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ROWE & HALES LLP

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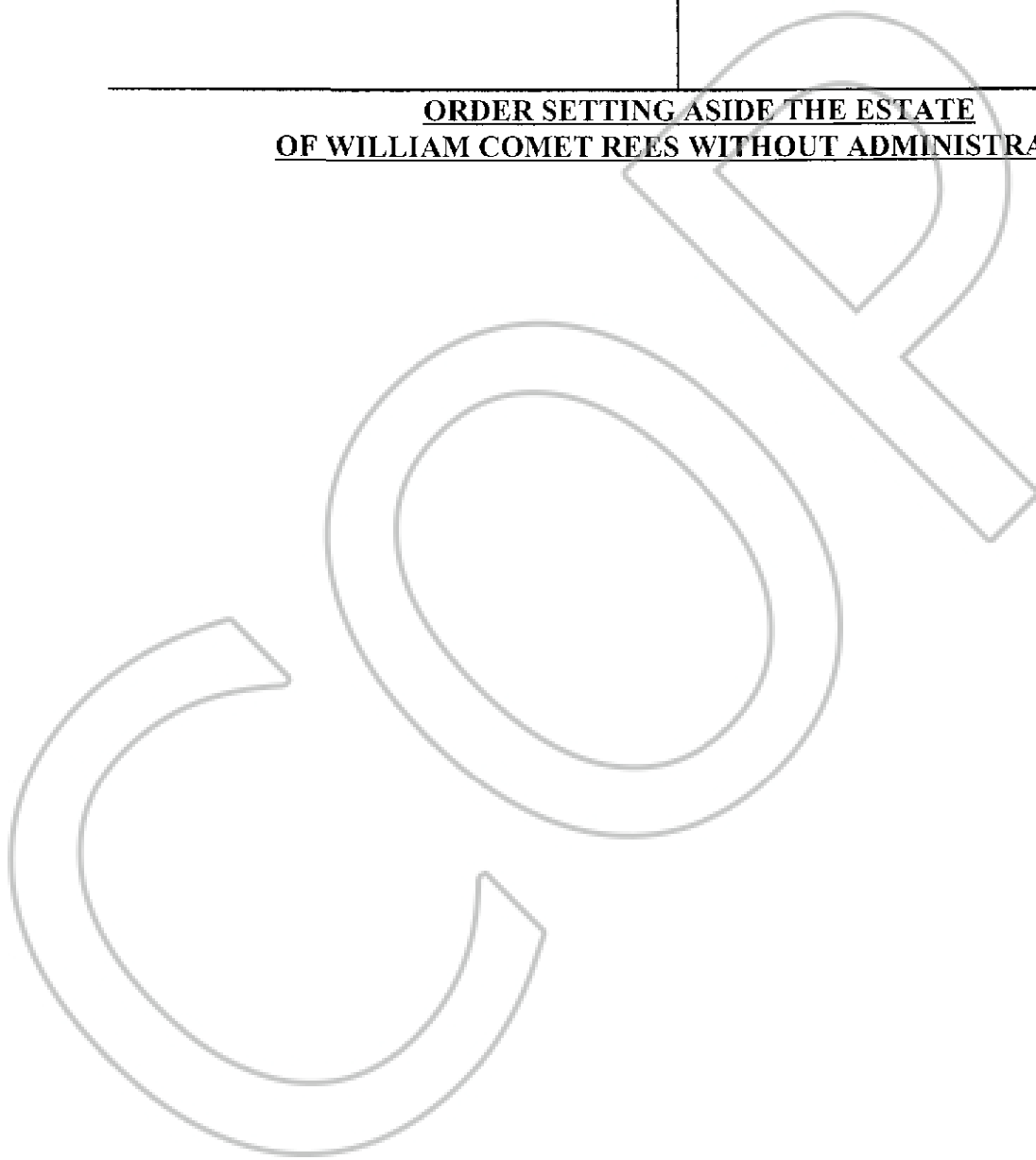
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Douglas County - NV  
Karen Ellison - Recorder  
Page: 1 Of 4 Fee: 17.00  
BK-1008 PG- 1853 RPTT: 0.00



