# RECORDED DECEMBER 31, 1976 BK 219 PG 240 NO. 699433 MARGARET LEWIS, COUNTY CLERK

IN THE DISTRICT COURT WITHIN AND FOR THE COUNTY OF SHERIDAN, STATE OF WYOMING

In the Matter of the Estate )

of ) Probate 8788

VERNON S. GRIFFITH, )

Deceased )

## DECREE OF DISTRIBUTION

This cause came on regularly to be heard this day upon the Final Account and Petition for Distribution, which was filed herein by William D. Redle, as Executor of the Estateof Vernon S. Griffith, deceased, and it appearing to the Court, that Notice of Final Settlement of said estate has been published in the manner provided by law, and that proof thereof has been filed in this Court, and that due and legal notice of the time and place of hearing upon said Final Account and Petition for Distribution has been given as required by law, and said Final Account and Petition for Distribution being now presented to the Court, and no person having filed objection thereto, and it appearing that so far as known, all taxes upon the property of said estate, have been fully paid; that a Report has been made to the Inheritance Tax Commissioner of the State of Wyoming, and that said Commissioner has issued his Certificate and Receipt showing that all inheritance taxes due and payable from said estate to the State of Wyoming, have been fully paid.

And it further appearing to the Court, that a Federal Estate Tax Return has been prepared and filed with the District Director of Internal Revenue for the District of Wyoming, and that all Federal Estate Taxes due and payable

Bergren.

And it further appearing to the Court, that this Court, by its Order entered December 6, 1976, determined the Attorney fees to be allowed the firm of Redle, Yonkee & Arney, for legal services rendered in said estate and that

was distributed and set over to Winifred Bergren, sister of the Testator, and title thereto confirmed in said Winifred

Lots 1 and 2, Block 2, of Grand View Addition to the City of Sheridan, Sheridan County, Wyoming, together with the improvements situate thereon, and all household furnishings and effects found therein,

FO-MTF

It further appearing to the Court, that on October 15, 1976, this Court entered a Decree of Partial Distribution, by which the following described real property,

said probate.

It further appearing to the Court, that on

under date of February 20, 1976, this Court entered its Order authorizing payment of the legacy in the amount of Ten Thousand Dollars (\$10,000.00) to St. Peter's Episcopal Church of Sheridan, Wyoming, and that a Receipt dated February 25, 1976 indicating full payment thereof, is on file in

claims which were presented to the Executor, have been fully paid, and that the time within which claims could be filed has expired, and that all obligations owing by said estate have been fully paid.

And it further appearing to the Court, that

from said estate, have been paid so far as the same have been determined, and that in the event additional Estate Tax is found to be due and payable from said Estate, The Vernon S. and Rowena W. Criffith Foundation, which is the residuary legatee under said will, will be charged with the responsibility of paying such additional tax.

And it also appearing to the Court, that all

the only expense of administration that remains unpaid, is the accounting fee due John L. Byrtus, Certified Public Accountant, and that said John L. Byrtus has presented your Executor with a statement, by which he claims a total fee in the amount of \$4,635.00 for all accounting services rendered in said estate, and that said fee is reasonable in view of the services rendered, and that said fee should be paid.

It further appearing to the Court, that said estate has been fully administered upon, and that the residue and remainder of said estate, which is hereinafter described is ready for distribution, and that under Paragraph FOURTH of the Last Will and Testament of said Vernon S. Griffith, the Testator gives, devises and bequeaths all of the residue and remainder of his estate, real, personal and mixed, of whatsoever kind and character the same may be and wheresoever situate, of which he died possessed or to which he was entitled, to THE VERNON S. AND ROWENA W. GRIFFITH FOUNDATION, a Wyoming Corporation which has its principal office situate in the City of Sheridan, County of Sheridan, State of Wyoming.

It further appearing to the Court, that The Vernon S. and Rowena W. Griffith Foundation is a duly qualified and existing charitable Foundation created and organized under the Laws of the State of Wyoming, and is in good standing at this time.

