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Gary D. Fairman

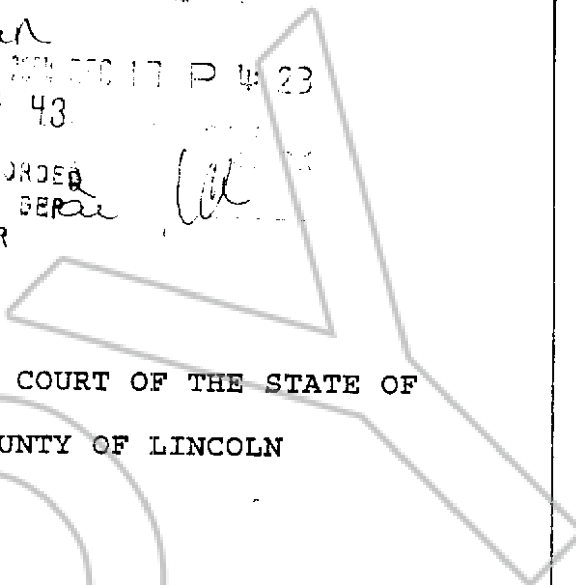
Case No. PR-1219003

2005 FEB 23 PM 4 43

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Dept. No.

LINCOLN COUNTY RECORDED
FEE 23.00
LESLIE BOUCHER



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

LINDA JOE LYTLE,

Deceased.

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 coming on
regularly for hearing this 13th day of December, 2004, 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 Administrator 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 LINDA JOE LYTLE, formerly
known as LINDA L. BULLOCK, died intestate on the 19th day of
July, 2003, in the County of Lincoln, State of Nevada.

1 That Petitioner was appointed the Administrator on the
2 18th day of March, 2004, and has served as Administrator from the
3 date of his appointment to the date hereof, and is still so
4 serving.

5 That on March 25, 2004, the Petitioner caused the first
6 publication of the Notice to Creditors of Decedent to be made,
7 requiring creditors to present their respective claims within
8 ninety (90) days from the date of first publication of Notice to
9 Creditors; and that publication was made in the LINCOLN COUNTY
10 RECORD, a newspaper of general circulation, printed and published
11 in the Town of Pioche, County of Lincoln, State of Nevada, and
12 was made in the time and manner required by law; and the time for
13 presenting claims against said estate, as fixed by said Notice to
14 Creditors, has since expired, and no claims were filed against
15 the estate.

16 That on the 24th day of May, 2004, the Court entered an
17 ORDER APPROVING PETITION FOR PARTIAL DISTRIBUTION in the above-
18 entitled matter for the following personal property to DUSTIN
19 COLE and DARRIN COLE in equal shares:

20	1996 Stock Trailer WWWH, VIN #11WHS202XTW224048	\$ 2,500.00 (approx. value)
21	2002 Honda 4-Wheel A.T.V. VIN #478TE224124316523	\$ 4,000.00 (approx. value)
22	1999 Dodge Pickup Truck VIN #1B7KF2364XJ552382	\$15,065.00 (approx. value)
23		KELLY BLUE BOOK

24
25 That pursuant to the Inventory and Appraisement and
26 Verified Record of Value on file herein, said estate consists of

1 real and personal property having an aggregate value of FIVE
2 HUNDRED THIRTY-EIGHT THOUSAND SIXTY-FIVE DOLLARS (\$538,065.00),
3 to-wit:

4 REAL PROPERTY LOCATED IN LINCOLN COUNTY, NEVADA

5 APN-005-171-25

6 SW 1/4 of the NW 1/4 of Sec. 28
7 T5N R68E

8 APN-005-141-13

9 13.33 acres of Section 21 T6N
10 R68E

11 APN-005-131-13

12 NE1/4 of the NE 1/4 of Sec. 35
13 T6N R68E

14 APN-005-141-01

15 SW 1/4 of the NE 1/4 of Sec. 7
16 T6N R69E

17 APN-005-141-14

18 N 30 acres of the NW1/4 of the
19 SE 1/4 Sec 31 T6N R69E

20 APN-005-161-27

21 S 1/2 of the SW 1/4 to the SE 1/4
22 of Sec 8 T5N R69E

23 APN-005-161-28

24 NW 1/4 of the NE 1/4 Sec 17 T5N
25 R69E

26 APN-005-171-18

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.....
8.85 acres of W 1/2 of the N 1/2
of Lot 6 Sec 6 T5N R68E

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APN-005-171-31

5.63 acres of East 1/2 of the S
11.26 acres of the NE 1/4 of
Sec 28 T

APN-005-171-33

NE 1/4 of the NE 1/4 of Sec 8
T5N R68E

APN-006-241-24

See EXHIBIT "A" attached hereto
(house)

GRAZING RIGHTS IN THE STATE OF NEVADA

ALLOTMENT SUMMARY (AUM'S)

<u>ALLOTMENT</u>	<u>ACTIVE</u>	<u>SUSP</u>	<u>TOTAL</u>
01201	1802	390	2192

WATER RIGHTS

LINCOLN COUNTY, NEVADA

CERTIFICATE NO.

