

APN No. 1318-23-310-001

Recording Requested By:

Mahe Law, Ltd.
707 N. Minnesota Street, Suite D
Carson City, NV 89703



00133144202109658830060067

KAREN ELLISON, RECORDER

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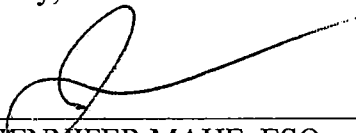
Joseph G. Dutra, Jr.
4568 Thornton Avenue
Fremont, CA 94536

**ORDER CONFIRMING WAIVER OF ACCOUNTING;
CONFIRMING AND ORDERING PAYMENT OF ATTORNEYS' FEES AND COSTS;
AND ORDER FOR FINAL DISTRIBUTION**

I, the undersigned, hereby affirm that the attached document, including any exhibits, hereby submitted for recording does not contain personal information of any person or persons. (NRS 239B.030)

MAHE LAW, LTD.
707 N. Minnesota Street, Suite D
Carson City, NV 89703

By:



JENNIFER MAHE, ESQ.

1 Case No. 2020 PB 00106
2 Dept. No. II

RECEIVED
MAR 17 2021
Douglas County
District Court Clerk

FILED
2021 MAR 22 PM 4:15
BOBBIE R. WILLIAMS
CLERK
BY M. CARNEY DEPUTY

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

9 In the Matter of the Estate of
10 GERALDINE F. DUTRA, also known
11 as GERALDINE FRANCES DUTRA,
12 Deceased.

13 **ORDER CONFIRMING OF WAIVER OF ACCOUNTING;**
14 **CONFIRMING AND ORDERING PAYMENT OF ATTORNEYS' FEES AND COSTS;**
15 **AND ORDER FOR FINAL DISTRIBUTION**

16 It appearing to the satisfaction of the Court that a Confirmation of Waiver of Accounting;
17 Petition for Confirmation and for Order Authorizing and Directing Payment of Attorneys' Fees and
18 Costs; and Petition for Final Distribution has been filed, and that notice of the time and place of the
19 hearing has been duly given in the manner prescribed by law, and that no one has objected or
20 presented any reason why said Petition should not be granted, the Court hereby finds and orders as
21 follows:

22 I.

23 PETITIONER

24 That the Petitioner, JOSEPH G. DUTRA, JR., is the husband of the Decedent, GERALDINE
25 F. DUTRA, also known as GERALDINE FRANCES DUTRA, and qualified as Executor, and
26 Letters Testamentary were issued to the Petitioner on November 20, 2020. At all times since then,
27 the Petitioner has been and now is the Executor of the Estate of GERALDINE F. DUTRA, also
28 known as GERALDINE FRANCES DUTRA, deceased.

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II.

DECEDENT

That the decedent, GERALDINE F. DUTRA, also known as GERALDINE FRANCES DUTRA, died on December 6, 2019, in Alameda County, CA, and left an estate in the State of Nevada subject to administration.

III.

LAST WILL AND TESTAMENT

That the Petitioner is informed and believes that the Decedent executed a Last Will and Testament on July 21, 1986. The original Last Will and Testament was lodged with the Superior Court of California, County of Alameda. A certified copy of the Last Will and Testament is attached to the Petition for Summary Administration as Exhibit "2" and incorporated herein by this reference. Pursuant to the terms of the Last Will and Testament, the Decedent's estate should be distributed to her spouse, the Petitioner herein, JOSEPH G. DUTRA, JR.

WAIVER OF ACCOUNTING

IV.

ACCOUNTING

That, pursuant to NRS 150.075, the requirement of filing an accounting was waived by the heir of the Estate of GERALDINE F. DUTRA, also known as GERALDINE FRANCES DUTRA, such Waiver of Accounting having been filed with this Court on March 1, 2021. Petitioner hereby requests that the Court confirm the waiver of said accounting. Petitioner is informed and believes that the estate is solely made up of a partial interest in real property located in Douglas County, Nevada, specifically Douglas County Assessor's Parcel Number 07-062-270, more particularly described as:

Lot 27, in Block B, as shown on the official "Second Amended Map of LAKE VILLAGE UNIT NO. 1, filed in the Office of the County Recorder of Douglas County, Nevada, on December 28, 1971, as File No. 56077.

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V.

CREDITORS

That, pursuant to NRS 147.010, Notice to Creditors of the Decedent's estate to present their claims within the time and in the manner provided for by law was duly published in the Record Courier, such publication occurred on December 5th, 12th and 19th, 2020, That the creditors' claim period has expired and no creditor's claims have been filed with this Court.

VI.

ESTATE

That, pursuant to NRS 144.010(1), the requirement of filing an inventory was waived by the heir of the Estate of GERALDINE F. DUTRA, also known as GERALDINE FRANCES DUTRA, such Waiver of Inventory and Accounting having been filed with this Court on March 1, 2021. Petitioner hereby requests that the Court confirm the waiver of said inventory.

VII.

