

2006 016629

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2006 MAR -1 PM 3:14

MICHAEL A. BROWN
RECORDER

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

IN RE: WALTER SLAZYK
DECEDENT
DATE OF DEATH: AUGUST 1, 2005

SMALL ESTATES AFFIDAVIT

SUSAN M. BURKE, the undersigned Affiant herein, being duly sworn upon oath states as follows:

1. That the above-named decedent died testate on August 1, 2005, while domiciled in Lake County, Indiana and that the Will of decedent was not probated but a copy of said Will is attached to this Affidavit as Exhibit "A".

2. That no petition for the appointment of a personal representative of said decedent is pending in any Court in this State and that forty-five (45) days have elapsed since the death of the decedent.

3. That the following named persons are the only heirs, legatees or devisees of the decedent:

SUSAN M. BURKE - Daughter
7800 Hunt Road
Springfield, IL 62712

STACY L. DIGGS - Daughter
1270 N. 122nd Street
Wauwatosa, WI 53226

4. 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. 29-1-8-1 (\$25,000.00), the costs and expenses of administration and reasonable funeral expenses.

5. That the following is a full description of all the personal property belonging to the decedent, together with the estimated value thereof, according to the best knowledge and information of the affiant herein:

ONLY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER

1328339 0

MAR 01 2006

HOLD FOR THE TALON GROUP

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

004559

29
1/20
2006

An undivided one-third (1/3rd) interest in the following real estate:

Lot 10, Block 14, in Town of Ross, as per plat thereof, recorded in Miscellaneous Record #A#, pages 254 and 421, in the Office of the Recorder of Lake County, Indiana Commonly known as 3717 W. 48th Ave., Gary, IN (Key #: 01-39-0344-0008 Taxing Unit 01

Sale Price:	\$ 62,000.00
Less Mortgage (approx):	- 43,000.00
Net Value:	19,000.00

Decedent owned 1/3rd: \$ 6,333.00

Mercantile National Bank Accounts: \$ 978.79

2003 Ford F150 Pick-Up Truck \$ 9,105.00

General Household furnishings: \$ 200.00

6. That the following list of persons, firms or corporations are the only creditors of the estate and the amount set opposite each name is the sum due said creditor, so far as the same is known to the affiant: NONE.

7. Affiant further states that she knows of her own knowledge that the value of the gross estate of the above decedent, Walter Slazyk, at the time of his death, within the meaning of the Federal Estate laws, was less than that required for the filing of a Federal Estate Tax Return, and that the estate of said decedent was not subject to any Federal Estate taxes.

8. That by reason of the above-stated matters, the affiant requests that the above-enumerated personal property of the decedent be transferred to affiant herein pursuant to the provisions of decedent's Last Will and Testament, in accordance with provisions of I.C. 29-1-8-1 and I.C. 29-1-8-2.

WHEREFORE the affiant herein hereby requests that the individual or corporation heretofore named, presently in possession of the above-enumerated personal property of the decedent, transfer the same to said affiant, pursuant to Ind.Code 29-1-8-1 and that distribution of said property to the affiant herein, shall release said individual or institution from any liability with regard to the proper application and disbursement of said personal property, and

That the affiant herein hereby charges herself with the responsibility of proper disbursement of the funds according to the provisions of the Indiana Code, and hereby agrees to hold harmless said individual or institution transferring same from any liability with regard to the transfer of said personal property.

Affiant further sayeth not.

Susan M. Burke

SUSAN M. BURKE
Affiant

STATE OF IN)
) ss:
COUNTY OF Lake)

SUBSCRIBED AND SWORN to before me, a Notary Public residing in and for said County and State, on this 22 day of February, 2006.

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

MY COMMISSION EXPIRES:

DruAnne M. Bocek

NOTARY PUBLIC

" NOTARY SEAL "
DruAnne M. Bocek, Notary Public
Lake County, State of Indiana
My Commission Expires 8/28/06

THIS INSTRUMENT PREPARED BY:

MICHAEL D. DOBOSZ #14539-45
HILBRICH CUNNINGHAM SCHWERD DOBOSZ & VINOVIKH, LLP
2637-45th Street
Highland, IN 46322
PH: 219/924-2427

LAST WILL AND TESTAMENT OF

Walter Sloszyk

RECEIVED
AUG 09 2005
PAUL G. KARRAS

BE IT KNOWN THIS DAY THAT,

I, Walter E. Sloszyk of Lake County, Indiana, being of legal age and of sound and disposing mind and memory, and not acting under duress, menace, fraud, or undue influence of any person, do make, declare and publish this to be my Will and hereby revoke any Will or Codicil I may have made.

