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Ruth Thompson  
Hoepfner, Wagner & Gross  
PO Box 2357  
Valpo 46384

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STATE OF INDIANA )  
                          ) SS:  
COUNTY OF PORTER )

IN RE: FLORENCE M. SILHAVY (DECEASED)--  
ALSO KNOWN AS FLORENCE SILHAVY

AFFIDAVIT FOR TRANSFER OF REAL PROPERTY

1. That the above-named decedent died testate on the 13th day of August, 1989, while domiciled in Porter County and that the Will of the Decedent was probated and spread of record in the Porter County Superior Court on the 23rd day of March, 1990, and a copy of said Will is attached to this affidavit as Exhibit "A".

Document is NOT OFFICIAL!  
This Document is the property of the Lake County Recorder!

2. That forty-five (45) days have elapsed since the death of the decedent.

3. That no application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.

4. That Edward F. Silhavy, the decedent's husband, is the only devisee of the decedent.

5. That the value of the decedent's gross probate estate, less liens and encumbrances, does not exceed the sum of the allowance provided by I.C. 29-1-4-1, the costs and expenses of administration and reasonable funeral expenses.

DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER.

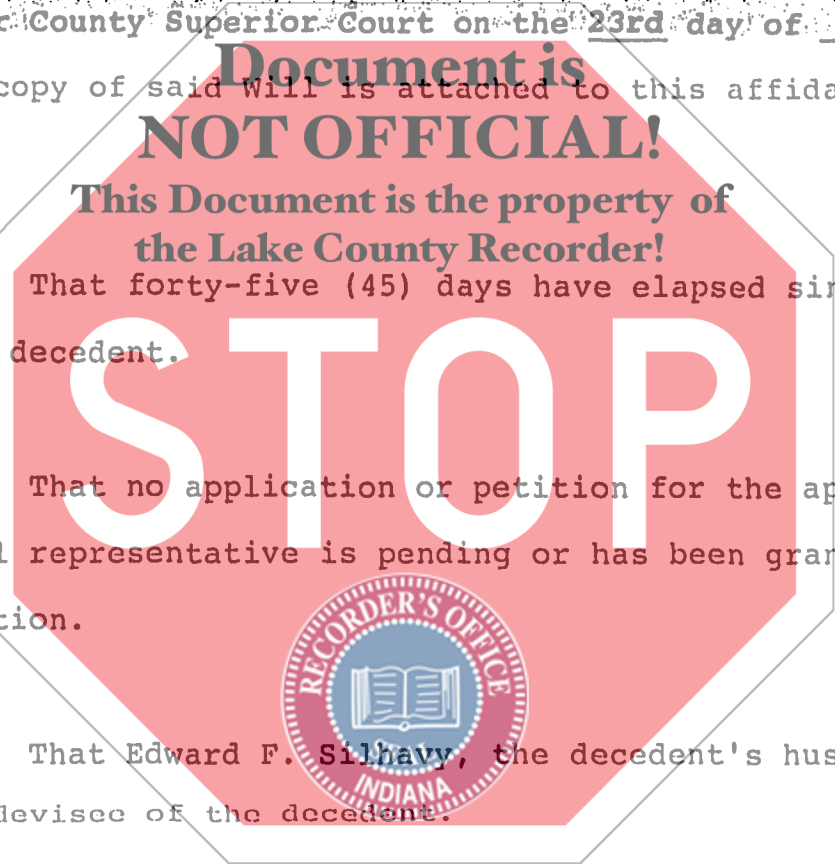
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Anna N. Antone  
AUDITOR LAKE COUNTY

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STATE OF INDIANA/S. MC.  
LAKE COUNTY  
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6. That among the decedent's probate assets is a parcel of real estate which was owned by the decedent located in Lake

County, Indiana, more particularly described as follows:

AN UNDIVIDED ONE-FIFTH (1/5th) INTEREST IN:

Part of the N 1/2 of the NE 1/4 of Section 5, Township 35 North, Range 7 West of the 2nd P.M., described as commencing 1756 feet E of the NW corner of said tract; thence South 1401 feet to the South line thereof; thence East along said South line 219-1/2 feet; thence North 1401 feet to the North line of said Section; thence West 219-1/2 feet to the place of beginning in the City of Hobart, Lake County, Indiana. (Key 17-3-93)  
EXCEPT: South 5 ft of North 25 ft (.025 acre), Key #17-3-93.

Commonly known as: 1317 East 10th, Hobart, IN 46342.

7. That there are no creditors of the estate so far as the same is known to the affiant

8. That the individual entitled to the real estate as a result of the decedent's death per Item 2 of the decedent's Last Will and Testament is Edward F. Silhavy, husband of the deceased.

