

COPY

Case No. PR-0205001

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2001 DEC 12 P 12:53

CLERK OF THE SEVENTH JUDICIAL DISTRICT COURT
LINCOLN COUNTY CLERK

Chogan

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
FRANK LLOYD,
Deceased.

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 Executrix coming on regularly for hearing this 3rd day of December, 2001, 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 Executrix of said Estate, having submitted the Petition to the 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 FRANK LLOYD, died testate on the 14th day of December, 2000, in the County of Clark, State of

1 Nevada, and at the time of his death was a resident of Lincoln
 2 County, State of Nevada; that LISA K, MURDOCK, formerly known as
 3 LISA K. MURDOCK, was appointed by the above-entitled Court as
 4 Executrix of the Estate of said Decedent on the 19th day of
 5 April, 2001; that thereafter, on the 19th day of April, 2001,
 6 said Executrix qualified and Letters Testamentary were issued to
 7 her, which Letters have never been revoked, and the said LISA K.
 8 MURDOCK, formerly known as LISA K. ANDREWS, ever since has been
 9 and still is now the duly appointed, qualified and acting
 10 Executrix of the Estate of FRANK LLOYD, Deceased.

11 THE COURT FURTHER FINDS:

12 That Notice to Creditors was published in Lincoln
 13 County Recorder, a newspaper published in Pioche, Lincoln County,
 14 Nevada for the time and in the manner required by statute, due
 15 proof of publication being on file herein and the following claim
 16 has been filed against the estate and has been approved by the
 17 Executrix and satisfied;

18 <u>CREDITOR</u>	<u>AMOUNT OF CLAIM</u>
19 Air React Air Ambulance	\$9,519.69

20 That due to the nature and value of said Estate, the
 21 Executrix filed an Inventory and Appraisement and Verified Record
 22 of Value with this Court, showing the gross value of said Estate
 23 to be One Hundred Four Thousand Nine Hundred Seventeen and 63/100
 24 Dollars (\$104,917.63);

25 That due to the value of said Estate, it is not
 26 necessary for said Executrix to file a Federal Estate and

1 fiduciary tax returns for the year 2000.

2 That the names, relationships, and residences of the
3 heirs, devisees and legatees of said Decedent are as follows:

4	<u>NAME AND ADDRESS</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
5	LISA K. MURDOCK, formerly known as	Over 21	Daughter
6	LISA K. ANDREWS 4265 Comstock Drive		
7	Winnemucca, Nevada 89445		
8	ARTHUR MICK LLOYD P.O. Box 190	Over 21	Son
9	Pioche, Nevada 89043		
10	KATHY HALE P.O. Box 301	Over 21	Daughter
11	Pioche, Nevada 89043		

12 That on July 7, 2001, an estate sale for personal
13 property was held and that the Court has heretofore executed an
14 Order Confirming the Sale on the 28th day of September, 2001,
15 which resulted in the sum of Two Thousand Five Hundred Sixty and
16 75/100 Dollars (\$2,560.75) as sale proceeds.

17 That on June 26, 2001, the heirs of the Estate executed
18 an Estate Settlement Agreement which the Court has heretofore
19 entered an Order Confirming Estate Settlement Agreement.

20 That pursuant to the Estate Settlement Agreement, LISA
21 K. MURDOCK, formerly known as LISA K. ANDREWS, purchased from the
22 estate a 1964 Chevrolet Pickup Truck for the sum of Eight Hundred
23 Dollars (\$800.00), and the 1984 Coachman Trailer for the sum of
24 One Thousand Five Hundred Dollars (\$1,500.00).

25 That pursuant to the Estate Settlement Agreement,
26 KATHY LLOYD HALE, purchased from the estate the Polaris Quad

1 Runner for the sum of Five Thousand Dollars (\$5,000.00).

2 That pursuant to the Estate Settlement Agreement,
3 ARTHUR MICK LLOYD, purchased from the estate the Eagle Valley
4 real property for the sum of Fifteen Thousand Dollars
5 (\$15,000.00). ARTHUR MICK LLOYD has heretofore paid to the
6 estate the sum of Ten Thousand Dollars (\$10,000.00) representing
7 Five Thousand Dollars (\$5,000.00) each to KATHY HALE and LISA K.
8 MURDOCK, formerly known as LISA K. ANDREWS.

