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DOC # 0773266
11/02/2010 03:36 PM Deputy: GB

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Requested By:
THOMAS E PERKINS

Recording Requested by:

✓ Thomas E. Perkins
P.O. Box 880
Minden, NV 89423

Douglas County - NV
Karen Ellison - Recorder

Page: 1 Of 4 Fee: 17.00
BK-1110 PG- 664 RPTT: 0.00



Please send tax statement to:

Daniel F. Michalec
2640 Wildwood Drive
Estes Park, CO 80517

ORDER TO SET ASIDE ESTATE WITHOUT ADMINISTRATION
(see NRS 111.312 (1-2))

COPY

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Case No. 10PB0109 **FILED**

Dept. II

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TED THUAN
CLERK

P. GREGORY
BY _____ DEPUTY

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

In the Matter of the Estate of

FRANK W. MICHALEC,

Deceased.

**ORDER TO SET ASIDE ESTATE
WITHOUT ADMINISTRATION**

THIS MATTER came before the Court on November 1, 2010, for hearing on the verified Petition to Set Aside Estate Without Administration. The Petitioner was represented by Thomas E. Perkins, Attorney at Law. The Court has considered all of the pleadings, papers and exhibits on file, and, being otherwise fully advised, finds and concludes that notice of the time and place of the hearing thereon has been duly given in this matter in the manner and for the period required by law; and that no one has objected or presented any reason why the petition should not be granted; that the gross value of the Nevada estate of Frank W. Michalec does not exceed the sum of \$100,000; that the decedent left no debts in the State of Nevada nor debts anywhere that need to be satisfied out of the property of the decedent situate in the State of Nevada; that the expenses of last illness and burial charges have been paid; that the decedent left no minor children or surviving spouse; and that the heirs of the decedent, Daniel F. Michalec, David A. Michalec, and Richard W. Michalec, are entitled to receive the whole of the estate pursuant to NRS 146.070 as the heirs of the decedent; that David A. Michalec and Richard W. Michalec have

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THOMAS E. PERKINS
ATTORNEY AT LAW
P.O. Box 880 • 1592 Mono Avenue • Minden, Nevada 89423 • (775) 782-4033



1 each assigned their right, title and interest in the property to their brother, the Petitioner,
2 Daniel F. Michalec, and, the Court being otherwise full advised, and good cause appearing,

3 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the whole of the
4 estate of Frank W. Michalec, deceased, situated in the State of Nevada, consisting of a
5 timeshare estate in real property and improvements, situated in the County of Douglas,
6 State of Nevada, and being more particularly described as follows:

7 A Timeshare Estate comprised of:

8 Parcel One:

An undivided 1/51st interest in and to that certain condominium described as follows:

- 9 (a) An undivided 1/20th interest, as tenants-in-common, in and to Lot 31 of Tahoe Village Unit
10 No. 3, Fifth-Amended Map, recorded October 29, 1981, as Document No. 61612 as
11 corrected by Certificate of Amendment recorded November 23, 1981, as Document No.
12 62661, all of Official Records Douglas County, State of Nevada. Except therefrom units 81
13 to 100 Amended Map and as corrected by said Certificate of Amendment.
- 14 (b) Unit No. 088 as shown and defined on said last mentioned map as corrected by said
15 Certificate of Amendment.

13 Parcel Two:

14 A non-exclusive right to use the real property known as Parcel "A" on the Official Map of Tahoe
15 Village Unit No. 3, recorded January 22, 1973, as Document No. 63805, records of said county and
16 state, for all those purposes provided for in the Declaration of Covenants, Conditions, and Restrictions
17 recorded January 11, 1973, as Document No. 63681, in Book 173 Page 229 of Official Records and
18 in modification thereof recorded September 28, 1973, as Document No. 69063 in Book 973 Page 812
19 of Official Records and recorded July 2, 1976, as Document No. 1472 in Book 776 Page 87 of Official
20 Records.

18 Parcel Three:

19 A non-exclusive easement for ingress and egress and recreational purposes and for use and enjoyment
20 and incidental purposes over, on and through Lots, 29, 39, 40, and 41 as shown on said Tahoe Village
21 Unit No. 3, Fifth-Amended Map and as corrected by said Certificate of Amendment.

20 Parcel Four:

- 21 (a) A non-exclusive easement for roadway and public utility purposes as granted to Harich
22 Tahoe Developments in deed re-recorded December 8, 1981, as Document No. 63026, being
23 over a portion of Parcel 26-A (described in Document No. 01112, recorded June 17, 1976)
24 in Section 30, Township 13 North, Range 19 East, M.D.M., - and -
- 25 (b) An easement for ingress, egress and public utility purposes, 32' wide, the centerline of which
26 is shown and described on the Fifth-Amended Map of Tahoe Village No. 3, recorded
27 October 29, 1981, as Document No. 61612, and amended by Certificate of Amendment
28 recorded November 23, 1981, as Document No. 62661, Official Records, Douglas County,
State of Nevada.

26 Parcel Five:

27 The Exclusive right to use said UNIT and the non-exclusive right to use the real property referred to
28 in subparagraph (a) of Parcel One and Parcels Two, Three, and Four above during ONE "use week"

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1 within the SUMMER "use season", as said quoted terms are defined in the Declaration of Restrictions,
2 recorded September 17, 1982 as Document No. 71000 of said Official Records.

3 The above described exclusive and non-exclusive rights may be applied to any available unit in the
4 project, during said use week within said season. (APN 1319-30-720-001, a portion)

5 together with any and all other assets of the estate that may hereafter be discovered within
6 the State of Nevada, shall be, and it hereby is, assigned and set aside to Daniel F. Michalec,
7 his heirs, successors and assigns; and

8 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate be not
9 further administered upon.

10 Dated the 1st day of November, 2010.

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12 _____
13 DISTRICT JUDGE

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24 **CERTIFIED COPY**

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

28 DATE 11/1/10

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

By  Deputy 3

THOMAS E. PERKINS
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