NAME OF SPRING

02201	COMMISSARY CREEK
02111	MEADOW SPRING
02112	WILLOW SPRING
02113	SOUTH CAMP SPRING NO. 1
02114	SOUTH CAMP SPRING NO. 2
02115	SOUTH CAMP SPRING NO. 3
02116	DEVIL ROCK SPRINGS
02117	QUAKING ASP NO. 1 SPRING
02118	QUAKING ASP NO. 2 SPRING
02119	RIP RAP SPRING NO. 1
02120	RIP RAP SPRING NO. 2
02121	WHITE ROCK SPRING
02122	WHITE ROCK CABIN SPRINGS
02123	CHICKEN SPRING
02124	LAKE SPRING
01970	BASKET SPRING
01971	ROSENKRANZ MIDDLE FORK SPRING
01972	ROSENKRANZ NORTH FORK SPRING
01973	ROSENKRANZ SOUTH FORK SPRING
01974	SOUTH ROSENKRANZ SPRINGS
01975	ROSENKRANZ SPRING

	<u>CERTIFICATE NO.</u>	<u>NAME OF SPRING</u>
1		
2	01976	NORTH MUD SPRING
	01977	SOUTH MUD SPRING
3	01978	NO NAME SPRING NO. 1
	01979	NO NAME SPRING NO. 2
4	01980	NO NAME SPRING NO. 3
	01981	NORTH COLE SPRINGS
5	01982	MIDDLE COLE SPRINGS
	01983	SOUTH COLE SPRINGS
6	01984	SOUTH COLE SPRING
	01985	WHITE ROCK SPRING
7	01986	LITTLE MUD SPRING
	01987	BUCK SPRING
8	01988	UPPER FRENCHMAN SPRING
	01989	LOWER FRENCHMAN SPRING
9	01990	WOODS-McCULLOUGH NO. FORK SPRING
	01991	WOODS-McCULLOUGH MIDDLE FORK SPRING
10	01992	WOODS-McCULLOUGH SOUTH FORK SPRING
	01993	MAHOGANY SPRING
11	01994	HICKS SPRING
	01995	HEADWATERS SPRING CAMP VALLEY CREEK
12	01996	TABLE MOUNTAIN SPRING
	01997	HORSE CANYON HEADWATER SPRING
13	01998	ADAMS RESERVOIR SPRING
	01999	WATER CANYON HEADWATERS, SPRINGS
14	02000	MUTTON HOLLOW SPRINGS
	02001	CAMP VALLEY CREEK SPRINGS
15	02002	PINE SPRINGS
	02003	LOST TROUGH SPRING
16	02004	MEADOW SPRINGS
	02005	MEADOW SPRING
17	02006	MEADOW SPRINGS
	02007	ADAMS CORRAL SPRING
18	02008	COYOTE SPRING
	02009	USAYE SPRINGS
19	02010	UPPER BURNT CANYON SPRINGS
	02011	UPPER MILLARD CANYON SPRINGS
20	02012	UPPER MILLARD CANYON SPRINGS
	02013	COBB CREEK SPRINGS
21	02014	COBB CREEK SPRING
	02015	COBB CREEK SPRING
22	02016	COBB CREEK SPRING
	02017	HUDD SPRING
23	02018	SEVEN TROUGHS SPRING
	02019	COBB CREEK SPRING
24	02020	MILK RANCH SPRINGS
	02021	GLEASON BASIN SPRING NO. 4
25	02022	GLEASON BASIN SPRING NO. 1
	02023	GLEASON BASIN SPRING NO. 2
26	02024	LONE TROUGH SPRING
	02025	MONUMENTAL SPRING

1 CERTIFICATE NO.

NAME OF SPRING

2 02026
3 02027

SOUTH MONUMENTAL SPRINGS
SAW HILL SPRINGS

4 PERSONAL PROPERTY

5 1972 GMC PICKUP
VIN TCE53WV530895

6 1988 JOHN DEERE TRACTOR
SERIAL #MOO755D490268

7 That GARY D. FAIRMAN, as attorney, has prepaid certain
8 costs of estate administration, which are as follows:

9	Filing Fees	\$130.50
10	Publication costs - Lincoln Co.	
11	Record - Notice of Hearing	\$ 45.00
12	Publication costs - Lincoln Co.	
13	Record - Notice to Creditors	\$ 36.00
14	Certified Mail charges	\$ 9.76
15	Certified copy fee - Order (3)	<u>\$ 10.00</u>
16	TOTAL	\$231.26

17 That the names, ages, relationships and residences of
18 the heirs, devisees and legatees of said decedent, so far as
19 known to your Petitioner are:

20	<u>NAME AND ADDRESS</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
21	DUSTIN COLE P. O. Box 246 Pioche, Nevada 89043	Over 21	Son
22	DARRIN COLE 3353 Georgetown Square Salt Lake City, Utah 84107	Over 21	Son

23 That during the course of the administration, GARY D.
24 FAIRMAN, ESQ., A Professional Corporation, has represented said
25 Administrator of said estate and has done and performed all
26 things for the proper execution of the estate and has further
represented such interests from the date of the commencement of

1 said estate to the date hereof; that the amount of attorney's
2 fees herein has been fixed by the Administrator, DUSTON COLE, in
3 the total sum of FIVE THOUSAND TWO HUNDRED & FIFTY DOLLARS
4 (\$5,250.00).

