

(SEAL)

Sidney W. Robinson  
Notary Public in and for the County of Washoe,  
State of Nevada.

Filed for record at the request of Frank L. Zadow, September 5th., 1952 at 4:30 P. M.  
File No. 28059.

*Best*  
County Recorder.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
OF THE STATE OF NEVADA, IN AND FOR THE  
COUNTY OF ELKO

IN THE MATTER OF  
THE ESTATE OF  
JOE FILIPPINI,  
DECEASED.

NO. 1784  
FILED: Sept. 4, 1952  
R. L. Kane CLERK

A. L. PUCCINELLI  
Elko, Nevada  
ATTORNEY FOR ADMINISTRATRIX

ORDER SETTLING FIRST ACCOUNT AND  
DECREE OF PARTIAL DISTRIBUTION

JULIA FILIPPINI, the duly appointed qualified and acting Administratrix of the Estate of the above-named Deceased, having on the 3rd day of July, 1952, rendered and filed herein, her First Account of her administration of said Estate from the date of her Appointment, to and including the said 3rd day of July, 1952, and having with her said Account filed a Petition for Partial Distribution of said Estate, and the hearing of said Account and Petition for Partial Distribution having been set for the 14th day of July, 1952, at the hour of 2:00 o'clock in the afternoon of said day, and the same coming on regularly to be heard on the said 14th day of July, 1952, at the hour of 2:00 o'clock P. M., and their having been filed herein, the admission of service of RALPH L. DENTON, as the Attorney for absent and minor heirs of said Estate, consenting to the hearing of said Account and the entry of said Decree of Partial Distribution, the same being all of the heirs at law of said Deceased, and copies of said First Account and notice of hearing said Account and Petition for Partial Distribution having been regularly furnished to all of the heirs at law of said Deceased, and they being the only persons interested in said Estate and their said Attorney being present in Court, and proof having been made to the satisfaction of the Court that notice of the settlement of said Account and the hearing of said Petition had been given in all manner as required by law.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that due and legal notice of the hearing of said First Account and Petition for Partial Distribution has been given to all persons interested in said Estate.

AND IT FURTHER APPEARING TO THE COURT that the said First Account is in all respects true and correct as rendered,

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said First Account of JULIA FILIPPINI, as Administratrix of said Estate, be, and the same is, hereby settled, allowed, approved and confirmed as rendered.

AND IT FURTHER APPEARING TO THE COURT, by the Affidavit of Publication and Posting on file herein, that Notice to Creditors has, in all respects, been given as by law provided, and that more than three months have elapsed since the first publication therefor.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that due and legal Notice to the Creditors of JOE FILIPPINI, Deceased, has been given.

AND THE COURT FURTHER FINDS: that JULIA FILIPPINI was duly and regularly appointed Administratrix of the Estate of JOE FILIPPINI, Deceased, on the 17th day of December, 1951, and, thereafter, she duly qualified as such Administratrix on the 20th day of December, 1951, at which time Letters of Administration were duly issued to her, and that ever since said time, she has been, and now is, the duly appointed qualified and acting Administratrix of said Estate;

That said Administratrix, within the time prescribed by law and the order of this Court, duly filed herein, an Inventory and Appraisalment of all of the known assets of said Estate;

That as Administratrix of said Estate and as prescribed by law, the said JULIA FILIPPINI did publish and post Notice of Creditors to present their claims against said Estate in the manner and within the period limited and prescribed by law;

That more than three months have elapsed since the first publication of said Notice to Creditors.

That all claims against said Estate have been paid and all debts against said Deceased have been paid, save and excepting moneys advanced in behalf of said Estate, Administratrix fees, costs advanced by A. L. PUCCINELLI, Attorney's fees for A. L. PUCCINELLI, Attorney for said Administratrix, Attorney's fees for RALPH L. DENTON, Attorney for the absent minor and unknown heirs, Accountant's fees for HAYDEN HENDERSON JR. for services rendered in connection with the probating of said Estate and Appraiser's fees to RAY FOOTE, JOHN BALESTEGUI and FRED BALDINI, the duly appointed Appraisers of the assets of said Estate.

