

CERTIFIED COPY

IN THE DISTRICT COURT, FOURTH JUDICIAL DISTRICT
COUNTY OF SHERIDAN, STATE OF WYOMING

IN THE MATTER OF THE ESTATE)	Probate No. P2015-32
)	
OF)	No: _____
)	District Court Sheridan County Wyoming
MALCOLM BURNS HUTTON,)	
)	MAY 18 2016
Deceased.)	NICKIE ARNEY Clerk Robin Bowers Deputy

**ORDER APPROVING FINAL REPORT, ACCOUNTING
AND DECREE OF FINAL DISTRIBUTION**

Now, on this day, the above-captioned matter came on for hearing before the Court in its regular order, pursuant to notice, on the Final Report, Accounting and Petition for Final Distribution as presented to the Court at this time by John F. Araas, of Yonkee & Toner, LLP, on behalf of the Personal Representative of the above-captioned estate. The Court, having examined the Final Report, Accounting and Petition for Final Distribution, and the Court finding that the beneficiaries named in the Will of the decedent, having failed to object to the Final Report, Accounting and Petition for Final Distribution or to appear at such hearing after receiving proper notice thereof pursuant to statute as shown by the file of record herein, finds that it has full and complete jurisdiction over the subject matter and all interested parties, and therefore this matter ought to proceed on to final hearing and determination on the merits.

This matter proceeding on to final hearing and determination, the Court specifically finds that each and all of the statements made in the Final Report, Accounting and Petition for Final Distribution are true and correct, that the Personal Representative and the attorneys for the estate have carefully, fully and properly administered and handled the estate in accordance with law and in accordance with all duties which they owe to the estate and to the beneficiaries of the estate, that the administration of the estate is fully and finally concluded, and that the estate is ready for final distribution, and therefore order ought to be entered at this time fully and finally approving, ratifying and confirming the Final Report, Accounting and Petition for Final Distribution, and all doings of the Personal Representative and the attorneys in the premises, and that decree ought to be entered providing for the full and final distribution of the estate and the closing thereof.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the requisite

notice of this hearing on the Final Report, Accounting and Petition for Final Distribution was duly given pursuant to Wyoming statute by the Personal Representative, and that the named beneficiaries of this estate have not objected timely to the proposed Final Report, Accounting and Petition for Final Distribution, or any statements therein, for the reason that they have failed to appear at such hearing, or to submit written objections within the time set forth in the Notice of Final Settlement of the estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Final Report, Accounting and Petition for Final Distribution be, and the same hereby is, fully and finally ratified, confirmed and approved, and the Personal Representative and the attorneys for the estate have carefully, fully and properly administered and handled the estate in Wyoming in accordance with law, and in accordance with all duties which they owe to the estate and to the beneficiaries of the estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Personal Representative has rendered all services required in an estate of this kind and size, and that the statutory fees for such ordinary services, as computed for this estate pursuant to Wyo. Stat. § 2-7-803(a) and (c) (2015), is the sum of \$15,080.68, and the same has been waived by the Personal Representative.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the attorneys for the estate, Yonkee & Toner, LLP, have rendered all services required in an estate of this kind and size, and that the statutory fees for such ordinary services, as computed for this estate, pursuant to Wyo. Stat. § 2-7-804(a) and (c) (2015) is the sum of \$15,080.68, and the same should be, and hereby are, allowed, together with out-of-pocket expenses for costs advanced for the estate by Yonkee & Toner, LLP, in the amount of \$6,816.02. The attorneys for the estate shall further be entitled to any additional out-of-pocket expenses for costs advanced in winding up and closing the estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Personal Representative shall proceed to make final distribution of all assets of this estate now in his hands, together with any and all other assets of the estate discovered hereafter and not described

herein, and that the following-described property, and such later-discovered property, after the payment of the previously allowed attorneys' fees and costs, and other expenses of administration, is hereby distributed and set over in equal shares to Gary Wayne Hutton, 18158 East Weaver Drive, Aurora, CO 80016; Craig Evans Hutton, P.O. Box 4007, Sheridan, WY 82801; and Charles Bruce Hutton, 16058 North Aspen Drive, Fountain Hills, AZ 85268, to-wit:

1. **Real Property.** The following-described real property:

- a. Real property and improvements located at 334 South Main Street, Sheridan, Wyoming:

Lots 13 and 14, Block 5, Kilbourne Addition to the Town, now City, of Sheridan, Wyoming.

Together with all improvements situate thereon, and all appurtenances thereunto appertaining or belonging.

- b. An undivided one-half ($\frac{1}{2}$) interest in an undivided three-fourths ($\frac{3}{4}$) interest in the following-described real property and improvements located in Sheridan County, Wyoming:

Township 57 North, Range 84 West, 6th P.M.
Section 25: N $\frac{1}{2}$ SW $\frac{1}{4}$

Containing approximately 80 gross acres, more or less.