FEDERAL TAX LIABILITY

That the Executor will be filing the personal income taxes for the Decedent. Because the total value of the estate is below the federal estate tax filing requirement, no Estate Tax Return, Form 706, is required for this Estate. Further, the income earned in the estate account will be below the \$600.00 required for filing a Fiduciary Tax Return, Form 1041. Thus, no estate taxes will be owed.

That all acts taken by the Executor has been taken in the best interests of the estate and all acts should be approved and confirmed by the Court.

**APPLICATION FOR ORDER AUTHORIZING AND DIRECTING
PAYMENT OF ADMINISTRATIVE FEES AND COSTS**

VIII.

ATTORNEYS' FEES

That at the commencement of this matter, the Executor retained the services of JENNIFER M. MAHE, ESQ. of MAHE LAW, LTD., as the attorney for the estate. That the Executor and said law firm agreed that the rate of compensation for the legal services would be Three Hundred Twenty-Five and No/100 Dollars (\$325.00) per hour for services performed by an attorney and One Hundred

1 Twenty-Five and No/100 Dollars (\$125.00) for services performed by a paralegal, plus costs, if any.
2 That said firm has rendered legal services in connection with the representation of the Executor from
3 July 14, 2020, through present, and an itemization of said services is attached to the Accounting as
4 Exhibit "1," and incorporated herein by this reference. That the nature and extent of services
5 rendered consists of communications with the Executor, preparation of all court documents, review
6 of the documentation on behalf of the estate and appearance at hearings on behalf of the Executor.
7 That the Executor hereby requests that this Court grant the within application and order payment of
8 Three Thousand Seventy-Seven and 50/100 Dollars (\$3,077.50), of which Two Thousand One
9 Hundred Seventy-Seven and 50/100 Dollars (\$2,177.50) for attorneys' fees and Nine Hundred and
10 No/100 Dollars (\$900.00) for costs, to MAHE LAW, LTD. such amount being the attorneys' fees
11 and costs owed to MAHE LAW, LTD. through February 3, 2021, and an additional amount to close
12 the estate, not to exceed \$2,500.00.

13 IX.

14 EXECUTOR'S FEES/COSTS

15 That Petitioner waives the fees he is entitled to pursuant to NRS 150.020 for acting as
16 Executor of the estate of the Decedent.

17 PETITION FOR FINAL DISTRIBUTION

18 X.

19 HEIRS

20 That the names, ages, relationship and addresses of the heirs, next of kin, legatees, and
21 devisees of Decedent, so far as known to Petitioner, are as follows:

22 <u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>	<u>ADDRESS</u>
23 Joseph G. Dutra, Jr.	Spouse	Adult	c/o Darrin Ng, Esq. 5000 Hopyard Road, Suite 225 24 Pleasanton, CA 94588

25 XI.

26 FINAL DISTRIBUTION

27 That the estate is now in a condition to be closed and distributed. After payment of taxes,
28 if any, and administrative fees and costs, including but not limited to attorney's fees and costs, and

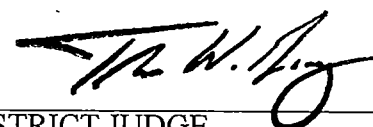
1 pursuant to NRS 145.080, the estate should be distributed in full to JOSEPH G. DUTRA, JR., the
2 spouse of the Decedent.

3 IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:


- 4 1. That notice of hearing on this matter was duly given according to law.
- 5 2. That the waiver of the accounting and waiver of the inventory and appraisement are
6 hereby confirmed.
- 7 3. That each and every act of the Executor taken thus far during the administration is
8 hereby confirmed and approved.
- 9 4. That payment of attorneys' fees and costs in the amount of Three Thousand Seventy-
10 Seven and 50/100 Dollars (\$3,077.50) to MAHE LAW, LTD. for services rendered to the estate and
11 costs incurred on behalf of the estate, as well as additional attorney's fees and costs incurred to close
12 the estate in an amount not to exceed \$2,500.00, to MAHE LAW, LTD. for services rendered to the
13 estate and costs incurred on behalf of the estate, is hereby authorized.
- 14 5. That the Executor is hereby authorized and directed to distribute the property of the
15 estate in its entirety, after payment of the costs of administration, to JOSEPH G. DUTRA, JR., the
16 spouse of the Decedent.

17 IT IS SO ORDERED.

18 DATED this 22 day of March, 2021.

19
20 
21 DISTRICT JUDGE

22 Respectfully Submitted By:
23 MAHE LAW, LTD.
24 707 N. Minnesota St., Suite D
25 Carson City, NV 89703

26 By: 
27 JENNIFER M. MAHE, ESQ.
28 Nevada State Bar No. 9620
Attorneys for Petitioner,
JOSEPH G. DUTRA, JR.

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 3/31/2021
BOBBIE R. WILLIAMS Clerk of Court
of the State of Nevada, ~~County of Douglas~~ County of Douglas,
By C. Walker ~~Deputy~~ Deputy