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DARBER & SORBELLO
517 N. MAIN ST.
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STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

IN THE LAKE SUPERIOR COURT ROOM NO. TWO EAST CHICAGO, INDIANA

IN THE MATTER OF THE ESTATE OF JUDITH LYNN MacFARLAND,
Deceased

ESTATE NO. EE83-279

ORDER APPROVING FINAL ACCOUNT, ATTORNEY FEES, AND ORDER OF DISTRIBUTION

This cause came on to be heard this 7th day of September, 1984, upon the "Personal Representative's Final Account and Petition (1) To Settle and Allow Account; and (2) To Approve Attorney's Fees; and (3) For Authority to Distribute Estate", filed by Verna Jeanne Rust, as Personal Representative of the Estate of Judith Lynn MacFarland, deceased, which account and petition is hereinafter referred to as the "Final Account" and reads as follows: (HJ.).

PRELIMINARY JURISDICTIONAL FACTS

The court thereupon examined the pertinent notices and proofs thereof and now finds that:

- 1. Due notice of the qualification of your Personal Representative and the issuance thereto of Letters Administration was given as required by law.
- 2. That more than five (5) months have elapsed since the date of the first published notice to creditors and other persons interested in the estate.
- 3. Due notice of the filing of such Final Account and of hearing thereon was given to all persons interested in this estate, as required by law.
 - 4. No objections to the Final Account have been filed.
- 5. Such Final Account is now ready for submission to the court and for consideration thereof and action thereon by the court.

FINDINGS OF FACTS

Having examined and considered such Final Account and being duly advised, the court now finds that:

1. The amount claimed as credits for Attorney's fees are just and reasonable for services rendered to date and for normal anticipated services to be rendered in connection with the final distribution of the state of the state

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1)

2. The court now finds that the heirs and their distributive portions to which they are entitled under the laws of descent and distribution of the State of Indiana are as follows, to-wit:

Name	Amount
Verna Jeanne Rust (Mother)	1/4
James D. Rust (Father)	1/4
Janna R. Getzin (Sister)	1/8
Jerrilyn A. Rust (Sister)	1/8
John C. Rust (Brother)	1/8
James R. Rust (Brother)	1/8

- 3. All Indiana Inheritance Taxes due by reason of this decedent's death have been paid.
- 4. All income subject to Federal or Indiana Income Taxes and for which this decedent or his estate are liable has been duly reported by proper tax returns and the taxes shown to have been due have been paid.
- 5. Neither the decedent nor the Personal Representative of the decedent's estate was an employer of labor as that term is defined by the Indiana Employment Security act, and there are no unpaid contributions, interest, or penalties imposed by such act upon this decedent's estate.
- 6. That except for payment of Attorney fees, and expenses incidental to the final distribution of this estate, all claims, including expenses of administration, have been paid; there are no unsatisfied claims against this decedent's estate and all debts and obligations of this decedent's estate, not otherwise mentioned above, have been paid or discharged.
- 7. All assets of this decedent's estate have been fully administered upon except for making final distribution.
- 8. That in addition to personal property, the decedent died the owner of certain real estate located in Lake County, Indiana, more particularly described as follows:

An undivided one-half interest in the following described real estate:

Part of the East Half of the Southwest Quarter of Section 5, Township 34 North, Range 8 West of the 2nd P.M., more particularly

described as follows: Commencing at a point on the South line of said tract 210 feet West of its intersection with the Center line of West Street in the City of Crown Point, thence West 66 feet, thence North 312 feet to land formerly owned by Catharine J. Holton, thence East 68 feet to the Northwest corner of land conveyed to Charlotte F. Kilborn, by Deed recorded February 16, 1882 in Deed Record 31, page 376, in the Recorder's Office of Lake County, Indiana, thence South 156 feet to the Southwest corner of said Kilborn land, thence West 2 feet to the Northwest corner of land conveyed to Helen M. Fowler, by deed recorded October 4, 1875, in Deed Record 23, page 298, in the Recorder's Office of Lake County, Indiana, thence South 156 feet to the place of beginning, in the City of Crown Point, Lake County, Indiana.*

*NOTE: That in addition to the decedent's interest in the real estate described hereinabove, Verna Jeanne Rust, as Administratrix of the Estate of Judith Lynn MacFarland, did, on the 10th day of July, 1984, acquire from the Estate of Bruce Edward MacFarland, the remaining undivided one-half interest. Said acquisition was subject to the existing mortgage. Accordingly, at the time of distribution, the entire fee interest in the real estate described hereinabove will be distributed to those heirs entitled thereto.

