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Gary D. Fairman

Case No. PR-0302005 2006 MAY -4 P 3: 2006 MAY 4 PM 3 57

Dept. No. _____

C. Logan

LINCOLN COUNTY RECORDER
FEE \$24.00
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)

BETTY J. LYTLE,)

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 GORDON R. LYTLE, Executor, coming on regularly for hearing this 28TH day of April, 2006, 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; that NOTICE OF HEARING have been filed by GORDON R. LYTLE, and the Court so finding; 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;

.....

1 THE COURT NOW FINDS that BETTY J. LYTLE, died testate
2 on the on the 25th day of November, 2004, in the County of
3 Lincoln, State of Nevada, and at the time of her death was a
4 resident of the Town of Pioche, County of Lincoln, State of
5 Nevada, leaving certain real property within the jurisdiction of
6 this Court; that GORDON R. LYTLE was appointed by the above-
7 entitled Court as Executor of the Estate of said Decedent on the
8 27th day May, 2005; that thereafter, on the 27th day of May,
9 2005, said Executor qualified, and Letters of Summary
10 Administration were issued to him, which Letters have never been
11 revoked, and the said GORDON R. LYTLE ever since has been, and
12 still is now the duly appointed, qualified and acting Executor of
13 the Estate of BETTY J. LYTLE, Deceased.

14 THE COURT FURTHER FINDS:

15 That NOTICE TO CREDITORS was published in the LINCOLN
16 COUNTY RECORD, a newspaper published in Pioche, Lincoln County,
17 Nevada, for the time and in the manner required by statute, due
18 proof of publication being on file herein; and no claims were
19 filed against the estate.

20 That pursuant to the Inventory and Appraisement on file
21 herein, said estate consists of Fifty Percent (50%) of the
22 following described real property having a value THREE HUNDRED
23 FORTY-THREE THOUSAND ONE HUNDRED SIXTY-ONE & 50/100 DOLLARS
24 (\$343,161.50), to-wit:

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PARCEL NO. 1

APN 5-171-17

South one half of Lot 5, Section 6, Township
5 North, Range 68 East, Mount Diablo Meridian.

Value \$ 20,000.00

PARCEL NO. 2

APN 5-171-23

Forty (40) acres SE1/4, SW1/4, Section 21,
Township 5 North, Range 68 East.

Value \$ 50,000.00

PARCEL NO. 3

APN 5-171-27

North three fourths of the Northwest One
Quarter of the Southwest One Quarter of
Section 28, Township 5 North, Range 68
East, Mount Diablo Meridian.

Value \$ 30,000.00

PARCEL NO. 4

APN 5-131-30

Northeast One Quarter of the Northwest One
Quarter of Section 15, Township 6 North,
Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 5

APN 5-161-23

Southeast One Quarter of the Northwest One
Quarter of Section 8, Township 5 North,
Range 69 East, Mount Diablo Meridian.

Value \$ 50,000.00

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PARCEL NO. 6

APN 5-141-12

South One Half of the North Two Thirds of the Southeast One Quarter of the Northwest One Quarter of Section 21, Township 6 North, Range 69 East, Mount Diablo Meridian.

Value \$ 20,661.50

PARCEL NO. 7

APN 6-031-04

Southeast One Quarter of the Northeast One Quarter of Section 12, Township 4 North, Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 8

APN 5-131-07

Northwest One Quarter of the Southwest One Quarter of Section 23, Township 6 North, Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 9

APN 6-031-11

West 15 acres of the Northwest One Quarter of the Southeast One Quarter of Section 14, Township 4 North, Range 68 East, Mount Diablo Meridian.

Value \$ 22,500.00

Total Value: \$343,161.50

That due to the value of said estate in Nevada, it is not necessary for your Petitioner to file federal estate and fiduciary tax returns for the year 2005.

1 That Decedent left an estate consisting of real
2 property within the jurisdiction of this Court, as evidenced by
3 the Inventory and Appraisement and Verified Record of Value
4 heretofore filed with the Court showing a total gross value of
5 the Estate in the sum of THREE THOUSAND FORTY THREE ONE HUNDRED
6 SIXTY-ONE & 50/100 DOLLARS (\$343,161.50).

7 That the names, relationships, and residences of the
8 heirs and devisees and the ages of any minor child(ren) of said
9 Decedent are as follows:

<u>NAME AND ADDRESS</u>	<u>AGE</u>	<u>RELATIONSHIP</u>
GORDON R. LYTLE C/o Randy Lytle HC 74, Box 180 Pioche, Nevada 89043	Over 21	Husband
RANDY LYTLE HC 74, Box 180 Pioche, Nevada 89043	Over 21	Son
DUSTIN COLE P. O. Box 246 Pioche, Nevada 89043	Over 21	Grandson
DARRIN COLE 3353 Georgetown Square Salt Lake City, Utah 84107	Over 21	Grandson
HOLLY LYTLE KELLEY 8753 Shady Pine Las Vegas, Nevada 89143	Over 21	Granddaughter
JOE MICHAEL LYTLE HC 74, Box 250 Pioche, Nevada 89043	Over 21	Grandson

23 That Petitioner has engaged the services of GARY D.
24 FAIRMAN, ESQ., a Professional corporation, for services relative
25 to all aspects of the Estate and has agreed as compensation a
26 total fee in the sum of THREE THOUSAND FIVE HUNDRED DOLLARS

1 (\$3,500.00), together with cost reimbursement for all costs
2 advanced on behalf of the Estate and costs incurred by GARY D.
3 FAIRMAN, ESQ., a Professional corporation, for the Estate
4 administration in the sum of THREE HUNDRED THIRTY & 68/100
5 DOLLARS (\$330.68).

