

Keys 3-448
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CT 496643

STATE OF INDIANA)
) SS:
COUNTY OF BROWN)

IN THE BROWN CIRCUIT COURT
STATE OF INDIANA
LAKE COUNTY
ESTATE NO. 07C01-9109-ES36

2000 051521

2000 JUL 21 AM 8:52
RECORDED
MORRIS W. CARTER
RECORDED
OCT 1992

IN THE MATTER OF THE SUPERVISED
ESTATE OF WREL C. EMORY, DECEASED

496643

ORDER APPROVING PERSONAL REPRESENTATIVE'S
FINAL REPORT AND ACCOUNTING,
APPROVING DISTRIBUTION AND CLOSING ESTATE

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the Lake County Recorder!

This cause came to be heard on the 29th day of October, 1992,
upon the final account and petition to settle and allow account,
approve distribution and close estate filed by George L. Emory, as
personal representative of the estate of Wrel C. Emory, deceased,
which account and petition are in the words and figures following,
to-wit: (H. I.)

And it appearing that no objections were filed thereto and the
Court being fully advised in the premises, now finds that:

1. Due notices of the filing of said account and petition and
of the hearing on the same were given to all persons interested in
said estate, and the same are now properly before the Court for final
action thereon.

2. Wrel C. Emory, died testate, a resident of the County of
Brown, State of Indiana, on the 22^d day of September, 1991. His Last
Will and Testament was duly admitted to probate before this Court on
the 26th day of September, 1991. This Court appointed said George L.
Emory as personal representative of the Last Will and Testament of
the decedent, Letters Testamentary were issued to him on the 26th day

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ACCEPTANCE FOR

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day of September, 1991, and since that date he has continued to serve in such capacity.

3. The matters and things stated in said account and petition are true and said personal representative has accounted for all of the assets in this estate coming into his hands.

4. More than five (5) months have elapsed since the date of the first published notice to legatees, devisees, and creditors of said decedent; all claims filed against said estate have been paid and discharged; neither said decedent nor his personal representative were employers of labor within the meaning of that term as used in the Indiana Employment Security Act; all estate taxes, inheritance taxes and gross income taxes, if any, assessed in said estate have been paid.

5. The following persons are the sole legatees and devisees under the decedent's Last Will and Testament: George L. Emory, Betty L. Goldsmith, Josephine J. Beach and Helen L. Moretz. All assets and property of this estate remaining after payment of decedent's debts and expenses of administration has been distributed to the above-named persons.

6. At the time of his death, the decedent owned real estate described in Exhibit A, attached hereto, as Parcels 1, 2 and 3, title to which vests in George L. Emory, Betty L. Goldsmith, Josephine J. Beach and Helen L. Moretz, as tenants in common, under the terms of decedent's will.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. Said Final Report and Account of said personal

representative is hereby in all things approved, settled and confirmed.

2. The distribution of the balance of the property remaining in said personal representative's hands for distribution has been made pursuant to the distribution set forth in the final accounting as prescribed under the Last Will and Testament of said decedent and is hereby in all things approved.

3. That pursuant to the decedent's Last Will and Testament title to the real estate described in Exhibit A, attached hereto, as Parcels 1, 2 and 3 is hereby vested in George L. Emory, Betty L. Goldsmith, Josephine J. Beach and Helen L. Moretz as tenants in common pursuant to the provisions of the decedent's Last Will and Testament.

And said personal representative is hereby directed to procure and record in the office of the Recorder of Lake County, being the county in which a portion of said real estate is located, a certified copy of this Final Decree.

4. Said personal representative having made distribution of all assets and property and having attached receipts or vouchers evidencing said distribution to said legatees and devisees, said distribution is hereby approved and confirmed.

5. Said personal representative is hereby released and discharged from any further liability or responsibility, along with his surety as said personal representative of the estate of Wrel C. Emory.

All of which is ordered this 2nd day of November, 1992.

This is to certify that the foregoing is a true and correct copy of proceeding had in said court and entered on records hereof as appears on record in my office.

Carmen K. Altap

Clerk of Brown Circuit Court

JUDGE OF THE BROWN CIRCUIT COURT

PARCEL NO. 1

A tract of land in Brown County, Indiana, located in the Northwest quarter of Section 35, Township 9 North, Range 2 East, and further described as follows: Beginning at an iron pin 295.1 feet West of the Northeast corner of the Northwest quarter of said Section 35, and running thence South 31 degrees 15 minutes East 228.0 feet to an iron pin; thence South 59 degrees 30 minutes West 336.2 feet to a concrete marker; thence South 31 degrees 30 minutes West 345.2 feet to a concrete marker; thence North 6 degrees 45 minutes East 306.9 feet to an iron pin; thence North 1 degree 15 minutes East 363.0 feet to an iron pin; thence East 321.1 feet to the place of beginning, containing 4.53 acres, more or less.