5 That Petitioner, pursuant to NRS 150.020, is entitled
6 to be compensated for his services as Administrator of the Estate
7 pursuant to NRS 150.020, but has declined the same.

8 THE COURT FURTHER FINDS:

9 That due to the value of said Estate, it is not
10 necessary for said Administrator to file a Federal Estate Tax
11 Return for the year 2003.

12 That the foregoing represents a true and correct
13 accounting of Petitioner's administration herein.

14 That the Estate is now in a condition to be settled and
15 distributed pursuant to said FIRST AND FINAL ACCOUNT, PETITION
16 FOR DISTRIBUTION, TO FIX ATTORNEY'S FEES, AND FOR DISCHARGE;

17 From the foregoing, the Court makes its Order as
18 follows:

19 ORDER

20 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said
21 FIRST AND FINAL ACCOUNT, PETITION FOR DISTRIBUTION, TO FIX
22 ATTORNEY'S FEES, AND FOR DISCHARGE be, and the same is hereby
23 allowed, approved and settled, and found correct in all respects;

24 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that
25 DUSTIN COLE, Administrator, pay the following expenses:

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GARY D. FAIRMAN, ESQ.
(Cost Reimbursement) \$ 231.26

GARY D. FAIRMAN, ESQ.,
A Professional Corporation \$5,250.00

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that after the payment of the fees herein, that the residue of said Estate, including all real and personal property described in this Order, be distributed DUSTIN COLE and DARREN COLE, surviving heirs of the above-named decedent, in equal shares.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that at such time as said Administrator has made all proper transactions in accordance with this Order, and has paid all expenses pursuant to this Order, that Petitioner be discharged from his trust.

DONE AND DATED this 13th day of December, 2004.

Dan L. Tapes
DISTRICT JUDGE

Submitted By:
GARY D. FAIRMAN, ESQ.
A Professional Corporation
P. O. Box 151105
Ely, Nevada 89315
Nevada Bar No. 0210

[Signature]
GARY D. FAIRMAN, ESQ.
Attorney for the Estate

DESCRIPTION

All that real property situated in the County of, State of Nevada, bounded and described as follows:

That portion of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) and that portion of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) in Section 35, Township 2 North, Range 69 East, M.D.B. & M., Lincoln County, Nevada, described as follows:

Plot of land or Lot No. Four (4) in Ursine - beginning at a point on the west side of the North and South Public Lane, which is the Northeast (NE) corner of said Lot Four (4) (and the Southeast (SE) corner of Lot Three (3)); thence north 18°23' East 687.9 feet to the Northwest (NW) corner of said Lot Four (4) (and the Southwest (SW) corner of Lot Three (3)); thence south 31°46' west 420 feet to the Southwest (SW) corner of Lot Four (4) whence the Southwest (SW) corner of the Southeast Quarter of the Southwest Quarter (SE4 SW4) of Section Thirty Five (35), Township Two North (T2N), Range Sixty-nine East (R69E), M.D.B. & M., bears south 70°20' west 946 feet; thence north 82°08' east 330 feet and thence south 72°25' east 489.5 feet to the Southeast (SE) corner of said Lot Four (4); thence north 18°23' east 255 feet to the point of beginning; containing 4.62 acres, more or less in the South Half (S2) of said Section Thirty-Five (35).

The above metes and bounds description appeared previously in that certain document recorded March 14, 1966 Book N1, Page 61 Document 43761.

Excepting Therefrom that part described as follows:

Beginning at the Northeast corner of said lot 4 and running thence Southwesterly along the West side of the street line a distance of 241 feet to the Southeast corner of said lot 4, thence running Northwesterly along the North side of the lane or County Highway a distance of 250 feet, thence at right angles Northeasterly a distance of 241 feet to the North boundary line of said lot 4, thence running Southeasterly along said North boundary of said lot 4 a distance of 250 feet to the place of beginning, and being the Easterly 250 feet of said Lot 4.

The above metes and bounds description appeared previously in that certain document recorded April 28, 1990 in Book 01, Page 30, Document 49006.

And Further Excepting Therefrom that part described as follows:

Beginning at the Southwest corner of said Lot 4 from which the Southwest corner of the Southeast Quarter (SE1/4) Southwest Quarter (SW1/4) of said Section 35 bears South 70°20' West, 946 feet; Thence North 31°47' East, 420 feet; thence South 70°29' East, 137.9 feet; thence South 18°23' West, 290.01 feet thence South 82°08' West, 262.03 feet to the point of beginning and containing 1.43 acres more or less.

The above metes and bounds description appeared previously in that certain document recorded January 8, 1979 in Book 28, Page 446 Document 63525.

Prior to the issuance of any policy of Title Insurance a correct legal description must be furnished to this company.