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COUNTY OF LAKE

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IN RE:

MARTHA J. M. WILLIAMS.

DECEASED

## AFFIDAVIT FOR TRANSFER OF REAL PROPERTY

- That the above-named decedent died testate on January 4, 2011, while domiciled in Lake County, Indiana, and that the Will of the decedent was probated and spread of record in the Lake County Circuit Court on May 12, 2011, and a copy of that Will is attached hereto as "Exhibit A" and incorporated herein by reference.
  - 2. That forty-five (45) days have elapsed since the death of the decedent.
- That no application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction, or is contemplated to be filed.
  - That the following persons are the heirs of the decedent: 4.

David Earl Harris, Adult Son OFF Deborah Williams, Adult Daughter 3763 Hickory View Drive cument is 13007 West 63rd Place Hamilton, OH 45011 Lake Count Merrillville, IN 46410

- That the value of the decedent's gross probate estate, less liens and encumbrances, does 5. not exceed the sum of Fifty Thousand Dollars (\$50,000.00), as provided under I.C. §29-1-8-3, the costs of expenses of administration and reasonable funeral expenses.
- That among the decedent's probate assets are the following interests in certain parcels of real estate located in Lake County, Indiana, more particularly described as follows:

A fee simple interest in a parcel of real estate located in Lake County, Indiana, more particularly described as follows: The East 125.9 feet of Lot 9, except North 25.33 feet and East 125.9 feet of North 39.66 feet of Lot 10, First Realty Corporation's Sunnyside Acres Addition to Gary, as shown in Plat 4-404-00 a 46409.

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INGA KATONA

VIDITOR

E Book 25, page 21, in Lake County, Indiana. Parcel No. 45-08-34-404-033.000-004. Commonly known as 4994-98 Kentucky Street, Gary, Indiana 46409.

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PEGGY HOLINGA KATONA LAKE COUNTY AUDITOR

- B. An undivided one-half (1/2) interest as a tenant-in-common in a parcel of real estate located in Lake County, Indiana, more particularly described as follows: The East 125. 9 feet of Lot 16, except the North 41.33 feet and the East 125.9 feet of the North 55.66 feet of Lot 17, First Realty Corporation's Sunnyside Acres Addition to Gary, as shown in Plat Book 25, page 21, in Lake County, Indiana. Parcel No. 45-08-34-404-039.000-004. Commonly known as 5078-82 Kentucky Street, Gary, Indiana 46409.
- 7. That the individual entitled to the real estate described in Paragraph 6(A) above as a result of the decedent's death is the following devisee listed under Article II(A) of the decedent's Last Will and Testament, namely:

Deborah Williams, Adult Daughter 3007 West 63<sup>rd</sup> Place Merrillville, IN 46410

8. That the individual entitled to the real estate described in Paragraph 6(B) above as a result of the decedent's death is the following devisee listed under Article II(B) of the decedent's Last Will and Testament, namely:

David Earl Harris, Adult Son OFFICIAL!
3763 Hickory View Drive cument is the property of
Hamilton, OH 45011
the Lake County Recorder!

- 9. That by reason of the above-stated matters, the affiant requests that the decedent's interests in the above-referenced real estate be transferred as set forth in Paragraphs 7 and 8 above pursuant to Article II(A) and Article II(B) of the decedent's Last Will and Testament, in accordance with the provisions of I.C. §29-1-8-1, §29-1-8-2 and §29-1-8-3.
  - 10. The shares of the decedent's heirs have been calculated as follows:
  - A. Deborah Williams a one hundred (100%) percent fee simple interest in a parcel of real estate located in Lake County, Indiana, more particularly described as follows: The East 125.9 feet of Lot 9, except North 25.33 feet and East 125.9 feet of North 39.66 feet of Lot 10, First Realty Corporation's Sunnyside Acres Addition to Gary, as shown in Plat Book 25, page 21, in Lake County, Indiana. Parcel No. 45-08-34-404-033.000-004. Commonly known as 4994-98 Kentucky Street, Gary, Indiana 46409.

David Earl Harris - an undivided one-half (1/2) interest as a tenant-incommon in a parcel of real estate located in Lake County, Indiana, more particularly described as follows: The East 125. 9 feet of Lot 16, except the North 41.33 feet and the East 125.9 feet of the North 55.66 feet of Lot 17, First Realty Corporation's Sunnyside Acres Addition to Gary, as shown in Plat Book 25, page 21, in Lake County, Indiana. Parcel No. 45-08-34-404-039.000-004. Commonly known as 5078-82 Kentucky Street, Gary, Indiana 46409.

Doub Earl Harris

STATE OF OHIO

COUNTY OF Hami

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared David Earl Harris, who acknowledged the execution of the foregoing Affidavit for Transfer of Real Property and delivered said instrument as his free and voluntary act, for the uses and purposes set forth therein. Document is

WITNESS my hand and Notarial Seal this 1 day of March, 2011.

Notary Public A Resident of \_ County

SHERRIE M. BEAUDREY Notary Public, State of Ohio My Commission Expires 01-16-2012

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

Benjamin T. Ballou

This Instrument Prepared By:

My Commission Expires:

1-16-2012

Benjamin T. Ballou, Attorney at Law 8700 Broadway, Merrillville, IN 46410

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## 4 5 CO1 11 O5 EM - 0 12 3

## Filed in Glerk's Office

## Last Will and Testament

MAY 12 2011

of

MARTHA J.M. WILLIAMS

Male Cobur

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

I.

I direct my personal representative, hereinafter named, to pay all my debts, the expenses of my last illness and burial, my funeral expenses and the expenses of administration of my estate as soon as practicable after my death out of the residue of my estate.

