

Burke, John	Case #	Date	
	E-82-66	7/16/1982	Last Will & Testament
Burke, Frank			Personal Representative
Burke, Herman			Personal Representative
Liechty, Lillian			Heir
Schug, Magdalena			Heir
Shedron, Esther			Heir

ESTATE OF)
JOHN BURKE, DECEASED)

ESTATE NO. E-82-66

Last Will and Testament of John Burke, deceased, is now offered for probate. Said Last Will and Testament of John Burke, deceased, is now submitted to the Court for probate and the Court now having seen and inspected said last will and testament of said decedent, having heard evidence submitted thereon and being sufficiently advised in the premises now finds that the said last will and testament of said decedent ought to be probated and placed of record.

It is therefore now ordered, adjudged and decreed, by the Court that the last will and testament of John Burke, deceased, be probated and placed of record.

Petition for Probate of Will filed in the following words and figures, to wit:

FILED ADAMS COUNTY
CIRCUIT COURT

82 JUL 16 A10:35

PETITION FOR PROBATE OF WILL

NANCIE KAY LINN, CLERK

E-82-66

State of Indiana, Adams County, ss:

Frank Burke and Herman Burke

petitions the Court and says:

1. Decedent's Name, Date of Death, etc. Decedent _____
John Burke, age 104, died July 7, 1982.

2. Decedent is believed to have died testate, leaving a LAST WILL AND TESTAMENT dated June 5, 1969 ~~and codicil or codicils thereto~~
~~dated~~ _____ is
~~respectively~~ Such will ~~and codicil(s) thereto~~ submitted to the Court herewith

After making such will and any such codicils thereto, the marital status of the decedent was not changed by divorce or annulment, except as follows:

NONE

(If changed by divorce or annulment, see I. C. 1971 29-1-5-8)

WHEREFORE, petitioner prays the Court for an Order probating decedent's will and any codicils mentioned above.

WE ~~do~~ affirm under the penalties for perjury, that the foregoing representations are true.

Frank Burke
Frank Burke, Petitioner

Herman Burke
Herman Burke, PETITIONER

DATED July 14, 1982

FRIDAY, JULY 16, 1982

FILED ADAMS COUNTY
COURT

707

Affidavit of Death and Probate of Will filed in the following words and figures, to wit: Petition for Appointment of Personal Representative filed in the following words and figures, to wit:

PETITION FOR APPOINTMENT OF PERSONAL REPRESENTATIVE

ANGEL KAY LINN, CLERK

Frank Burke and Herman Burke petitions the Court and says:

1. Decedent, John Burke, age 104, died ~~intestate~~ ^{testate}
on the 7th day of July, 1982.

☒ At the time of death, decedent was domiciled in Adams County, Indiana.

☒ At the time of death, decedent left property in Adams County, Indiana.

☐ After death, property of decedent has come into Adams County, Indiana.

2. The name, age, relationship to the decedent, and place of residence of each known distributee of such decedent's estate is:

Name	Age	Relationship	Residence
Lillian Liechty	80	daughter	505 Center St., Berne, IN 46711
Magdalena Schug	78	daughter	218 West Street, Pendleton, Indiana 46064
Frank Burke	75	son	506 Compromise, Berne, IN 46711
Herman Burke	73	son	659 Hendricks St., Berne, IN 46711
Esther Shedron	65	daughter	227 West Fleming Ave., Fort Wayne, Indiana 46807

[Additional names should be shown on attached sheet.

Include pretermitted children, if any - see I. C. 1971 29-1-3-8.]

3. The probable value of decedent's property is: Real Property \$ None
over
Personal Property \$ 10,000.00 Estimated Annual Rental Value \$ None

4. The name and place of residence or business address of the personal representative who appointment is sought by this petition is: Frank Burke and Herman Burke, 506 Compromise St., Berne, IN 46711,

^{are}
who ~~is~~ entitled to be so appointed because: they are named as Co-Executors
in decedent's will.

[State facts required by I. C. 1971 29-1-10-1]

5. The name and business address of counsel who will represent the personal representative of decedent's estate is: Baumgartner & Beitler, P. O. Box 303, Berne, IN 46711

XXXXXXXXXXXXPetitionerXXXXinformed and so baktexxtmxxxxstatextobextnfacxxsolventx

[illegible][illegible]

XX
 9. Decedent's will does not request supervised administration. XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

WHEREFORE, petitioner prays the Court for an order a) appointing the personal representative of decedent's estate, b) directing issuance of appropriate Letters evidencing such appointment upon proper qualification in the manner provided by law, and c) authorizing the personal representative to administer decedent's estate with ~~without~~ Court supervision.


WE ~~do~~ affirm, under the penalties for perjury,
that the foregoing representations are true.

Frank Burke
Frank Burke, Petitioner

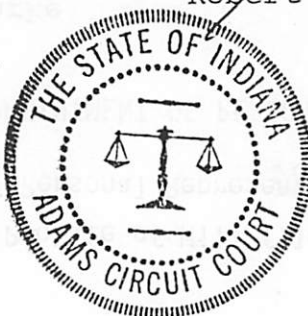
Herman Burke
Herman Burke, PETITIONER

TO THE CLERK:

You may issue PERSONAL REPRESENTATIVE'S LETTERS to Frank Burke & Herman Burke,
for supervised ~~unsupervised~~ administration.


