A STIPULATED SALE OF
) PROPERTY TO ONE HEIR, & PETITION
) FOR PAYMENT OF ESTATE EXEPNSES
) AND ATTORNEY FEES

) Hearing Date: October 15, 2007
) Time: 1:30 pm

16 The verified FIRST AND FINAL ACCOUNTING; PETITION FOR APPROVAL OF
17 SETTLEMENT AGREEMENT FOR FINAL DISTRIBUTION OF THE ESTATE THAT
18 INCLUDES A STIPULATED SALE OF PROPERTY TO ONE HEIR, & PETITION FOR
19 PAYMENT OF ESTATE EXPENSES AND ATTORNEY FEES filed by EUGENE PASEK, as
20 the Administrator and Personal Representative of the Estate of LAVERNE GRACE PASEK,
21 came regularly for hearing before this Court on October 15, 2007.

22 On proof made to its satisfaction, the Court finds that:

- 23 1. Notice of hearing has been duly given as required by law;
24 2. Notice to creditors has been given as required by law;
25 3. All income taxes, Estate taxes, and property taxes chargeable against the Estate have been paid;

- 1 4. All the allegations in the accounting and petition are true; and
2 5. The Estate should be settled, in accordance with the Settlement Agreement, including a
3 stipulated sale of property to one heir, and estate expenses and attorneys fees paid as requested.
4

5 **THEREFORE, IT IS ORDERED THAT:**

- 6 A. The administration of this Estate is brought to a close.
7 B. The First and Final Accounting is settled, allowed, and approved as filed.
8 C. All acts and transactions of the Administrator/Personal Representative as set forth
9 in the First and Final Accounting are confirmed and approved.
10 D. The waiver of publication of the Notice of Confirmation of Sale of Real Property
11 is approved.
12 E. The Administrator is authorized to complete the sale of the Real Property located
13 at 1620 Tenth Street, Minden, (Douglas County) Nevada, and more particularly described as Lot
14 22 out of the S ½ of the SE ¼ of Sec 30, R20E, T13N. APN 1320-30-802-015, to Eugene K.
15 Pasek for \$325,000.00. It is ordered that said property be and hereby is transferred to Eugene K.
16 Pasek upon payment of the purchase price of \$325,000.00, in accordance with the Standard
17 Residential Purchase Agreement as set forth in Exhibit "3" attached to the Petition.
18 F. The Administrator is authorized and ordered to execute an Administrator's Deed
19 conveying said property to Eugene K. Pasek, a single man as his sole and separate property,
20 upon payment of the \$325,000 purchase price and said Deed shall thereafter be recorded in the
21 office of the County Recorder of Douglas County, Nevada, along with a certified copy of this
22 Order. Upon the close of the sale, the escrow company shall issue a check to Dr. Gerald Pasek
23 for \$280,000, and the balance of any sale proceeds shall be payable to the Estate. No real estate
24 commissions are authorized. The Administrator is authorized to pay the closing costs from the
25 proceeds of the sale.

1 G. The Administrator has waived his statutory Administrator's fees in the sum of
2 \$11,078.52.

3 H. The Administrator has waived repayment of \$9,422.49 for Estate expenses he
4 personally paid and that have not been reimbursed to him as of the petition.

5 I. The Administrator pay creditor Attorney George Keele \$2,000.00.

6 J. The Administrator pay Rachelle J. Nicolle, Attorney for the Estate, the sum of
7 \$15,734.50 in fees for her services to the Estate, and \$252.69 for costs, for a total payment of
8 \$15,987.19, plus any additional costs by the law firm on behalf of the Estate.

9 K. All of the remaining assets of the Estate are to be distributed between Decedent's
10 heirs, DR. GERALD PASEK and EUGENE PASEK, in accordance with the Settlement
11 Agreement as follows:

12 **1. DR. GERALD PASEK**

Cash (Payable through the close of escrow on the sale of the Real Property):	\$ 280,000.00
All Estate coins:	750.00
Plus 1/2 family photographs:	0.00

15 **Total Value for Dr. GERALD PASEK: \$ 280,750.00**

16 **2. EUGENE PASEK**

Right to purchase Real Property at 1620 Tenth Street Minden house plus 1.99 acre feet of water rights:	\$ 475,000.00
Minus cash pay-out to Dr. Gerald Pasek	(280,000.00)
Plus any excess house sale proceeds (\$325,000 minus the \$280,000 to Dr. G. Pasek and the \$8,500 estimated closing fees which totals \$288,500 (estimated), leaves an estimated excess of:	36,500.00
Minus Rachelle J. Nicolle's attorney fees	(15,987.19)
Minus George Keele's attorney fees	(2,000.00)
Plus Debt owed to Decedent by the Estate of Dr. John Pasek	15,000.00
Plus 1/2 the family photographs:	0.00
Plus remaining furnishings and personal property:	0.00
Plus 1966 Dodge Monaco:	1,000.00
Plus 1950 inoperable dump truck:	125.00
Plus rusty home-made trailer:	25.00
Plus remaining funds in Estate bank account:	177.58
Plus all other property of the Decedent or of the Estate now known or discovered (estimated)	0.00

25 **Total Value for EUGENE PASEK: \$ 229,840.39**

1 L. The Court retains jurisdiction of the above-entitled Estate until the same shall be
2 distributed and closed.

3 M. Upon the Administrator/Personal Representative filing an Affidavit and Petition
4 for Discharge setting forth that he has paid all taxes of the Estate, delivered all the property of
5 the Estate and that there remains nothing in his hands, and that he has performed all the acts
6 lawfully required of him, EUGENE PASEK shall be discharged as Administrator and Personal
7 Representative of the Estate of LAVERNE GRACE PASEK, deceased, and his Letters of
8 Administration shall be vacated without the need for further hearing before this Court.

9
10 Dated this 15 day of October 2007.

Michael P. Griffin

District Judge

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16
17 Prepared and Submitted by

Rachelle J. Nicolle

18
19 Rachelle J. Nicolle #5441
20 Attorney for Petitioner
21 1662 Highway 395 Suite 214
22 Minden, NV 89423
23 (775) 782-0442

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.

24 DATE: Oct. 15, 2007
25 Barbara J. Griffin, Clerk of the 9th Judicial District Court
of the State of Nevada, In and for the County of Douglas,
By *[Signature]* Deputy