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1 Case No. 13-7-97LP

1999 FEB -9 A 11: 11

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CORRIE HOGAN
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DEPUTY

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
MARY MARK OLSON,
Deceased.

SECOND AMENDED
ORDER APPROVING
FIRST AND FINAL ACCOUNT,
PETITION FOR DISTRIBUTION,
TO FIX ATTORNEY'S FEES, AND
FOR DISCHARGE

The verified First and Final Account, Petition for Distribution, to Fix Attorney's Fees, and For Discharge of DON C. HOFMAN, Executor coming on regularly for hearing this 13th day of March, 1998, and due proof having been made to the satisfaction of this Court, and the Court so finding that the Clerk has given notice in all respects according to law, and GARY D. FAIRMAN, ESQ., a Professional Corporation, Counsel for said Executor of said Estate, being personally present in Court, and no objections having been filed to said First and Final Account, Petition for Distribution, to Fix Attorney's Fees and For Discharge;

THE COURT NOW FINDS that MARY MARK OLSON, died testate on the on the 4th day of May, 1997, in the County of Lincoln Pine, State of Nevada, and at the time of her death was a

1 resident of Lincoln County, State of Nevada; that DON C. HOFMAN,
 2 was appointed by the above-entitled Court as Executor of the
 3 Estate of said Decedent on the 3rd day of November, 1997; that
 4 thereafter, on the 3rd day of November, 1997, said Executor
 5 qualified and Letters Testamentary were issued to him, which
 6 Letters have never been revoked, and the said DON C. HOFMAN ever
 7 since has been and still is now the duly appointed, qualified and
 8 acting Executor of the Estate of MARY MARK OLSON, Deceased.

9 THE COURT FURTHER FINDS:

10 That Notice to Creditors was published in The Lincoln
 11 County Record, a newspaper published in Lincoln County, Nevada
 12 for the time and in the manner required by statute, due proof of
 13 publication being on file herein and no claims have been filed
 14 against the estate.

15 That pursuant to the Appraisal, said estate consists of
 16 personal property and real property having a value of SIXTY TWO
 17 THOUSAND DOLLARS (\$62,000.00);

18 That due to the value of said Estate, it is not
 19 necessary for said Executor to file a Federal Estate and
 20 fiduciary tax returns for the year 1997.

21 That the heirs at law, devisees and legatees of the
 22 Decedent are as follows:

23	<u>NAME AND ADDRESS</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
24	GRACE HOFMAN 1387 So. 1100 E. Salt Lake City, UT 84105	Over 21	Sister
25			
26			

1	DELLA MARINO	Over 21	Sister
2	1210 Harrison Avenue		
	Salt Lake City, UT 84105		
3	DON C. HOFMAN	Over 21	Nephew
4	469 E. 6930 So.		
	Midvale, UT 84047		
5	CAROLYN PICKERING	Over 21	Niece
6	889 Serenidad Place		
	Goleta, CA 93017		

7 That the Executor, DON C. HOFMAN, has performed all
8 duties and services required of him as Executor of said Estate
9 and is entitled to compensation but has declined to accept the
10 same; that GARY D. FAIRMAN, ESQ., a Professional Corporation, has
11 rendered legal services to the Executor and to the Estate and is
12 entitled to compensation therefor and that said Attorney has
13 agreed with the Executor that a fee in the sum of One Thousand
14 Two Hundred Fifty Dollars (\$1,250.00) is reasonable and proper
15 subject the approval by the above-entitled Court; that said
16 Attorney has advanced the sum of One Hundred Twenty Nine and
17 04\100's Dollars as costs and expenses in connection with his
18 representation of the Executor of the Estate which he has not
19 been reimbursed.

20 That the Estate is now in a condition to be settled and
21 distributed pursuant to said First and Final Account, Petition
22 for Distribution, to Fix Attorney's Fees and For Discharge;

23 From the foregoing, the Court makes its Order as
24 follows:

25 . . .
26 . . .

ORDER

1
2 IT IS HEREBY ORDERED that said First and Final Account
3 be, and the same is hereby allowed, approved and settled, and
4 found correct in all respects;

5 IT IS HEREBY FURTHER ORDERED that after the payment of
6 the fees herein, that the residue of said Estate be distributed
7 pursuant to the Last Will and Testament of MARY MARK OLSON to DON
8 C. HOFMAN, to-wit:

9 REAL PROPERTY

10 Real property located in the County of Lincoln, State
11 of Nevada and more particularly described as follows:

12 All of Lot numbered Six (6), in Block "A" of
13 the West End Addition to the said City of
14 Caliente, As said lot and block are
15 delineated on the official plat of said
16 addition, now on file and of record in the
17 Office of the County Recorder of said Lincoln
18 County, and to which said plat and the
19 records thereof reference is hereby made for
20 further particular description.

17 PERSONAL PROPERTY

18 Suburban Modular Home
19 Serial No. EWS44242BM1341454XU

20 IT IS HEREBY ORDERED that DON C. HOFMAN, Executor, pay
21 the following expenses:

22 Attorney's fees to GARY D. FAIRMAN, ESQ., A
23 Professional Corporation, in and for services rendered in the sum
24 of One Thousand Two Hundred Fifty Dollars (\$1,250.00). That said
25 Attorney has advanced the sum of One Hundred Twenty Nine and
26 04\100's Dollars as costs and expenses in connection with his
representation of the Executor of the Estate which he has not

1 been reimbursed.

2 IT IS HEREBY FURTHER ORDERED that at such time as said
3 Executor has made all proper transactions in accordance with this
4 Order, and has paid all expenses pursuant to this Order, that
5 Petitioner be discharged from his trust.

6 DONE AND DATED this 8 day of Feb, 1999.

7
8 *Melba Boyd*
DISTRICT JUDGE

9 Submitted By:

10 GARY D. FAIRMAN, ESQ.
11 A Professional Corporation
12 P.O. Box 5
13 Ely, Nevada 89301

14 *Gary D. Fairman*
GARY D. FAIRMAN, ESQ.
Nevada Bar No. 000210

15
16 This document to which this certificate is attached is a full, true and correct
17 copy of the original, on file and of record in the County Clerk's Office, Lincoln
18 Nevada.

19 In witness whereof, I have hereunto set my hand and affixed the Seal of the
20 Seventh Judicial District Court in and for the County of Lincoln, State of
21 Nevada, this 08 day of Feb, 1999.

22 *Carrie Sloan*
Deputy Clerk

23 No. **112286**
24 FILED AND RECORDED AT REQUEST OF
25 FIRST AMERICAN TITLE
26 FEBRUARY 9, 1999
AT 35 MINUTES PAST 1 O'CLOCK
A.M. IN BOOK 139 OF OFFICIAL
RECORDS, PAGE 566 LINCOLN
COUNTY, NEVADA.

LESLIE BOUCHER
COUNTY RECORDER DEPUTY
Melba Boyd
BOOK 139 PAGE 570