

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

DATE: NOVEMBER 22, 1994 COURT MET AT 8:30 a.m. DEPT. NO.: 3
HON. J. RICHARD COUZENS
LARRY D. GADDIS, JUDGE. SHARYN VIEGA, DEPUTY CLERK
MARY ANN SWEENEY, REPORTER ED LEIGHTON, BAILIFF

IN THE MATTER OF:

MARY A. ZISK,

Decedent.

COUNSEL:

Tosh Yamamoto
Marion A. Krivanec ✓
William J. Zisk ✓

NATURE OF PROCEEDINGS: Petition for Probate of Will ACTION NO. S PR 0567
and Letters Testamentary

MATTER:

Continued to 1/24/95 *Objections are directed to file proper contest*
Stricken from calendar. *to will, if that is what they desire to do.*

Case regularly called for hearing, Court finds notice has been given.

Matter submitted upon the verified Petition.

Court finds allegations of Petition to be true.

Witness(es) duly sworn and testify:

Court calls for higher bids _____ no bids given.

_____ having bid the sum of \$ _____

COURT ORDERS

Will _____ Codicil(s) admitted to probate. Personal Representative appointed.

Executor of Decedent's Will.

Administrator with Will annexed.

Administrator.

Letters shall issue upon qualification. _____ Bond waived. _____ upon filing of bond
in the sum \$ _____.

Spousal Property Petition granted.

Petition to Determine Succession to Real Property granted.

Sale confirmed. _____ \$ _____ real estate commission allowed. \$ _____
Fees allowed.

Additional bond to be filed in the sum of \$ _____.

Account allowed, settled and approved. _____ Account waived. _____ Report approved.

Fees allowed as requested.

\$ _____ Attorneys's fees. \$ _____ Extraordinary fees.

\$ _____ Commissions \$ _____ Extraordinary commissions

Distribution is granted as requested.

appending petitioner special administrator with limited authority with
Petition is granted in accordance with allegations of verified Petition.

general powers

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

DATE: FEBRUARY 7, 1995 COURT MET AT 8:30 a.m. DEPT. NO.: 2

HON. JAMES D. GARBOLINO, JUDGE. NIANNE FISCH, DEPUTY CLERK
~~JON CASEK~~, REPORTER WM. KLEPPE, BAILIFF

IN THE MATTER OF:

MARY A. ZISK,

Decedent.

COUNSEL:

✓ Tosh Yamamoto
✓ Marion A. Krivanec - Objector
✓ William J. Zisk - Objector

NATURE OF PROCEEDINGS: Petition for Probate of Will ACTION NO. S PR 0567
and Letters Testamentary, Objections filed 11/17/94, Motion for Continuance
Full Disclosure of Alleged Estate. Filed by William Zisk
MATTER:

Continued to _____.
Stricken from calendar.

✓ Case regularly called for hearing, Court finds notice has been given.
✓ Matter submitted ~~upon the verified Petition.~~ *after discussion*
Court finds allegations of Petition to be true.
Witness(es) duly sworn and testify:

Court calls for higher bids _____ no bids given.

Court allows Wm. J. Zisk to lodge his Petition for Writ of Certiorari filed with the United States Supreme Court

COURT ORDERS

✓ Will _____ Codicil(s) admitted to probate. Personal Representative appointed.
✓ Executor of Decedent's Will *with limited authority*
____ Administrator with Will annexed.
____ Administrator.

✓ Letters shall issue upon qualification. _____ Bond waived. _____ upon filing of bond in the sum \$ _____.

Spousal Property Petition granted.

Petition to Determine Succession to Real Property granted.

Sale confirmed. _____ \$ _____ real estate commission allowed. \$ _____
Fees allowed.
Additional bond to be filed in the sum of \$ _____.

Account allowed, settled and approved. _____ Account waived. _____ Report approved.
Fees allowed as requested.

____ \$ _____ Attorneys's fees. _____ \$ _____ Extraordinary fees.
____ \$ _____ Commissions _____ \$ _____ Extraordinary commissions

Distribution is granted as requested.

Petition is granted in accordance with allegations of verified Petition.

Counsel to submit order to court after approval of objectors.

1
2
3 SUPERIOR COURT OF THE STATE OF CALIFORNIA

4 IN AND FOR THE COUNTY OF PLACER

FILED

5 ---oOo---

6 *Estate of*
7 *Jerry Lutz*

8 Plaintiff/Petitioner

9 vs./and

10
11 Defendant/Respondent

MAY 28 1995

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

DEPUTY

No. 0527

ORDER FILING
TRANSCRIPT

12
13
14 ---oOo---

15 This Court orders that the transcript or partial
16 transcript of the proceedings conducted in the
17 above-entitled case on 124 7 '95 is
18 ordered filed.

19 Dated:

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24 SUPERIOR COURT JUDGE

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER
DEPARTMENT NUMBER TWO HON. JAMES D. GARBOLINO, JUDGE

--oOo--

ESTATE OF:)	
)	
MARY A. ZISK)	
)	No. SPR-0567
DECEASED.)	
)	

--oOo--

REPORTER'S TRANSCRIPT
OF PROCEEDINGS
FEBRUARY 7, 1995

--oOo--

APPEARANCES:

For the Petitioner,	LAW OFFICES OF
DONALD R. ZISK:	TOSH G. YAMAMOTO
	930 Florin Road, Suite 200
	Sacramento, CA 95831
	BY: TOSH G. YAMAMOTO
	Attorney at Law

For the Objector,	WILLIAM J. ZISK
WILLIAM J. ZISK:	In Propria Persona
	205 Thomas Street
	Roseville, CA 95678

For the Objector,	MARION A. KRIVANEC
MARION A. KRIVANEC:	In Propria Persona
	304 Drayton Court
	Walnut Creek, CA 94598

Reported by:	KATHLEEN M. PHILLIPS, CSR #3044
	Official Court Reporter
	County of Placer

1 AUBURN, CALIFORNIA

2 FEBRUARY 7, 1995

3 --oOo--

4 In the Estate of MARY A. ZISK, DECEASED, case
5 number SPR-0567, came regularly this day before the
6 Honorable James D. Garbolino, Judge of the Superior
7 Court of the State of California, in and for the County
8 of Placer, Department Number Two thereof.

9 The Petitioner, DONALD R. ZISK, was represented
10 by TOSH G. YAMAMOTO, Attorney at Law, acting as his
11 Counsel.

12 The Objector, WILLIAM J. ZISK, was present and
13 represented himself, In Propria Persona.

14 The Objector, MARION A. KRIVANEC, was present and
15 represented herself, In Propria Persona.

16 The following proceedings were had, to wit:

17 --oOo--

18 THE COURT: The matter of Mary Zisk.

19 This is a Petition for Probate of Will and
20 Issuance of Letters.

21 MR. YAMAMOTO: Yes, your Honor.

22 Tosh Yamamoto appearing in this matter, your
23 Honor.

24 And also two of the children are present, who have
25 previously filed objections.

26 William J. Zisk and Mary A. Krivanec are both
27 present, your Honor.

28 In their Prayer to Continue, they had objected to

1 my client serving them with full authority under the --
2 under the Estate Act.

3 I spoke with my client, and he's agreeable to
4 dropping that request, and serving them with limited
5 authority.

6 And I believe they're agreeable to that.

7 THE COURT: Agreeable, Jim?

8 You have an Order?

9 MR. YAMAMOTO: No.

10 I'll submit a Supplemental.

11 THE COURT: Submit an Order, and submit a copy to
12 the Objector?

13 MR. YAMAMOTO: Correct, your Honor.

14 THE COURT: Yes, Mr. Zisk?

15 MR. ZISK: Your Honor, I would also like to
16 present a copy of the Petition on Judicial Notice in my
17 motion.

18 If I could give it to the Clerk?

19 THE COURT: You want to file something?

20 MR. ZISK: Yes.

21 I would like to have her file this, and keep in it
22 in file.

23 THE COURT: What is it?

24 MR. ZISK: It's a copy of the Petition for the --
25 for the property back on the East Coast, that's involved
26 in this. And it has a definite, direct bearing on the
27 circumstances of my mother's estate.

28 THE COURT: Mr. Yamamoto?

1 MR. YAMAMOTO: Your Honor, I know something about
2 it.

3 Basically, we would have no objection to the
4 gentleman lodging it with the Court.

5 THE COURT: Fine. Go ahead.

6 Why don't you give it to the Bailiff.

7 MR. YAMAMOTO: We have no objection to lodging it
8 with the Court.

9 Basically, Mr. Zisk here had filed a lawsuit back
10 East in regards to a sale of a piece of real property,
11 which his father and mother both had an interest in it.

12 And there was a part -- somewhat of a partition
13 action is my understanding. He had lost at the trial
14 level. And he lost at the appellate level.

15 And he's -- now, he's brought a Writ of Certiorari
16 application in Pro Per before the Supreme Court of the
17 United States. And this is the application for Writ of
18 Certiorari.

19 So, we have no objection to it being lodged with
20 the Court.

21 We have no objection to the Court taking judicial
22 notice, and no objection to it being lodged.

23 MR. ZISK: Your Honor, it's in -- regarding the --
24 my Motion to Compel the Full Disclosure of the estate of
25 my mother, I would like to have that matter clarified,
26 also.

27 MR. YAMAMOTO: Your Honor, in that regard, the
28 only thing we can disclose at this time is what I filed

1 with the Court.

2 He indicated, that I did not file certain things,
3 the proof of -- supplying witnesses. And I did forward
4 that to him.

5 But as far as the inventory of things, we will now
6 do inventory. Now, that the client has been appointed,
7 we can go ahead, and file our inventory within 90 days.
8 And they'll be supplied with a copy of that.

9 Other than an accounting -- an accounting is not
10 due. We just started the administration of the estate.

11 MR. ZISK: It's not a matter of accounting.

12 I want full disclosure. I want to have a full
13 understanding of what part of the Connecticut property
14 is involved in the estate. I have no way of knowing
15 what constitutes the estate. And this is my concern.

16 I don't have any problem --

17 THE COURT: He's got 90 days to file an inventory
18 and appraisal.

19 And at that point in time, if you don't think that
20 it's complete, then at that point you make your
21 objections.

22 MR. ZISK: Well, nothing will proceed before that
23 time then, your Honor?

24 THE COURT: No.

25 You get notice.

26 Have you made a request for Special Notice?

27 MR. YAMAMOTO: They have, your Honor.

28 And we acknowledged that.

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MR. ZISK: Thank you very much.

MR. YAMAMOTO: Thank you, your Honor.

THE COURT: Thank you.

(Proceedings concluded.)

1
2 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
3 IN AND FOR THE COUNTY OF PLACER
4 DEPARTMENT NUMBER TWO HON. JAMES D. GARBOLINO, JUDGE

5 ---oOo---

6 ESTATE OF:)
7)
8)

MARY A. ZISK,)

9 DECEASED.)
10)

No. SPR-0567
REPORTER'S
CERTIFICATE

11 STATE OF CALIFORNIA)
12)

COUNTY OF PLACER)

ss

13 I, KATHLEEN M. PHILLIPS, Certified Shorthand
14 Reporter of the Superior Court of the State of
15 California, for the County of Placer, do hereby certify
16 that the foregoing pages, 1 through 6, inclusive,
17 comprise a full, true and correct transcript of the
18 proceedings had in the above-entitled matter held on
19 February 7, 1995.

20 IN WITNESS WHEREOF, I have subscribed this
21 certificate at Auburn, California, this 25th day of
22 February, 1995.

23
24
25 KATHLEEN M. PHILLIPS, CSR #3044
26 Official Court Reporter
27 County of Placer
28

1 Law Offices of TOSH G. YAMAMOTO
A Professional Corporation, SB#63253
2 930 Florin Road, Suite 200
Sacramento, California 95831
3 Telephone: (916) 421-8455

4 Attorney for Petitioner

FILED

APR 13 1995

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

BY [Signature] DEPUTY

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF PLACER

11 In the Matter of the
12 Estate of:

13 MARY A. ZISK,

14
15 Decedent.

) No. SPR-0567 Dept. 3

)
) PROOF OF MAILING OF
) ORDER FOR PROBATE

16 PLEASE SEE ATTACHED.
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1 STATE OF CALIFORNIA)
) ss.
2 County of Sacramento)

3 I am a citizen of the United States and a resident of the
4 County of Sacramento. I am over the age of eighteen (18) years
5 and not a party to the within above-entitled action; my business
6 address is 930 Florin Road, Suite 200, Sacramento, California,
7 95831.

8 On April 12, 1995, I served the within Order
9 Appointing Executor and Order Authorizing Independent
10 Administration of Estate with limited authority on the person(s)
11 below in said action, by placing a true copy thereof enclosed in
12 a sealed envelope with postage thereon fully prepaid, in the
13 United States Post Office mail box at Sacramento, California,
14 addressed as follows:

15 MARION J. KRIVANEC
16 304 Drayton Court
Walnut Creek, CA 94598

WILLIAM J. ZISK
205 Thomas Street
Roseville, CA 95678

17 I, KATHLEEN SILVA, declare under penalty of
18 perjury under the laws of the State of California that the
19 foregoing is true and correct and that this declaration was
20 executed on April 12, 1995, at Sacramento,
21 California.