ARTICLE ONE
Marriage and Children

I am single (^{wes} ~~never married~~) and have the following adult children:

Name: Susan M. Burke Date of Birth: Oct 5, 1963
Name: Stacy L.P. Diggs Date of Birth: June 27, 1967
Name: _____ Date of Birth: _____

ARTICLE TWO
Debts and Expenses

I direct my Personal Representative to pay all costs and expenses of my last illness and funeral expenses. I further direct my Personal Representative to pay all of my just debts that may be probated, registered and allowed against my estate as. However, this provision shall not extend the statute of limitations for the payment of debts, or enlarge upon my legal obligation or any statutory duty of my Personal Representative to pay debts.

ARTICLE THREE
Specific Bequests of Real and/or Personal Property

I will, give and bequeath unto the persons named below, if he or she survives me, the Property described below:

Name: Susan M. Burke Address: 7800 Hunt Rd. Springfield, IL Relationship: Daughter
Property: 071912813-4377249-62707-8996
19 113 09 1049 (25 IN TV)

Name: Stacy L. Diggs Address: 1270 N. 122 St. Wauwatosa Wis. Relationship: Daughter
Property: 071912813-4377249-1049 53226-3118
19 113 09 (VCR)

Signed by Testator/Testatrix:

Walter E. Sloszyk

Name Address Relationship

Property:

In the event I name a person in this Article and said person predeceases me, the bequest to such person shall lapse and the property shall pass under the other provisions of this Will. In the event that I do not possess or own any property listed above on the date of my death, the bequest of that property shall lapse.

**ARTICLE FOUR
Homestead or Primary Residence**

I Will, devise and bequeath all my interest in my homestead or primary residence, if I own a homestead or primary residence on the date of my death that passes through this Will, to my child(ren), SUSAN M. BURKE STACY L. DIGGS I have and name more than one child, they are to receive the property, equally, per stirpes.

**ARTICLE FIVE
All Remaining Property - Residuary Clause**

I will, devise, bequeath and give all the rest and remainder of my property and estate of every kind and character, including, but not limited to, real and personal property in which I may have an interest at the date of my death and which is not otherwise effectively disposed of, to My Children, SUSAN M. BURKE STACY L. DIGGS I have and name more than one child, they are to receive the property, equally, per stirpes.

**ARTICLE SIX
Appointment of Personal Representative, Executor or Executrix**

I hereby appoint SUSAN M. BURKE, as Personal Representative of my estate and this Will. In the event my Personal Representative shall predecease me, or, for any reason, shall fail to qualify or cease to act as my Personal Representative, then I hereby appoint STACY L. DIGGS to serve as successor Personal Representative of my estate and Will.

The term "Personal Representative", as used in this Will, shall be deemed to mean and include "Personal Representative", "Executor" or "Executrix".

**ARTICLE SEVEN
Waiver of Bond, Inventory, Accounting, Reporting and Approval**

My Personal Representative and successor Personal Representative shall serve without any bond, and I hereby waive the necessity of preparing or filing any inventory, accounting, appraisal, reporting, approvals or final appraisalment of my estate.