9. That the gross value of the estate of the decedent, Florence M. Silhavy, (also known as Florence Silhavy) as determined for the purposes of Federal Estate taxes, was less than the value required for the filing of a Federal Estate Tax Return. As a consequence thereof, the decedent's estate was not subject to Federal Estate Tax.

10. That the decedent's estate was not subject to Indiana Inheritance Tax.

*Edward F. Silhavy*  
Edward F. Silhavy

STATE OF INDIANA, COUNTY OF PORTER, SS:

Subscribed and sworn to before me a Notary Public in and for Lake County and State this 12<sup>th</sup> day of March, 1993.

My Commission Expires: \_\_\_\_\_

As proved by \_\_\_\_\_

(EXHIBIT A)

# Last Will and Testament of

FLORENCE M. SILHAVY

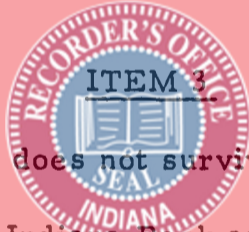
I, Florence M. Silhavy, of Porter County, Indiana, being of sound and disposing mind and memory do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all former wills and codicils by me made.

ITEM 1

I constitute and appoint my husband, Edward F. Silhavy, as Executor of my Last Will and Testament. If he is unable or unwilling to act in such capacity, I constitute and appoint Northern Indiana Bank and Trust Company, Valparaiso, Indiana, as Executor.

ITEM 2

I will, devise and bequeath my entire estate to my husband, Edward F. Silhavy, if he survives me.



ITEM 3

If my said husband does not survive me, I will, devise and bequeath my entire estate to Northern Indiana Bank and Trust Company, Valparaiso, Indiana, as Trustee to be held, administered and disposed of as a trust in accordance with the following directions:

- (a) The Trustee shall divide said trust estate into equal shares so as to constitute one share for my son, Edward Wayne, one share for

IN OPEN COURT  
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Rogee W. [Signature]  
JANIL KATICH SUBSIDIUM LAKMI

my daughter, Linda Rae; and one share for my son, Terry Lee. If any child of mine has predeceased me, his or her share shall be set aside for his or her descendants collectively. If said child has left no surviving descendants, said share shall lapse and shall be added to the share of my other children or the descendants of any deceased child.

(b) The net income from said share shall be used and expended for the health, welfare and support for said child and for the health, welfare, support and education of the children of any such child as in the discretion of the Trustee is in the best interests of said beneficiaries. Any such income not so used may be added to and become a part of the principal of said share.

(c) In addition to the use of income, the Trustee in its discretion shall use so much of the principal of said share for the health, welfare, support and maintenance of said child, and for the health, welfare, support, maintenance and education of the children of said child.

(d) Upon the death of my son, Edward Wayne, the balance of his share shall be distributed to his descendants, per stirpes. The Trustee shall retain possession of the portion of any such descendant who has not attained the age of Twenty-one (21) years and shall make distribution to said descendant at that time.

(e) Upon the death of my daughter, Linda Rae, the balance of her share shall be distributed to her descendants, per stirpes. The Trustee shall retain possession of the portion of any such descendant who has not attained the age of Twenty-one (21) years and shall make distribution to said descendant at that time.

(f) Upon the death of my son, Terry Lee, the remaining balance of his share shall be distributed to Bethesda Childrens' Home at Watertown, Wisconsin.

**ITEM 4**

My Executor and Trustee shall, in addition to other powers and discretions which may be necessary or appropriate for proper administration, have the following rights, powers, and discretions, without obtaining court permission or approval:

(a) To receive, hold, maintain, administer, collect, invest, and reinvest said estate and trust estate, and collect and apply the income, profits, and principal thereof pursuant to the terms of this instrument.

(b) To retain uninvested cash as considered desirable by said fiduciary.

(c) To compromise, settle, or abandon claims in favor of or against my estate or trust estate.

(d) To retain original assets received from my estate irrespective of trust fund investment laws. In the reinvestment of assets, my Trustee shall use that degree of care which a reasonably prudent man would use in the handling of his own business affairs, having in mind the reasonable production of income and the reasonable safeguarding of principal and not having speculation in mind.

(e) To sell, mortgage, pledge, lease, or convey real or personal property, for such prices, for such purposes, in such manner, publicly or privately, and upon such terms and conditions as may appear to



be proper, and to execute all instruments necessary to effect the authority herein granted.

(f) To manage real estate and personal property with all the rights and powers as if individually owned.

(g) To make payments on behalf of a minor, either directly to such minor, to his or her guardian, or to apply same for the benefit of such minor, and the receipt of the payee as evidence of the application of such payments for the benefit of the minor shall be a full and sufficient discharge.

(h) To make allocations of charges and credits as between principal and income as in the sole discretion of the Executor or Trustee may appear to be proper.