Robert S. Anderson, JUDGE

DATE: July 16, 1982



STATE OF INDIANA)
 Letters testamentary considered issued to Frank & Herman Burke, Settle the court
 COUNTY OF ADAMS)
 reported and confirmed. Order Probating Will, Authorizing Issuance of Letters Testamentary
 and Supervised Administration filed in the following words and figures, to wit:
 IN THE MATTER OF THE ESTATE OF JOHN BURKE, DECEASED

NO. E-82-66 DAY CLERK

ORDER PROBATING WILL, AUTHORIZING ISSUANCE OF PERSONAL REPRESENTATIVES' LETTERS
 AND SUPERVISED ADMINISTRATION

Comes now Frank Burke & Herman Burke, having filed a
 verified petition for the probate of decedent's will, issuance of letters and
 for supervised administration of said decedent's estate, which petition, is in
 the words and figures following, to-wit: (H.I.)

And the court having examined said petition and being duly advised in
 the premises NOW FINDS that the averments thereof are true.

That (A. There is now produced in open court and submitted to the court
 an instrument in writing purporting to be the Last Will and Testament of John Burke
John Burke, deceased, and a petition for probate thereof
 and for issuance of letters. That Frank Burke & Herman Burke attested to the
 death of the decedent on or about the 7th day of July, 1982,
 and that Howard E. Baumgartner testified concerning the execution of
 decedent's Last Will and Testament and the competency of such decedent to make
 such purported will and that such purported will was executed in all respects
 according to law. Such testimony is now reduced to writing and signed by such
 witness. ~~XXX Said Last Will and Testament of the decedent was a self-proved~~
~~will executed in all respects according to law with proper acknowledgment and~~
~~verification thereof.)~~ That said Last Will and Testament, petition and proof of
 will are now submitted to the court and the court having examined the same, having
 heard evidence and being advised NOW FINDS THAT:

1. That such decedent died on or about the 7th day of July
 1982, and at the time of such death was domiciled in Adams County, Indiana.
2. That such written instrument purporting to be such decedent's Last Will
 and Testament was duly executed in all respects according to law, has been
 duly proved, is the Last Will and Testament of such decedent and is entitled to be
 admitted to probate in such County.

3. That Letters should be issued as indicated and requested in such petition.

4. That such will, proof and petition read as follows: (H.I.)

It is therefore ORDERED, ADJUDGED and DECREED by the Court that:

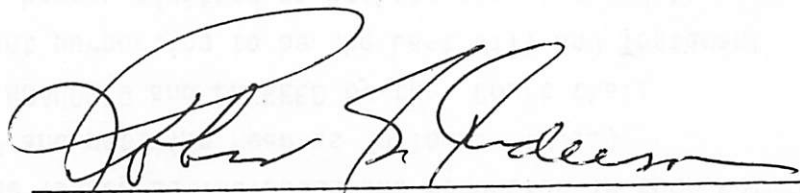
1. Such written instrument purporting to be the Last Will and Testament
 of such decedent, be and it is hereby admitted to probate and recorded as such.
2. That said Frank Burke & Herman Burke are ~~is~~ appointed as
 personal representative of the estate of John Burke
 and is not required to post bond.

3. That the Clerk is hereby directed to issue personal representative's
 letters to Frank Burke & Herman Burke when such person
 has taken an oath.

Comes now Frank Burke & Herman Burke and files an oath and acceptance properly acknowledged and verified which oath and acceptance read as follows, to-wit: (H.I.)

It is therefore ORDERED, ADJUDGED and DECREED by the court that said petition, oath and issuance of letters are approved and that Frank Burke and Herman Burke ~~are~~ the duly appointed personal representative of the estate of John Burke, deceased, all of which is ORDERED this 16th day of July, 1982





Judge of Adams Circuit Court
Robert S. Anderson

Personal Representative's Oath filed in the following words and figures, to wit:

FRIDAY, JULY 16, 1982

711
FILED ADAMS COUNTY
CIRCUIT COURT

82 JUL 16 A10:35

MARCEE KAY LINDL CLERK

STATE OF INDIANA)
COUNTY OF Adams)

IN THE MATTER OF THE ESTATE OF
JOHN BURKE, DECEASED

ESTATE NO. E-82-66

PERSONAL REPRESENTATIVE'S OATH

WE, Frank Burke and Herman Burke, affirm, under the penalties
for perjury, that I will faithfully discharge the duties of my trust as personal
representative of the estate of John Burke, deceased,
according to law.

Frank Burke
Frank Burke, Personal Representative

Herman Burke
PERSONAL REPRESENTATIVE
Herman Burke

Subscribed to in my presence, this
14th day of July, 1982.

Howard E. Baumgartner
~~XXXXXXXXXXXXXXXXXXXX~~
Howard E. Baumgartner, Notary Public

My Commission expires:
July 6, 1986
A Resident of Adams County, Indiana

S/ Robert S. Anderson
Robert S. Anderson, Judge Adams Circuit Court

C-104

Probate Form No. 7

Read and signed.

Robert S. Anderson
ROBERT S. ANDERSON, JUDGE ADAMS CIRCUIT COURT