IT IS, THEREFORE, HEREBY ORDERED, ADJUDGED AND DECREED by the Court, that the Final Account and Petition for Distribution which was filed herein, be and the same is hereby in all things, settled, allowed, approved and confirmed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the Executor forthwith pay to John L. Byrtus,

Certified Public Accountant, the sum of Four Thousand, six Hundred Thirty-five Dollars (\$4,635.00) in full of accounting fees due for accounting services rendered to said Executor and said estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that Vernon S. Griffith died testate in Sheridan County, Wyoming on January 10, 1976, and that at the time of his death, he was a resident of the County of Sheridan, State of Wyoming and that in accordance with the terms and provisions of the Last Will and Testament of said Testator, all of the residue of said estate, real, personal and mixed, of whatsoever kind and character the same may be and wheresoever situate, including all property which belonged to said deceased at the time of his death, or in which he had any interest, real or personal, whether described herein or not, be and the same is hereby distributed and set over to "THE VERNON S. AND ROWENA W. GRIFFITH FOUNDATION", a Wyoming Corporation, for the purposes and objects of said Foundation. That included in the property so distributed to, set over and vested in The Vernon S. and Rowena W. Griffith Foundation, a Wyoming Corporation, is the following real and personal property, to-wit:

### REAL PROPERTY:

## Parcel 1:

Township 56 North, Range 85 West, 6th P.M. Sheridan County, Wyoming

Section 14: SYSEY

Section 23: Nh, EhSWh, SEh

Section 24: St, StNt, NtNWt, NWtNEt

Section 25: Wh

Section 26: All

Said lands embracing 2200 acres

Together with 83.25 Shares of Class "A" Stock of Dome Lake Reservoir Company and 25-3/5ths Shares of the Capital Stock of Alliance Ditch Company.

Also including all improvements situate

#### Parcel 2:

An undivided one-fourth interest in and to the following described land, to-wit:

Wyoming, described as follows, to-wit:

Beginning at a point on the South line of the NENNY of said Section 26, 1012.8 feet East of the SW Corner of said NENNY; thence North a distance of 1517 feet to the South line of Fifth Avenue of the West View Addition to the City of Sheridan, Wyoming; thence South 77°15' East along the South line of said Fifth Avenue and the South line of the County Road, a distance of 1220 feet; thence North 76°53' East along the South line of the County Road, a distance of 431 feet to a point on the East line of the NWNNEW of said Section 26; thence South along said East line a distance of 1318 feet to the SE Corner of said NWNEW; thence West a distance of 1627.2 feet, more or less, more or less.

EXCEPTING a tract of land described as follows:

A tract of land lying in the NE% of Section 26, Township 56 North, Range 84 West of the 6th P.M., more particularly described as follows:

Beginning at the center of the NE% of Section 26; thence in a Westerly direction alont the East-West 1/16th line (also the right of way line of Interstate Highway No. 90) a distance of 85 feet; thence North 0°23' West, along the West right-of-way line of Interstate Highway No. 90, a distance of 670 feet, more or less, to the intersection of the West right-of-way line of Interstate Highway No. 90 and the South right-of-way line of State Highway No. 1704, and the True Point of Beginning; thence at an angle of 78°37' to the left, along a 3° curve to the right (also the South right-of-way line of State Highway No. 1704) a distance of 51 feet; thence South 0°23' East a distance of 60.8 feet; thence North 89°37' East a distance of 50 feet; thence North 0°23' West along the West right-of-way line of Interstate Highway No. 90 a distance of 50 feet to the True Point of Beginning. Said tract of land containing 0.06 acres, more or less.

Together with any improvements situate thereon.