22 Kathleen Silva
23
24
25
26
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) 63253 TELEPHONE NO
LAW OFFICES OF TOSH G. MAMOTO (916) 421-8455
 A Professional Corporation
 930 Florin Road, Suite 200
 Sacramento, CA 95831
 ATTORNEY FOR (Name): DONALD R. ZISK

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER
 STREET ADDRESS: 101 Maple Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Auburn, CA 95603
 BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK

DECEDENT

ORDER FOR PROBATE

ORDER ☒ Executor
 APPOINTING ☐ Administrator with Will Annexed
☐ Administrator ☐ Special Administrator
☒ Order Authorizing Independent Administration of Estate
☐ with full authority ☒ with limited authority

CASE NUMBER
 SPR-0567

FILED

APR - 5 1995

CARL DePIETRO
 CLERK OF THE SUPERIOR COURT

BY N. FISCH DEPUTY

1. Date of hearing: 2/7/95 Time: 8:30 A.M. Dept/Rm: 3 Judge: JAMES D. GARBOLINO
- THE COURT FINDS**
2. a. All notices required by law have been given. WILLIAM J. ZISK and MARION A. KRIVANEC were personally present.
 b. Decedent died on (date): 9/8/94
 (1) ☒ a resident of the California county named above
 (2) ☐ a nonresident of California and left an estate in the county named above
 c. Decedent died
 (1) ☐ intestate
 (2) ☒ testate and decedent's will dated: 8/3/89, as set forth in Attachment "1".
 and each codicil dated:
 was admitted to probate by Minute Order on (date): 2/7/95

THE COURT ORDERS

3. (Name): DONALD R. ZISK
 is appointed **personal representative**:
 a. ☒ Executor of the decedent's will
 b. ☐ Administrator with will annexed
 c. ☐ Administrator
 d. ☐ Special Administrator
 (1) ☐ with general powers
 (2) ☐ with special powers as specified in Attachment 3d
 (3) ☐ without notice of hearing
 and letters shall issue on qualification.
4. a. ☐ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
 b. ☒ Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
5. a. ☒ Bond is not required.
 b. ☐ Bond is fixed at: \$ to be furnished by an authorized surety company or as otherwise provided by law
 c. ☐ Deposits of: \$ are ordered to be placed in a blocked account at (specify institution and location).
 and receipts shall be filed. No withdrawals shall be made without a court order.
6. ☒ (Name): A. E. DIERKES, P.O. Box, 7003 is appointed probate referee.
 Auburn, CA 95604
JAMES D. GARBOLINO
 JUDGE OF THE SUPERIOR COURT
 Date: APR - 5 1995
☐ Signature follows last attachment
7. ☒ Number of pages attached: 2

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby give, devise and bequeath the sum of Five Hundred Dollars (\$500.00) to each of my great-grandchildren, and the sum of One Thousand Dollars (\$1,000.00) to each of my grandchildren.

SIXTH: After the above gifts are made to my great-grandchildren and to my grandchildren, I hereby give, devise and bequeath the rest of my estate wheresoever situated, whether real, personal or mixed, and over which I have testamentary disposition, to my two sons, EDWARD J. ZISK and DONALD R. ZISK, in equal shares, or to their issue by right of representation.

SEVENTH: I hereby nominate and appoint my son, DONALD R. ZISK, Executor of this Will, to serve without bond. In the event he is unable or refuses to act, then I nominate and appoint my grandson, DONALD R. ZISK, JR., Executor of this Will to serve without bond.

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Jandra R. Oldham, residing at 5310 Madison Ave.
Sacramento, CA 95819

Michelle Muller, residing at 303 North Arrow
Davis, CA 95616

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (Name): DONALD R. ZISK	FOR COURT USE ONLY <h1 style="margin: 0;">FILED</h1> APR - 5 1995 CARL DePIETRO <small>CLERK OF THE SUPERIOR COURT</small> BY <u><i>[Signature]</i></u> DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
<div style="text-align: center;">LETTERS</div> <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED </div> <div> <input type="checkbox"/> OF ADMINISTRATION <input type="checkbox"/> SPECIAL ADMINISTRATION </div> </div>	
CASE NUMBER: <div style="text-align: right;">SPR-0567</div>	

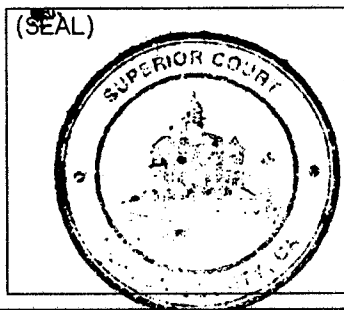
- LETTERS**
1. ☒ The last will of the decedent named above having been proved, the court appoints (name):
DONALD R. ZISK
- a. ☒ Executor
 b. ☐ Administrator with will annexed
2. ☐ The court appoints (name):
- a. ☐ Administrator of the decedent's estate
 b. ☐ Special administrator of decedent's estate
 (1) ☐ with the special powers specified in the Order for Probate
 (2) ☐ with the powers of a general administrator
3. ☒ The personal representative is authorized to administer the estate under the Independent Administration of Estates Act ☐ with full authority ☒ with limited authority (no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).

WITNESS, clerk of the court, with seal of the court affixed.

Date: **APR - 5 1995**

CARL DePIETRO

Clerk, by *[Signature]* Deputy

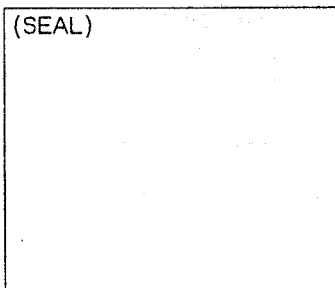


- AFFIRMATION**
1. ☐ PUBLIC ADMINISTRATOR: No affirmation required (Prob. Code, § 1140 (b)).
2. ☒ INDIVIDUAL: I solemnly affirm that I will perform the duties of personal representative according to law.
3. ☐ INSTITUTIONAL FIDUCIARY (name):
- I solemnly affirm that the institution will perform the duties of personal representative according to law. I make this affirmation for myself as an individual and on behalf of the institution as an officer. (Name and title):
4. Executed on (date): February 7, 1995
 at (place): Sacramento, CA, California.

► *[Signature]*
 (SIGNATURE)

CERTIFICATION

I certify that this document is a correct copy of the original on file in my office and the letters issued the personal representative appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.



Date:
 Clerk, by

(DEPUTY)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and address): **LAW OFFICES OF TOSH G. YAMAMOTO** s) 63253
 A Professional Corporation
 930 Florin Road, Suite 200
 Sacramento, CA 95831
 TELEPHONE NO.: (916) 421-8455

ATTORNEY FOR (Name): **DONALD R. ZISK**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER
 STREET ADDRESS: 101 Maple Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Auburn, CA 95603
 BRANCH NAME:

ESTATE OF (NAME): **MARY A. ZISK**

DECEDENT

ORDER FOR PROBATE

ORDER ☒ Executor
 APPOINTING ☐ Administrator with Will Annexed
☐ Administrator ☐ Special Administrator
☒ Order Authorizing Independent Administration of Estate
☐ with full authority ☒ with limited authority

FOR COURT USE ONLY

FILED

APR - 5 1995

CARL DePIETRO
 CLERK OF THE SUPERIOR COURT
 BY *[Signature]* DEPUTY

CASE NUMBER:
SPR-0567

1. Date of hearing: 2/7/95 Time: 8:30 A.M. Dept/Rm: 3 Judge: JAMES D. GARBOLINO

THE COURT FINDS

2. a. All notices required by law have been given. WILLIAM J. ZISK and MARION A. KRIVANEC were personally present.
 b. Decedent died on (date): 9/8/94
 (1) ☒ a resident of the California county named above
 (2) ☐ a nonresident of California and left an estate in the county named above
 c. Decedent died
 (1) ☐ intestate
 (2) ☒ testate and decedent's will dated: 8/3/89, as set forth in Attachment "1".
 and each codicil dated:
 was admitted to probate by Minute Order on (date): 2/7/95

THE COURT ORDERS

3. (Name): DONALD R. ZISK
 is appointed **personal representative**:
 a. ☒ Executor of the decedent's will
 b. ☐ Administrator with will annexed
 c. ☐ Administrator
 d. ☐ Special Administrator
 (1) ☐ with general powers
 (2) ☐ with special powers as specified in Attachment 3d
 (3) ☐ without notice of hearing
 and letters shall issue on qualification.
4. a. ☐ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
 b. ☒ Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
5. a. ☒ Bond is not required.
 b. ☐ Bond is fixed at: \$ to be furnished by an authorized surety company or as otherwise provided by law.
 c. ☐ Deposits of: \$ are ordered to be placed in a blocked account at (specify institution and location):
 and receipts shall be filed. No withdrawals shall be made without a court order.
6. ☒ (Name): A. E. DIERKES, P.O. Box, 7003 is appointed probate referee
 Auburn, CA 95604
 Date: **APR - 5 1995**
7. ☒ Number of pages attached: 2
- JAMES D. GARBOLINO**
 JUDGE OF THE SUPERIOR COURT
 Signature follows last attachment

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby give, devise and bequeath the sum of Five Hundred Dollars (\$500.00) to each of my great-grandchildren, and the sum of One Thousand Dollars (\$1,000.00) to each of my grandchildren.

SIXTH: After the above gifts are made to my great-grandchildren and to my grandchildren, I hereby give, devise and bequeath the rest of my estate wheresoever situated, whether real, personal or mixed, and over which I have testamentary disposition, to my two sons, EDWARD J. ZISK and DONALD R. ZISK, in equal shares, or to their issue by right of representation.

SEVENTH: I hereby nominate and appoint my son, DONALD R. ZISK, Executor of this Will, to serve without bond. In the event he is unable or refuses to act, then I nominate and appoint my grandson, DONALD R. ZISK, JR., Executor of this Will to serve without bond.

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Dandra R. Aldham residing at 5310 Madison Ave.
Sacramento, CA 95819

Michelle Mullen residing at 308 North Avenue
Davis, CA 95616

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253
LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455
A Professional Corporation
930 Florin Road, Suite 200
Sacramento, CA 95831
ATTORNEY FOR (Name): DONALD R. ZISK

TELEPHONE NO.:

FOR COURT USE ONLY

FILED

MAR 2 1995

CARL DePIETRO
CLERK OF THE SUPERIOR COURT
BY *Chenoweth* DEPUTY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER

STREET ADDRESS: 101 Maple Street

MAILING ADDRESS:

CITY AND ZIP CODE: Auburn, CA 95603

BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK

DECEDENT

ORDER FOR PROBATE

ORDER ☒ Executor
APPOINTING ☐ Administrator with Will Annexed
☐ Administrator ☐ Special Administrator
☒ Order Authorizing Independent Administration of Estate
☐ with full authority ☒ with limited authority

CASE NUMBER:

SPR-0567

1. Date of hearing: 3/22/95

Time: 8:30 A.M. Dept/Rm: 3

Judge: JAMES D. GARBOLINO

THE COURT FINDS

2. a. All notices required by law have been given. WILLIAM J. ZISK and MARION A. KRIVANEC were personally present.
b. Decedent died on (date): 8/8/94
(1) ☒ Decedent is a resident of the California county named above
(2) ☒ Decedent is a nonresident of California and left an estate in the county named above
c. Decedent died
(1) ☐ intestate
(2) ☒ testate and decedent's will dated: 8/3/89, as set forth in Attachment "1".
and each codicil dated:
was admitted to probate by Minute Order on (date): 2/7/95

THE COURT ORDERS

3. (Name): DONALD R. ZISK

is appointed **personal representative**:

- a. ☒ Executor of the decedent's will
b. ☐ Administrator with will annexed
c. ☐ Administrator

- d. ☐ Special Administrator
(1) ☐ with general powers
(2) ☐ with special powers as specified in Attachment 3d
(3) ☐ without notice of hearing

and letters shall issue on qualification.

4. a. ☐ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
b. ☒ Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
5. a. ☒ Bond is not required.
b. ☐ Bond is fixed at: \$ to be furnished by an authorized surety company or as otherwise provided by law.
c. ☐ Deposits of: \$ are ordered to be placed in a blocked account at (specify institution and location):
and receipts shall be filed. No withdrawals shall be made without a court order.
6. ☒ (Name): A. E. DIERKES, P.O. Box, 7003 is appointed probate referee.
Auburn, CA 95604

Date: 3/22/95

7. ☒ Number of pages attached: 2

David L. Allen
JUDGE OF THE SUPERIOR COURT
☐ Signature follows last attachment.

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby give, devise and bequeath the sum of Five Hundred Dollars (\$500.00) to each of my great-grandchildren, and the sum of One Thousand Dollars (\$1,000.00) to each of my grandchildren.

SIXTH: After the above gifts are made to my great-grandchildren and to my grandchildren, I hereby give, devise and bequeath the rest of my estate wheresoever situated, whether real, personal or mixed, and over which I have testamentary disposition, to my two sons, EDWARD J. ZISK and DONALD R. ZISK, in equal shares, or to their issue by right of representation.

SEVENTH: I hereby nominate and appoint my son, DONALD R. ZISK, Executor of this Will, to serve without bond. In the event he is unable or refuses to act, then I nominate and appoint my grandson, DONALD R. ZISK, JR., Executor of this Will to serve without bond.

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Dandra R. Aldham residing at 5310 Madison Ave.
Sacramento, CA 95819

Michelle Muller residing at 308 North Avenue
Davis, CA 95616

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William J. Zisk
205 Thomas Street
Roseville, CA 95678
Tel. (916) 782-2233
PRO PER

FILED

JAN 24 1995

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

BY DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

ESTATE OF:

CASE NO. SPR-0567

MARY A. ZISK

PROOF OF SERVICE

DECEASED

Date: February 7, 1995
Time: 8:30 A.M.
Dept: No. 2

_____/

1 CASE TITLE: In re ESTATE OF MARY A. ZISK.

2 COURT/CASE NO. Placer County Superior Court Case Number SPR-0567

3
4 **PROOF OF SERVICE**

5 I am employed in the County of Placer; my business address is 205 Thomas Street , Roseville.
6 California. I am over the age of 18 years and am a party to the foregoing action:

7 On JANUARY 17,1995, I served by mail, the following document in accordance with §1013(a):

8 NOTICE OF MOTION AND MOTION FOR CONTINUANCE; AND FOR FULL
9 DISCLOSURE OF DECEDENTS ALLEGED ESTATE; DECLARATION OF WILLIAM J. ZISK
IN SUPPORT; REQUEST TO TAKE JUDICIAL NOTICE [EVIDENCE CODES §452 ET SEQ]

10 By placing a true and correct copy thereof, in a sealed envelope with postage thereon fully
11 prepaid and addressed, to the person(s) and address(es) set forth below.

