

Doc Number: **0843396**

05/29/2014 10:00 AM

OFFICIAL RECORDS

Requested By:
RACHELLE J NICOLLE LTD

DOUGLAS COUNTY RECORDERS
Karen Ellison - Recorder

Page: 1 Of 5 Fee: \$ 18.00
Bk: 0514 Pg: 5449



Deputy pk

RECORDING REQUESTED BY
and

AFTER RECORDING

MAIL THIS DOCUMENT TO:


✓ Rachelle J. Nicolle Ltd.
Attorney at Law
1662 Highway 395, Suite 214
Minden, NV 89423

I the undersigned hereby affirm that this document submitted for recording does not contain the social security number of any person or persons. (Per NRS 239B.030)

PROBATE ORDER & PAYMENT AFFIDAVIT

Attached is a certified copy of the Court Order in the Estate of Wallace B Melby. By signing below, I attest that all attorney's fees ordered to be paid to Rachelle J. Nicolle under this Order have been paid in full.

Dated: May 28, 2014.



RACHELLE J. NICOLLE, Attorney for the
Estate of Wallace B Melby, deceased

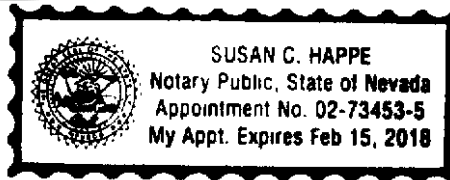
JURAT

State of Nevada)
County of Douglas)

Signed and sworn to before me on May 28, 2014, by Rachelle J. Nicolle.



Notary Public



1 CASE NO: 03-PB-0038

2 DEPT. NO. II

3 I hereby affirm that this document does not contain
the social security number of any person or persons.

4 

5 Printed Name: Rachelle J. Nicolle

FILED
RECEIVED
2010 NOV 22 NOV 8:29 2010
TED T. DOUGLAS COUNTY
DISTRICT COURT CLERK
M. BIAGGINI
CLERK DEPUTY

BK : 0514
PG : 5450
5/29/2014

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

9
10
11 **IN THE MATTER OF THE ESTATE**
12 **OF**
13 **WALLACE B MELBY,**
14 **Deceased**

11 **ORDER SETTLING PETITION FOR**
12 **WAIVER OF ACCOUNTING, AND**
13 **REQUEST FOR APPROVAL OF FEES**
14 **AND ENTRY OF ORDER FOR FINAL**
15 **DISTRIBUTION**

14 **Hearing Date: November 15, 2010**
15 **Hearing Time: 1:30 PM**

16
17
18 **The verified PETITION FOR WAIVER OF ACCOUNTING, AND**
19 **REQUEST FOR APPROVAL OF FEES AND ENTRY OF ORDER FOR FINAL**
20 **DISTRIBUTION** filed by MICHAEL MELBY, as Executor of the Estate of WALLACE B
21 **MELBY, came regularly for hearing before this Court on November 15, 2010.**

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 known creditors of the Estate have been paid;**

0843396 Page 2 of 5

1 4. All income taxes, Estate taxes, and property taxes chargeable against the Estate
2 have been paid except for the accountant/tax preparation fees which will be paid personally by
3 the Executor;

4 5. All the allegations in the accounting and petition are true; and

5 6. The Estate should be settled, distribution made, and commissions and fees paid as
6 requested.

7
8
9 **THEREFORE, IT IS ORDERED:**

10 1. That the accounting is waived;

11 2. That the administration of the Estate of WALLACE B MELBY, Decedent, is settled,
12 allowed and approved as filed, and is brought to a close;

13 3. That the Executor/Personal Representative has waived his rights to statutory and
14 extraordinary Executor fees, and requests no compensation for services rendered as
15 the Executor/Personal Representative;

16 4. That the Executor/Personal Representative is authorized and directed to retain
17 \$400.00 for accountant fees and to pay the accountant fees when due;

18 5. That the Executor/Personal Representative is authorized and directed to personally
19 pay the law firm of Rachelle J. Nicolle, attorney for the Estate, the sum of \$8,677.50
20 in fees plus \$552.30 in expenses, minus the retainer amount of \$6,562, for a total of
21 \$2,667.80 still owed the attorney as reasonable compensation for legal services
22 rendered during the administration of the Estate, plus any additional costs by the law
23 firm on behalf of the Estate;

