6/2)24 10:27 AM L F ES 25.00 BY: JAS

GINA PIMENTEL PG #: 6 RECORDER RECORDED AS PRESENTED

09/06/2024 04:02 PM LAKE COUNTY TOTAL FEES: 25.00 FILED FOR RECORD BY: JAS GINA PIMENTEL PG #: 6 RECORDER RECORDED AS PRESENTED

STATE OF INDIANA

SS: IN RE: DAVID J. FISHER, DECEDENT

COUNTY OF LAKE

TAX ID #: 45-12-24-379-002.000-046

Re-recorded to correct legal description. DEVOLUTION AFFIDAVIT

Daniel Fisher, having been duly sworn according to law, and pursuant to Indiana Code § 29-1-7-23, states:

- 1. David J. Fisher (AKA David James Fisher) died testate on January 19, 2024, while domiciled in Hobart, Indiana and his Last Will and Testament was filed and spread of record on April 16, 2024. See attached death certificate marked Exhibit "A" and attached Last Will and Testament of David J. Fisher, marked Exhibit "B".
 - 2. At least seven (7) months have elapsed since the death of the decedent.
- 3. No letters testamentary or letters of administration have been issued to a courtappointed personal representative for the decedent within the time limits specified in Indiana Code \$29-1-7-15.1(d) and a probate court has not issued findings and an accompanying order preventing the limitations in Indiana Code §29-1-7-15.1(b) from applying to the decedent's real property.
 - 4. I am related to the decedent as follows: I am the decedent's son.
- 5. The following named persons are the beneficiaries under the Last Will and Testament of the decedent entitled to receive the decedent's real estate:

Daniel Fisher, Adult Son, 20340 Hellenic Drive, Olympia Fields, IL 60461 Douglas Fisher, Adult Son, 230 Irving Blvd., Chicago Heights, IL 60411

6. Among the decedent's probate assets is a parcel of real estate which was owned by the decedent located in Lake County, Indiana, more particularly described as follows:

Part of the Southwest 1/4 of Section 24, Township 35 North, Range 8 West, of the 2nd Principal Meridian, in Lake County, Indiana, more particularly described as follows: Beginning at the point of intersection of the East line of the Southwest 1/4 of said Section 24 and the Northerly right-of-way line of the Chesapeake and Onio Railroad, said point being 17.88 feet North of the Southeast corner of the Southwest 1/4 of said Section 24, thence North 0 degrees 00 minutes East 772.16 feet to the point of intersection of the East line of the Southwest 1/4 of said Section 24, with the center line of the county road, thence South 60 degrees 28 minutes 30 seconds West along the center line of said road 389.00 feet, thence South 30 degrees 14 minutes 52 seconds East 971.94 feet to the point of beginning.

671.94 (0) Commonly Known as: 3805 E. Harms Road, Hobart, IN 46320

7. Decedent David J. Fisher (and his wife Margaret E. Fisher, who died on March 3, 2023) took ownership of said real estate by Warranty Deed filed in the Lake County Recorder's Office on November 19, 2012 as Document Number 2012-081770.

FILED

Sep 06 2024 EP PEGGY HOLINGA-KATONA LAKE COUNTY AUDITOR

FILED Oct 15 2024 BDD PEGGY HOLINGA-KATONA LAKE COUNTY AUDITOR

8. The individuals entitled to the real estate as a result of the decedent's death are:

Daniel Fisher, Adult Son, 20340 Hellenic Drive, Olympia Fields, IL 60461 Douglas Fisher, Adult Son, 230 Irving Blvd., Chicago Heights, IL 60411

9. Each person's distributive share has been calculated as follows:

Daniel Fisher, Adult Son, 50% Douglas Fisher, Adult Son, 50%

Daniel Fisher

STATE OF INDIANA

COUNTY OF LAKE

) SS:

Before me the undersigned, a Notary Public for Lake County, State of Indiana, personally appeared Daniel Fisher, and, being first duly sworn by me upon oath, stated that the facts alleged in the foregoing instrument are true.