#### MINERAL INTERESTS

An undivided one-half interest in all oil, gas and other minerals contained in or underlying the following lands:

#### Parcel 1:

Township 56 North, Range 80 West, 6th P.M. Sheridan County, Wyoming

Section 1: SWISWI SELSEL

Section 2: Section 11: NEWNEY, SEYSWY, SWYSEY

NANWA, SEANWA, SWANEA, WASEA, Section 12:

SEASEA, SASWA

Section 13: Section 14:

nt, ntst net, ntset winet, setnet, nviset, setset, Section 21:

NYNWY, SEYNWY, NEYSWY

Section 22: SW1 SW1

Section 27:

Winwi, NWiswi Einei, Neisei, Wi Wiei, Sinwi, Swi Section 28:

Section 34:

Containing 2640 gross mineral acres

Net 1320 mineral acres

#### Parcel 2:

Township 55 North, Range 80 West, 6th P.M. Sheridan County, Wyoming

Section 1: SINEL, NWISEL, SWI

Section 2:

Section 3:

Section 12:

Section 14:

Synta, Nasba, Swa Lots 1, 2, 3, 4, Syny, Nysek Lots 2, 3, 4 Synek, Sek, Sekswk, Wyswk Sek, Nyswk, Sekswk Nek, Wysek, Seksek, Ekwy, Swknwk, Nwkswk Section 23:

WINWI, SEINWI, NISWI, SEISWI Section 24:

Section 25: NWINWI

Section 26: NEINE

Township 55 North, Range 79 West, 6th P.M. Sheridan County, Wyoming

Section 5: Section 8: Lots 1, 2, 3, SWA SYNEA, NWA, SYSEA

Section 17: NE¼, E¾NW¼

Containing 1321.04 gross mineral acres

Net 1560.52 mineral acres

is anima to the property

### Parcel 3:

Township 55 North, Range 78 West, 6th P.M. Sheridan County, Wyoming

Section 6: Lots 8, 16, 17, 18, 19, 20, 21, 22

Resurvey Tracts 40A, 40B, 40C, 40D, 40E, 40F, 40G, 40H

Township 56 North, Range 78 West, 6th P.M. Sheridan County, Wyoming

Section 19: Lot 12, E\SE\frac{1}{2}

NW\SW\ Section 20: 

Section 29: Lots 2, 3, 4, 5, NE\\$SW\\$
Section 30: Lots 5, 7, 8, 9, 10
Section 33: NW\\$NE\\$, NE\\$NW\\$ Resurvey Tracts 59, \*63, 71, 72, 73, 75

\*There is excepted from Tract 63, in Township 56 North, Range 78 West, 6th P.M. 40 acres described as follows: Beginning at Corner #1, thence South 20 chains, thence West 20 chains, thence North 20 chains, thence East 20 chains to the point of beginning.

A portion of Resurvey Tract 62 containing 40 acres and described as follows:

Beginning at Resurvey corner #3 of said Tract; thence South 20 chains to corner #4; thence West 20 chains to Corner #5; thence North 20 chains to a point; thence East 20 chains to the point of beginning.

Township 55 North, Range 79 West, 6th P.M. Sheridan County, Wyoming

Section 4: Lots 3, 4, S\(\frac{1}{2}\)NW\(\frac{1}{4}\), S\(\frac{1}{2}\)NW\(\frac{1}{4}\), N\(\frac{1}{2}\)NW\(\frac{1}{4}\), N\(\frac{1}{2}\)NW\(\frac{1}{4}\), E\(\frac{1}{2}\)SE\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), E\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}{4}\)NW\(\frac{1}{4}\), N\(\frac{1}\)NW\(\frac{1}\)NW\(\frac{1}\)NW\(\f SWISWI

Said parcel containing 2,998.72 gross mineral acres

Net 1499.36 mineral acres

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#### Parcel 4:

Township 56 North, Range 80 West, 6th P.M.