That the Federal Estate Tax Return has been paid although the same has not, as yet, been audited;

That the Treasury Department of the United States Government has filed a claim against said Estate of additional taxes claimed to be due and owing to the Collector of Internal Revenue for income received during the years of 1948, 1949, and 1950, which said claim has not, as yet, been finally audited; that there are no other taxes due and owing by said Estate and that said Estate is ready for Partial Distribution.

IT FURTHER APPEARING TO THE COURT that during the course of her administration, the said JULIA FILIPPINI, as Administratrix, did advance from her personal funds the sum of \$5561.76, all of which are chargeable against the Estate of said Deceased, as shown in said account.

IT IS THEREFORE, HEREBY ORDERED, ADJUDGED AND DECREED that said Administratrix pay unto herself the sum of \$5561.76, refunding unto her moneys advanced for the benefit of said Estate.

IT FURTHER APPEARING TO THE COURT that as Administratrix of said Estate and pursuant to the provisions of Section 9882.207, 1931-1941 Supplement to the Nevada Compiled Laws, the said JULIA FILIPPINI is entitled to fees and commissions in the sum of \$2994.10.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the said JULIA FILIPPINI pay unto herself the sum of \$2994.10 as Administratrix fees pursuant to the laws in such cases made and provided.

IT FURTHER APPEARING that A. L. PUCCINELLI, Attorney at Law, as Attorney for said Administratrix, is entitled to a reasonable fee for his services rendered herein, and that the said Administratrix has heretofore agreed with the said A. L. PUCCINELLI to compensate him for such services rendered in the sum of \$12,155.72 and the Court being fully cognizant of the facts involved and services rendered;

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the sum of \$12,155.72 is hereby determined to be a reasonable fee for said Attorney and that JULIA FILIPPINI, as such Administratrix, be, and she hereby is, authorized, empowered and directed to pay to A. L. PUCCINELLI, ESQ., from the funds of said Estate, the sum of \$12,155.72 as his fees.

IT FURTHER APPEARING that the said A. L. PUCCINELLI has advanced the sum of \$44.87 for costs as shown in said Account.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said Administratrix forthwith pay the said A. L. PUCCINELLI, the sum of \$44.87 refunding costs advanced by him.

IT FURTHER APPEARING that this Court heretofore, did appoint the Honorable RALPH L. DENTON, ESQ., Attorney for absent and minor heirs in said Estate, and that he is entitled to a reasonable fee for his services rendered as such Attorney and the Court being fully cognizant of the facts involved and the services rendered;

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the sum of \$2500.00 is hereby determined to be a reasonable fee for the said RALPH L. DENTON, and said Administratrix is hereby authorized, empowered and directed to pay to the said RALPH L. DENTON, from the funds of said Estate, the sum of \$2500.00,

IT FURTHER APPEARING that during the course of the administration of said Estate, that JULIA FILIPPINI, as Administratrix of said Estate, did retain the services of HAYDEN HENDERSON JR. of Elko, Elko County, Nevada, to assist in the preparation of the Federal Estate Tax Return, and that he is entitled to a reasonable fee for his services rendered and the Court being fully cognizant of the facts involved and the services rendered;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the sum of \$1,000.00 is hereby determined to be a reasonable fee for the said HAYDEN HENDERSON JR. and said Administratrix is hereby authorized, empowered and directed to pay to the said HAYDEN HENDERSON JR., from the funds of said Estate, the sum of \$1,000.00.

IT FURTHER APPEARING that this Court did appoint RAY FOOTE, JOHN BALESTEGUI and FRED BALDINI the Appraisers of the assets of said Estate, and that each is entitled to a reasonable fee for his services rendered as such Appraiser and for costs rendered;

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said Administratrix be authorized, empowered and directed to pay to JOHN BALESTEGUI and FRED BALDINI the sum of \$30.00 each, and to RAY FOOTE, the sum of \$45.30.

THE COURT FURTHER FINDS that the Administratrix of said Estate has heretofore filed a Federal Estate Tax Return and that the Administratrix has been negotiating with the Collector of Internal Revenue for taxes claimed to be due and owing by said Deceased for the years 1948, 1949 and 1950, and that each of said claims remains subject to a final audit and final settlement of said claim, and that it is advisable that a certain sum of money be withheld from distribution pending a final audit of said claims;

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that said Administratrix is hereby authorized, empowered and directed to withhold from distribution, the sum of \$5750.00 pending a final audit and settlement of said tax claim.