(i) To purchase such insurance, of any kind, including liability insurance, as it believes to be desirable.

(j) To continue the operation of any business being operated by me at my death and to retain the possession and use of real estate owned by me and used by such business, without payment to anyone for such use during probate, without any personal liability on the part of such fiduciary for business losses, debts, or torts contracted or incurred in behalf of said business. If said fiduciary is required to pay for such losses, debts, or torts, my estate and trust corpus are to be used to reimburse the fiduciary.

(k) To employ and compensate counsel and other persons deemed necessary for proper administration and to delegate authority when such delegation is advantageous to said estate or trusts.

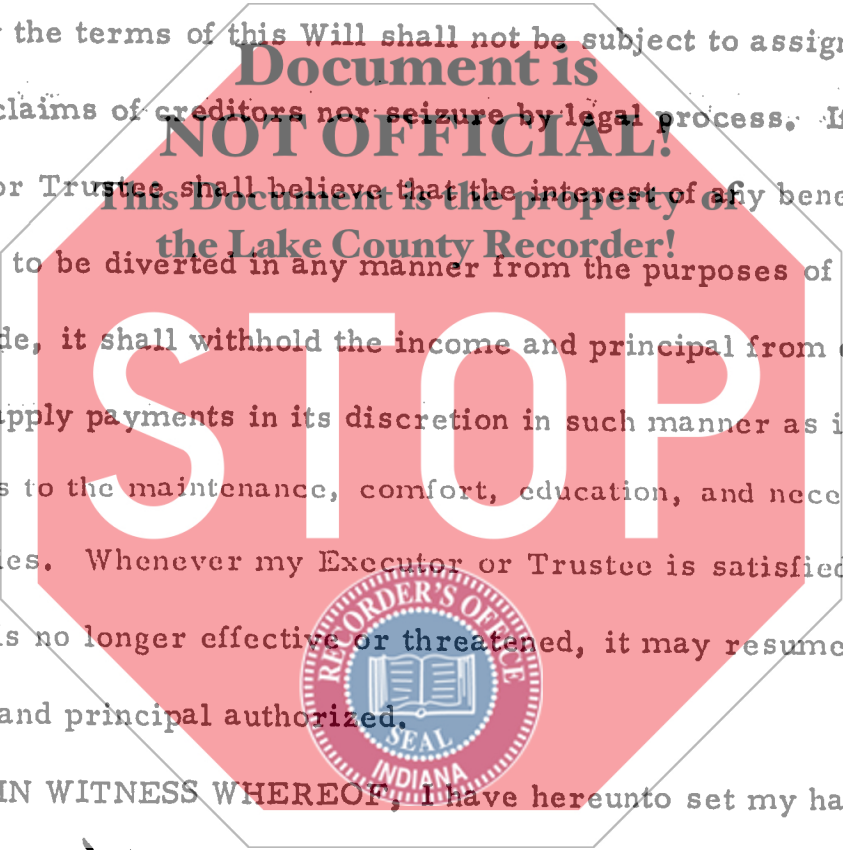
(l) To make division or distribution in money or kind or partly in either at values to be determined by my Executor or Trustee, and the judgment of either in such respects shall be binding upon all interested parties.

(m) To permit any of the beneficiaries of the estate or of a trust created by this Will to use in kind any tangible personal property without liability on the part of the Executor or Trustee for any injury to, consumption of, or loss of any such property so used.

(n) The interest of any beneficiary under any trust created by the terms of this Will shall not be subject to assignment, anticipation, claims of creditors nor seizure by legal process. If either my Executor or Trustee shall believe that the interest of any beneficiary is threatened to be diverted in any manner from the purposes of the provisions herein made, it shall withhold the income and principal from distribution, and shall apply payments in its discretion in such manner as it shall believe contributes to the maintenance, comfort, education, and necessities of the beneficiaries. Whenever my Executor or Trustee is satisfied that such diversion is no longer effective or threatened, it may resume the distributions of income and principal authorized.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

14<sup>th</sup> day of May, 1968.

  
\_\_\_\_\_  
(SEAL)  
Testatrix

The foregoing instrument signed, sealed and acknowledged by the said Florence M. Silhary, as and for her Last Will and Testament, in our presence

who, at her request, in her presence and in the presence of each other have  
subscribed our names as witnesses thereto this 14th day of May, 1968.

William E. Hiller

WITNESSES:

Philip B. Bennett



IN TESTIMONY, that the foregoing is a true copy taken  
from the records of Porter Circuit/Superior Court.  
I, Betty R. Cole, Clerk thereof set my hand and affix  
Seal of Said Court, This 23 day of March, 1970  
Betty R. Cole Clerk  
County of Porter, Indiana  
Diane Leach Deputy Clerk