

Official Record

Recording requested By  
DAVID SMALLWOOD

Lincoln County - NV  
Leslie Boucher - Recorder

Fee: \$16.00

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RPTT:

Recorded By: LB

Book- 238

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APN 4-011-09

APN \_\_\_\_\_

APN \_\_\_\_\_

Order to Set Aside Estate

Title of Document

Affirmation Statement

I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording **does not contain** the social security number of any person or persons. (Per NRS 239B.030)

\_\_\_\_\_ I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording **does contain** the social security number of a person or persons as required by law:

(State specific law)

  
Signature \_\_\_\_\_ Title \_\_\_\_\_

Signature \_\_\_\_\_

December 14, 2007  
Date

Grantees address and mail tax statement:

David + Devora Smallwood  
P.O. Box 479  
Alamo, NV. 89001



CASE NO. PR-1117007

FILED

2007 DEC 14 AM 11:50

LISA C. LLOYD  
LINCOLN COUNTY CLERK

SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF LINCOLN

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IN THE MATTER OF THE  
ESTATE OF:

ORDER TO SET ASIDE ESTATE

ELMER J. BINGHAM,  
Deceased.

The verified Petition of Devora B. Smallwood to Set Aside an Estate came regularly for hearing on this day. No person appeared to contest the Petition. Upon proof duly made to the satisfaction of the Court, the Court now finds as follows:

1. All notices of the hearing have been duly given as required by law.
2. No letters of administration were issued.
3. Elmer J. Bingham, died on October 23, 1983, and, at the time of his death, was a resident of Alamo, Lincoln County, Nevada. The Decedent left an estate in the State of Nevada subject to probate administration.
4. The Decedent left an invalid Will dated February 3, 1983.
5. The Decedent left no other Will or testamentary disposition and therefore died intestate.
6. All the Decedent's property, whether real or personal, including real property described as APN 4-011-09 and further described as:

Commencing at a point 200 feet South of the center of Sec. 5, T. 7S., R. 61E., M.D.M. (said point of beginning being otherwise described as 200 feet South of the Northeast Corner of the NE 1/4 of the SW 1/4 of said Section 5), running thence South (on the Quarter Section line) 287 feet; thence West 339 feet; thence North 100 feet; thence on an angle of about N. 60°E. about 385 feet to the point of beginning. Containing an area about 1.5 acres in said NE 1/4 SW 1/4 Section 5,

was held in community property with his surviving spouse, Blanche H. Bingham.

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7. The value of the estate at the time of Elmer J. Bingham's death was less than \$10,000.

8. That the surviving spouse Blanche H. Bingham died June 1, 1992.

9. The facts of the Petition having been found to be true, and in good cause appearing, the Court now grants the Petition as follows:

A. IT IS HEREBY ORDERED that the Estate of Elmer J. Bingham be set aside without administration.

B. IT IS FURTHER ORDERED that the Estate of Elmer J. Bingham, including real property described as APN 4-011-09 and further described as:

Commencing at a point 200 feet South of the center of Sec. 5, T. 7S., R. 61E., M.D.M. (said point of beginning being otherwise described as 200 feet South of the Northeast Corner of the NE 1/4 of the SW 1/4 of said Section 5), running thence South (on the Quarter Section line) 287 feet; thence West 339 feet; thence North 100 feet; thence on an angle of about N. 60°E. about 385 feet to the point of beginning. Containing an area about 1.5 acres in said NE 1/4 SW 1/4 Section 5,

goes to Blanche H. Bingham, as the surviving spouse to be distributed/transferred according to her desires and in accordance with her estate.

Dated this 14<sup>th</sup> day of December, 2007.

*San L. Page*  
DISTRICT JUDGE

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 Clerks Office, Pioche 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 14<sup>th</sup> day of December, 2007

*J. Seewers*  
Deputy Clerk