AND THE COURT FURTHER FINDS that all of the property of said Estate is the separate property of said Deceased.

That said Deceased died intestate on or about the 19th day of October, 1951, in the City of and County of Elko, State of Nevada, and that he was a resident of the said City, County and State at the time of his death and that he left an Estate within the City, County and State, and within jurisdiction of this Court, and that he left Estate within the County of Lander, all as hereinabove described.

That the sole heirs at law of said Deceased are as follows:

| <u>NAME</u>               | <u>RELATIONSHIP</u> | <u>AGE</u> | <u>RESIDENCE</u>            |
|---------------------------|---------------------|------------|-----------------------------|
| JULIA FILIPPINI           | Wife                | 38         | 881 Fifth St., Elko, Nevada |
| JOANNA FILIPPINI          | Daughter            | 8          | 881 Fifth St., Elko, Nevada |
| ANGELA FILIPPINI          | Daughter            | 6          | 881 Fifth St., Elko, Nevada |
| JANICE FILIPPINI          | Daughter            | 4          | 881 Fifth St., Elko, Nevada |
| JOSEPHINE HELEN FILIPPINI | Daughter            | 6 mos.     | 881 Fifth St., Elko, Nevada |

That said Estate is now in such condition that it is ready for partial Distribution; that there remains nothing further for your Administratrix to do, save and except to pay the claims and allowances as hereinabove set forth, and to deliver the residue of said Estate to the persons entitled to the same, as provided by law.

That there is now in the hands of said Administratrix for Distribution, subject to the fees, commissions and claims as hereinabove set forth, the following described property of said Estate:

- Cash on Hand, \$ 48,046.67
- Certificate No. 21735 for 100 shares, Portland General Electric Company
- Certificate No. NY/C 648987 for 100 shares, Standard Oil Company of California
- Certificate No. L484358 for 55 shares Bethlehem Steel Corp.
- Certificate No. L29858 for 1 share Bank of America
- Certificate No. K46325 for 83 shares Bank of America
- Certificate No. N78380 for 500 shares of Bank of America
- Certificate No. S6124 for 5 shares Bank of America
- Certificate No. S47948 for 166 shares Bank of America
- Certificate No. D77881 for 50 shares Bank of America
- Certificate No. C19147 for 100 shares Bank of America
- Certificate No. C19146 for 100 shares Bank of America
- Certificate No. T17464 for 34 shares Bank of America
- Certificate No. M79940 for 100 shares Bank of America
- Certificate No. M79939 for 100 shares Bank of America
- Certificate No. 184 for 26 shares Fallon Flour Mill Company
- 1/3 of Certificate No. 113 for 50 shares Nail Loan and Holding Corp. Ltd.
- 1/3 of Certificate No. 632 for 2000 shares Gold Creek Placers, Inc.
- Certificate No. for 100 shares Elko Oil and Improvement Co.
- Certificate No. 12843 for 1000 shares Baker Steam Motor Car Co.
- Promissory Note and Real and Chattel Mortgage dated October 10, 1950, executed by K. C. Nielsen to Joe Filippini, recorded October 13, 1950, in Book 2 of Real and Chattel Mortgages, Page 137, under File No. 26918, Note for \$20,337.00, bearing 5% interest, interest payable annually. Note to mature October 27, 1953. Principal balance \$20,337.00, interest paid to October 27, 1951.
- 5/12 of Promissory Note and Real and Chattel Mortgage dated 4-3-47, executed by Delbert H. Snow and Georgia M. Snow, his wife, to Ed Filippini, recorded 6-22-47 in Book 6 of Real and Chattel Mortgages, Pages 460-461, under File No. 98841. Note for \$9000.00, bearing 6% interest with semi-annual payments of 320.00 including interest, matures 4-3-62; Principal balance \$6547.98 interest paid to 4-3-52.
- 5/12 of Note and Chattel Mortgage from A. I. Allen, et ux, to Ed Filippini, dated 2-25-46 and filed 3-21-46, under File No. 139360, Washoe County, Nevada. Face amount of \$2500.00 payable on or before 2-25-51, interest at 6%, balance due on principal 2000.00 Interest paid to 2-3-49.
- 5/6 of Note and unrecorded Mortgage on Mining claim in Eureka County, Nevada, from Kimball Elquist, et ux, to Ed Filippini, dated 1-29-43 payable eight months from date, at 4% interest, in the sum of \$438.06.
- U.S. Defense Bond No. D 4129209E in the sum of 500.00
- U.S. Defense Bond No. D 7470939E in the sum of 500.00
- U.S. Defense Bond No. D 12344224E in the sum of 500.00
- U.S. Defense Bond No. D 146877582E in the sum of 500.00
- U.S. Defense Bond No. D 17511565E in the sum of 500.00
- U.S. Defense Bond No. D 1550739E in the sum of 500.00
- 1949 Chevrolet Stake Truck, Motor No. AGCA 62181 Serial No. 6GSA1218
- 1949 Willys Station Wagon Motor No. U-88170 Serial No. 88011
- Case Wheel Tractor with Shovel Attachment
- No. 4 Caterpillar Tractor
- 1 Hay Wagon
- 1 Trailer
- 2 Sets of Harness
- 1 Gas Tank
- 1 Power Saw

