

STATE OF INDIANA)
COUNTY OF LAKE)

ss:

IN THE LAKE SUPERIOR COURT
CIVIL DIVISION, ROOM NO. FIVE
HARMONY, INDIANA

Filed in Open Court

IN THE MATTER OF THE ESTATE)

JUL 05 2000

61 2556

OF

ESTATE NO. 45 DO5-9701-ES-004

DOROTHY BRUECKHEIMER, DECEASED,)
PLAINTIFF)
vs.)
JAMES M. ANTON)
DEFENDANT)
LAKE SUPERIOR COURT

2008 079185

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

This cause came to be heard on the 5th day of July, 2000, which hearing was continued from February 29, 2000, upon the final account, petition to settle and allow account, and for authority to distribute estate filed by Robert Uphold as Personal Representative of the Estate of Dorothy Brueckheimer, deceased, together with Waiver of Itemized Accounting and Receipt, Waiver and Consent to Personal Representative's Final Account, which account, petition and receipt, waiver and consents 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 premise 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. That Dorothy Brueckheimer, died testate, a resident of the

FILED

NOV 19 2008

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

019290

722
KS

Estate of Dorothy Brueckheimer, deceased.
Estate No. 45 D05-9701-ES-004

County of Lake, State of Indiana, on the 10th day of November, 1996, and her Last Will and Testament was duly admitted to probate before this Court on the 7th day of January, 1997, and this Court appointed said Robert Uphold as personal representative of the Last Will and Testament of the decedent, and said personal representative was issued Letters of Testamentary on the 7th day of January, 1997, to him and since that date he has continued to serve in such capacity.

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

4. More than five (5) months have elapsed since the date of 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 her personal representative was an employer 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: Decedent's two sons, Robert Uphold and Donald Uphold. 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, as

Estate of Dorothy Brueckheimer, deceased
Estate No. 45 D05-9701-ES-004

evidenced by their receipts which are attached hereto and made part of this accounting.

6. That the decedent owned a certain piece of real estate located in the County of Lake, State of Indiana, more particularly as follows:

Parcel I:

The South Half (1/2) of Lot 2, Block 2, Agnes Roberts' Subdivision in the City of Hammond as shown in Plat Book 2, Page 20, in Lake County, Indiana, more commonly known and described as 1509 Roberts Avenue, Hammond, Whiting P.O., Indiana.

and that under Item Five of the Last Will and Testament of the decedent, said real estate was devised to Robert Uphold on the condition that Patrick and Karen Nee, husband and wife, have the option to purchase the real estate for the gross amount of \$50,000.00, which option was exercised by Mr. & Mrs. Patrick Nee.

The real estate was sold for \$50,000.00 during the administration of the estate pursuant to the power of sale authority in the Last Will and Testament of the decedent with closing held on October 24, 1997, and the net proceeds distributed to Robert Uphold.

Parcel II: A certain piece of real estate located in the County of Lake, State of Indiana, more particularly described as follows:

The North Half (1/2) of Lot 2, Block 2, Agnes Roberts'

Estate of Dorothy Brueckheimer, deceased
Estate No. 45 D05-9701-ES-004

Subdivision, in the City of Hammond, as shown in Plat Book 2, page 20, in Lake County, Indiana, more commonly known and described as 1507 Roberts Avenue, Hammond, Whiting P.O., Indiana.

and that said real estate was sold by the decedent during her lifetime by Contract for Conditional Sale of Real Estate dated December 2, 1994 to Gilbert George York and Joyce Ann York, husband and wife. Item Four of the Last Will and Testament bequeathed to the decedent's son, Donald Uphold, the unpaid balance owed on the Contract.

The title to the above described real estate (Parcel II) was not conveyed by the decedent during her lifetime and upon her death the title is now vested in the decedent's son, Donald Uphold.

**This Document is the property of
the Lake County Recorder!**

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. That 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.

Estate of Dorothy Brueckheimer, deceased
Estate No. 45 D05-9701-ES-004

3. That pursuant to the decedent's Last Will and Testament the following described real estate, to-wit:

Parcel I:

The South Half (1/2) of Lot 2, Block 2, Agnes Roberts' Subdivision in the City of Hammond as shown in Plat Book 2, Page 20, in Lake County, Indiana, more commonly known and described as 1509 Roberts Avenue, Hammond, Whiting P.O., Indiana.

and that under Item Five of the Last Will and Testament of the decedent, said real estate was devised to Robert Uphold on the condition that Patrick and Karen Nee, husband and wife, have the option to purchase the real estate for the gross amount of \$50,000.00, which option was exercised by Mr. & Mrs. Patrick Nee.

The real estate was sold for \$50,000.00 during the administration of the estate pursuant to the power of sale authority in the Last Will and Testament of the decedent with closing held on October 24, 1997 and the net proceeds distributed to Robert Uphold.

Parcel II: A certain piece of real estate located in the County of Lake, State of Indiana, more particularly described as follows:

The North Half (1/2) of Lot 2, Block 2, Agnes Roberts' Subdivision, in the City of Hammond, as shown in Plat Book 2, page 20, in Lake County, Indiana, more commonly known and described as 1507 Roberts Avenue, Hammond, Whiting P.O., Indiana.

and that said real estate was sold by the decedent during her lifetime by Contract for Conditional Sale of Real Estate dated

Estate of Dorothy Brueckheimer, deceased
Estate No. 45 D05-9701-ES-004

December 2, 1994 to Gilbert George York and Joyce Ann York, husband and wife. Item Four of the Last Will and Testament bequeathed to the decedent's son, Donald Uphold, the unpaid balance owed on the Contract.

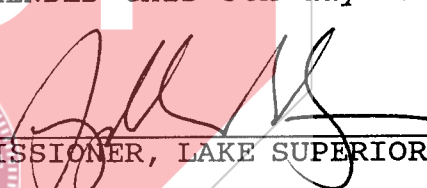
The title to the above described real estate (Parcel II) was not conveyed by the decedent during her lifetime and upon her death the title is now vested in the decedent's son, Donald Uphold.

4. Said personal representative having made distribution of all assets and property and having attached receipts 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 Dorothy Brueckheimer, deceased.


Said estate is ordered closed.

ALL OF WHICH IS FOUND AND RECOMMENDED this 5th day of July, 2000.



PROBATE COMMISSIONER, LAKE SUPERIOR COURT

ALL OF WHICH IS SO ORDERED AND APPROVED this 5th day of July, 2000.



JUDGE, LAKE SUPERIOR COURT