Signed by Testator/Testatrix: Walter E. Slaysick

ARTICLE EIGHT
Powers of Personal Representative, Executor and Executrix

I direct that my Personal Representative shall have broad discretion in the administration of my Estate, without the necessity of Court approval. I grant unto my Personal Representative, all powers that are allowed to be exercised by Personal Representatives by the laws of the State of Indiana and to the extent not prohibited by the laws of Indiana, the following additional powers:

1. To exercise all of the powers, rights and discretions granted by virtue of any "Uniform Trustees' Powers Law," and/or "Probate Code" adopted by the State of Indiana.
2. To compromise claims and to abandon property which, in my Executor's opinion is of little or no value.
3. To purchase or otherwise acquire and to retain any and all stocks, bonds, notes or other securities, or shares or interests in investment trusts and common trust funds, or in any other property, real, personal or mixed, as my Personal Representative may deem advisable, whether or not such investments or property be of the character permissible by fiduciaries, without being liable to any person for such retention or investment.
4. To settle, adjust, dissolve, windup or continue any partnership or other entity in which I may own a partnership or equity interest at the time of my death, subject, however, to the terms of any partnership or other agreement to which I am a party at the time of my death. I authorize my Personal Representative to continue in any partnership or other entity for such periods and upon such terms as they shall determine. My Personal Representative shall not be disqualified by reason of being a partner, equity owner or title holder in such firm from participating on behalf of my estate in any dealings herein authorized to be carried on between my Personal Representative and the partners or equity owners of any such partnership or other entity.
5. To lease, sale, or offer on a lease purchase, any real or personal property for such time and upon such terms and conditions in such manner as may be deemed advisable by my Personal Representative, all without court approval.
6. To sell, exchange, assign, transfer and convey any security or property, real or personal, held in my estate, or in any trust, at public or private sale, at such time and price and upon such terms and conditions (including credit) as my Personal Representative may deem advisable and for the best interest of my estate, or any trust. I hereby waive any requirement of issuing summons, giving notice of any hearing, conducting or holding any such hearing, filing bond or other security, or in any way obtaining court authority or approval for any such sale, exchange, assignment, transfer or conveyance of any real or personal property.
7. To pay all necessary expenses of administering the estate and any trust including taxes, trustees' fees, fees for the services of accountants, agents and attorneys, and to reimburse said parties for expenses incurred on behalf of the estate or any trust hereunder.

Signed by Testator/Testatrix:

Walter E. Slazys

8. Unless otherwise specifically provided, to make distributions (including the satisfaction of any pecuniary bequest) in cash or in specific property, real or personal, or in an undivided interest therein, or partly in cash and partly in other property, and to do so with or without regard to the income tax basis of specific property allocated to any beneficiary and without making pro rata distributions of specific assets.

9. To determine what is principal and what is income with respect to all receipts and disbursements; to establish and maintain reserves for depreciation, depletion, obsolescence, taxes, insurance premiums, and any other purpose deemed necessary and proper by them and to partite and to distribute property of the estate or trust in kind or in undivided interests, and to determine the value of such property.

10. To participate in any plan of reorganization, consolidation, dissolution, redemption, or similar proceedings involving assets comprising my estate or any trust created hereunder, and to deposit or withdraw securities under any such proceedings.

11. To perform such acts, to participate in such proceedings and to exercise such other rights and privileges in respect to any property, as if she or he were the absolute owner thereof, and in connection therewith to enter into and execute any and all agreements binding my estate and any trust created hereunder.

12. To compromise, settle or adjust any claim or demand by or against my estate, or any trust, to litigate any such claims, including, without limitation, any claims relating to estate or income taxes, or agree to rescind or modify any contract or agreement.

13. To borrow money from such source or sources and upon such terms and conditions as my Personal Representative shall determine, and to give such security therefor as my Personal Representative may determine.

All authorities and powers hereinabove granted unto my Personal Representative shall be exercised from time to time in her or his sole and absolute discretion and without prior authority or approval of any Court, and I intend that such powers be construed in the broadest possible extent.

ARTICLE NINE
Construction Intentions

It is my intent that this Will be interpreted according to the following provisions:

1. The masculine gender shall be deemed to include the feminine as well as the neuter, and vice versa, as to each of them; the singular shall be deemed to include the plural, and vice versa.
2. The term "testator" as used herein is deemed to include me as Testator or Testatrix.
3. This Will is not a result of a contract between myself and any beneficiary, fiduciary or third party and I may revoke this Will at any time.

Signed by Testator/Testatrix:

Datta E. Nayak

4. If any part of this Will shall be declared invalid, illegal, or inoperative for any reason, it is my expressed intent that the remaining parts shall be effective and fully operative and it is my intent that any Court so interpreting same construct this Will and any provision in favor of survival.