40. 1 Bean Cattle Sprayer
41. 1 Silkey Rake
42. 1 Bob Sled
43. 1 Small Scale
44. 1 Grind Stone
45. 2 Engines
46. 1 Pump
47. 1 Old Derrick
48. 1 Jackson Fork
49. 1 Net
50. 1 Hayrack Bed
51. 23 Horses
52. 1 Trailer Wagon
53. 3 Spring Wagons
54. 1 Welding Cart
55. 1 Emery Stone
56. 5/12 interest in (3) unpatented Lode mining claims called, "Lucky Boy", "Lucky Boy No. 1", and "Lucky Boy No. 2", Bullion Mining District, Lander County, Nevada.
57. 1/8 interest in five unpatented Lode mining claims called "Evening Star", "Evening Star Extension", "Evening Star Fraction", "North Star", and "Gold Note", Mud Springs Mining District, Lander County, Nevada.
58. Lots No. 1 through 24 inclusive, in Block L, of the Town of Battle Mountain, Lander County, Nevada, together with all buildings and improvements situate thereon, and furniture contained therein.
59. Lots 1, 2 and 3 of Block Q of the Town of Battle Mountain, Lander County, Nevada, together with all buildings and improvements situate thereon and furniture contained therein.
60. Lots No. 23 and 24 of Block G of Scotts Addition to the Town of Battle Mountain, Lander County, Nevada, together with all buildings and improvements situate thereon and all furniture contained therein.
61. A tract of land consisting of 6797.81 acres more or less situate in the County of Lander, State of Nevada, and more particularly described as follows, to-wit:  
TOWNSHIP 28 N., Range 46 E. M.D.M.  
 Section 2: E $\frac{1}{2}$  of NE $\frac{1}{4}$ ;  
 Section 4: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
 Section 5: NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SW $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SE $\frac{1}{4}$ ;  
 Section 6: Lots 1 and 2 of NE $\frac{1}{4}$ ;  
TOWNSHIP 29 N., Range 46 E. M.D.M.  
 Section 6: S $\frac{1}{2}$  of NE $\frac{1}{4}$ ;  
 Section 16: SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ;  
 Section 18: NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; S $\frac{1}{2}$  of SE $\frac{1}{4}$ ;  
 Section 20: S $\frac{1}{2}$  of NE $\frac{1}{4}$ ; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ;  
 Section 28: N $\frac{1}{2}$  of NW $\frac{1}{4}$ ;  
 Section 32: E $\frac{1}{2}$  of SW $\frac{1}{4}$ ;  
 Section 34: NE $\frac{1}{4}$ ;  
TOWNSHIP 30 N., Range 46 E. M.D.M.  
 Section 10: W $\frac{1}{2}$  of E $\frac{1}{2}$ ;  
 Section 12: NE $\frac{1}{4}$  of SW $\frac{1}{4}$ ; NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ;  
 Section 22: NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ; S $\frac{1}{2}$  of S $\frac{1}{2}$ ;  
 Section 26: NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
 Section 28: W $\frac{1}{2}$  of W $\frac{1}{2}$ ;  
 Section 32: NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ;  
 Section 36: NW $\frac{1}{4}$  of SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
TOWNSHIP 31 N., Range 46 E. M.D.M.  
 Section 19: ALL  
 Section 30: N $\frac{1}{2}$ ; W $\frac{1}{2}$  of SE $\frac{1}{4}$ ; E $\frac{1}{2}$  of SW $\frac{1}{4}$ ; E $\frac{1}{2}$  of SE $\frac{1}{4}$ ;  
 Section 32: W $\frac{1}{2}$  of W $\frac{1}{2}$ ; E $\frac{1}{2}$ ; E $\frac{1}{2}$  of W $\frac{1}{2}$ ;  
TOWNSHIP 32 N., Range 46 E. M.D.M.  
 Section 35: ALL  
TOWNSHIP 31 N., Range 45 E. M.D.M.  
 Section 24: S $\frac{1}{2}$  of SW $\frac{1}{4}$ ; S $\frac{1}{2}$  of SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
 Section 25: ALL  
 Section 26: NE $\frac{1}{4}$ ; W $\frac{1}{2}$  of SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SE $\frac{1}{4}$ ;  
 Section 35: ALL  
 Section 36: S $\frac{1}{2}$ ;  
TOWNSHIP 33 N., Range 45 E. M.D.M.  
 Section 34: NW $\frac{1}{4}$ ; S $\frac{1}{2}$  of NE $\frac{1}{4}$ ;  
TOWNSHIP 32 N., Range 47 E. M.D.M.  
 Section 10: NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that distribution of said Estate, now in the hands of the Administratrix, be, and the same is, hereby distributed as follows:

1. To JULIA FILIPPINI 1/3 of the balance of Cash on hand, after the payment of all fees, commissions and advances, as hereinabove set forth, and an undivided 1/3 interest in and to all of the property herein described as parcels numbered 2 to 61, both inclusive.
2. To JOANNA FILIPPINI, a daughter of said Deceased, an undivided 1/6 of the balance of Cash on hand, after the payment of all costs, fees, commissions and advances as hereinabove set forth, together with an undivided 1/6 interest, in and to all of the property herein before described as parcels numbered 2 to 61, both inclusive.
3. To ANGELA FILIPPINI, a daughter of said Deceased, an undivided 1/6 of the balance of Cash on hand, after the payment of all costs, fees, commissions and advances as hereinabove set forth, together with an undivided 1/6 interest, in and to all of the property herein before described as parcels numbered 2 to 61, both inclusive.
4. To JANICE FILIPPINI, a daughter of said Deceased, an undivided 1/6 of the balance of Cash on hand, after the payment of all costs, fees, commissions and advances as hereinabove set forth, together with an undivided 1/6 interest, in and to all of the property herein before described as parcels numbered 2 to 61, both inclusive.
5. To JOSEPHINE HELEN FILIPPINI, a daughter of said Deceased, an undivided 1/6 of the balance of Cash on hand, after the payment of all costs, fees, commissions and advances as hereinabove set forth, together with an undivided 1/6 interest, in and to all of the property herein before described as parcels numbered 2 to 61, both inclusive.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all other property, real, personal or mixed, or wheresoever situated, now known or discovered, or which may be omitted therefrom, and which may belong to said Estate, or which said Estate may have an interest, other than that herein before described and specifically distributed, or defectively described above, be, and the same is, hereby distributed to JULIA FILIPPINI, JOANNA FILIPPINI, ANGELA FILIPPINI, JANICE FILIPPINI, and JOSEPHINE HELEN FILIPPINI in the proportions herein specifically set forth.

DONE IN OPEN COURT this 4th day of Sept. 1952.

Taylor H. Wines  
DISTRICT JUDGE

STATE OF NEVADA, )  
COUNTY OF ELKO. ) ss.

I, R. L. KANE, County Clerk and Ex-Officio Clerk of the District Court of the Fourth Judicial District of the State of Nevada, in and for the County of Elko, do hereby certify that the annexed is a full, true and correct copy of ORDER SETTLING FIRST ACCOUNT AND DECREE OF PARTIAL DISTRIBUTION IN PROBATE MATTER NO. 1784 as the same appears on file and of record in my office.

WITNESS my hand and the Seal of said Court affixed this 5th day of Sept. A. D. 1952.

(SEAL)

R. L. Kane Clerk

Filed for record at the request of A. L. Puccinelli, September 9th, 1952 at 2:35 P.M.

File No. 28067.

*Best*  
County Recorder.