

STATE OF INDIANA )  
 ) SS: IN THE LAKE CIRCUIT COURT  
COUNTY OF LAKE ) PROBATE DIVISION,  
 ) SITTING AT CROWN POINT, INDIANA

IN THE MATTER OF THE ESTATE OF ) CAUSE NUMBER:  
 ) 45C01-0310-ES-353  
MARK T. SMITH, DECEASED. )

**ORDER APPROVING PERSONAL REPRESENTATIVE'S FINAL REPORT  
AND ACCOUNTING, PETITION TO ALLOW ACCOUNTING, PETITION TO  
DETERMINE HEIRSHIP, AND PETITION FOR ORDER APPROVING  
DISTRIBUTION AND CLOSING ESTATE**

Filed in Open Court

AUG 16 2007

This cause came to be heard this 16 day of NOVEMBER

*Thomas R. Philpot*  
CLERK LAKE CIRCUIT COURT

the final account, petition to settle and allow account, and for authority to distribute estate filed by Kevin Smith as personal representative of the estate of Mark T. Smith, deceased, which account and petition are on file with the Court and a part of the Court's record.

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

1. That due notice of the filing of said accounting and petition and hearing on the same were given to all persons interested in said estate. That all heirs at law of the decedent have signed a consent to the final accounting and have waived notice of a formal hearing pursuant to the provisions of IC § 29-1-16-6, and that this matter is now properly before the Court for final action thereon.

2. That Mark T. Smith died intestate a resident of Lake County, State of Indiana, on September 21, 2003, and said personal representative was issued

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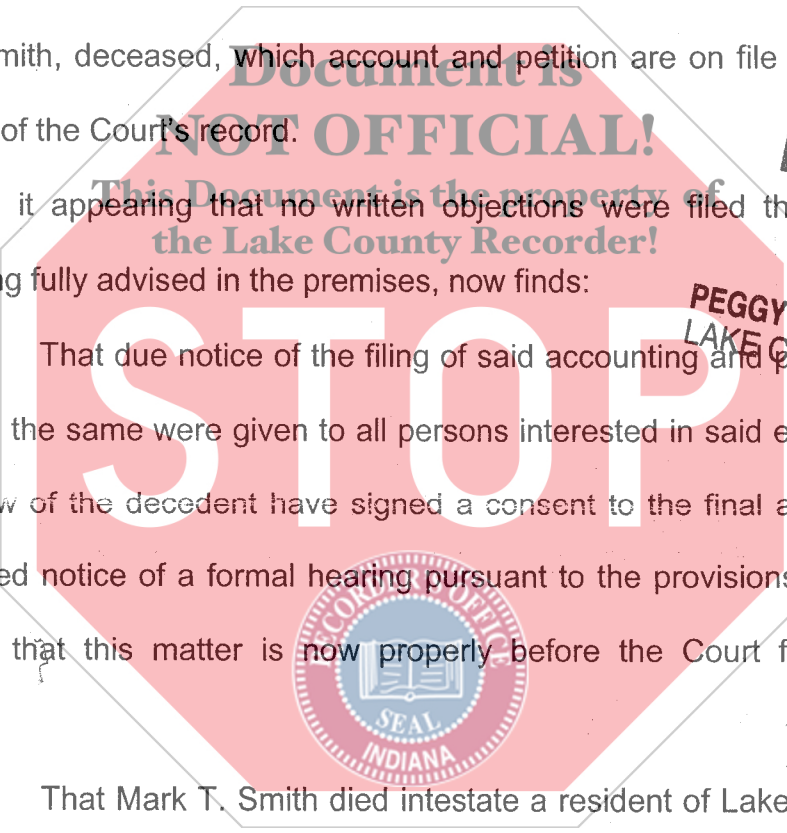
*Thomas R. Philpot*  
CLERK LAKE CIRCUIT COURT

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AUG 17 2007

*Thomas R. Philpot*



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LAKE COUNTY AUDITOR



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Letters of Administration on October 16, 2003, and since that date has continued to serve in such capacity.

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

4. That notice of his appointment as personal representative of the estate of Mark T. Smith was first published to creditors on the 30<sup>th</sup> day of October, 2003 pursuant to IC § 29-1-7-7(b), in the Crown Point Star, and that three (3) months have elapsed since the first published notice to creditors, and that all known creditors and reasonably ascertainable creditors of the decedent have appropriately notified as provider under IC § 29-1-7-7(c) and IC § 29-1-7-7(d).

5. That distribution of the balance of the property remaining on said personal representatives hands for distribution has been made pursuant to the distribution said forth in the final accounting to the decedent's heir at law and is hereby and all things approved.