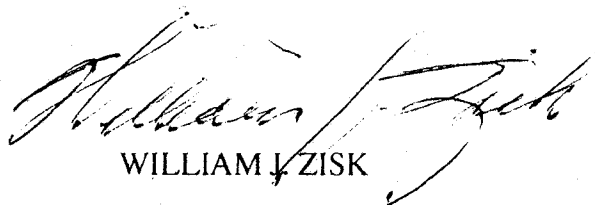
12 Edward J. Zisk aka
13 Edward Zisk, Sr.
14 36524 Ed Yates Road
15 Pearl River, LA 70452

Marion A. Krivanec
304 Drayton Court
Walnut Creek, California 95498

14 V. Eldora Ford
15 Attorney at Law
16 925 G. Street, 2nd Floor
Sacramento, CA 95814

Donald R. Zisk aka
Donald Zisk, Sr.
637 Encinal Avenue
Roseville, CA 95678

17 I declare under penalty of perjury under the laws of the State of California that the foregoing is
18 true and correct and that this document was executed on January 17,1995 in Roseville,CA 95678.

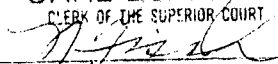
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22 WILLIAM J. ZISK
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1 William J. Zisk
2 205 Thomas Street
3 Roseville, CA 95678
4 Tel. (916) 782-2233
5 PRO PER

FILED

JAN 17 1995

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

BY  DEPUTY

6 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 IN AND FOR THE COUNTY OF PLACER

9 ESTATE OF:

CASE NO. SPR-0567

10 MARY A. ZISK

11 DECEASED

NOTICE OF MOTION AND MOTION FOR
CONTINUANCE ; AND FOR FULL DISCLOSURE
OF DECEDENT'S ALLEGED ESTATE;
DECLARATION OF WILLIAM J. ZISK IN SUPPORT;
REQUEST FOR JUDICIAL NOTICE [EVIDENCE
CODE §452, ET SEQ.]

12
13
14 Date: FEBRUARY 7, 1995
15 Time: 8:30 A.M.
16 Dept.: No. 2



17 NOTICE IS HEREBY GIVEN that on February 7, 1995 at 8:30 A.M., or as soon as the matter
18 can be heard, in Department No. 2 of the above entitled court locate at 101 Maple Street in Auburn,
19 CA 95603, [Respondent] William J. Zisk will move the court for an order of continuance and for
20 an order to compel full disclosure of the alleged estate of Mary A. Zisk [deceased].

21
22 The motion[s] will be based on this notice, the memorandum of points and authorities, the
23 Declaration of William J. Zisk, and the request for Judicial Notice filed herewith. The grounds of
24 the motion are based on the inclusion of documents in the court file by surprise, without proof of
25 service, and on the grounds that a complete disclosure of the **alleged** estate is a prerequisite of due
26 process.

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 INTRODUCTION

3
4 ON NOVEMBER 17, 1994, respondent and movant herein, William J. Zisk, served and filed
5 OBJECTION TO PETITIONERS REQUEST TO ADMINISTER ESTATE UNDER
6 INDEPENDENT ADMINISTRATION OF ESTATES ACT [PROBATE CODE §10452];
7 REQUEST TO TAKE JUDICIAL NOTICE [EVIDENCE CODE §452, ET SEQ]. Respondent
8 made it unequivocally clear to those interested parties and this Honorable Court, that there was no
9 objection to administering the estate, per se, unless the alleged estate included the 'Connecticut
10 property' [JUDICIAL NOTICE]. Respondent simultaneously served and filed a request for full
11 disclosure pursuant to Probate Code §1250(c), and that any and all matters of any papers,
12 documents, witnesses, and the like, be further disclosed to all interested parties.

13
14
15 ARGUMENT

16 Respondent recently discovered documents in the file of this matter, that were apparently
17 submitted by surprise, without any proof of service to [anyone] interested in the outcome of the
18 matter of decedents alleged estate. The petitioner has not only failed to send movant herein,
19 William J. Zisk, any of those discovered documents and papers, but also failed to serve those other
20 interested parties [listed] in their own moving papers, proof of service.

21
22 Movant, William J. Zisk, in the interests of justice, therefore requests that the court not only issue
23 an order to compel full and complete disclosure and accounting of the alleged estate, but also, for
24 an order to continue this matter to a date to be set after full and complete compliance, of complete
25 service of [secret] papers, documents, witnesses, or the like, which seem to creep into the court
26 file in violation of due process.

27 DATED THIS JANUARY 17, 1995

28 
WILLIAM J. ZISK

DECLARATION OF WILLIAM J. ZISK

I, WILLIAM J. ZISK DECLARE:

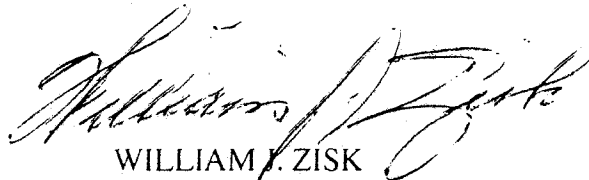
1. On January 17, 1995, I spoke with petitioner Donald R. Zisk's attorney Mr. Tosh G. Yamamoto Esq., pursuant to local rule 20.2.1, §20.2.7, in regard to my recent review of the court file in this matter and finding surprise documents, letters, orders, references to alleged witnesses, and the like, without any proof of service to [anyone]. Mr. Yamamoto flatly refused to stipulate to a continuance and that he would send me a complete listing of the [documents] he submitted, including true and correct copies thereof. I noted that those parties listed on his own proof of service should also be included in service, while preserving my right to address the papers when I receive them. I also noted the defect in the recent minute order and that I still had not received full and complete disclosure/accounting of the alleged estate involved.

2. On November 16, 1994, I served and filed a request for special notice of all the matters pursuant to Probate Code §1250(c).

3. On January 13, 1995, I discovered documents, papers, references to alleged witnesses, and the like including proposed order[s], which were not accompanied by proof of service to anyone listed in the initial proof of service commencing this action by Donald R. Zisk.

I declare under penalty of perjury that the foregoing is true and correct.

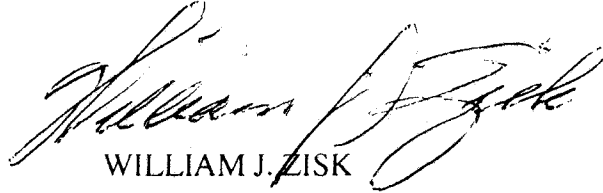
EXECUTED THIS JANUARY 17, 1995 in Roseville, California.


WILLIAM J. ZISK

REQUEST TO TAKE JUDICIAL NOTICE

1. PURSUANT TO EVIDENCE CODE §452, 453, MOVANT, WILLIAM J. ZISK, requests that the court take Judicial Notice of United States Supreme Court Case No. 94-1199, now pending.

Dated this January 17, 1995


WILLIAM J. ZISK

1 CASE TITLE: In re ESTATE OF MARY A. ZISK.

2 COURT/CASE NO. Placer County Superior Court Case Number SPR-0567

3
4 **PROOF OF SERVICE**

5 I am employed in the County of Placer; my business address is 205 Thomas Street , Roseville, California. I am over the age of 18 years and am a party to the foregoing action:

6 On JANUARY 17, 1995, I personally served the following document:

7 NOTICE OF MOTION AND MOTION FOR CONTINUANCE; AND FOR FULL
8 DISCLOSURE OF DECEDENTS ALLEGED ESTATE; DECLARATION OF WILLIAM J. ZISK
9 IN SUPPORT; REQUEST TO TAKE JUDICIAL NOTICE | EVIDENCE CODES §452 ET SEQ |

10 By personally serving a true and correct copy thereof, in accordance with CCP §1011, to the person(s) and address(es) set forth below.

11 Receptionist:
12 LAW OFFICES OF TOSH G. YAMAMOTO
13 A Professional Corporation
14 930 FLORIN RD. No. 200
Sacramento, California 95831

Clerk, Superior Court of Placer County
101 Maple Street
Auburn, CA 95603

15 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this document was executed on January 17, 1995.

16
17
18 
19 WILLIAM J. ZISK

PROOF OF SERVICE MAILING LIST

1
2
3 WILLIAM J. ZISK
4 205 THOMAS STREET
5 ROSEVILLE, CALIFORNIA 95678

6 EDWARD J. ZISK aka
7 EDWARD ZISK, SR.
8 36524 ED YATES ROAD
9 PEARL RIVER, LA 70452

10 MARION A. KRIVANEC
11 304 DRAYTON COURT
12 WALNUT CREEK, CALIFORNIA 95498

13 DONALD R. ZISK aka
14 DONALD ZISK, SR.
15 637 ENCINAL AVENUE
16 ROSEVILLE, CALIFORNIA 95678

17 V. ELDORA FORD
18 ATTORNEY AT LAW
19 925 G STREET, 2ND FLOOR
20 SACRAMENTO, CALIFORNIA 95814

21 LAW OFFICES OF TOSH G. YAMAMOTO
22 A PROFESSIONAL CORPORATION
23 930 FLORIN ROAD, SUITE 200
24 SACRAMENTO, CALIFORNIA 95831
25
26
27
28

<p>ATTORNEY (Name and Address): 63253 TOSH G. YAMAMOTO (916) 421-8455 Law Corporation A P Road, Suite 200 930, CA 95831 Sa. DONALD R. ZISK</p> <p>ATTORNEY OF CALIFORNIA, COUNTY OF PLACER SUP: 101 Maple Street ST: 101 CODE: Auburn, CA 95603 CITY NAME: OF (NAME): ARY A. ZISK</p> <p style="text-align: center;">DECEDENT</p>	<p>FOR COURT USE ONLY</p> <p style="font-size: 2em; font-weight: bold;">FILED</p> <p>DEC 21 1994</p> <p>CARL DePIETRO <small>CLERK OF THE SUPERIOR COURT</small> DEPUTY</p> <p>CASE NUMBER SPR-0567</p>
<p>PROOF OF SUBSCRIBING WITNESS (For decedents dying after December 31, 1984)</p>	

1. I am one of the attesting witnesses to the instrument of which attachment 1 is a photographic copy. I have examined attachment 1 and my signature is on it.
 - a. ☒ The name of the decedent was signed in the presence of the attesting witnesses present at the same time by

☒ the decedent personally.
☐ another person in the decedent's presence and by the decedent's direction.
 - b. ☒ The decedent acknowledged in the presence of the attesting witnesses present at the same time that the decedent's name was signed by

☒ the decedent personally.
☐ another person in the decedent's presence and by the decedent's direction.
 - c. ☒ The decedent acknowledged in the presence of the attesting witnesses present at the same time that the instrument signed was decedent's

☒ will.
☐ codicil.
2. When I signed the instrument, I understood that it was decedent's ☒ will ☐ codicil.
3. I have no knowledge of any facts indicating that the instrument, or any part of it, was procured by duress, menace, fraud, or undue influence.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 12-1-94

ELDORA FORD

(TYPE OR PRINT NAME)

925 G Street, 2nd Floor
 Sacramento, CA 95814

(ADDRESS)

→ V. Eldora Ford
 (SIGNATURE OF WITNESS)

ATTORNEY'S CERTIFICATION

(Check local court rules for requirements for certifying copies of wills and codicils)

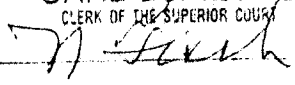
I am an active member of The State Bar of California. I declare under penalty of perjury under the laws of the State of California that attachment 1 is a photographic copy of every page of the ☒ will ☐ codicil heretofore presented for probate.

Date: 11/23/94

TOSH G. YAMAMOTO

(TYPE OR PRINT NAME)

→ Tosh G. Yamamoto
 (SIGNATURE OF ATTORNEY)

A. TORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (NAME): DONALD R. ZISK	FOR COURT USE ONLY <h1 style="margin: 0;">FILED</h1> DEC 21 1994 CARL DePIETRO <small>CLERK OF THE SUPERIOR COURT</small> BY  DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	CASE NUMBER: SPR-0567
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
PROOF OF SUBSCRIBING WITNESS (For decedents dying after December 31, 1984)	

- Hearing Date: 1/24/95
1. I am one of the attesting witnesses to the instrument of which attachment 1 is a photographic copy. I have examined attachment 1 and my signature is on it.
 - a. ☒ The name of the decedent was signed in the presence of the attesting witnesses present at the same time by

☒ the decedent personally.
☐ another person in the decedent's presence and by the decedent's direction.
 - b. ☒ The decedent acknowledged in the presence of the attesting witnesses present at the same time that the decedent's name was signed by

☒ the decedent personally.
☐ another person in the decedent's presence and by the decedent's direction.
 - c. ☒ The decedent acknowledged in the presence of the attesting witnesses present at the same time that the instrument signed was decedent's

☒ will.
☐ codicil.
 2. When I signed the instrument, I understood that it was decedent's ☒ will ☐ codicil.
 3. I have no knowledge of any facts indicating that the instrument, or any part of it, was procured by duress, menace, fraud, or undue influence.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 12/1/94

SANDRA R. OLDHAM

(TYPE OR PRINT NAME)



(SIGNATURE OF WITNESS)

5310 Maddison Ave, Sacramento, CA
 (ADDRESS) 95819

ATTORNEY'S CERTIFICATION

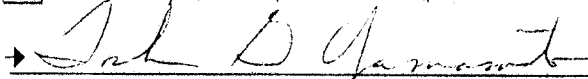
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Date: 10/27/94

TOSH G. YAMAMOTO

(TYPE OR PRINT NAME)



(SIGNATURE OF ATTORNEY)

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby give, devise and bequeath the sum of Five Hundred Dollars (\$500.00) to each of my great-grandchildren, and the sum of One Thousand Dollars (\$1,000.00) to each of my grandchildren.