Sheridan County, Wyoming

Section 19: Lots 6, 7, 8, SW\(\frac{1}{2}\)N\(\frac{1}{2}\)Section 30: Lots 7, 8, W\(\frac{1}{2}\)Section 31: Lots 5, 7, 8, E\(\frac{1}{2}\)Section 32: N\(\frac{1}{2}\)Section 33: N\(\frac{1}{2}\)Section 34: N\(\frac{1}{2}\)Section 35: N\(\frac{1}{2}\)Section 35: N\(\frac{1}{2}\)Section 36: N\(\frac{1}{2}\)Section 36: N\(\frac{1}{2}\)Section 37: N\(\frac{1}{2}\)Section 37: N\(\frac{1}{2}\)Section 38: N\(\

Township 56 North, Range 81 West, 6th P.M Sheridan County, Wyoming

Section 25: Sh

Township 55 North, Range 80 West, 6th P.M. - Sheridan County, Wyoming

Section 22: SENE

Said parcel containing 1,937.81 gross mineral acres

968.91 net mineral acres

#### Parcel 5:

Township 56 North, Range 79 West, 6th P.M. Sheridan County, Wyoming

Section 15: SW\u00e4SW\u00e4 Section 22: W\u00e4 Section 23: SW\u00e4 Section 26: NW\u00e4, N\u00e4SW\u00e4 Section 27: S\u00e4NE\u00e4, N\u00e4\u00e4, N\u00e4SE\u00e4, SE\u00e4SE\u00e4 Section 34: SW\u00e4NE\u00e4, N\u00e4\u00e4, N\u00e4SE\u00e4, N\u00e4SE\u00e4 Section 34: Lots 1, 2, 3 and 4

Resurvey Tract 42
Resurvey Tracts 43A, 43B, 43C, 43D, 43D, 43E, 43F, 43G, 43H

Resurvey Tract 44
Resurvey Tract 45
Resurvey Tracts 46A, 46B, 46C, 46D, 46E, 46F, 46G, 46H

Resurvey Tract 58

All that part of Resurvey Tract 39, described as follows: Beginning at Corner No. 1 of said Tract, running thence Southerly on the Easterly line of said Tract to Corner No. 3, thence Westerly to Corner No. 4 of said Tract, thence Southwesterly to a point on the Westerly line of said Tract 39, and which is Corner No. 1 of Tract 40, thence Northerly along the Westerly line of said Tract 39 to Corner No. 7 of said Tract 39, thence Easterly

(Parcel 5 - continued)

to Corner No. 8 of said Tract, thence Northerly to Corner No. 9 of said Tract and thence Easterly to Corner No. 1 of said Tract to the point of beginning.

Resurvey Tracts 41A, 41B, 41C, 41D, 41E, 41F, 41G and 41H

# Township 55 North, Range 79 West, 6th P.M.

Section 3: Lot 1, Lot 2, Lot 3, Lot 4

Containing 3,797.24 gross mineral acres

1,898.62 net mineral acres

## Parcel 6:

Township 56 North, Range 79 West, 6th P.M. Sheridan County, Wyoming

Section 6: SEASWA

Section 7: SE4, SE4SW4
Section 8: S4
Section 9: NW4SW4, W4SE4
Section 17: S4SE4, NW4NW4, SW4

Resurvey Tract 48 Resurvey Tract 49

Section 18: ENNEY, NWANEY, SEYNWY,

NESSWE, NESES

Section 20: Nana, Easea

Section 20: NNNN, ENDER
Section 21: NN, NNSN, SWASWA, SASEA
Section 28: EANEA, SWANWA, NASA, SEASEA
Section 32: Lots 2, 3

Section 33: ENNEY, NEYSEY, Lot 4

Resurvey Tract 50

Township 55 North, Range 79 West, 6th P.M. Sheridan County, Wyoming

Section 4: Lot 1, Lot 2, SW4NE4, W4SE4

Containing 2,960.79 gross mineral acres

1,480.40 net mineral acres

## PERSONAL PROPERTY

- (A) All moneys that will remain in the checking account carried with Bank of Commerce of Sheridan, Wyoming after payment of Attorney fees, accounting fees and incidental expenses of administration.
- (B) Time Certificates of Deposit:

	NAME OF BANK	NUMBER		F	ACE AMOUNT
(1)	Bank of Commerce	14848		\$	50,000.00
(2)	Bank of Commerce	T00250		\$	101,437.50
(3)	Bank of Commerce	15152	273	\$	41,115.29
(4)	First National Bank of Sheridan, Wyoming	1114		\$	41,107.56
(5)	First National Bank of Sheridan, Wyoming	137		\$	100,000.00
(6)	First National Bank of Sheridan, WYoming	138		\$	100,000.00
(7)	Stockmens Bank of Gillette, Wyoming	8808		\$	40,000.00
(8)	Wyoming Bank & Trust of Buffalo, Wyoming	1991		\$	40,000.00
(9)	First National Bank of Buffalo, Wyoming	5967		\$	40,000.00
(10)	Ranchester State Ban Ranchester, Wyoming	k 863		\$	41,107.56
(11)	Wyoming Security Bank	217	i.	\$	41,115.27
(12)	Bank of Wyoming, N. A	637		\$	30,841.68
(13)	Bank of Wyoming, N.A	688		\$	10,280.53
(14)	Bank of Wyoming, N.A	. 126		\$	100,000.00

Together with any other Time Certificates of Deposit, Savings Accounts or banking accounts, carried either in the name of Vernon S. Griffith, or in the name of William D. Redle, as Executor of the Estate of Vernon S. Griffith, Deceased.

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## (C) U. S. GOVERNMENT BONDS AND U. S. TREASURY BILLS:

- (1) U.S. Government Bonds Principal purchase price of \$200,000.00 purchased August 10, 1976 bearing interest at 8% per annum, and maturing on August 15, 1986
- (2) U. S. Treasury Bills purchased through Chase Manhattan Bank of New York, under date of June 16, 1976 for which Executor paid \$2,354,275.00 and which U.S. Treasury Bills will mature May 31, 1977 and at maturity will pay \$2,500,000.00
- (3) U.S. Treasury Bills purchased through Bank of Commerce of Sheridan, Wyoming under date of July 14, 1967 and for which your Executor paid \$1,606,333.00 and which will mature June 28, 1977 and at maturity will pay \$1,700,000.00

## (D) NOTE AND MORTGAGE:

Balance due on that certain Installment Note dated October 1, 1972 and being in the principal sum of \$65,000.00 which Note was duly executed by William J. Laya and Joyce J. Laya, husband and wife, in favor of Vernon S. Griffith and Rowena W. Griffith, as joint tenants with right of survivorship said Note bearing interest at a rate of 6% per annum, and being secured by a First Mortgage covering the following described parcels of land situate in Sheridan County, Wyoming, to-wit:

## Parcel 1:

Lots 1 and 2 in Block 2 of the Original Town, now City of Sheridan, Sheridan County, State of Wyoming, together with all improvements situate thereon.

## Parcel 2:

Lot number 9 and the North 6 feet of Lot Number 10, Block 2, Original Town now City of Sheridan, in Sheridan County, State of Wyoming, together with all improvements situate thereon

Which said Mortgage is dated October 1, 1972 and recorded in Book 134 at Page 201 in the Office of the County Clerk of Sheridan County, Wyoming.

Which Note and Mortgage had a balance due as of December 9, 1976 in the sum of - \$48,653.23

## (E) MISCELLANEOUS ASSETS:

## (a) LIVESTOCK BRANDS:

- (1) Livestock Brand issued by State of Wyoming known as the " E " Brand
- (2) Livestock Brand issued by State of Wyoming known as the "X " Brand

## (b) MISCELLANEOUS SHARES OF STOCK:

- (1) One Share of Capital Stock of Sheridan Development Company, Inc., a Wyoming Corporation
- (2) Twenty (20) Shares of Capital Stock of Fun Valley, Inc., a Wyoming Corporation

## (c) DELAYED RENTAL RE OIL AND GAS LEASES:

- (1) Any delayed rental due and payable on existing Oil and Gas Leases which were executed by Vernon S. Griffith during his lifetime
- (d) Any and all other personal property of any kind and description which was owned by Vernon S. Griffith at the time of his death, and which is not described in this Decree.

IT IS FURTHER ORDERED, that the Executor immediately do all acts required in order to effectuate this Decree.

DONE IN OPEN COURT this 31st day of December,

1976.

s/ Leonard McEwan

dy Jally Constant Life. Deputy

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Constitution of the