9 In said estate checking account is the sum of Ten
10 Thousand Dollars (\$10,000.00) that has been paid by MICK LLOYD,
11 which sum represents Five Thousand Dollars (\$5,000.00) each
12 payable to LISA K. MURDOCK, formerly known as LISA K. ANDREWS,
13 and KATHY HALE. As a result of the purchase of the 1964
14 Chevrolet Pickup Truck and the 1984 Coachman Trailer, LISA K.
15 MURDOCK, formerly known as LISA K. ANDREWS, owes to MICK LLOYD
16 and KATHY LLOYD, each, the sum of Seven Hundred Sixty Seven
17 Dollars (\$767.00). As a result of the purchase of the 2000
18 Polaris Quad runner, KATHY LLOYD owes to MICK LLOYD and LISA K.
19 MURDOCK, formerly known as LISA K. ANDREWS, the sum of One
20 Thousand Six Hundred Sixty Dollars (\$1,660.00) each.

21 That the Executrix, LISA K. MURDOCK, formerly known as
22 LISA K. ANDREWS, has performed all duties and services required
23 of her as Executrix of said Estate and is entitled to
24 compensation but has declined to accept the same; that GARY D.
25 FAIRMAN, ESQ., a Professional Corporation, has rendered legal
26 services to the Executrix and to the Estate and is entitled to

1 compensation therefor and that said Attorney has agreed with the
2 Executrix that a fee in the sum of Three Thousand Dollars
3 (\$3,000.00) is reasonable and proper subject the approval by the
4 above-entitled Court; that said Attorney has advanced the sum of
5 Six Hundred Eighty Four and 13/100 Dollars (\$684.13) as costs and
6 expenses in connection with his representation of the Executrix
7 of the Estate which he has not been reimbursed.

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

11 From the foregoing, the Court makes its Order as
12 follows:

13 ORDER

14 IT IS HEREBY ORDERED that said First and Final Account
15 be, and the same is hereby allowed, approved and settled, and
16 found correct in all respects;

17 IT IS HEREBY FURTHER ORDERED that after the payment of
18 the fees herein, that the residue of said Estate be distributed
19 pursuant to the Last Will and Testament of FRANK LLOYD, to LISA
20 K. MURDOCK, formerly known as LISA K. ANDREWS, ARTHUR MICK LLOYD,
21 and KATHY HALE, in equal shares, to-wit:

22 REAL PROPERTY

23 PARCEL NO. 1:

24 An undivided fifty percent (50%) interest in:
25 All of that certain piece of land in Block No. 22 of
26 the said Town of Pioche being South of the old mining
company's stables which were on numbered Lots on the
South side of Meadow Valley Street (near the top of
the hill), said parcel being now shown on the assessment

1 roll as Lot numbered 21A, and said parcel being now
 2 bounded on the South by Highway 93 (not shown on said
 3 original official plat) and said parcel being bounded
 4 on the North by Cotton Avenue Extended. The said parcel
 5 was conveyed by the United States Marshal in 1884 to
 6 J. Eisenmann, by the latter to Mrs. Annie Godbe, by Mrs.
 7 Annie Godbe on May 10, 1894, to Mrs. Ruth E. Lloyd,
 8 together with all improvements thereon, by five of the
 9 heirs of Mrs. Ruth E. Lloyd on December 14, 1936, and
 10 by the sixth heir on March 18, 1937, to Daniel Lloyd
 11 (otherwise known as Dan Lloyd); this conveyance
 12 including any and all improvements on said parcel, and
 13 this conveyance including also any and all contents of
 14 said parcel and of said improvements. \$12,000.00

8 **PARCEL NO. 3:**

9 The North half of Lot numbered Fifteen (15) and the East
 10 16-3/4 feet of the adjoining North half of Lot numbered
 11 Thirteen (13), in the Henry Lee's Subdivision of said
 12 Town, together with all improvements thereon and the
 13 personal property therein; as said Lots are delineated
 14 on the official plat of said Subdivision now on file in
 15 the Office of the County Recorder of said County of
 16 Lincoln, to which plat reference is hereby made for a
 17 more particular description. \$53,000.00

14 **MINING CLAIMS - LINCOLN COUNTY, NEVADA**

15 **MINING CLAIM NO. 1:**

16 An undivided one sixth (1/6) interest in:

17 The Independence lode mining claim and the Independence Nos.
 18 1 to 38 inclusive, and the Queen Diana No. 1 and Queen Diana
 19 No. 2 to 14 inclusive; Location Notice of each of said
 20 claims being of record in the Office of the County
 21 Recorder of said County of Lincoln and to which record
 22 reference is hereby made for a more particular
 23 description of said lode mining claims.

21 **MINING CLAIM NO. 2:**

22 The undivided 1/12 interest of the Party of the First Part
 23 in the Hamburg lode, patented as Lot No. 39, and the Baby
 24 Ruth, Fritze, Ellen and Miriam unpatented lodes, all in
 25 the Highland Mining District West of Pioche, said Hamburg
 26 Patent and Location Notices or Certificates of each of
 said unpatented lodes being of record in the Office of the
 County Recorder of said County of Lincoln and referred to
 hereby for a more particular description.