Signed and sealed this 6th day of September, 2024

My commission expires: 02/13/2026

Lesa A. Potacki
Resident of: Lake County

"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." Is Gary P. Bonk

This document prepared by: Gary P. Bonk, Attorney; 900 Parker Place, Suite A, Schererville, IN 46375; (219) 864-7800

NOT AN OFFICIAL DOCUMENT CERTIFICATE OF DEATH

CERTIFICATE OF DEATH

Trackling No. 390 799

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David James Fisher 5. Social Security Number		- Yrs	6b, Under	1 Year	6c. Under 1 Mr	inth 6d.	Under 1 Day	6e. Unde.	r 1 Hour	7. Date	Mal of Birth (Ma	- 1	08:40 .		01/19/		Action
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Emmett O'Mahony				1				Ann Fis	her					Sw			
24: Informant's Name Douglas Fisher					24s, Relationsh	p To Ceo	seden:	24b. Mailing	Address	(Street A	nd Number,	City, State	e, Zip Code				
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45D11-2404-EWI-000088
Lake Superior Court, Civil Division 7

iled: 4/16/2024 12:04 PN Clerk Lake County, Indian

Last Will and Testament of

DAVID J. FISHER

I, DAVID J. FISHER of the Village of Olympia Fields and the State of Illinois, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby expressly revoking any and all prior Wills, Codicils or Testamentary dispositions heretofore by me made at any time.

FIRST: I direct that all my debts, including my funeral expenses, expenses of my last illness and the expenses of the administration of my Estate, be paid by my Executor, hereinafter named, out of the first monies coming into her hands and available therefore.

SECOND: I give, devise and bequeath all of my property of every kind, nature or description, no matter where situated both real and personal, to my beloved wife, MARGARET E. FISHER, in fee simple, absolute.

THIRD: In the event that MARGARET E. FISHER shall predecease me, or in the event of a common disaster, I give, devise and bequeath all of my property of every kind, nature or description, no matter where situated, as follows:

- One half (50%) to my son, DOUGLAS A. FISHER, per stirpes;
- One half (50%) to my son, DANIEL A. FISHER, per stirges

FOURTH: I do hereby nominate, constitute and appoint, my wife,

MARGARET E. FISHER, as the Executor of this my Last Will and Testament and hereby exempt her from giving any surety or security on any bond that may be required of her as such Executor. In the event that MARGARET E. FISHER is either unwilling or unable to act, then I do hereby nominate, constitute and appoint, my sons, DOUGLAS A. FISHER and DANIEL A. FISHER, as the Successor Co-Executors of this my Last Will and Testament and I hereby exempt them from giving any surety or security on any bond that may be required of them as such Executor.

FIFTH: I give to my Executor full power and authority, without authorization by any Court to sell, exchange, mortgage or pledge the whole or any part of my estate, real or personal, for such prices, on such terms and to such persons as the Executor may decide; to make distribution of my estate wholly, or partly in kind; to pay, settle, compromise or abandon any or all claims either in favor of or against my estate, as the Executor deems best; and for any of the aforesaid purposes to make, execute and defiver any and all deeds, mortgages, bills of sale or other instruments necessary or desirable therefore.

DJ.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this $\underline{6^{lh}}$ day of May. 2011.

DAVID J. FISHER

The foregoing instrument was, on the date thereof, subscribed by the Testator, DAVID J. FISHER, in our presence, and we, at the same time, in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby certify that at the time of the execution of said Last Will and Testament, were of sound and disposing mind, memory, and understanding.

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STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

AFFIDAVIT

Each of the undersigned attesting witnesses to the Will of DAVID J. FISHER does on oath state: DAVID J. FISHER, the testator, who was believed by the undersigned to be of sound mind and memory, and under no influence, idd subscribe the foregoing instrument at its date, in the presence of the attesting witnesses and did at the same time, in his presence, at this request and in the presence of each other, we did each of us subscribe the instrument as a witness.

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Sounty Recorder