SIXTH: After the above gifts are made to my great-grandchildren and to my grandchildren, I hereby give, devise and bequeath the rest of my estate wheresoever situated, whether real, personal or mixed, and over which I have testamentary disposition, to my two sons, EDWARD J. ZISK and DONALD R. ZISK, in equal shares, or to their issue by right of representation.

SEVENTH: I hereby nominate and appoint my son, DONALD R. ZISK, Executor of this Will, to serve without bond. In the event he is unable or refuses to act, then I nominate and appoint my grandson, DONALD R. ZISK, JR., Executor of this Will to serve without bond.

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NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Jandra R Aldham residing at 5310 Moddison Ave.
Sacramento, CA 95819

Michelle Muller residing at 308 Norte Avenue
Davis, CA 95616

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby give, devise and bequeath the sum of Five Hundred Dollars (\$500.00) to each of my great-grandchildren, and the sum of One Thousand Dollars (\$1,000.00) to each of my grandchildren.

SIXTH: After the above gifts are made to my great-grandchildren and to my grandchildren, I hereby give, devise and bequeath the rest of my estate wheresoever situated, whether real, personal or mixed, and over which I have testamentary disposition, to my two sons, EDWARD J. ZISK and DONALD R. ZISK, in equal shares, or to their issue by right of representation.

SEVENTH: I hereby nominate and appoint my son, DONALD R. ZISK, Executor of this Will, to serve without bond. In the event he is unable or refuses to act, then I nominate and appoint my grandson, DONALD R. ZISK, JR., Executor of this Will to serve without bond.

Attachment "1"

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Dandra R. Oldham, residing at 5310 Maddison Ave.
Sacramento, CA 95819
Michelle Muller, residing at 308 Norte Avenue
Davis, CA 95616

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

Date: DECEMBER 16, 1994 Court Met At _____ Dept. _____
Hon: JAMES L. ROEDER Judge N. Fisch Clerk
Reporter _____ Bailiff _____

Title: _____ Counsel: _____

In the matter of the

MARY A. ZISK,

Decedent.

FILED

DEC 15 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

DEPUTY

Nature of Proceedings: Notice to Reset Hearing Action No. S PR 0567

On Court's own motion and good cause appearing

24
YOU WILL PLEASE TAKE NOTICE that the above entitled matter set for hearing on
January 24, 1994 is hereby reset for hearing on February 7, 1995
at 8:30 A.M. in Department Two.

Dated: 12/15/94

[Signature]
JUDGE, OF THE SUPERIOR COURT

CERTIFICATE OF MAILING

I certify that I am not a party to this action and that a true and correct copy
of the foregoing was mailed by U S Mail and/or Placer County Interoffice mail
this 16th day of December, 1994, and addressed to:

Tosh G. Yamamoto
Attorney at Law
930 Florin Road, Suite 200
Sacramento, CA 95831

William J. Zisk
205 Thomas Street
Roseville, CA 95678

Marion A. Krivanec
304 Drayton Court
Walnut Creek, CA 94598

Carl DePietro

by [Signature]
Deputy Clerk

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (Name): DONALD R. ZISK	TELEPHONE NO.: (916) 421-8455 FILED DEC 14 1994 CARL DePIETRO CLERK OF THE SUPERIOR COURT BY <u>11-14-94</u> DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> LETTERS <input type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED </div> <div style="width: 35%;"> <input type="checkbox"/> OF ADMINISTRATION <input checked="" type="checkbox"/> SPECIAL ADMINISTRATION </div> </div>	
CASE NUMBER: SPR-0567	

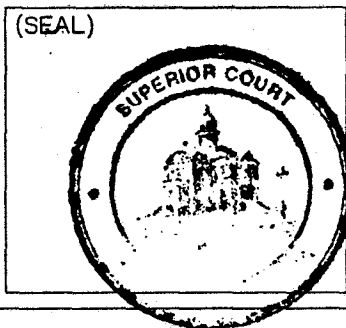
- LETTERS**
1. ☐ The last will of the decedent named above having been proved, the court appoints (name):
- a. ☐ Executor
b. ☐ Administrator with will annexed
2. ☒ The court appoints (name):
 DONALD R. ZISK
- a. ☐ Administrator of the decedent's estate
b. ☒ Special administrator of decedent's estate
- (1) ☐ with the special powers specified in the Order for Probate
(2) ☒ with the powers of a general administrator
3. ☐ The personal representative is authorized to administer the estate under the Independent Administration of Estates Act ☐ with full authority ☒ with limited authority (no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).

WITNESS, clerk of the court, with seal of the court affixed.

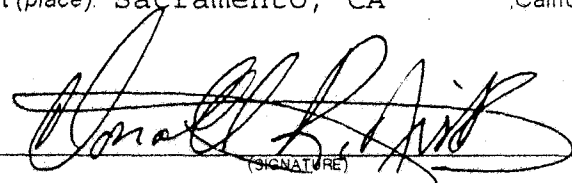
Date: DEC 14 1994

CARL DePIETRO
 Clerk, by 11-14-94 Deputy

(SEAL)



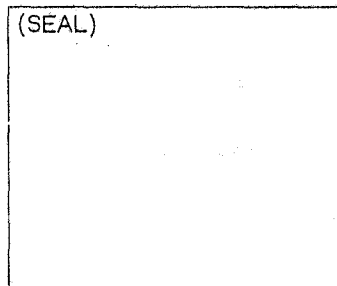
- AFFIRMATION**
1. ☐ PUBLIC ADMINISTRATOR: No affirmation required (Prob. Code, § 1140 (b)).
2. ☒ INDIVIDUAL: I solemnly affirm that I will perform the duties of personal representative according to law.
3. ☐ INSTITUTIONAL FIDUCIARY (name):
- I solemnly affirm that the institution will perform the duties of personal representative according to law. I make this affirmation for myself as an individual and on behalf of the institution as an officer.
 (Name and title).
4. Executed on (date): 11/22/94
 at (place): Sacramento, CA, California.


 (SIGNATURE)

CERTIFICATION

I certify that this document is a correct copy of the original on file in my office and the letters issued the personal representative appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

(SEAL)



Date:
 Clerk, by

(DEPUTY)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253
-LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455
A Professional Corporation
930 Florin Road, Suite 200
Sacramento, CA 95831
ATTORNEY FOR (Name): DONALD R. ZISK

TELEPHONE NO.:

FOR COURT USE ONLY

FILED

DEC - 6 1994

CARL DePIETRO

CLERK OF THE SUPERIOR COURT

BY [Signature] DEPUTY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER

STREET ADDRESS: 101 Maple Street

MAILING ADDRESS:

CITY AND ZIP CODE: Auburn, CA 95603

BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK

DECEDENT

ORDER FOR PROBATE

ORDER ☐ Executor
APPOINTING ☐ Administrator with Will Annexed
☐ Administrator ☒ Special Administrator
☐ Order Authorizing Independent Administration of Estate
☐ with full authority ☒ with limited authority

CASE NUMBER:

SPR-0567

1. Date of hearing: 11/22/94 Time: 8:30 A.M. Dept/Rm: 3

Judge: J. RICHARD COUZENS

THE COURT FINDS

2. a. All notices required by law have been given.
b. Decedent died on (date): 9/8/94
(1) ☒ a resident of the California county named above
(2) ☐ a nonresident of California and left an estate in the county named above
c. Decedent died
(1) ☐ intestate
(2) ☐ testate and decedent's will dated:
and each codicil dated:
was admitted to probate by Minute Order on (date):

THE COURT ORDERS

3. (Name): DONALD R. ZISK

is appointed **personal representative**:

- a. ☐ Executor of the decedent's will
b. ☐ Administrator with will annexed
c. ☐ Administrator
d. ☒ Special Administrator
(1) ☒ with general powers
(2) ☐ with special powers as specified in Attachment 3d
(3) ☐ without notice of hearing

and letters shall issue on qualification.

4. a. ☐ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
b. ☒ Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
5. a. ☒ Bond is not required.
b. ☐ Bond is fixed at: \$ to be furnished by an authorized surety company or as otherwise provided by law.
c. ☐ Deposits of: \$ are ordered to be placed in a blocked account at (specify institution and location):
and receipts shall be filed. No withdrawals shall be made without a court order.

6. ☒ (Name): A. E. DIERKES is appointed probate referee.

P.O. Box 7003
Auburn, CA 95604

Date:

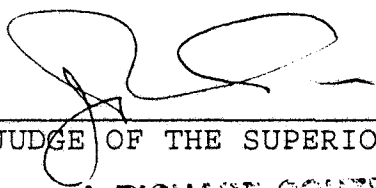
7. ☒ Number of pages attached: 1

JUDGE OF THE SUPERIOR COURT

☒ Signature follows last attachment.

1 The Petition for Probate of Lost Will or Probate of Will and
2 for Letters Testamentary and Authorization to Administer Under
3 the Independent Administration of Estates Act is continued to
4 January 24, 1995 at 8:30 a.m. in Department 3 of the Placer
5 County Superior Court.

6 Dated: DEC - 6 1994

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9 JUDGE OF THE SUPERIOR COURT
10 J. RICHARD COUZENS
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253
-LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455
A Professional Corporation
930 Florin Road, Suite 200
Sacramento, CA 95831
ATTORNEY FOR (Name): DONALD R. ZISK

TELEPHONE NO:
(916) 421-8455

FOR COURT USE ONLY

FILED

NOV 22 1994

CARL DEPIETRO
CLERK OF THE SUPERIOR COURT

BY M. J. J. J. DEPUTY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER

STREET ADDRESS: 101 Maple Street

MAILING ADDRESS:

CITY AND ZIP CODE: Auburn, CA 95603

BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK

DECEDENT

ORDER FOR PROBATE

ORDER
APPOINTING ☒ Executor
☐ Administrator with Will Annexed
☐ Administrator ☒ Special Administrator
☒ Order Authorizing Independent Administration of Estate
☒ with full authority ☒ with limited authority

CASE NUMBER:

SPR-0567

1. Date of hearing: 11/22/94 Time: 8:30 A.M. Dept/Rm: 3

Judge: J. RICHARD COUZENS

THE COURT FINDS

2. a. All notices required by law have been given.
b. Decedent died on (date): 9/8/94
(1) ☒ a resident of the California county named above
(2) ☐ a nonresident of California and left an estate in the county named above
c. Decedent died
(1) ☐ intestate
(2) ☒ testate and decedent's will dated: 8/3/89
and each codicil dated:
was admitted to probate by Minute Order on (date): 11/22/94

THE COURT ORDERS

3. (Name): DONALD R. ZISK

is appointed **personal representative**:

- a. ☒ Executor of the decedent's will
b. ☐ Administrator with will annexed
c. ☐ Administrator

- d. ☒ Special Administrator
(1) ☒ with general powers
(2) ☐ with special powers as specified in Attachment 3d
(3) ☐ without notice of hearing

and letters shall issue on qualification.

4. a. ☒ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
b. ☒ Limited authority is granted to administer the estate under the Independent Administration of Estates Act (there is no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).

5. a. ☒ Bond is not required.
b. ☐ Bond is fixed at: \$ to be furnished by an authorized surety company or as otherwise provided by law.
c. ☐ Deposits of: \$ are ordered to be placed in a blocked account at (specify institution and location):
and receipts shall be filed. No withdrawals shall be made without a court order.

6. ☒ (Name):

A. E. DIERKES
P.O. Box 7003
Auburn, CA 95604

is appointed probate referee.

Date: NOV 22 1994

JUDGE OF THE SUPERIOR COURT

J. RICHARD COUZENS

7. ☐ Number of pages attached:

☐ Signature follows last attachment

Marion A. Krivanec
304 Drayton Court
Walnut Creek, CA 94598
Telephone: (510) 945-7661
Pro Per

FILED

NOV 1 / 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

IN THE MATTER OF THE
ESTATE OF:

MARY A. ZISK

DECEASED

NO. SPR-0567
OBJECTION TO PETITIONERS
REQUEST TO ADMINISTER
ESTATE UNDER INDEPENDENT
ADMINISTRATION OF ESTATES
ACT [PROBATE CODE §10452];
REQUEST TO TAKE JUDICIAL
NOTICE [EVIDENCE CODE §452,
ET SEQ]

DATE: NOVEMBER 22, 1994
TIME 8:30 A.M.
DEPT: 3

My objection to the petition for the court not granting authority
is based on the following reasons:

1. There is somewhere in the Probate process the estate of my father, William W. Zisk, that needs to be settled. He died February 3, 1969, intestate. The distribution of probate from that estate (the Homestead at 106 High St, Higganum, CT) has not been resolved and is still in litigation. This has a direct bearing on any distribution addressed in my mother's will. I hereby request this court take judicial notice of the estate of my late father, William W. Zisk (Placer County Superior Court Case No. 12063). The matter was administered by Mary A. Zisk, the current deceased, and was erroneously processed in California Courts instead of the Connecticut courts of proper jurisdiction. Ancillary proceedings were filed in Haddam, CT.
2. My brother Donald R. Zisk is named as principal executor under the specified Independent Administration of Estates Act (to take many actions without obtaining court approval) with unilateral authority to execute terms as he sees fit. Because of the situation stated in item 1, there will be a conflict of interest. I feel that he will ignore any attempt to pursue settlement of my father's estate.

3. The documents I received stated that my mother's original will is lost. I believe this may be more of a convenience than fact to suit the intent of others. At the very least, witnesses to my mother's signing of her will and the contents of that will should be questioned under oath. Her signature on the copy does not appear as the one I am familiar with. The holographic will has no declaration, witnesses, or notarization.

