

OFFICIAL RECORD  
Requested By:  
ALLISON MACKENZIE ETAL

APN: 1319-15-000-015 *stm*

RECORDING REQUESTED BY:

JOAN C. WRIGHT, ESQ.  
ALLISON, MacKENZIE, PAVLAKIS,  
WRIGHT & FAGAN, LTD.  
402 North Division Street  
P.O. Box 646  
Carson City, NV 89702

WHEN RECORDED MAIL TO

KATHLEEN SIMMONS  
1148 Greenbrook Drive  
Danville, CA 94526

Douglas County - NV  
Werner Christen - Recorder  
Page: 1 Of 4 Fee: 17.00  
BK-0908 PG- 1064 RPTT: 0.00



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RECORDER'S USE

The party executing this document hereby affirms  
that this document submitted for recording does  
not contain the social security number of any  
person or persons pursuant to NRS 239B.030

*Joan C. Wright*  
\_\_\_\_\_  
Signature

TITLE OF DOCUMENT

ORDER GRANTING PETITION TO SET ASIDE ESTATES WITHOUT  
ADMINISTRATION ANCILLARY PROCEEDING

RECEIVED

1 Case No. 08-PB-0075

AUG 05 2008

2 Dept. No. II

DOUGLAS COUNTY  
DISTRICT COURT CLERK

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CLERK

WILLIAMS  
OFFICE OF THE DISTRICT CLERK

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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

ORDER GRANTING  
PETITION TO SET ASIDE ESTATE  
WITHOUT ADMINISTRATION  
ANCILLARY PROCEEDING

10 OF

11 EILEEN M. KENNEDY,  
Deceased.

12  
13 KATHLEEN M. SIMMONS by and through her counsel, ALLISON, MacKENZIE,

14 PAVLAKIS, WRIGHT & FAGAN, LTD., having filed her Petition to Set Aside Estate Without  
15 Administration, and a hearing thereon having been had in open Court, due notice of which was  
16 proved; and no person objecting; and the Court having reviewed the evidence, read the papers, and  
17 considered the matter; and it appearing:

18 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED

19 as follows:

20 1. That the Nevada estate does not exceed One Hundred Thousand and No/100  
21 Dollars (\$100,000.00);

22 2. That the Last Will and Testament dated March 7, 2000, is hereby proved to  
23 be the decedent's Last Will and Testament;

24 3. That the interest of the decedent in the state of Nevada at the time of her death  
25 in the hereinafter described real property is hereby set aside to Kathleen Simmons, as Successor  
26 Trustee of the Kennedy Family Trust dated January 25, 2000 in accordance with the Last Will and  
27 Testament of Eileen M. Kennedy, as follows:

28 ///



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BK- 0908  
PG- 1065

ALLISON, MacKENZIE, PAVLAKIS, WRIGHT & FAGAN, LTD.  
402 North Division Street, P. O. Box 646, Carson City, NV 89702  
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A timeshare estate comprised of an undivided interest as tenants in common in and to that certain real property and improvements as follows:

An undivided 1/1989th interest in and to all that real property situate in the County of Douglas, State of Nevada, described as follows:

PARCEL E-1 of the Final Subdivision Map LDA #98-05 for DAVID WALLEY'S RESORT, a Commercial Subdivision, filed for record with the Douglas County Recorder on October 19, 2000, in Book 1000, at page 3464, as Document No. 501638, and by Certificate of Amendment recorded November 3, 2000 in Book 1100, Page 467, as Document No. 502689, Official Records of Douglas County, Nevada.

Together with a permanent non-exclusive easement for utilities and access, for the benefit of Parcel E-1, as set forth in Quitclaim Deed recorded September 17, 1998, in Book 998, Page 3250 as Document No. 449574, Official Records, Douglas County, Nevada.

Together with those easements appurtenant thereto and such easements and use rights described in the Declaration of Time Share Covenants, Conditions and Restrictions for David Walley's Resort recorded September 23, 1998 ad Document No. 0449993, and as amended by Document Nos. 0466255, 0485265, 0489959, 0509920 and 0521436, and subject to said Declaration; with the exclusive right to use said interest for one Use Period within a ONE-BEDROOM UNIT each year in accordance with said Declaration.

A Portion of APN 1319-15-000-015

DATED this 18 day of August, 2008.

*Michael P. Y...*

DISTRICT JUDGE

Submitted by:

ALLISON, MacKENZIE, PAVLAKIS,  
WRIGHT & FAGAN, LTD.  
402 North Division Street  
P.O. Box 646  
Carson City, NV 89702

By: *[Signature]*  
JOAN C. WRIGHT, ESQ.  
Attorneys for Petitioner  
KATHLEEN M. SIMMONS

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COPY

**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: 8/20/08  
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