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**ORDER SETTING ASIDE THE ESTATE  
OF WILLIAM COMET REES WITHOUT ADMINISTRATION**



1 CASE NO. 08-PB-0073

2 DEPT. NO. II

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CITY

5  
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 of:

**ORDER SETTING ASIDE THE ESTATE  
OF WILLIAM COMET REES WITHOUT  
ADMINISTRATION**

10 WILLIAM COMET REES,

11 Deceased

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14 Petitioner having filed with this court his Petition to Set Aside the Estate of William Comet  
15 Rees Without Administration on July 7, 2008, this matter having come on for hearing on August 11,  
16 2008, and good cause appearing, the court finds as follows:

17 1. The Petitioner is a resident of Lyon County, Nevada, and is a friend of the deceased,  
18 William Comet Rees, hereafter referred to as the "Decedent."

19 2. The Decedent died on May 12, 2008 in Carson City, Nevada.

20 3. At the time of his death, the Decedent was a resident of Douglas County, Nevada, and  
21 left an estate in Nevada consisting of a Promissory Note dated February 16, 2007 for the face amount  
22 of \$78,500, plus interest at 6.5% payable in full at five years.

23 4. The Decedent left no spouse at the time of death; however, the Decedent is survived  
24 by three children and two step-children from his second marriage. A step-son, William Kneedler,  
25 predeceased Decedent, leaving no issue.

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5. The Decedent left a Will dated July 29, 1985, and a First Codicil dated June 26, 1987.

6. Pursuant to the Will and Codicil, the Decedent's estate is to be divided equally among the surviving children and step-children.

7. Notice was given to all beneficiaries and expectant heirs as required by Nevada law.

8. The property of the Decedent which is subject to probate administration, is the Promissory Note valued at approximately \$73,300.

9. The Petitioner has requested authorization to utilize a note servicing company, such as Evergreen Note Servicing, that will, after payment of expenses of collection, distribute the note equally to the five surviving beneficiaries.

10. All debts of the Decedent, and the Decedent's estate, have been paid in full.

11. Good cause has been shown to set this estate aside pursuant to NRS 146.070.

WHEREFORE it is hereby ORDERED, ADJUDGED AND DECREED:

1. That the gross value of this estate does not exceed \$100,000, and accordingly this estate shall be set aside from probate and no administration in the estate shall occur.

2. That the Decedent's entire estate is assigned and set apart in equal shares to: Dorothy L. Rees Smoot; Kenneth C. Rees; Dianna Rees Smoot; Lemuel Kneidler; Mona Kneidler Nolcken.

3. That reasonable attorneys fees incurred in this matter in the amount of \$950.00 and costs of \$291.22 shall be paid from the principal and interest payments received on the note prior to distribution to the beneficiaries.

4. The Promissory Note dated February 16, 2007, shall be assigned to and vested in the Decedent's three children and two step-children: Dorothy L. Rees Smoot; Kenneth C. Rees; Dianna Rees Smoot; Lemuel Kneidler; Mona Kneidler Nolcken.

5. Petitioner is authorized to deposit the note with a note servicing company directing that payment be made first to Rowe & Hales for legal fees incurred, then to expenses associated with

1 collection of the note, and finally distributed equally among the five beneficiaries: Dorothy L. Rees  
2 Smoot; Kenneth C. Rees; Dianna Rees Smoot; Lemuel Kneedler; Mona Kneedler Nolcken.

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4 DONE IN OPEN COURT this 11th day of August, 2008.

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6 DISTRICT COURT JUDGE

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Rowe & Hales  
Attorneys At Law

**CERTIFIED COPY**

The document to which this certificate is attached is a full, true and correct copy of the original in file and of record in my office.

DATE: 10/9/08

TED THIRAN Clerk of the 9th Judicial District Court  
of the State of Nevada, in and for the County of Douglas,

By  Deputy 3