6 That GORDON R. LYTLE, Executor of the Estate of BETTY
7 J. LYTLE, is entitled to fees for his administration services,
8 which he has declined to accept the same.

9 That after the payment of the fees herein, that the
10 residue of said Estate be distributed to pursuant to the Last
11 Will and Testament of BETTY J. LYTLE to GORDON R. LYTLE as
12 follows:

13 PARCEL NO. 1

14 APN 5-171-17

15 South one half of Lot 5, Section 6, Township
16 5 North, Range 68 East, Mount Diablo Meridian.

17 Value \$ 20,000.00

18 PARCEL NO. 2

19 APN 5-171-23

20 Forty (40) acres SE1/4, SW1/4, Section 21,
21 Township 5 North, Range 68 East.

22 Value \$ 50,000.00

23 PARCEL NO. 3

24 APN 5-171-27

25 North three fourths of the Northwest One
26 Quarter of the Southwest One Quarter of
Section 28, Township 5 North, Range 68
East, Mount Diablo Meridian.

Value \$ 30,000.00

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PARCEL NO. 4

APN 5-131-30

Northeast One Quarter of the Northwest One
Quarter of Section 15, Township 6 North,
Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 5

APN 5-161-23

Southeast One Quarter of the Northwest One
Quarter of Section 8, Township 5 North,
Range 69 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 6

APN 5-141-12

South One Half of the North Two Thirds of
the Southeast One Quarter of the Northwest
One Quarter of Section 21, Township 6 North,
Range 69 East, Mount Diablo Meridian.

Value \$ 20,661.50

PARCEL NO. 7

APN 6-031-04

Southeast One Quarter of the Northeast One
Quarter of Section 12, Township 4 North,
Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 8

APN 5-131-07

Northwest One Quarter of the Southwest One
Quarter of Section 23, Township 6 North,
Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

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1 PARCEL NO. 9

2 APN 6-031-11

3 West 15 acres of the Northwest One Quarter
4 of the Southeast One Quarter of Section 14,
5 Township 4 North, Range 68 East, Mount
6 Diablo Meridian.

7 Value \$ 22,500.00

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 1. The foregoing FIRST AND FINAL ACCOUNT, PETITION
18 FOR DISTRIBUTION, TO FIX ATTORNEY'S FEES AND FOR DISCHARGE, be
19 approved and settled by this Court, and all actions taken by the
20 Executor set forth herein be ratified and approved and that said
21 account be allowed as settled;

22 IT IS HEREBY ORDERED that GORDON R. LYTLE, Executor,
23 pay the following expenses:

24 Attorney's fees to GARY D. FAIRMAN, ESQ., A
25 Professional Corporation, in and for services rendered in the sum
26 of THREE THOUSAND FIVE HUNDRED DOLLARS (\$3,500.00); and costs so
advanced in the sum of THREE HUNDRED THIRTY & 68/100 DOLLARS
DOLLARS (\$330.68).

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IT IS HEREBY FURTHER ORDERED that after the payment of the fees herein, that the residue of said Estate of BETTY J. LYTLE, deceased, be distributed pursuant to her Last Will and Testament to GORDON R. LYTLE, as follows:

PARCEL NO. 1

APN 5-171-17

South one half of Lot 5, Section 6, Township 5 North, Range 68 East, Mount Diablo Meridian.

Value \$ 20,000.00

PARCEL NO. 2

APN 5-171-23

Forty (40) acres SE1/4, SW1/4, Section 21, Township 5 North, Range 68 East.

Value \$ 50,000.00

PARCEL NO. 3

APN 5-171-27

North three fourths of the Northwest One Quarter of the Southwest One Quarter of Section 28, Township 5 North, Range 68 East, Mount Diablo Meridian.

Value \$ 30,000.00

PARCEL NO. 4

APN 5-131-30

Northeast One Quarter of the Northwest One Quarter of Section 15, Township 6 North, Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

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PARCEL NO. 5

APN 5-161-23

Southeast One Quarter of the Northwest One Quarter of Section 8, Township 5 North, Range 69 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 6

APN 5-141-12

South One Half of the North Two Thirds of the Southeast One Quarter of the Northwest One Quarter of Section 21, Township 6 North, Range 69 East, Mount Diablo Meridian.

Value \$ 20,661.50

PARCEL NO. 7

APN 6-031-04

Southeast One Quarter of the Northeast One Quarter of Section 12, Township 4 North, Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 8

APN 5-131-07

Northwest One Quarter of the Southwest One Quarter of Section 23, Township 6 North, Range 68 East, Mount Diablo Meridian.

Value \$ 50,000.00

PARCEL NO. 9

APN 6-031-11

West 15 acres of the Northwest One Quarter of the Southeast One Quarter of Section 14, Township 4 North, Range 68 East, Mount Diablo Meridian.

Value \$ 22,500.00

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

5 DONE AND DATED this 2^d day of MAY, 2006.

6
7 LSJ STEVE L. DOBRESCU
8 DISTRICT COURT JUDGE

9
10 Submitted By:

11 GARY D. FAIRMAN, ESQ.
12 A Professional Corporation
13 P.O. Box 151105
14 Ely, Nevada 89315
15 Nevada State Bar No. 0210

16 
17 _____
18 GARY D. FAIRMAN, ESQ.
19 Attorney for Petitioner

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

23 In witness whereof, I have hereunto set my hand and affixed the Seal of the
24 Sovereign Judicial District Court in and for the County of Lincoln, State of
25 Nevada, this 4th day of May, 2006.

26 
27 _____
28 Clerk

29 _____
30 Deputy Clerk