I do further direct that all estate, inheritance, transfer, legacy or succession taxes, which may be assessed or imposed with respect to my estate, or any part, wheresoever situated, whether or not passing under my will, including the taxable value of all policies of insurance on my life, and all transfers, powers, rights or interests includable in my estate for purposes of such taxes shall be paid out of my residuary estate, and such payments shall be made as an expense of administration without apportionment, and I do further authorize my personal representative to pay, compromise and settle any such taxes, whether on present or future interests.

II.

I do hereby make the following specific bequests, to-wit:

- A. The duplex located at 4994-4998 Kentucky Street, Gary, Lake County, Indiana shall be distributed to my daughter, DEBORAH WILLIAMS, and if she shall happen to predecease me, then this gift shall be of no force and effect and shall lapse.
- B. The duplex located at 5078-5082 Kentucky Street, Gary, Lake County, Indiana is presently owned by my son, DAVID E. HARRIS, and me as tenants-in-common. My interest in said duplex shall be distributed to my son, DAVID E. HARRIS, and if he shall happen to predecease me, then to my granddaughter, ELIZABETH HARRIS, and if she shall happen to predecease me, then this gift shall be of no force and effect and shall lapse.

August 12, 2008 Page 1 Marthy Am Williams
DATE SIGNATURE

EXHIBIT A

I do give and bequeath all of my household goods, automobiles, clothing, remaining jewelry, personal effects and all other tangible personal property, wherever located, not used or held for sale in connection with a trade or business or for the production of income, absolutely and free and clear of all trusts, as follows:

- A. Fifty percent (50%) shall be distributed to my son, DAVID E. HARRIS, and if he shall happen to predecease me, then this share shall be distributed to my granddaughter, ELIZABETH HARRIS, and my daughter, DEBORAH WILLIAMS, in equal shares, or to the survivor of them; and,
- B. Fifty percent (50%) shall be distributed to my daughter, DEBORAH WILLIAMS, and if she shall happen to predecease me, then to my son, DAVID E. HARRIS.

IV.

All the rest, residue and remainder of my estate of whatever nature and kind and wheresoever situated, I do give, devise and bequeath as follows:

- A. Fifty percent (50%) shall be distributed to my son, DAVID E. HARRIS, and if he shall happen to predecease me, then this share shall be distributed to my granddaughter, ELIZABETH HARRIS, and my daughter, DEBORAH WILLIAMS, in equal shares, or to the survivor of them; and,
- B. Fifty percent (50%) shall be distributed to my daughter, DEBORAH WILLIAMS, and if she shall happen to predecease me, then to my son, DAVID E. HARRIS.

 $\mathbf{V}$ 

My Executor is hereby directed and authorized to administer my estate pursuant to the provisions of unsupervised administration and the Court shall not be required to secure consents from the beneficiaries of my estate.

My Executor with respect to my estate shall have the following powers and others that may be granted by law to be exercised without the necessity of Court approval by the fiduciary as he, in his sole discretion, determines to be in the best interests of the beneficiaries:

a. To sell any property for each or on credit at public or private sale, to exchange any property for other property, to grant options to purchase or acquire any property, and to determine the prices and terms of sales, exchanges, and options.

August 12, 2008

Page 2 Months & M. William

SIGNATURE

- b. To operate, maintain, repair, rehabilitate, alter, improve, or remove any improvements on real estate. To make leases and subleases for terms of any length even though the terms may extend beyond the termination of the estate.
- c. To employ attorneys, auditors, depositories, and to keep any property in the name of the personal representative or a nominee with or without disclosure of said fiduciary relationship.
- d. To make any distribution or division of the estate property in cash or in kind or both.
- e. To the extent that any beneficiary hereunder is entitled to a distribution and is under the age of twenty-one (21), then the Executor, in the Executor's discretion, may distribute said property to the parent or guardian of said beneficiary for his/her benefit under the provisions of the Indiana Uniform Transfers to Minors Act.

VI.

I nominate and appoint DAVID E. HARRIS to be the Executor of this, my Last Will and Testament, and in the event my Executor does not survive me or for any reason fails or ceases to serve as such Executor, then I do nominate and appoint DEBORAH WILLIAMS as Successor Executrix.

I do further provide that my Executor or Successor Executrix named above shall serve without bond. the Lake County Recorder!

IN WITNESS WHEREOF, I have hereunto set my hand and seal to this, my Last Will and Testament, this 12th day of August, 2008.

Martha J.M. WILLIAMS

We, the undersigned attesting witnesses, do hereby attest that MARTHA J.M. WILLIAMS signed the above and foregoing instrument, declaring it to be her Last Will and Testament, in our presence, and that we, at her request and in her presence, and in the presence of each other, have hereunto affixed our signatures as attesting witnesses.

of 8700 Broadway

Merrillville, IN 46410

Of 8700 Broadway

Merrillville, IN 46410

Page 3

UNDER PENALTIES FOR PERJURY, We, MARTHA J.M. WILLIAMS, Benjamin T. Ballou, and Tiffany Peña, the Testatrix and witnesses respectively, whose names are signed to the attached or foregoing instrument declare:

- (1) that the Testatrix executed the instrument as her Will;
- (2) that in the presence of both witnesses, she signed or acknowledged her signature already made or directed another to sign for her in her presence;
- (3) that she executed the Will as her free and voluntary act for the purposes expressed in it;
- (4) that each of the witnesses, in the presence of the Testatrix and of each other, signed the Will as witnesses;
  - (5) that the Testatrix was of sound mind; and
- (6) that to the best of their knowledge the Testatrix was at the time 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.