Wherefore, for good cause shown, as the only daughter of the deceased, I respectfully request this court deny petitioners request to be appointed as personal representative of the estate of Mary A. Zisk, under the Independent Administration of Estate Act.

VERIFICATION

I, Marion A. Krivanec, am an interested party in this matter. I have read the foregoing objection to granting authorization to administer under the Independent Administration of Estate Act and am familiar with its content. The matters and facts stated are from personal knowledge and information. As to matters and statements of facts under belief, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED THIS NOVEMBER 16, 1994, AT WALNUT CREEK, CA.


Marion A. Krivanec

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name or address): MARION A. KRIVANEC 304 Drayton Court Walnut Creek, CA 94598		TELEPHONE NO.: (510) 945-7661	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; text-align: center;">FILED</div> <div style="text-align: center;">NOV 17 1994</div> <div style="text-align: center;"> CARL DePIETRO <small>CLERK OF THE SUPERIOR COURT</small> <i>[Signature]</i> DEPUTY </div>
ATTORNEY FOR (Name): SUPERIOR COURT OF CALIFORNIA, COUNTY OF Placer STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:		ESTATE OF (NAME): <div style="text-align: center;">MARY A. ZISK</div> <div style="text-align: right;">DECEDENT</div>	
REQUEST FOR SPECIAL NOTICE		CASE NUMBER: SPR-0567	

To the personal representative:

1. I am a person interested in the estate of (name):

2. I REQUEST SPECIAL NOTICE of (complete only a or b)

a. ☐ the following matters (specify):

b. ☒ the following matters (check applicable boxes):

- (1) ☒ all the matters listed in Probate Code section 1250(c) (Do not check boxes (2)-(8).)
- (2) ☐ Inventories and appraisals of property, including supplements
- (3) ☐ accountings by the personal representative
- (4) ☐ reports of the status of administration
- (5) ☐ objections to an appraisal
- (6) ☐ petitions for the sale of property
- (7) ☐ Spousal Property Petition (Probate Code, § 13650)
- (8) ☐ other petitions: ☐ all petitions ☐ the following petitions (specify):

3. SEND THE NOTICES TO

a. ☒ me at the following address (specify):

MARION A. KRIVANEC
 304 DRAYTON COURT
 WALNUT CREEK, CA 94598

b. ☐ my attorney at the following address (specify):

Date: NOVEMBER 16, 1994

MARION A. KRIVANEC
 (TYPE OR PRINT NAME)


 (SIGNATURE)

☐ Attorney for person requesting special notice (client's name):

(Continued on reverse)

PROOF OF SERVICE MAILING LIST

WILLIAM J. ZISK
205 THOMAS STREET
ROSEVILLE, CALIFORNIA 95678

EDWARD J. ZISK aka
EDWARD ZISK, SR.
36524 ED YATES ROAD
PEARL RIVER, LA 70452

MARION A. KRIVANEC
304 KRAYTON COURT
WALNUT CREEK, CA 95498

DONALD R. ZISK aka
DONALD ZISK, SR.
637 ENCINAL AVENUE
ROSEVILLE, CALIFORNIA 95678

V. ELDORA FORD
ATTORNEY AT LAW
925 G STREET, 2ND FLOOR
SACRAMENTO, CA 95814

LAW OFFICES OF TOSH G. YAMAMOTO
A PROFESSIONAL CORPORATION
930 FLORIN ROAD, SUITE 200
SACRAMENTO, CA 95831

FILED

1 William J. Zisk
2 205 Thomas Street
3 Roseville, California 95678
4 Tel. (916) 782-2233

NOV 17 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

BY [Signature] DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

6 ESTATE OF:

NO. SPR-0567

8 MARY A. ZISK

9 DECEASED

OBJECTION TO PETITIONERS
REQUEST TO ADMINISTER
ESTATE UNDER INDEPENDENT
ADMINISTRATION OF ESTATES
ACT [PROBATE CODE §10452];
REQUEST TO TAKE JUDICIAL
NOTICE [EVIDENCE CODE §452,
ET SEQ]

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DATE: NOVEMBER 22, 1994
TIME: 8:30 A.M.
DEPT: 3

TO PETITIONER DONALD R. ZISK:

Pursuant to California Probate Code § 10452, defendant William J. Zisk hereby objects to petitioner, Donald R. Zisks', requested authority to administer the estate of Mary A. Zisk (deceased) under the Independent Administration of Estates Act.

Defendant, William J. Zisk, further objects to the petitioners request that a "copy" of the decedents alleged lost will and codicils, if any, be admitted to probate, including the alleged proof of holographic instrument.

Upon examining the probate file of Mary A. Zisk (deceased), the following has been noted:

The file does not contain an "original" will of Mary A. Zisk, but rather an alleged "copy". The original is purported to have

44

1 been lost. Petitioner is requesting that the alleged "copy",
2 dated August 3, 1989 be admitted to probate as the decedents'
3 will.

4 Petitioner has also presented a holographic instrument for
5 probate dated July 29, 1989, purporting to be the last will and
6 testament of Mary A. Zisk. The Holographic Instrument bears no
7 witnesses, no notarization, no declaration, or location of
8 execution, and the signature bears little resemblance to the
9 purported "copy" of the will, dated August 3, 1989, presented
10 for probate.

11 Petitioner is requesting "full" authority be granted to
12 administer the documents presented, under the Independent
13 Administration of Estates Act, allowing petitioner to execute
14 many actions without court approval.

15 Petitioner has estimated the value of the property of the
16 estate to be "personal property" valued at \$140,000.00, with no
17 indication as to the contents of the inventory or its whereabouts.

18 The primary concerns of defendant, William J. Zisk are
19 directed to the inclusion within the inventory to the estate of
20 Mary A. Zisk, of any part, shape or form, which relates to the
21 Zisk family homestead, located at 106 High Street, Higganum,
22 Connecticut, having been in the family name for over 50 years.
23 The Zisk family homestead has been involved in extensive
24 litigation since 1989 and has not reached a dispositive conclusion.
25 Mary A. Zisk, Donald R. Zisk, Edward J. Zisk, Marion A. Krivanec
26 and William J. Zisk are named within the pending litigation and
27 the granting of the petition of Donald R. Zisk to administer the
28 estate of Mary A. Zisk would constitute a direct conflict of

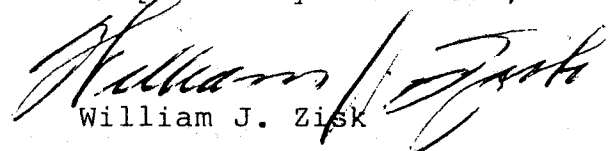
1 interest. Defendant, William J. Zisk respectfully requests that
2 the court take judicial notice of the records of Connecticut
3 Middlesex County Superior Court Case No. CV 89-56040S,
4 No. CV 91-0062496S, and appeal No. A.C. 12482.

5 In addition, upon the death of my father, William W. Zisk,
6 on February 3, 1969, Mary A. Zisk was appointed administratrix
7 to the family estate at 106 High Street, Higganum, Connecticut.
8 Without providing any notice to the legal heirs to the estate,
9 Mary A. Zisk filed probate proceedings in this court in Placer
10 County, California, without the notice or participation of any
11 of the legal heirs to the estate. In the California court, Mary
12 A. Zisk alleged to be the "sole heir" to the entire estate of
13 William W. Zisk, wherever situated. Mary A. Zisk later filed
14 ancillary proceedings in Haddam, Connecticut, thereby submitting
15 only half of the estate to be administered by the court in
16 Connecticut. Defendant respectfully request the court take
17 judicial notice of the records of California probate file No.
18 12063 and Connecticut Middlesex County probate file No. SA-95875.

19 Wherefore, for good cause shown, and for all of the
20 foregoing reasons, defendant, William J. Zisk, respectfully
21 requests that the petition of Donald R. Zisk, requesting full
22 authority to administer the estate of Mary A. Zisk, under the
23 Independent Administration of Estates Act, be denied.

24 Dated November 16, 1994.

25 Respectfully submitted,

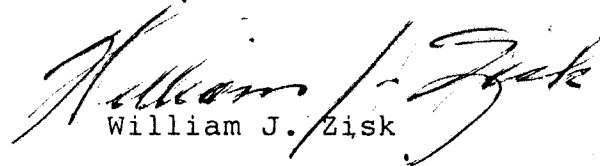
26 
27 William J. Zisk
28

1 VERIFICATION

2 I, William J. Zisk, am a defendant in the above captioned
3 matter. I have read the foregoing objection to granting full
4 authority to petitioner Donald R. Zisk to administer the estate
5 of Mary A. Zisk under the Independent Administration of Estate
6 Act, and am familiar with its content. The matters and facts
7 stated are from personal knowledge and information. As to
8 matters and statements of facts under belief, I believe them to
9 be true.

10 I declare under penalty of perjury that the foregoing is
11 true and correct.

12 Executed this November 16, 1994 at Roseville, California

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15 William J. Zisk
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): WILLIAM J. ZISK 205 Thomas Street Roseville, CA. 95678 TELEPHONE NO.: (916) 782-2233	FOR COURT USE ONLY <h1 style="margin: 0;">FILED</h1> NOV 17 1994 CARL DePIETRO CLERK OF THE SUPERIOR COURT <i>[Signature]</i> DEPUTY
ATTORNEY FOR (Name): SUPERIOR COURT OF CALIFORNIA, COUNTY OF Placer STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	CASE NUMBER: SPR-0567
ESTATE OF (NAME): <div style="text-align: center;"> MARY A. ZISK DECEDENT </div>	
REQUEST FOR SPECIAL NOTICE	

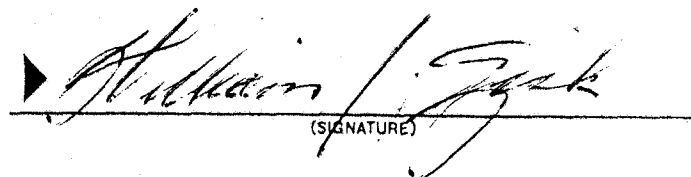
To the personal representative:

1. I am a person interested in the estate of (name): **MARY A. ZISK**
2. I REQUEST SPECIAL NOTICE of (complete only a or b)
 - a. ☐ the following matters (specify):
 - b. ☒ the following matters (check applicable boxes):
 - (1) ☒ all the matters listed in Probate Code section 1250(c) (Do not check boxes (2)-(8).)
 - (2) ☐ Inventories and appraisals of property, including supplements
 - (3) ☐ accountings by the personal representative
 - (4) ☐ reports of the status of administration
 - (5) ☐ objections to an appraisal
 - (6) ☐ petitions for the sale of property
 - (7) ☐ Spousal Property Petition (Probate Code, § 13650)
 - (8) ☐ other petitions: ☐ all petitions ☐ the following petitions (specify):
3. SEND THE NOTICES TO
 - a. ☒ me at the following address (specify):

WILLIAM J. ZISK
 205 Thomas Street
 Roseville, CA 95678
 - b. ☐ my attorney at the following address (specify):

Date: November 15, 1994

.....**WILLIAM J. ZISK**.....
 (TYPE OR PRINT NAME)


 (SIGNATURE)

☐ Attorney for person requesting special notice (client's name):

(Continued on reverse)

PROOF OF SERVICE MAILING LIST

WILLIAM J. ZISK
205 THOMAS STREET
ROSEVILLE, CALIFORNIA 95678

EDWARD J. ZISK aka
EDWARD ZISK, SR.
36524 ED YATES ROAD
PEARL RIVER, LA 70452

MARION A. KRIVANEC
304 DRAYTON COURT
WALNUT CREEK, CALIFORNIA 95498

DONALD R. ZISK aka
DONALD ZISK, SR.
637 ENCINAL AVENUE
ROSEVILLE, CALIFORNIA 95678

V. ELDORA FORD
ATTORNEY AT LAW
925 G STREET, 2ND FLOOR
SACRAMENTO, CALIFORNIA 95814

LAW OFFICES OF TOSH G. YAMAMOTO
A PROFESSIONAL CORPORATION
930 FLORIN ROAD, SUITE 200
SACRAMENTO, CALIFORNIA 95831

PUBLIC NOTICE

PROOF OF PUBLICATION

STATE OF CALIFORNIA)

)ss

County of Placer)

I am a citizen of the United States and resident of the County aforesaid. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am the principal clerk of The Press-Tribune, a newspaper of general circulation printed and published in the County of Placer and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County Of Placer, State of California, under date of May 5, 1952, by Superior Court Order number 17357, that the notice, of which the annexed is printed copy (set in type not smaller than nonpareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

November 1
" 4
" 6

1994

all in the year(s)

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct

Vicky Kimball

Signature

Date *11/6/94*

(last date of publication)

THE PRESS-TRIBUNE

916-786-6500

188 Cirby Way, Roseville, CA 95678

This space for the County Clerk's Filing Stamp:

FILED

NOV 14 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

Proof of Publication:

Tosh. G. Yamamoto
Name
Pet. to Adm. Estate - Mary A Zisk
Type
7487
PT #

Notice of Petition
To Administer Estate
of

MARY A. ZISK
No. SPR-0567

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of MARY A. ZISK.

A PETITION has been filed by DONALD R. ZISK in the Superior Court of California, County of PLACER.

THE PETITION requests that DONALD R. ZISK be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's WILL and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on November 22, 1994, at 8:30 a.m., in Dept. 3 located at 101 Maple Street, Auburn, CA 95603.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in section 9100 of the California Probate Code. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a formal Request for Special Notice in the filing of an inventory and appraisal of estate assets or of any petition or account as provided in section 1250 of the California Probate Code. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner:
LAW OFFICES OF TOSH G. YAMAMOTO, 930 Florin Road, Suite 200, Sacramento, CA 95831.
Publish: November 1, 4, 6, 1994 — PT 7487

50

Name, Address and Telephone No. of Attorney(s)

LAW OFFICES OF TOSH G. YAMAMOTO
A Professional Corporation, SB#63253
930 Florin Road, Suite 200
Sacramento, CA 95831

(916) 421-8455

Attorney ___ for Petitioner ___

Space Below for Use of Court Clerk Only

FILED

NOV 10 1994

CARL DePIETRO

CLERK OF THE SUPERIOR COURT

BY W. Frank DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ~~SACRAMENTO~~ PLACER

In the matter of:

MARY A. ZISK,

Decedent.