- c. An undivided one-fourth ($\frac{1}{4}$) interest in the following-described real property and improvements located in Sheridan County, Wyoming:

A tract of land situated in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23 and NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, in Township 56 North, Range 84 West of the 6th P.M., more particularly described as follows:

Beginning at a point on the South line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, 1012.8 feet East of the Southwest corner of said NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence North 1517 feet to the South line of Fifth Avenue of the West View Addition to the City of Sheridan, Wyoming; thence S. 77° 15' E. along the South line of said Fifth Avenue and the South line of the County Road a distance of 1220 feet; thence N. 76° 33' E. along the South line of said County Road 431 feet to a point on the East line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26; thence South along the East line thereof a distance of 1318 feet to the Southeast corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; and thence West a distance of 1627.2 feet, more or less, to the point of beginning.

Containing approximately 36.9 gross acres, more or less.

- d. An undivided interest in the following-described tract of land located in Sheridan County, Wyoming:

Township 57 North, Range 80 West, 6th P.M.

Section 19: Lot 10

Containing approximately 20 gross acres, more or less.

3. **Minerals.** An undivided one-half ($\frac{1}{2}$) interest in and to all oil, gas and other minerals in, on and under the following-described lands situate in Sheridan County, Wyoming:

Township 56 North, Range 83 West, 6th P.M.

Section 7: Lots 1 (38.66), 2 (38.56), $E\frac{1}{2}W\frac{1}{2}$, $E\frac{1}{2}$

Section 8: $NW\frac{1}{4}$, $SE\frac{1}{4}$, $SW\frac{1}{4}$ less a 2.53 acre tract described as: Beginning at the SE corner of $S\frac{1}{2}SW\frac{1}{4}$; thence West 1730 feet; thence North 63.7 feet; thence East 1730 feet; thence South 63.7 feet to the point of beginning.

Section 17: A 2.00 acre tract described as: Beginning at a point in the $W\frac{1}{2}NW\frac{1}{4}$ of said Section 17 where the centerline of Wyoming Highway #336 (Wyarno Highway) crosses the west border of said Section 17; thence North along said border a distance of 1730 feet; thence East a distance of 50 feet; thence South a distance of 1730 feet; thence West a distance of 50 feet to the point of beginning.

Section 18: $NE\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$

Containing approximately 1,469.69 gross acres, more or less.

Township 56 North, Range 84 West, 6th P.M.

Section 1: $S\frac{1}{2}SW\frac{1}{4}$

Section 12: $N\frac{1}{2}$, $SW\frac{1}{4}$

Section 13: $N\frac{1}{2}NW\frac{1}{4}$

Section 14: $N\frac{1}{2}N\frac{1}{2}$

Section 15: Blocks B and C of Suburban Gardens, Subdivision No. 1 of Holdrege Ranch being in the $NE\frac{1}{4}$ of Section 15.

That portion of Block A of Suburban Garden Addition to the Town, now City of Sheridan (Subdivision No. 1 of Holdrege Ranch) being also a part of the $SE\frac{1}{4}NE\frac{1}{4}$ of Section 15, lying northerly of the northerly right-of-way line of the U.S. Interstate Highway No. 90, being more particularly described as follows:

Beginning at a point on the East boundary of said Section 15 from which the East quarter corner thereof bears $S 1^{\circ}01' E$, a distance of 142.4 feet, said point of beginning being the intersection of the East boundary of said Block A and the northerly

right-of-way line of U.S. Interstate Highway No. 90; thence N 53°26' W along said northerly right-of-way line, a distance of 732.6 feet to a point on the West boundary of said Block A; thence N 8°26' W along the West boundary of said Block A, a distance of 212.2 feet to the Northwest corner of said Block A; thence Easterly along the North boundary of said Block A, a distance of 617.1 feet, more or less, to the Northeast corner of said Block A; thence S 1°01' E along the East boundary of said Block A, a distance of 647.6 feet, more or less, to the point of beginning.

Containing approximately 1,237.43 gross acres, more or less.

Township 57 North, Range 84 West, 6th P.M.

Section 25: N½SW¼

Containing approximately 80.00 gross acres, more or less.

4. **Business Interest.** A 2.18% General Partnership Interest in The Hutton Ranch, a Wyoming limited partnership.
5. **Funds.** All net funds on deposit, including accrued interest thereon, in Checking Account No. *****3915, First Interstate Bank, Sheridan, Wyoming, together with any later-discovered or received funds in the decedent's name or in the name of this estate after the date of entry of this Order and Decree of Final Distribution.

The Personal Representative shall execute and deliver such legal instruments as shall be necessary or appropriate to effectuate such distribution.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that when the Personal Representative has completed the distribution of all estate assets, as ordered herein, with all documentation necessary with respect thereto, the Personal Representative shall file with the Court his Petition for Discharge.

DONE IN OPEN COURT this 18 day of May, 2016.

Certificate of Clerk of the District Court. The above is a true and correct copy of the original instrument which is on file or of record in this court.

Done this 18 day of May, 2016
By NICKIE ARNEY Clerk
By Rubin Burns Deputy

ORIGINAL SIGNED BY: WILLIAM J. EDELMAN

DISTRICT JUDGE

In the Matter of the Estate of Malcolm Burns Hutton, Deceased
Order Approving Final Report, Accounting
and Decree of Final Distribution