24 6. That devisee Mel G. Melby sold his ten percent (10%) residuary interest in this estate
25 to his son Michael Melby;

7. That the petition for final distribution is granted and the Court orders all remaining assets of the estate to be distributed immediately to the Decedent's devisees ROBERT G. HURLBERT, KEVIN MELBY, and MICHAEL MELBY as follows:

1. **Robert G. Hurlbert** (two Specific Bequests only of stocks)

344 Shares Sierra Pacific Resources*:	\$	1,238.00
Plus 512.735 Shares Security Equity Fund Acct. #30886749*:	\$	2,768.00
<u>Plus any dividends, and capital distributions and stock splits, (none to date)</u>		
Total Value for Robert G. Hurlbert:	\$	4,006.00

* Sierra Pacific Resources merged with Nevada Power and Sierra Pacific Power in July 1999 and now operates under the name of NV Energy. If there were any stock splits or modifications to the amount of shares of Sierra Pacific Resources or the Security Equity Fund, these additional shares are to be included in the specific bequest to Robert G. Hurlbert.

2. **Kevin Melby** (Specific Bequest only of vehicle)

Vehicle: 1990 Lincoln Town Car, VIN 1LNCM81W3MY768772:	\$	5,000.00
Total Value for Kevin Melby:	\$	5,000.00

3. **Michael Melby** (Residuary Devisee of 90% of remaining estate plus Mel G. Melby's 10% interest of remaining estate for a total of 100% of remaining estate)

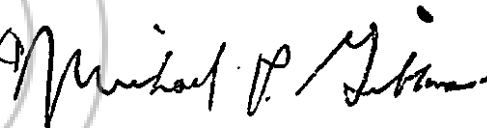
100% of Cash:	\$	1,394.00
Minus \$400 retained in estate reserve to pay accountant fees:	\$	(400.00)
Plus 100% of Furnishings and personal property:	\$	600.00
<u>Plus 100% share of home at 1303 Dresslerville Rd., Gardnerville, NV:</u>	<u>\$</u>	<u>263,000.00</u>
Total Value for Michael Melby:	\$	264,594.00

8. That the real property located at 1303 Dresslerville Rd., Gardnerville, Douglas County, NV, under APN 1220-09-810-009, and more particularly described as follows – Lot 246, as said lot is shown on the official map of Gardnerville Ranchos Unit No. 2, filed in the office of the County Recorder of Douglas County, State of Nevada, on June 1, 1965, in Book 1 of Maps, Filing No. 28309, and Amended Title Sheet on June 4, 1965, Filing No. 28377, filed in the office of the County Recorder of Douglas County, Nevada and recorded November 13, 1985 in Book 1185, Page 976, as Document No. 126590, be titled as follows to “MICHAEL MELBY, a married man as his sole and separate property.” That the Executor/Personal Representative is

1 authorized to issue a Grant Deed to transfer the Estate's real property to "MICHAEL
2 MELBY, a married man as his sole and separate property."

- 3 9. That the Executor/Personal Representative be authorized and ordered to distribute any
4 property of Decedent or of the Estate not now known or discovered, to the named
5 residuary devisee, MICHAEL MELBY.
- 6 10. That the Executor/Personal Representative is further authorized to sign any other
7 documents necessary to effectuate this Order.
- 8 11. That the Court retains jurisdiction of the above-entitled Estate until the same shall be
9 distributed and closed;
- 10 12. That upon the Executor/Personal Representative filing an Affidavit and Petition for
11 Discharge setting forth that he has paid all taxes of the Estate, delivered all property
12 of the Estate and that there remains nothing in his hands, and that he has performed
13 all the acts lawfully required of him, MICHAEL MELBY will be discharged as
14 Executor/Personal Representative of the Estate of WALLACE B MELBY, deceased,
15 and his Letters Testamentary will be vacated without the need for further hearing
16 before this Court.

17 Dated this 15 day of November 2010



District Judge

19 Prepared and Submitted by
20 Rachelle J. Nicolle #5441
21 Attorney for Petitioner
22 1662 Highway 395 Suite 214
23 Minden, NV 89423
24 (775) 782-0442

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 11/22/10
TED THRAN Clerk of the 9th Judicial District Court
of the State of Nevada, in and for the County of Douglas,

By M. Slagter Deputy