No. SPR-0567

Dept. 3

SUPPLEMENTAL

DECLARATION OF MAILING NOTICE

Hearing Date: 11/22/94

Time: 8:30 a.m.

Dept.: 3

I, the undersigned, state:

That I am a citizen of the United States, over the age of 18 years; that on the 7th day of

November, 1994, I mailed an exact copy of the NOTICE ^{Petition} annexed hereto to

PLEASE SEE ATTACHED MAILING LIST.

named in the petition referred to in the annexed NOTICE, by depositing the same in the United States Post Office at Sacramento, California; that each of said copies of the NOTICE was enclosed in a separate envelope, postage prepaid, and addressed to them at their respective postoffice addresses as set forth in the petition and where not so given, it was addressed to them in Sacramento, which is the County Seat of Sacramento County.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11/7/94 at Sacramento, California.
(DATE) (PLACE)

Kathleen Silva
(SIGNATURE OF DECLARANT)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and address): 63253
LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455
 A Professional Corporation
 930 Florin Road, Suite 200
 Sacramento, CA 95831
 ATTORNEY FOR (Name): DONALD R. ZISK

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER
 STREET ADDRESS: 101 Maple Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Auburn, CA 95603
 BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK
 DECEDENT

NOTICE OF PETITION TO ADMINISTER ESTATE
 OF (name): MARY A. ZISK

FOR COURT USE ONLY

FILED

OCT 28 1994

CARL DePIETRO
 CLERK OF THE SUPERIOR COURT

N. FISCH DEPUTY

CASE NUMBER:
SPR-0567

- To all heirs, beneficiaries, creditors, contingent creditors, and persons who may be otherwise interested in the will or estate, or both, of (specify all names by which decedent was known): MARY A. ZISK
- A PETITION has been filed by (name of petitioner): DONALD R. ZISK in the Superior Court of California, County of (specify): PLACER
- THE PETITION requests that (name): DONALD R. ZISK be appointed as personal representative to administer the estate of the decedent.
- ☒ THE PETITION requests that the decedent's WILL and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.
- ☒ THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.
- ☐ A PETITION for determination of or confirmation of property passing to or belonging to a surviving spouse under California Probate Code section 13650 IS JOINED with the petition to administer the estate.
- A HEARING on the petition will be held

on (date): NOV 22 1994 at (time): 8:30 A.M. in Dept: 3 Room:

located at (address of court): 101 Maple Street, Auburn, CA 95603

- IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.
- IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in section 9100 of the California Probate Code. The time for filing claims will not expire before four months from the hearing date noticed above.
- YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a formal Request for Special Notice of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in section 1250 of the California Probate Code. A Request for Special Notice form is available from the court clerk.
- ☐ Petitioner ☒ Attorney for petitioner (name): LAW OFFICES OF TOSH G. YAMAMOTO
 (address): 930 Florin Road, Suite 200
 Sacramento, CA 95831
- This notice was mailed on (date): 10/28/94 at (place): Sacramento, CA, California

(SIGNATURE OF) Tosh G. Yamamoto
☐ PETITIONER ☒ ATTORNEY FOR PETITIONER

(Continued on reverse)

NOTE: If this notice is published print the caption, beginning with the words NOTICE OF PETITION, and do not print the information from the form above the caption. The caption and decedent's name must be printed in at least 8-point type and the text in at least 7-point type. Print the case number as part of the caption. Print items preceded by a box only if the box is checked. Do not print the italicized instructions in parentheses, the paragraph numbers, the mailing information or the material on the reverse.

1 WILLIAM J. ZISK
2 205 Thomas Street
3 Roseville, CA 94598
4
5 EDWARD J. ZISK aka
6 EDWARD ZISK, SR.
7 36524 Ed Yates Road
8 Pearl River, LA 70452
9
10 MARION A. KRIVANEC
11 304 Drayton Court
12 Walnut Creek, CA 94598
13
14 DONALD R. ZISK aka
15 DONALD ZISK, SR.
16 637 Encinal Avenue
17 Roseville, CA 95678
18
19 V. ELDORA FORD
20 Attorney at Law
21 925 G Street, 2nd Floor
22 Sacramento, CA 95814
23
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DE-111

WITHOUT ATTORNEY (Name and Address), 63253
 S OF TOSH G. YAMAMOTO (916) 421-8455
 sional Corporation
 rin Road, Suite 200
 mento, CA 95831
 FOR (Name): DONALD R. ZISK

TELEPHONE NO.:
 (916) 421-8455

FOR COURT USE ONLY

ERIOR COURT OF CALIFORNIA, COUNTY OF PLACER
 STREET ADDRESS: 101 Maple Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Auburn, CA 95603
 BRANCH NAME:

ESTATE OF (NAME): MARY A. ZISK

DECEDENT

PETITION FOR
 Probate of
 Lost Will OR
 (For deaths after
 December 31, 1984)

☒ Probate of Will and for Letters Testamentary
☐ Probate of Will and for Letters of Administration
 with Will Annexed
☐ Letters of Administration
☐ Letters of Special Administration
☒ Authorization to Administer Under the Independent
 Administration of Estates Act ☐ with limited authority

FILED

OCT 28 1994

CARL DePIETRO
 N. FISH THE SUPERIOR COURT
 DEPUTY

SPR-0567

HEARING DATE:

DEPT.: TIME:

1. Publication will be in (specify name of newspaper): THE PRESS-TRIBUNE

- a. ☐ Publication requested.
 b. ☒ Publication to be arranged.

2. Petitioner (name of each): DONALD R. ZISK
 requests

- a. ☒ decedent's will and codicils, if any, be admitted to probate.
 b. ☒ (name) DONALD R. ZISK
 be appointed (1) ☒ executor (3) ☐ administrator
 (2) ☐ administrator with will annexed (4) ☐ special administrator
 and Letters issue upon qualification.
 c. ☒ that ☒ full ☐ limited authority be granted to administer under the Independent Administration of Estates Act.
 d. ☒ bond not be required for the reasons stated in item 3d.
☐ \$ bond be fixed. It will be furnished by an admitted surety insurer or as otherwise provided
 by law. (Specify reasons in Attachment 2d if the amount is different from the maximum required by Probate Code, § 8482.)
☐ \$ in deposits in a blocked account be allowed. Receipts will be filed. (Specify institution and
 location).

3. a. Decedent died on (date): 9/8/94 at (place): Roseville, CA

- ☒ a resident of the county named above.
☐ a nonresident of California and left an estate in the county named above located at (specify location permitting publication
 in the newspaper named in item 1).

b. Street address, city, and county of decedent's residence at time of death:
 135 Cedar Street, Roseville, CA; County of Placer

c. Character and estimated value of the property of the estate

(1) Personal property\$ 140,000.00

(2) Annual gross income from

(i) ☐ real property\$

(ii) ☐ personal property\$

Total\$ 140,000.00

(3) Real property: \$ 0.00

(If full authority under the Independent Administration of Estates Act is requested
 state the fair market value of the real property less encumbrances.)

- d. ☒ Will waives bond. ☐ Special administrator is the named executor and the will waives bond.
☐ All beneficiaries are adults and have waived bond, and the will does not require a bond. (Affix waiver as Attachment 3d.)
☐ All heirs at law are adults and have waived bond (Affix waiver as Attachment 3d.)
☐ Sole personal representative is a corporate fiduciary.

(Continued on reverse)

ATTACHMENT "3e"

Petitioner is requesting decedent's Will dated August 3, 1989, a copy of which is attached hereto and incorporated herein by reference be admitted to probate as decedent's Will. After decedent executed her Will on August 3, 1989, decedent gave to petitioner for safekeeping the original Will of decedent dated August 3, 1989, a copy of which is attached hereto.

Unfortunately, despite making a diligent effort, petitioner has been unable to locate where he placed the original Will of decedent. Decedent at no time indicated an intent to revoke her Will dated August 3, 1989.

In the alternative, petitioner requests that decedent's holographic Will dated July 29, 1989 be admitted to probate. The July 29, 1989 holographic Will is totally consistent with the formal Will executed by the decedent on August 3, 1989. A copy of the said holographic Will is attached hereto and incorporated herein by reference. The original of said holographic Will has been located by petitioner and is being filed with the court simultaneously with this petition.

COPY

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will,

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Dandra R. Adham residing at 5310 Madison Ave.
Sacramento, CA 95819
Michelle M. Miller residing at 308 North Avenue
Davis, CA 95616

July 29, 196
Last Will and Testament
of Mary G. Zisk
For Donald Zisk 50 percent
For Edward Zisk 50 percent

To all my grandchildren
\$1000.⁰⁰ each
To all my great grandchildren
\$500.⁰⁰ each.

anybody objecting to my
requests is to get \$1.⁰⁰
Administrator - Don Zisk Sr.
Mary G. Zisk

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ATTACHMENT "8"

<u>NAME AND ADDRESS</u>	<u>RELATIONSHIP</u>	<u>AGE</u>
WILLIAM J. ZISK 205 Thomas Street Roseville, CA 94598	Son	Adult
EDWARD J. ZISK aka EDWARD ZISK, SR. 36524 Ed Yates Road Pearl River, LA 70452	Son	Adult
MARION A. KRIVANEC 304 Drayton Court Walnut Creek, CA 94598	Daughter	Adult
DONALD R. ZISK aka DONALD ZISK, SR. 637 Encinal Avenue Roseville, CA 95678	Son	Adult

1 COLLEEN MARIE LOUDERBOUGH
4280 N. Shamrock Avenue
2 Boise, ID 83713
3 JOHN WILLIAM ZISK
2 Tomahawk Court
4 Novato, CA 94949
5 EDWARD JOSEPH ZISK, JR.
2027 Wellington Lane
6 Slidell, Louisiana 70459
7 DONALD RICHARD ZISK, JR.
135 Cedar Street
8 Roseville, CA 95678
9 KEVIN RICHARD KRIVANEC
304 Drayton Court
10 Walnut Creek, CA 94598
11 JAMES MARTIN ZISK
720 1/2 Orchid
12 Corona Delmar, CA 92625
13 MARIE YVETE DUFOUR
7552 River Ridge
14 Denham Springs, LA 70726
15 CHRISTOPHER EARLE KRIVANEC
304 Drayton Court
16 Walnut Creek, CA 94598
17 BRIDGET ELAINE ZISK THOMPSON
1010 Lane Avenue, #B21
18 Metairie, LA 70005
19 WILLIAM JOHN ZISK, JR.
c/o William J. Zisk
20 205 Thomas Street
Roseville, CA 94598
21 KRISTIE MARIE LOUDERBOUGH
4280 N. Shamrock Avenue
22 Boise, ID 83713
23 BRIAN CHRISTOPHER LOUDERBOUGH
4280 N. Shamrock Avenue
24 Boise, ID 83713
25 JAMI CHRISTINE LOUDERBOUGH
4280 N. Shamrock Avenue
26 Boise, ID 83713
27 MICHAEL EDWARD ZISK
2027 Wellington Lane
28 Slidell, Louisiana 70459

1 STEVEN MATTHEW ZISK
2 2027 Wellington Lane
3 Slidell, Louisiana 70459
4 ELIZABETH MARY ZISK
5 2027 Wellington Lane
6 Slidell, Louisiana 70459
7 ZACHARY PAUL DUFOUR
8 7552 River Ridge
9 Denham Springs, LA 70726
10 LUKE de PAUL DUFOUR
11 7552 River Ridge
12 Denham Springs, LA 70726
13 KYLE MADISON ZISK
14 2 Tomahawk Court
15 Novato, CA 94949
16 LYNN ROUSSELL ZISK
17 2 Tomahawk Court
18 Novato, CA 94949
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1 Law Offices of TOSH G. YAMAMOTO
2 A Professional Corporation, SB#63253
3 930 Florin Road, Suite 200
Sacramento, California 95831
Telephone: (916) 421-8455

4 Attorney for Petitioner

FILED

NOV 10 1994

CARL DePIETRO

CLERK OF THE SUPERIOR COURT

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 IN AND FOR THE COUNTY OF PLACER

11 In the Matter of the
12 Estate of:

13 MARY A. ZISK,

15 _____ Decedent.

) No. SPR-0567 Dept. 3

)
) ATTACHMENT 8 TO PETITION FOR
) PROBATE OF LOST WILL OR
) PROBATE OF WILL AND FOR
) LETTERS TESTAMENTARY AND
) FOR AUTHORIZATION
) TO ADMINISTER UNDER THE
INDEPENDENT ADMINISTRATION
OF ESTATES ACT

Hearing Date: 11/22/94

Time: 8:30 a.m.