That after determination and payment of Attorney's Fees, costs advanced by the attorney for the Personal Representative, and costs incidental to the closing of this estate, your Personal Representative proposes to distribute the balance of the personal property and real property with which it is chargeable to the heirs of the decedent as determined by the laws of intestate succession in either cash or kind as follows:

Name	Amount
Verna Jeanne Rust (Mother)	1/4
James D. Rust (Father)	. 1/4
Janna R. Getzin (Sister)	1/8
Jerrilyn A. Rust (Sister)	1/8
John C. Rust (Brother)	1/8
James R. Rust (Brother)	1/8

- 9. The manner of distribution and disposition of this decedent's residuary estate as proposed by your Personal Representative is fair, equitable and reasonable.
- 10. All other matters and things as stated and shown in such Final Account are true, correct and proper.

GENERAL CONCLUSIONS

The court now concludes that such Final Account is correct and that the prayer thereof should be granted in full.

DECREE

IT IS NOW, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT THAT:

- 1. The account is hereby in all respects approved, settled, allowed and confirmed.
- 2. The amounts claimed as credits for the payments of fees to the Personal Representative's attorney for services rendered to date and for the normal anticipated services required in making final distribution, and reimbursement of costs advanced by the Personal Representative's attorney are hereby allowed and approved and ordered paid.
- 3. Real Estate owned by the decedent at the time of her death and not disposed of by the Personal Representative during the administration of this estate, together with the real estate acquired by the Administratrix in her representative capacity, situated in Lake County, Indiana is legally described as follows:

Part of the East Half of the Southwest Quarter of Section 5, Township 34 North, Range 8 West of the 2nd P.M., more particularly described as follows: Commencing at a point on the South line of said tract 210 feet West of its intersection with the Center line of West Street in the City of Crown Point, thence West 66 feet, thence North 312 feet to land formerly owned by Catharine J. Holton, thence East 68 feet to the Northwest corner of land conveyed to Charlotte F. Kilborn, by Deed recorded February 16, 1882 in Deed Record 31, page 376, in the Recorder's Office of Lake County, Indiana, thence South 156 feet to the Southwest corner of said Kilborn land, thence West 2 feet to the Northwest corner of land conveyed to Helen M. Fowler, by deed recorded October 4, 1875, in Deed Record 23, page 298, in the Recorder's Office of Lake County, Indiana, thence South 156 feet to the place of beginning, in the City of Crown Point, Lake County, Indiana.

That all right, title and interest in and to such real estate vested in the heirs of the decedent, as tenants in common.

4. The confirmed heirs of the decedent's estate and the fractional amounts to which they are entitled according to the laws of intestate succession in the State of Indiana are as follows, to-wit:

Name	Relationship .	Post Office Address	A mount
Verna Jeanne Rust	Mother	916 Cypress Pointe Dr. Apt. A14 Crown Point, IN 46307	1/4
James D. Rust	Father	3249 Condit Highland, IN 46322	1/4

Janna R. Getzin	Sister	530 Irish Sanford, MI 48657	1/8
Jerrilyn A. Rust	Sister	916 Cypress Pointe Dr. Apt. A14 Crown Point, IN 46307	1/8
John C. Rust	Brother	250 Burnham Apt. 2 Lowell, IN 46356	1/8
James R. Rust	Brother	18011 Colorado Hebron, IN 46341	1/8

- After payment of the balance due and owing as Attorney's fees, 5. advanced costs, and costs incidental to the closing of this estate, your Personal Representative is hereby directed to distribute in cash or kind in the designated percentages set forth hereinabove to those individuals named.
- 6. The Personal Representative is hereby directed to record a certified copy of this Decree in the Office of the Recorder of each county in which the real estate described above is situated and is further directed after making distribution of the personal property as directed herein, to file it's Supplemental Report showing therein:
- Any further accounting for receipts and disbursements in Α. accordance with this decree;
- That distribution and payment of personal property and cash Β. in this decedent's residuary estate has been made pursuant to this decree;
- C. That the Personal Representative has in all respects carried out the provisions of this decree.

Dated: This 7th day of September, 1984.

Judge, Lake Superior Court Room No. Two

The United States of America



STATE OF INDIANA, COUNTY OF LAKE, ss:

I, the undersigned, Clerk of the Lake Superior Court of **

Lake County, and the keeper of the records and files thereof, in the **

State aforesaid, do hereby certify that the above and foregoing **

is a full, true, correct and complete copy of Court Order **

dated September 7, 1984, in Cause Number EE 83-279, entitled **

IN THE MATTER OF THE ESTATE OF JUDITH LYNN MacFARLAND,

Deceased, as fully as the same appears of record in my office as such Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, the standard and affixed the seal of said Court, th