

DOC # 0732044  
10/27/2008 03:18 PM Deputy: SG

OFFICIAL RECORD

Requested By:  
KELLY R CHASE

APN No. N/A

Recording Requested By:

✓ Kelly R. Chase, Esq.  
P.O. Box 2800  
Minden, NV 89423

Douglas County - NV  
Karen Ellison - Recorder

Page: 1 Of 6 Fee: 19.00  
BK-1008 PG- 4260 RPTT: 0.00



R.P.T.T. \$ \_\_\_\_\_

**DECREE SETTLING FIRST AND FINAL ACCOUNT  
AND FOR FINAL DISTRIBUTION**

This page added to provide additional information required by NRS 111.312 Sections 1-2.  
(Additional recording fee applies).

FILED

1 Case No. 08-PB-0052

2 Dept. II

2009 OCT 27 PM 1:35

TED THUAN  
CLERK

J. ROGERS  
BY \_\_\_\_\_ DEPUTY

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

8  
9 IN THE MATTER OF THE ESTATE OF  
10 DANNY BRIAN KELLY,  
11  
12 Deceased.

**DECREE**  
**SETTLING FIRST AND FINAL**  
**ACCOUNT AND FOR**  
**FINAL DISTRIBUTION**

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Law Office of Kelly R. Chase  
P.O. Box 2800, Minden, NV 89423  
Telephone: (775) 782-3099 Fax: (775) 782-3082

THIS MATTER COMES before the Court upon the Verified Petition of TIMOTHY HAROLD KELLY, the Executor of the Estate of DANNY BRIAN KELLY, Deceased, for his First and Final Account and Petition for Final Distribution of the above-entitled estate.

The matter was submitted upon the verified petition and the record, Petitioner was present at the hearing and being represented by the Law Office of Kelly R. Chase. Proof having been made to the satisfaction of the court that notice of the settlement of said account and the hearing of said petition has been made to the heirs and those requesting notice in the manner and for the time required by law, the court finds:

1. DANNY BRIAN KELLY died testate on the 29<sup>th</sup> day of May, 2007, in Douglas County, Nevada, and was at the date of his death a resident of Douglas County, Nevada, residing at 1328 Kim Place, Minden, Nevada.

2. Said decedent left a Will dated December 7, 2006, which original document was filed with the Clerk of this Court on April 16, 2008.

3. That on June 2, 2008, pursuant to the Last Will and Testament of the Decedent, this Honorable Court appointed TIMOTHY HAROLD KELLY as the Executor of this Estate and Letters

BK- 1008  
PG- 4261  
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1 Testamentary were issued, whereupon the said Executor was qualified and has, since that date, acted  
2 in such capacity for said estate.

3 4. That more than three (3) months have elapsed since issuance of Letters Testamentary  
4 herein.

5 5. That after Letters Testamentary were issued to the Executor, he caused to be duly  
6 published a Notice to Creditors as required by NRS 155.020, and that an Affidavit of Publication of  
7 such notice has been filed herein, and that the time for presentation of claims against said estate  
8 expired on the 10<sup>th</sup> day of September, 2008, ninety (90) days after the first publication of said notice  
9 on June 11, 2008.

10 6. That there have been no creditor claims presented to the Executor.

11 7. That Petitioner has received no income from any asset of the estate of the Decedent.

12 8. That Petitioner has filed herein a Verified Record of Value on the 16<sup>th</sup> day of  
13 September, 2008, showing the total value of the Estate to be the sum of Two Hundred Four Thousand  
14 Seven Hundred Ten Dollars (\$204,710.00).

15 9. That no federal estate tax return will be required to be filed for this estate and that any  
16 taxes which may, at a later time, become due and owing by reason of Decedent's death will be paid  
17 by the said Executor.

18 10. That it is appropriate that the assets of the estate, consisting of both real and personal  
19 property, be distributed to the Executor as the sole named beneficiary in the Last Will and Testament  
20 of the decedent.

21 11. That the Executor has had no receipts of income from the estate assets nor has the  
22 Executor been required to disburse any portion of the estate.

23 12. That the Executor has incurred minor expenses for maintenance of the real and personal  
24 property of the estate, but to the extent any such expenses have been paid by the Executor, the  
25 reimbursement of the Executor is hereby waived.

26 13. That the Executor retained the Law Office of Kelly R. Chase as the attorney for the  
27 estate and the Executor has paid and will pay all expenses and fees incurred by said counsel; to the  
28 extent such expenses were paid by the Executor, the reimbursement of the Executor is hereby waived.

1 14. Petitioner has performed all of his statutory duties in accordance with the provisions  
2 of NRS 150.020 and is entitled to a statutory commission based upon the estate accounted for by  
3 Petitioner, however, payment of such sums as may otherwise be due is waived.

4 15. That Petitioner waives reimbursement of expenses incurred in the closing of the estate,  
5 including costs for notice, certified copies of orders, and recording charges as necessary.

6 16. That the names, addresses, ages and relationship of the heirs known to the Executor are  
7 as follows:

8 Timothy Harold Kelly 1143 18 <sup>th</sup> Street 9 Manhattan Beach, CA 90266	Adult	Brother (Executor)
10 Lisa Marie Kelly 23205 SE Black Nugget Road, #B8 11 Issaquah, WA 98029	Adult	Niece
12 Pat Torres 36352 Gambrel Gate Road 13 Winchester, CA 92956	Adult	Sister
14 Mike Kelly 6769 Sacramento Drive 15 Redding, CA 96001	Adult	Brother

16  
17 17. That the Estate is in a condition to be closed in accordance with the allegations contained  
18 in the Petition as prayed.

19 THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that:

20 A. The First and Final Account of said Executor be and the same is hereby finally settled,  
21 allowed and approved.

22 B. That Petitioner is authorized and directed to distribute the real property of the estate to  
23 the Executor, TIMOTHY HAROLD KELLY, as the sole named beneficiary of the Last Will and  
24 Testament of the decedent.

25 C. That Petitioner is authorized and directed to distribute the personal property of the estate  
26 to the Executor, TIMOTHY HAROLD KELLY, as the sole named beneficiary of the Last Will and  
27 Testament of the decedent.

28 ///

Law Office of Kelly R. Chase  
P.O. Box 2800, Minden, NV 89423  
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1 D. That Petitioner is authorized and directed to pay final costs of administration as may be  
2 expended by him, including expenses connected with the closing of this estate, including additional  
3 attorney's fees, and paid by Petitioner without reimbursement from the estate as ordered herein.

4 E. That the said TIMOTHY HAROLD KELLY, Executor of the Estate of DANNY BRIAN  
5 KELLY, deceased, is authorized and directed to do all things necessary and proper to effectuate the  
6 distribution set forth herein and, after payment of all costs and fees and distribution of the assets of said  
7 estate as herein ordered and the filing of proper vouchers and receipts in support of such payments and  
8 distribution, the Executor is authorized to file his Affidavit for Discharge from duties as Executor of  
9 this estate. Upon completion of the foregoing matters and the filing of said Affidavit, said Executor  
10 shall be discharged and his Letters Testamentary vacated.

11 DONE IN OPEN COURT this 27<sup>th</sup> day of October, 2008.

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14 DISTRICT JUDGE

15  
16 SUBMITTED BY:  
17 Kelly R. Chase  
18 P.O. Box 2800  
19 Minden NV 89423  
20 (775) 782-3099  
21 Attorney for Executor  
22 Timothy Harold Kelly  
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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 in file and of record in my office.

DATE October 27, 2008

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

By [Signature] Deputy