Dept.: 3

19 PLEASE SEE ATTACHED.

ATTACHMENT "8"

	<u>NAME AND ADDRESS</u>	<u>RELATIONSHIP</u>	<u>AGE</u>
1			
2			
3	WILLIAM J. ZISK	Son	Adult
4	205 Thomas Street		
5	Roseville, CA 94598		
6	EDWARD J. ZISK aka		
7	EDWARD ZISK, SR.	Son	Adult
8	36524 Ed Yates Road		
9	Pearl River, LA 70452		
10	MARION A. KRIVANEC	Daughter	Adult
11	304 Drayton Court		
12	Walnut Creek, CA 94598		
13	DONALD R. ZISK aka		
14	DONALD ZISK, SR.	Son	Adult
15	637 Encinal Avenue		
16	Roseville, CA 95678		
17	COLLEEN MARIE LOUDERBOUGH	Grandchild	Adult
18	4280 N. Shamrock Avenue		
19	Boise, ID 83713		
20	JOHN WILLIAM ZISK	Grandchild	Adult
21	2 Tomahawk Court		
22	Novato, CA 94949		
23	EDWARD JOSEPH ZISK, JR.	Grandchild	Adult
24	2027 Wellington Lane		
25	Slidell, Louisiana 70459		
26	DONALD RICHARD ZISK, JR.	Grandchild	Adult
27	135 Cedar Street		
28	Roseville, CA 95678		
29	KEVIN RICHARD KRIVANEC	Grandchild	Adult
30	304 Drayton Court		
31	Walnut Creek, CA 94598		
32	JAMES MARTIN ZISK	Grandchild	Adult
33	720 1/2 Orchid		
34	Corona Delmar, CA 92625		
35	MARIE YVETE DUFOUR	Grandchild	Adult
36	7552 River Ridge		
37	Denham Springs, LA 70726		
38	CHRISTOPHER EARLE KRIVANEC	Grandchild	Adult
39	304 Drayton Court		
40	Walnut Creek, CA 94598		
41	BRIDGET ELAINE ZISK THOMPSON	Grandchild	Adult
42	1010 Lane Avenue, #B21		
43	Metairie, LA 70005		

1	WILLIAM JOHN ZISK, JR. c/o William J. Zisk 205 Thomas Street Roseville, CA 94598	Grandchild	Adult
2			
3	KRISTIE MARIE LOUDERBOUGH 4280 N. Shamrock Avenue Boise, ID 83713	Great Grandchild	Minor
4			
5	BRIAN CHRISTOPHER LOUDERBOUGH 4280 N. Shamrock Avenue Boise, ID 83713	Great Grandchild	Minor
6			
7	JAMI CHRISTINE LOUDERBOUGH 4280 N. Shamrock Avenue Boise, ID 83713	Great Grandchild	Minor
8			
9	MICHAEL EDWARD ZISK 2027 Wellington Lane Slidell, Louisiana 70459	Great Grandchild	Minor
10			
11	STEVEN MATTHEW ZISK 2027 Wellington Lane Slidell, Louisiana 70459	Great Grandchild	Minor
12			
13	ELIZABETH MARY ZISK 2027 Wellington Lane Slidell, Louisiana 70459	Great Grandchild	Minor
14			
15	ZACHARY PAUL DUFOUR 7552 River Ridge Denham Springs, LA 70726	Great Grandchild	Minor
16			
17	LUKE de PAUL DUFOUR 7552 River Ridge Denham Springs, LA 70726	Great Grandchild	Minor
18			
19	KYLE MADISON ZISK 2 Tomahawk Court Novato, CA 94949	Great Grandchild	Minor
20			
21	LYNN ROUSSELL ZISK 2 Tomahawk Court Novato, CA 94949	Great Grandchild	Minor
22			
23			
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1 STATE OF CALIFORNIA)
) ss.
2 County of Sacramento)

3 I am a citizen of the United States and a resident of the
4 County of Sacramento. I am over the age of eighteen (18) years
5 and not a party to the within above-entitled action; my business
6 address is 930 Florin Road, Suite 200, Sacramento, California,
7 95831.

8 On November 7, 1994, I served the within
9 Attachment 8 to Petition for Probate of Lost Will, etc. on the
10 person(s) below in said action, by placing a true copy thereof
11 enclosed in a sealed envelope with postage thereon fully prepaid,
12 in the United States Post Office mail box at Sacramento,
13 California, addressed as follows:

14 PLEASE SEE ATTACHED MAILING LIST.

15 I, KATHLEEN SILVA, declare under penalty of perjury under
16 the laws of the State of California that the foregoing is true
17 and correct and that this declaration was executed on
18 November 7, 1994, at Sacramento, California.

19 Kathleen Silva
KATHLEEN SILVA
20
21
22
23
24
25
26
27
28

1 WILLIAM J. ZISK
205 Thomas Street
Roseville, CA 94598

3 EDWARD J. ZISK aka
EDWARD ZISK, SR.
36524 Ed Yates Road
Pearl River, LA 70452

5 MARION A. KRIVANEC
304 Drayton Court
Walnut Creek, CA 94598

7 DONALD R. ZISK aka
DONALD ZISK, SR.
637 Encinal Avenue
Roseville, CA 95678

10 V. ELDORA FORD
Attorney at Law
925 G Street, 2nd Floor
Sacramento, CA 95814

12 COLLEEN MARIE LOUDERBOUGH
4280 N. Shamrock Avenue
Boise, ID 83713

14 JOHN WILLIAM ZISK
2 Tomahawk Court
Novato, CA 94949

16 EDWARD JOSEPH ZISK, JR.
2027 Wellington Lane
Slidell, Louisiana 70459

18 DONALD RICHARD ZISK, JR.
135 Cedar Street
Roseville, CA 95678

20 KEVIN RICHARD KRIVANEC
304 Drayton Court
Walnut Creek, CA 94598

22 JAMES MARTIN ZISK
720 1/2 Orchid
Corona Delmar, CA 92625

24 MARIE YVETE DUFOUR
7552 River Ridge
Denham Springs, LA 70726

26 CHRISTOPHER EARLE KRIVANEC
304 Drayton Court
Walnut Creek, CA 94598

28 BRIDGET ELAINE ZISK THOMPSON
1010 Lane Avenue, #B21
Metairie, LA 70005

100

- 1 WILLIAM JOHN ZISK, JR.
2 c/o William J. Zisk
3 205 Thomas Street
4 Roseville, CA 94598
- 5 KRISTIE MARIE LOUDERBOUGH
6 4280 N. Shamrock Avenue
7 Boise, ID 83713
- 8 BRIAN CHRISTOPHER LOUDERBOUGH
9 4280 N. Shamrock Avenue
10 Boise, ID 83713
- 11 JAMI CHRISTINE LOUDERBOUGH
12 4280 N. Shamrock Avenue
13 Boise, ID 83713
- 14 MICHAEL EDWARD ZISK
15 2027 Wellington Lane
16 Slidell, Louisiana 70459
- 17 STEVEN MATTHEW ZISK
18 2027 Wellington Lane
19 Slidell, Louisiana 70459
- 20 ELIZABETH MARY ZISK
21 2027 Wellington Lane
22 Slidell, Louisiana 70459
- 23 ZACHARY PAUL DUFOUR
24 7552 River Ridge
25 Denham Springs, LA 70726
- 26 LUKE de PAUL DUFOUR
27 7552 River Ridge
28 Denham Springs, LA 70726
- 29 KYLE MADISON ZISK
30 2 Tomahawk Court
31 Novato, CA 94949
- 32 LYNN ROUSSELL ZISK
33 2 Tomahawk Court
34 Novato, CA 94949
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (Name): DONALD R. ZISK	TELEPHONE NO.: FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">FILED</div> OCT 28 1994 CARL DePIETRO CLERK OF THE SUPERIOR COURT DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
NOTICE OF PETITION TO ADMINISTER ESTATE OF (name): MARY A. ZISK	CASE NUMBER: <div style="font-size: 2em; font-weight: bold;">SPR-0567</div>

1. To all heirs, beneficiaries, creditors, contingent creditors, and persons who may be otherwise interested in the will or estate, or both, of (specify all names by which decedent was known): MARY A. ZISK

2. A PETITION has been filed by (name of petitioner) DONALD R. ZISK in the Superior Court of California, County of (specify) PLACER
3. THE PETITION requests that (name) DONALD R. ZISK be appointed as personal representative to administer the estate of the decedent.
4. ☒ THE PETITION requests that the decedent's WILL and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.
5. ☒ THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.
6. ☐ A PETITION for determination of or confirmation of property passing to or belonging to a surviving spouse under California Probate Code section 13650 IS JOINED with the petition to administer the estate.
7. A HEARING on the petition will be held:


on (date): NOV 22 1994	at (time): 8:30 A.M.	in Dept. 3	Room:
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located at (address of court): 101 Maple Street, Auburn, CA 95603

8. IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.
9. IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in section 9100 of the California Probate Code. The time for filing claims will not expire before four months from the hearing date noticed above.
10. YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a formal Request for Special Notice of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in section 1250 of the California Probate Code. A Request for Special Notice form is available from the court clerk.

11. ☐ Petitioner ☒ Attorney for petitioner (name): LAW OFFICES OF TOSH G. YAMAMOTO

(address): 930 Florin Road, Suite 200
Sacramento, CA 95831


 (SIGNATURE OF ☐ PETITIONER ☒ ATTORNEY FOR PETITIONER)

12. This notice was mailed on (date): 10/28/94 at (place): Sacramento, CA, California.

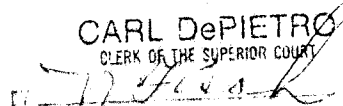
(Continued on reverse)

NOTE: If this notice is published, print the caption, beginning with the words NOTICE OF PETITION, and do not print the information from the form above the caption. The caption and decedent's name must be printed in at least 8-point type and the text in at least 7-point type. Print the case number as part of the caption. Print items preceded by a box only if the box is checked. Do not print the italicized instructions in parentheses, the paragraph numbers, the mailing information, or the material on the reverse.

NOTICE OF PETITION TO ADMINISTER ESTATE
(Probate)

68

1 WILLIAM J. ZISK
2 205 Thomas Street
3 Roseville, CA 94598
4
5 EDWARD J. ZISK aka
6 EDWARD ZISK, SR.
7 36524 Ed Yates Road
8 Pearl River, LA 70452
9
10 MARION A. KRIVANEC
11 304 Drayton Court
12 Walnut Creek, CA 94598
13
14 DONALD R. ZISK aka
15 DONALD ZISK, SR.
16 637 Encinal Avenue
17 Roseville, CA 95678
18
19 V. ELDORA FORD
20 Attorney at Law
21 925 G Street, 2nd Floor
22 Sacramento, CA 95814
23
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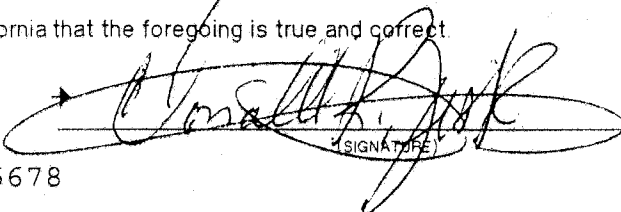
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (Name) DONALD R. ZISK	TELEPHONE NO (916) 421-8455 FILED OCT 28 1994 CARL DePIETRO CLERK OF THE SUPERIOR COURT  DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
PROOF OF HOLOGRAPHIC INSTRUMENT	

SPR-0567

1. I was acquainted with the decedent for the following number of years (specify): 54 years.
2. ☒ I was related to the decedent as (specify) SON
3. I have personal knowledge of the decedent's handwriting which I acquired as follows:
 - a. ☒ I saw the decedent write.
 - b. ☐ I saw a writing purporting to be in the decedent's handwriting and upon which decedent acted or was charged. It was (specify):
 - c. ☐ I received letters in the due course of mail purporting to be from the decedent in response to letters I addressed and mailed to the decedent.
 - d. ☐ Other (specify other means of obtaining knowledge):
4. I have examined the attached copy of the instrument, and its handwritten provisions were written by and the instrument was signed by the hand of the decedent. (Affix a copy of the instrument as attachment 4).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 Date: 10/27/94

DONALD R. ZISK
 (TYPE OR PRINT NAME)
 637 Encinal Avenue, Roseville, CA 95678
 (ADDRESS)

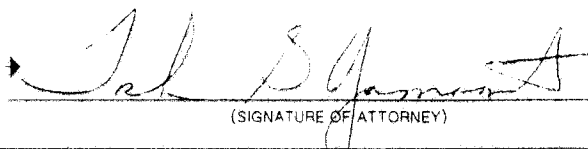

 (SIGNATURE)

ATTORNEY'S CERTIFICATION

(Check local court rules for requirements for certifying copies of wills and codicils)

I am an active member of The State Bar of California. I declare under penalty of perjury under the laws of the State of California that attachment 4 is a photographic copy of every page of the holographic instrument heretofore presented for probate.

Date: 10/27/94
TOSH G. YAMAMOTO
 (TYPE OR PRINT NAME)


 (SIGNATURE OF ATTORNEY)

July 29, 1989
Last Will and Testament
of Mary G. Zisk
for Donald Zisk 50 percent
for Edward Zisk 50 percent

To all my grandchildren
\$1000.⁰⁰ each
To all my great grandchildren
\$500.⁰⁰ each.

anybody objecting to my
requests is to get \$1.⁰⁰
Administrator - Don Zisk Sr.
Mary G. Zisk

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) 63253 LAW OFFICES OF TOSH G. YAMAMOTO (916) 421-8455 A Professional Corporation 930 Florin Road, Suite 200 Sacramento, CA 95831 ATTORNEY FOR (Name): DONALD R. ZISK	TELEPHONE NO. FOR COURT USE ONLY <h1 style="font-size: 2em; margin: 0;">FILED</h1> OCT 28 1994 CARL DePIETRO <small>CLERK OF THE SUPERIOR COURT</small> BY <u><i>[Signature]</i></u> DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER STREET ADDRESS: 101 Maple Street MAILING ADDRESS: CITY AND ZIP CODE: Auburn, CA 95603 BRANCH NAME:	
ESTATE OF (NAME): MARY A. ZISK <div style="text-align: right;">DECEDENT</div>	
PETITION FOR Probate of Lost Will OR (For deaths after December 31, 1984)	<input checked="" type="checkbox"/> Probate of Will and for Letters Testamentary <input type="checkbox"/> Probate of Will and for Letters of Administration with Will Annexed <input type="checkbox"/> Letters of Administration <input type="checkbox"/> Letters of Special Administration <input checked="" type="checkbox"/> Authorization to Administer Under the Independent Administration of Estates Act <input type="checkbox"/> with limited authority
CASE NUMBER: SPR-0567 HEARING DATE: DEPT: TIME:	

1. Publication will be in (specify name of newspaper): **THE PRESS-TRIBUNE**

- a. ☐ Publication requested
 b. ☒ Publication to be arranged.

