FILE

CASE NO. 1228

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IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF LINCOLN

In the Matter of the Estate of)

AMOS WILLIAM PHILLIPS,)

Deceased.

AMENDED ORDER SETTLING THE FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION

On the Ex Parte Motion of JAMES L. WADSWORTH, attorney for the Executor of the above-entitled estate, the following Order to correctly reflect the interests of Barbara Cowart Hartley as to the remainder of the Estate of the deceased is hereby issued and the Clerk is directed to enter the same, Nunc Pro Tunc, as of October 20th, 1981 at 11:16 a.m.

Be it remembered that ALVIN LAVON PHILLIPS, Executor of the Last Will and Testament of AMOS WILLIAM PHILLIPS, deceased, filed here on the 1st day of October, 1981, a First and Final Account and Petition for Fees and for Final Distribution and the Court having considered the same and having examined the evidence in this matter finds that proper notice has been given in this matter, that all allegations in the said Account and Petition are true and occrect, that all creditors claims and other obligations of this estate have been fully paid, that there is no federal estate tax owed, and that certain administrative costs and expenses are to be herein

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That after allowance and payment of the aforesaid administration costs and expenses this estate will be in a condition to be fully settled and distributed to the beneficiaries hereinafter named.

Therefore it is ordered, adjudged and decreed:

- That the First and Final Account of Alvin LaVon Phillips as Executor of the Last Will and Testament of AMOS WILLIAM PHILLIPS, Deceased, be and the same is hereby finally settled, allowed, and approved and all actions taken by the Executor in connection with the administration of the estate as set forth in the Account and Petition filed herein on October 1st, 1981 are hereby ratified and approved.
- 2. That the said Executor has waived his fees as Executor in this matter and that the Executor and Attorney have negotiated and settled the attorney's fees in the amount of \$500.00 which has been paid subject to the approval of this Court.
- 3. That the said executor, heirs, relatives and friends of the deceased have advanced certain sums for expenses and court costs in this matter and that said court costs have been paid from said funds; that the said funds were advanced and donated without expectation of reimbursement.
- 4. That said Executor is hereby authorized and directed to pay and distribute all the rest and residue of the decedent's estate, together with

any and all other property of the decedent not now known or hereinafter discovered, to the heirs hereinafter named according to the Last Will and Testament of the deceased.

5. That the property remaining to be distributed is the North Half of Lot 3, Block 34, Panaca Town, Lincoln County, Nevada, together with improvements, furnishings and fixtures contained in the house thereon, and two (2) shares of stock in the Panaca Irrigation Company, and that all right, title and interest of AMOS WILLIAM PHILLIPS in and to the described real estate and irrigation shares has passed to and is hereby assigned to and vested in those persons named below in the percentage and proportion as stated, each to hold his or her interest as tenants in common with the rest:

ALVIN LAVON PHILLIPS One-fourth or Twenty-five Percent BARBARA PHILLIPS TODD One-fourth or Twenty-five Percent DONALD PHILLIPS One-fourth or Twenty-five Percent BARBARA COWART HARTLEY One-Twelfth or Eight and One-Third Percent WENDALL R. COWART One-Twelfth or Eight and One-Third Percent TED COWART, by and through his guardian, One-Twelfth or BARBARA COWART HARTLEY Eight and One-third Percent

6. That the Court does hereby retain jurisdiction of the above-entitled estate until the same shall be distributed and closed and that upon the said Executor filing a supplementary accounting showing payment of all sums of money due from him, and

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that he has delivered up all the remaining pro-1 perty of the estate to the beneficiaries entitled 2 thereto, and that a Decree of Discharge shall be entered and filed discharging said Executor from all liability thereafter to be incurred. 7. It is further ordered, adjudged and decreed that any after discovered property will pass according 8 to the decree herein entered. 10 Dated this 2nd day of October, 1981. 11 12 13 14 15 16 Attorney for Executor 17 18 19 20 21 22 23 or to end of record in and correct uppy of 24 the County Clerks Office, We has hiswade. In Witness Winners, I have becounts not my find and offixed the Seel of the Second's delical District Court in and for the Country of Lincoln, State of Nevada, this 6th day of 1900 1900 73940 FILED AND RECORDED AT REQUEST OF James L. WadswORTH NOV. 16, 1981 AT 30 MINUTES PAST 10 O'CLOCK

A IN BOOK 47 OF OFFICIAL 31 RECORDS. PAGE 263 LINCOLN