6. Said personal representative has complied with the terms of this order and that said Personal Representative has and all thing carry out the provisions of this final decree and distribution has been completed: therefore said Personal Representative is hereby released and discharged from any further liability or responsibility, along with surety, as Personal Representative of the Estate of MARK T. SMITH, DECEASED and that this estate is ordered closed as of this date.

7. That the decedent owned no real estate at the time of his death a certain piece of real estate located at 9535 Roosevelt Place in the County of Lake, State of Indiana, more particularly described as follows: County of Lake, and that upon the death of said decedent, said real estate vested by the laws of intestacy in Austin Smith, adult son, and a copy of this decree showing the vesting of said real estate should be recorded in the office of the County Recorder of the County in which said real estate is located.

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

1. That all heirs at law have received appropriate notice of the final accounting by the clerk of the court as provided under IC § 29-1-16-6 and signed a consent to the final accounting and have waived notice of a formal hearing pursuant to the provisions of IC § 29-1-16-6.

2. Said Final Report and Accounting of said personal representative is hereby in all things approved, settled, and confirmed.

3. That the distribution of the balance of the property remaining in said personal representative's hands for distribution should be made pursuant to the distribution set forth in the final accounting to the decedent's heirs at law and is hereby in all things approved.

4. That pursuant to the laws intestacy, the following described real estate, to-wit: Wirtz Crown Heights, Unit 6, Lot 4 is hereby vested in Austin Smith. And that said personal representative is hereby directed to procure and

Parcel 33-23-0130-0004

record in the office of the Recorder of Lake County, being the county in which said real estate is located, a certified copy of this Final Decree.

5. Said personal representative is hereby directed to distribute and pay the balance of the estate for distribution as follows:

6. Said personal representative is hereby directed to file a Supplemental Report showing that he has complied with the terms of this order and that said personal representative has in all things carried out the provisions of this final decree.

ALL OF WHICH IS FOUND AND RECOMMENDED this 16 day of August, 2007.

*George C. Paras*

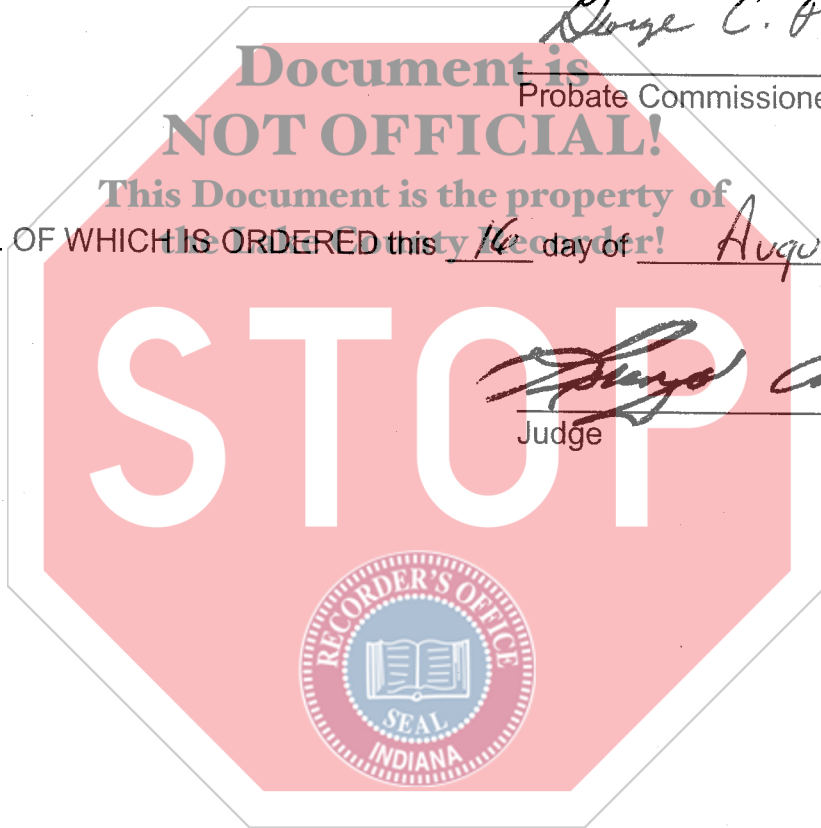
Probate Commissioner

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ALL OF WHICH IS ORDERED this 16 day of August, 2007.

*George A. Anselmi*  
Judge



↓  
M&W management  
US. HWY 30  
Dyer In 46311

In response to item number 5 from Auditor's check list is:

Commonly Known Address:

Austin Smith  
3849 Wicker Avenue  
Highland, IN 46322