2. Petitioner (name of each): **DONALD R. ZISK**
 requests

- a. ☒ decedent's will and codicils, if any, be admitted to probate.
 b. ☒ (name): **DONALD R. ZISK**
 be appointed (1) ☒ executor (3) ☐ administrator
 (2) ☐ administrator with will annexed (4) ☐ special administrator
 and Letters issue upon qualification.
 c. ☒ that ☒ full ☐ limited authority be granted to administer under the Independent Administration of Estates Act.
 d. ☒ bond not be required for the reasons stated in item 3d.
 ☐ \$ bond be fixed. It will be furnished by an admitted surety insurer or as otherwise provided by law. (Specify reasons in Attachment 2d if the amount is different from the maximum required by Probate Code, § 8482.)
 ☐ \$ in deposits in a blocked account be allowed. Receipts will be filed. (Specify institution and location):

3. a. Decedent died on (date): **9/8/94** at (place): **Roseville, CA**
 ☒ a resident of the county named above.
 ☐ a nonresident of California and left an estate in the county named above located at (specify location permitting publication in the newspaper named in item 1):
 b. Street address, city, and county of decedent's residence at time of death:
 135 Cedar Street, Roseville, CA; County of Placer
 c. Character and estimated value of the property of the estate
 (1) Personal property \$ **140,000.00**
 (2) Annual gross income from
 (i) ☐ real property \$
 (ii) ☐ personal property \$
 Total \$ **140,000.00**
 (3) Real property: \$ **0.00** (If full authority under the Independent Administration of Estates Act is requested, state the fair market value of the real property less encumbrances.)
 d. ☒ Will waives bond. ☐ Special administrator is the named executor and the will waives bond.
 ☐ All beneficiaries are adults and have waived bond, and the will does not require a bond. (Affix waiver as Attachment 3d.)
 ☐ All heirs at law are adults and have waived bond. (Affix waiver as Attachment 3d.)
 ☐ Sole personal representative is a corporate fiduciary

(Continued on reverse)

ATTACHMENT "3e"

Petitioner is requesting decedent's Will dated August 3, 1989, a copy of which is attached hereto and incorporated herein by reference be admitted to probate as decedent's Will. After decedent executed her Will on August 3, 1989, decedent gave to petitioner for safekeeping the original Will of decedent dated August 3, 1989, a copy of which is attached hereto.

Unfortunately, despite making a diligent effort, petitioner has been unable to locate where he placed the original Will of decedent. Decedent at no time indicated an intent to revoke her Will dated August 3, 1989.

In the alternative, petitioner requests that decedent's holographic Will dated July 29, 1989 be admitted to probate. The July 29, 1989 holographic Will is totally consistent with the formal Will executed by the decedent on August 3, 1989. A copy of the said holographic Will is attached hereto and incorporated herein by reference. The original of said holographic Will has been located by petitioner and is being filed with the court simultaneously with this petition.

COPY

Last Will and Testament
of

MARY A. ZISK

I, MARY A. ZISK, a resident of Sacramento County, California, hereby make and declare this to be my Last Will and revoke all other Wills and Codicils previously made by me.

FIRST: I declare that I am a widow; that I have four children, namely my son, WILLIAM J. ZISK, my son, EDWARD J. ZISK, my daughter, MARION A. KRIVANEC, and my son, DONALD R. ZISK; that I have no deceased children leaving issue now surviving.

SECOND: I intentionally make no provisions for my son, WILLIAM J. ZISK, or my daughter, MARION A. KRIVANEC.

THIRD: I direct my Executor to pay my just debts and expenses of my last illness, funeral and burial as soon after my demise as can lawfully and conveniently be done.

FOURTH: It is my intention hereby to dispose of all real and personal property of which I have the right to dispose by Will, including any and all property as to which I may have a power of appointment by Will.

FIFTH: I hereby declare and bequeath the sum of

nd

EIGHTH: I have purposely made no provision for any other person whether claiming to be an heir of mine or not, and if any person mentioned under this Will, or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such a person so contesting or objecting, the sum of One Dollar (\$1.00) and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

NINTH: I hereby give my Executor full power and authority to sell at public or private sale, any portion of my estate at such time or under such terms and conditions as may be deemed in the best interest of my estate subject only to such confirmation of court as may be required by law.

IN WITNESS WHEREOF, I have hereunto set my hand at Sacramento, California, this 3rd day of August, 1989.

Mary A. Zisk
MARY A. ZISK

On the date written below, MARY A. ZISK, declared to us, the undersigned, that this instrument consisting of two pages including this page signed by us as witnesses, was her Will and requested us to act as witnesses to it. She thereupon signed this Will in our presence, all of us being present at the same time. We now, at her request, and in her presence and the presence of each other, subscribe our names as witnesses.

It is our belief that she is of sound mind and memory and is under no constraint or undue influence whatsoever.

We declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on August 3, 1989, at Sacramento, California.

Dandra R Aldham residing at 5310 Madison Ave.
Sacramento, CA 95819

Michelle Muller residing at 308 North Avenue
Davis, CA 95616

July 29, 1989
Last Will and Testament
of Mary G. Zisk
For Donald Zisk 50 percent
For Edward Zisk 50 percent

To all my grandchildren
\$1000.⁰⁰ each
To all my great grandchildren
\$500.⁰⁰ each.

anybody objecting to my
requests is to get \$1.⁰⁰
Administrator - Don Zisk Sr.
Mary G. Zisk

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ATTACHMENT "8"

<u>NAME AND ADDRESS</u>	<u>RELATIONSHIP</u>	<u>AGE</u>
WILLIAM J. ZISK 205 Thomas Street Roseville, CA 94598	Son	Adult
EDWARD J. ZISK aka EDWARD ZISK, SR. 36524 Ed Yates Road Pearl River, LA 70452	Son	Adult
MARION A. KRIVANEC 304 Drayton Court Walnut Creek, CA 94598	Daughter	Adult
DONALD R. ZISK aka DONALD ZISK, SR. 637 Encinal Avenue Roseville, CA 95678	Son	Adult

1 Law Offices of TOSH G. YAMAMOTO
2 A Professional Corporation, SB#63253
3 930 Florin Road, Suite 200
Sacramento, California 95831
Telephone: (916) 421-8455

FILED

4 Attorney for Petitioner

OCT 28 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

11/7/94 DEPUTY

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF PLACER

11 **SPR - 0567**
12 No. Dept.

11 In the Matter of the
12 Estate of:

13 MARY Z. ZISK,

14
15 _____ Decedent.

)
)
) TYPEWRITTEN COPY OF
) HOLOGRAPHIC WILL
)
)
)

16
17 PLEASE SEE ATTACHED.
18
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July 29, 1989

Last Will and Testament
of Mary A. Zisk
for Donald Zisk Sr. 50 percent
for Edward Zisk Sr. 50 percent

To all my grandchildren
\$1000.00 each
to all my great grandchildren
\$500.00 each.

Anybody objecting to my
requests is to get \$1.00
administrator - Don Zisk, Sr.

Mary A. Zisk

SPR-0567

FILED

OCT 28 1994

CARL DePIETRO
CLERK OF THE SUPERIOR COURT

BY [Signature] DEPUTY

July 29, 1989
Last Will and Testament
of Mary G. Zisk
for Donald Zisk 50 percent
for Edward Zisk 50 percent

To all my grandchildren
\$1000.⁰⁰ each
To all my great grandchildren
\$500.⁰⁰ each.

anybody objecting to my
requests is to get \$1.⁰⁰
administrator - Don Zisk Sr.
Mary G. Zisk

STR 0567

NO. 94 - 1199

IN THE
SUPREME COURT OF THE UNITED STATES

October, 1994 Term

William J. Zisk
Petitioner

RECEIVED

FEB - 7 1995

vs.

SUPERIOR COURT

High Street Associates
Respondent/Real Party In Interest

Mary A. Zisk; Edward J. Zisk; Donald R. Zisk;
Architects Equity Inc.; A.C.F. Inc. (J Gottlieb)
Respondents/ Indispensable Parties.

ON PETITION FOR WRIT OF CERTIORARI
TO THE SUPERIOR COURT OF
MIDDLESEX COUNTY, STATE OF CONNECTICUT

PETITION FOR WRIT OF CERTIORARI

By: William J. Zisk
205 Thomas Street
Roseville, CA 95678

(916) 782-2233

December 10, 1994

21

S PR 0567

NO. 94-1199

RECEIVED

MAR 31 1995

IN THE
SUPREME COURT OF THE UNITED STATES

October, 1994 Term

William J. Zisk
Petitioner

vs.

High Street Associates
Respondent/Real Party In Interest

Mary A. Zisk; Edward J. Zisk; Donald R. Zisk;
Architects Equity Inc.; A.C.F. Inc. (J Gottlieb)
Respondents/ Indispensable Parties.

ON PETITION FOR WRIT OF CERTIORARI
TO THE SUPERIOR COURT OF
MIDDLESEX COUNTY, STATE OF CONNECTICUT

PETITION FOR REHEARING
RULE 44.2

William J. Zisk - Pro Se
205 Thomas Street
Roseville, CA 95678

(916) 782-2233

March 22, 1995

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

DATE: FEBRUARY 7, 1995 COURT MET AT 8:30 a.m. DEPT. NO.: 2

HON. JAMES D. GARBOLINO, JUDGE. NIANNE FISCH, DEPUTY CLERK
~~JON CASEK~~, REPORTER WM. KLEPPE, BAILIFF

IN THE MATTER OF:

MARY A. ZISK,

Decedent.

COUNSEL:

• Tosh Yamamoto
• Marion A. Krivanec - Objector
• William J. Zisk - Objector

NATURE OF PROCEEDINGS: Petition for Probate of Will ACTION NO. S PR 0567
and Letters Testamentary, Objections filed 11/17/94, Motion for Continuance
Full Disclosure of Alleged Estate. Filed by William Zisk
MATTER:

Continued to
Stricken from calendar.

Case regularly called for hearing, Court finds notice has been given.
Matter submitted upon the verified Petition.
Court finds allegations of Petition to be true,
Witness(es) duly sworn and testify:

Court calls for higher bids no bids given.
having bid the sum of \$
Court allows same. It is the Court's order that the Petition for
of Letters Testamentary be granted with the Court's order that the same be
granted.

COURT ORDERS

Will Codicil(s) admitted to probate. Personal Representative appointed.
Executor of Decedent's Will.
Administrator with Will annexed.
Administrator.
Letters shall issue upon qualification. Bond waived. upon filing of bond
in the sum \$
Spousal Property Petition granted.
Petition to Determine Succession to Real Property granted.
Sale confirmed. \$ real estate commission allowed. \$
Fees allowed.
Additional bond to be filed in the sum of \$

Account allowed, settled and approved. Account waived. Report approved.
Fees allowed as requested.
\$ Attorneys's fees. \$ Extraordinary fees.
\$ Commissions \$ Extraordinary commissions

Distribution is granted as requested.
Petition is granted in accordance with allegations of verified Petition.

Counsel to submit order to court after approval of
signatures.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF PLACER

DATE: NOVEMBER 22, 1994 COURT MET AT 8:30 a.m. DEPT. NO.: 3
HON. LARRY D. GADDIS, JUDGE. SHARYN VIEGA, DEPUTY CLERK
MARY ANN SWEENEY, REPORTER ED LEIGHTON, BAILIFF

IN THE MATTER OF:

MARY A. ZISK,
Decedent.

COUNSEL:

Tosh Yamamoto
Marion A. Krivaneck ✓
William J. Zisk ✓

NATURE OF PROCEEDINGS: Petition for Probate of Will ACTION NO. S PR 0567
and Letters Testamentary

MATTER:

☒ Continued to 1/24/95 Case is directed to file proper account
Stricken from calendar. It will be taken up at that time.

☐ Case regularly called for hearing, Court finds notice has been given.
☐ Matter submitted upon the verified Petition.
☐ Court finds allegations of Petition to be true.
☐ Witness(es) duly sworn and testify:

☐ Court calls for higher bids no bids given.
having bid the sum of \$

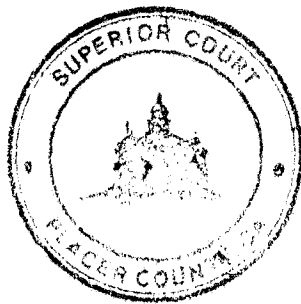
COURT ORDERS

☐ Will Codicil(s) admitted to probate. Personal Representative appointed.
 Executor of Decedent's Will.
 Administrator with Will annexed.
 Administrator.
☐ Letters shall issue upon qualification. Bond waived. upon filing of bond
in the sum \$.
☐ Spousal Property Petition granted.
☐ Petition to Determine Succession to Real Property granted.

☐ Sale confirmed. \$ real estate commission allowed. \$
Fees allowed.
☐ Additional bond to be filed in the sum of \$.

☐ Account allowed, settled and approved. Account waived. Report approved.
Fees allowed as requested.
 \$ Attorneys's fees. \$ Extraordinary fees.
 \$ Commissions \$ Extraordinary commissions

☐ Distribution is granted as requested.
☒ Petition is granted in accordance with allegations of verified Petition.
granting petitioner general administration with limited authority with
general powers



THE FOREGOING INSTRUMENT IS A CORRECT
COPY OF THE ORIGINAL ON FILE IN THIS OFFICE
ATTEST *April 10, 1997*

CARL D. PIETRO

Superior Court Clerk, County of Placer, State of
California

Janita D. Deputy Clerk

*I certify this entire
file contains pages one
through 84.*

*April 10, 1997
Janita D.*