**ARTICLE TEN
Misc. Provisions**

I direct that this Will and the construction thereof shall be governed by the Laws of the State of Indiana.

(I have placed my initials next to the provisions below that I desire to adopt. Unmarked provisions are not adopted by me and are not a part of this Will)

W.E.S. If any person named herein is indebted to me at the time of my death and such indebtedness be evidenced by a valid Promissory Note payable to me, then such person's portion of my estate shall be diminished by the amount of such debt.
Signed if Selected: Walter Slazyk

Any and all debts of my estate shall first be paid from my residuary estate. Any debts on any real property left herein shall be assumed by the person to receive such real property and not paid by my Personal Representative.
Signed if Selected: _____

W.E.S. I desire to be buried in the Holy Cross cemetery in Cook County, INDIANA.
Signed if Selected: Walter E Slazyk
B-19796 Lot 29
Block 21
Sec. 18
I direct that my remains be cremated and that the ashes be disposed of according to the wishes of my Executor.

Walter E. Slazyk, having signed this Will in the presence of Charles Majeski and Glenda Majeski who attested it at my request on this the 2 day of JUNE, 2003 at WALTER SLAZYK 3721 W. 48TH PL GARY IN 46408 (address), declare this to be my Last Will and Testament.

Walter E. Slazyk
Testator/Testatrix



Signed by Testator/Testatrix: Walter E. Slazyk

The above and foregoing Will of Walter E. Slazyski (name of testator/testatrix) was declared by Walter E. Slazyski (name of testator/testatrix) in our view and presence to be his/her Will and was signed and subscribed by the said Walter E. Slazyski (name of testator/testatrix) in our view and presence and at his/her request and in the view and presence of Walter Slazyski (name of testator/testatrix) and in the view and presence of each other, we, the undersigned, witnessed and attested the due execution of the Will of Walter E. Slazyski (name of testator/testatrix) on this the 22 day of June, 2003.

[Signature]
Witness Signature
Print Name: Charles J. Majeski
Address: 3716 W. 48th Pl.
City, State, Zip: Gary IN. 46408
Phone: (219) 980-5316

[Signature]
Witness Signature
Print Name: Glenda M. Majeski
Address: 3716 W. 48th Pl.
City, State, Zip: Gary IN. 46408
Phone: (219) 980-5316



Signed by Testator/Testatrix: Walter E. Slazyski

UNDER PENALTIES FOR PERJURY, we, the undersigned testator/testatrix and the undersigned witnesses, respectively, whose names are signed to the attached or foregoing instrument declare:

- (1) that the testator/testatrix executed the instrument as the testator's/testatrix's will;
- (2) that, in the presence of both witnesses, the testator/testatrix signed or acknowledged the signature already made;
- (3) that the testator/testatrix executed the will as a free and voluntary act for the purposes expressed in it;
- (4) that each of the witnesses, in the presence of the testator/testatrix and of each other, signed the will as a witness;
- (5) that the testator/testatrix was of sound mind when the will was executed; and
- (6) that to the best knowledge of each of the witnesses the testator/testatrix was, at the time the will was executed, eighteen (18) or more years of age or was a member of the armed forces or of the merchant marine of the United States or its allies.

Document
Testator/Testatrix Walter E. Slayski


NOT OFFICIAL
Date June 22, 2003

This Document is the property of
the Lake County Recorder

Witness [Signature]

Witness [Signature]

STOP


RECORDER'S OFFICE
SEAL
INDIANA

Walter E. Slayski

Declaration

This form is to be signed by the preparer of a document and recorded with each document in accordance with IC 36-2-7.5-5(a).

I, the undersigned preparer of the attached document, in accordance with IC 36-2-7.5, do hereby affirm under the penalties of perjury:

1. I have reviewed the attached document for the purpose of identifying and, to the extent permitted by law, redacting all Social Security numbers.
2. I have redacted, to the extent permitted by law, each Social Security number in the attached document.

I, the undersigned, affirm under the penalties of perjury, that the foregoing declarations are true.



Mary Ann Hoogveen
Signature of Declarant

Mary Ann Hoogveen
Printed Name of Declarant