Subject to any utility easements, roads, or rights of way, existing or of record, affecting said real estate.

PARCEL NO. 2

A tract of land in Brown County, Indiana, located in the Northwest quarter of Section 35, Township 9 North, Range 2 East, and further described as follows: Beginning at the Northeast corner of the Northwest quarter of said Section 35 and running thence South 39 degrees 11 minutes West 60.4 feet to an iron pin; thence North 43 degrees 56 minutes West 65.0 feet to an iron pin; thence East 83.2 feet to the place of beginning, containing 0.12 of an acre, more or less.

EXCEPT THEREFROM: A part of the Northeast quarter of the Northwest quarter of Section 35, Township 9 North, Range 2 East and more particularly described as follows: Beginning at an iron pin 118.9 feet West of the Northeast corner of said quarter quarter and running thence South 32 degrees 25 minutes East 122.7 feet to an iron pin on the North line of State Highway No. 46; thence South 39 degrees 11 minutes West along said North line 30.9 feet to an iron pin; thence North 32 degrees 25 minutes West 150.8 feet to an iron pin; thence East 35.6 feet to the place of beginning, containing 0.10 of an acre, more or less; leaving after said exception 0.02 of an acre, more or less

Subject to any utility easements, roads, or rights of way, existing or of record, affecting said real estate.

EXHIBIT A

PARCEL NO. 2 - continued

ALSO, a tract of land in Brown County, Indiana, located in the Northwest quarter of Section 35, Township 9 North, Range 2 East and further described as follows: Beginning at an iron pin 83.2 feet West of the Northeast corner of the Northwest quarter of said Section 35, and running thence South 43 degrees 56 minutes East 65.0 feet to an iron pin; thence South 39 degrees 11 minutes West 121.7 feet to a concrete marker; thence South 59 degrees 30 minutes West 123.3 feet to an iron pin; thence North 31 degrees 15 minutes West 228.0 feet to an iron pin; thence East 211.9 feet to the place of beginning, containing 0.79 of an acre, more or less.

EXCEPT THEREFROM: A part of the Northeast quarter of the Northwest quarter of Section 35, Township 9 North, Range 2 East and more particularly described as follows: Beginning at a point located 154.5 feet West of the Northeast corner of said quarter and running thence South 32 degrees 25 minutes East 150.8 feet to a concrete monument on the right of way of Highway No. 46; thence following said right of way line South 59 degrees 30 minutes West 123.3 feet to an iron pin; thence North 31 degrees 15 minutes West 228.0 feet to an iron pin; thence East 140.6 feet to the place of beginning, containing 0.53 of an acre, more or less; leaving after said exception 0.26 of an acre, more or less.

Subject to any utility easements, roads, or rights of way, existing or of record, affecting said real estate.

PARCEL NO. 3

The South half of the East half of Section 5, Township 33 North, Range 8 West of the Second Principal Meridian containing 156.95 acres, more or less, in Cedar Creek Township, Lake County, Indiana; excepting therefrom, however, a 10-acre tract out of the Northwest corner thereof, having frontage of approximately 330 feet on County Road 10, and 1320 feet North to South, previously sold to Daniel and Betty Lynch.

ALSO, the North half of the Northwest quarter of Section 9, Township 33 North, Range 8 West of the Second Principal Meridian, containing 80 acres, more or less; and part of the South half of the Southwest quarter of Section 4, Township 33 North, Range 8 West of the Second Principal Meridian described as follows: Beginning at the Southwest corner of said Section; thence East

PARCEL NO. 3 - continued

along the South line thereof to the West line of the road running North and South through the center of said Section; thence North along the West line of said road 11.91 feet to a point on the Centerline of a fence as now established; thence Westerly along said Centerline of said fence to a point on the West line of said Section; thence South along the West line of said Section 39 feet, more or less, to the place of beginning, containing 1.55 acres, more or less, in Lake County, Indiana; Containing altogether 81.55 acres, more or less.

Subject to any utility easements, roads, or rights of way, existing or of record, affecting said real estate.

Subject to a Contract For The Sale Of Real Property between Wrel C. Emory and Irene L. Emory, as Sellers, and Verne L. Rosenthal and Joanne E. Rosenthal, as Buyers, dated April 16, 1970, and recorded July 3, 1979, as Instrument No. 537037 in the office of the Recorder of Lake County, Indiana, and the amendment thereof dated February 25, 1982, and recorded April 21, 1982, as Instrument No. 666242, in the Office of the Recorder of Lake County, Indiana.