1 MINING CLAIM NO. 3:

2 Scranton Patented Lode Mining Claim

3 An undivided sixty percent (60%) interest in:

4 Beginning at Corner No. 1, a post, marked 1-3096,
5 from which the corner common to Sections twenty-two,
6 twenty-three, twenty-six, and twenty-seven in
7 Township one north of Range sixty-seven east of
8 the Mount Diablo Meridian, bears north fifty-six
9 degrees, fifty-two minutes west two thousand nine
10 hundred twenty-one and two-tenths feet distant;

11 Thence, first course, north forty-six degrees,
12 three minutes east five hundred thirty-three feet
13 to corner No. 2, a post marked 2 - 3096, from which
14 discovery bears south eighteen degrees, twenty-three
15 minutes west two hundred ninety and two-tenths feet
16 distant;

17 Thence, second course, south sixty-seven degrees,
18 forty-two minutes east four hundred thirty-seven
19 and six-tenths feet intersect the northwest side
20 line of the Victor lode claim, unsurveyed, at
21 north fifty degrees, thirty-five minutes east
22 five hundred twenty-two and four-tenths feet from
23 the northwest corner; six hundred sixty-four and
24 four-tenths feet intersect the southeast side line
25 of said Victor lode claim; one thousand eighty
26 and eight-tenths feet to corner No. 3, a pine post
four feet long, 4 x 6 inches square, marked
3 - 3035, in mound of stone;

Thence, third course, south forty-six degrees,
three minutes west five hundred sixty-two and
six-tenths feet to corner No. 4, a pine post
four feet long, 4 x 6 inches marked 4 - 3096,
in mound of stone;

Thence, fourth course, north sixty-six degrees,
fifteen minutes west four hundred sixty and
eight-tenths feet intersect the southeast side
line of said Victor lode claim; five hundred
forty-one and two-tenths feet intersect the
southwest end line of said Victor lode claim,
at south forty-nine degrees, nine minutes east
and one hundred twenty-nine and nine-tenths feet
from the northwest corner; one thousand sixty-nine
and two-tenths feet to corner No. 1, the place of
beginning, expressly excepting and excluding from
these presents all that portion of the ground,

1 hereinbefore described, embraced in said Victor
 2 lode claim, unsurveyed, and also all that portion
 3 of the Scranton vein or lode and of all veins,
 4 lodes, and ledges, throughout their entire depth,
 5 the tops or apexes of which lie inside of such
 6 excluded ground, said Survey No. 3096 extending
 7 one thousand eighty and eight-tenths feet in
 8 length along said Scranton vein or lode; the
 9 premises herein granted, containing nine and
 10 eight hundred ninety-four-thousandths acres,
 11 more or less.

7 MINING CLAIM NO. 4:

8 An undivided 73.4% interest in:
 9 Look Out Patented Lode Mining Claim

10 PERSONAL PROPERTY:

11 A.	Checking Account No. 1026905 Nevada Bank & Trust (account balance prior to the distribution of the costs and attorney's fees)	\$ 15,217.63
12 B.	1986 Ford F-150 Pickup VIN No. 1FTDF15N3GPB95264	\$ 2,400.00
13	TOTAL	\$ 82,617.63

14 IT IS HEREBY ORDERED that LISA K. MURDOCK, Executrix,
 15 pay the following expenses:

16 Attorney's fees to GARY D. FAIRMAN, ESQ., A
 17 Professional Corporation, in and for services rendered in the sum
 18 of Three Thousand Dollars (\$3,000.00). That said Attorney has
 19 advanced the sum of Six Hundred Eighty Four and 13/100 Dollars
 20 (\$614.13) as costs and expenses in connection with his
 21 representation of the Executrix of the Estate.
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23 IT IS HEREBY FURTHER ORDERED that at such time as said
 24 Executrix has made all proper transactions in accordance with
 25 this Order, and has paid all expenses pursuant to this Order,
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that Petitioner be discharged from her trust.

DONE AND DATED this 3rd day of December, 2001.

Don L. Lopez
DISTRICT JUDGE

Submitted By:

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

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

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

In witness whereof, I have hereunto set my hand and affixed the Seal of the Seventh Judicial District Court in and for the County of Lincoln, State of Nevada, this 12th day of December, 2001.

Corinne Lopez
Clerk
Deputy Clerk

NO. 117426

FILED AND RECORDED AT REQUEST OF
GARY D. FAIRMAN

DECEMBER 12, 2001

AT 03 MINUTE 01
PM 160

RECORDS PAGE 294 LINCOLN
COUNTY, NEVADA.

LESLIE ROUCHER

COUNTY RECORDER

BY *Terese Leavers* DEPUTY

160 302