

Cook, Joye P	Case #	Date	
	E-81-36	5/25/1982	Authority to make partial distribution
Sullivan, Richard J			Co-Personal Representative
Clark, Joseph T K			Co-Personal Representative/Heir
Snipes, Luther Max			Purchaser of Land
Pettigrew, John			Ancilliary Administrator
White, John William			Heir

Read and signed.



ROBERT S. ANDERSON, JUDGE ADAMS CIRCUIT COURT

* * * * *

TUESDAY, MAY 25, 1982

ESTATE OF)
JOYE P. COOK, DECEASED)

ESTATE NO. E-81-36

Petition for authority to make partial distribution filed in the following words and figures, to wit;

FILED ADAMS COUNTY
CIRCUIT COURT

82 MAY 25 P 2: 56

STATE OF INDIANA)	SS:	IN THE ADAMS CIRCUIT COURT
COUNTY OF ADAMS)	HARCEE KAY LINN. CLERK	1982
IN RE: ESTATE OF)		CAUSE NUMBER E-81-36
JOYE P. COOK,)		PETITION FOR AUTHORITY TO
DECEASED)		MAKE PARTIAL DISTRIBUTION

Richard J. Sullivan, duly appointed, acting and qualified Co-Personal Representative of the Estate of Joye P. Cook, deceased, alleges and says:

1. That the decedent herein, Joye P. Cook, died March 8, 1981.

2. That on March 11, 1981, the undersigned, together with Joseph T. K. Clark, were appointed as Co-Personal Representatives of this estate; that the Co-Personal Representatives continue to act and are duly qualified as such Co-personal Representatives.

3. That more than five months have elapsed since the date of the decedent's death; all creditors are now barred from filing further claims in this estate.

4. All claims and debts presented to the Co-Personal Representatives have been paid and discharged; the Federal Estate Tax Return in said estate has been filed and approved; the Indiana Inheritance Tax Return in said estate has been filed, approved, and all tax has been paid, and your Co-Personal Representatives have received from the Department of Revenue the original receipt countersigned by the Inheritance Tax Administrator.

5. All Federal and State income tax returns for the estate fiscal years have been filed and any taxes connected therewith have been paid.

6. Said estate could be closed except for the fact that at the time of the decedent's death she was the seller on an Executory Conditional Sales Contract entered into in 1979, for sale of a piece of real estate in the State of Florida.

7. Since the decedent's death the Co-Personal Representatives have been collecting the Contract payments on said Contract and further they have been negotiating with the purchaser, Mr. Luther

Max Snipes, to pay off said Contract; recently the estate and the purchaser arrived at a discounted payoff figure, and Mr. Snipes stands ready, willing and able to pay off said Contract.

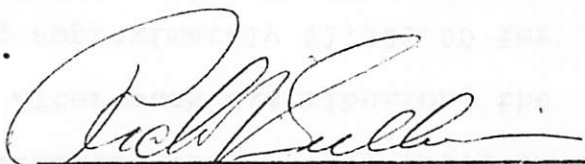
8. In connection with the settlement of said Contract it is necessary to have an Ancillary Administration in the State of Florida; all documents necessary to open said ancillary administration have been forwarded to Florida where Mr. John Pettigrew has recently petitioned for appointment of himself as Ancillary Administrator; it is anticipated that it will take three to four months to complete the Florida Ancillary Administration and to complete the aforesaid Conditional Sales Contract, at which time the estate will receive the discounted payoff.

9. The only reason that the primary administration in Indiana has to remain open is to complete the aforesaid Florida Contract.

10. All assets in the Indiana administration have been liquidated to cash, and your Co-Personal Representatives presently have in excess of \$145,000.00 in liquid funds which are invested in local banks.

11. According to the decedent's Will, her entire residuary estate is to be divided equally among her brother, Joseph T. K. Clark, and her son, John William White; the undersigned believes it is in the best interest of said estate, and in the best interest of said two residuary distributees that a partial distribution be made at this time, and the undersigned believes that he should be authorized to distribute \$144,000.00, \$72,000.00 to each of the two distributees. After such distribution, the undersigned will have remaining approximately \$1,325.00 for contingencies, and will thereafter receive in the neighborhood of \$5,000.00 from the Contract purchaser in completion of his Contract, which amount remaining in the undersigned's account and the amount to be hereafter paid, is sufficient amount to handle any possible contingencies or expenses which may not have been anticipated at this time.

WHEREFORE, the undersigned prays the Court for an Order authorizing him, as Co-Personal Representative aforesaid, to purchase two Bank Money Orders or Cashier's Checks, each in the amount of \$72,000.00, one payable to Joseph T. K. Clark, and one payable to John William White, and for all other relief just and proper in the premises.



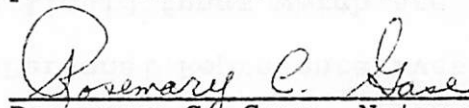
Richard J. Sullivan, Co-Personal Representative of the Estate of Joye P. Cook, Deceased

STATE OF INDIANA, COUNTY OF ADAMS, SS:

Before me, a Notary Public in and for said County and State, personally appeared Richard J. Sullivan, Co-Personal Representative of the Estate of Joye P. Cook, deceased, and acknowledged the execution of the above and foregoing Petition to be his voluntary act and deed for the uses and purposes therein set out.

My Commission Expires:

April 5, 1984



Rosemary C. Gase, Notary Public Resident of Adams County, Indiana

said petition for authority to make partial distribution is now submitted, examined and approved, which Order Authorizing Partial Distribution is in the following words and figures, to wit;

FILED ADAMS COUNTY
CIRCUIT COURT
NANCEE KAY LINN, CLERK

82 MAY 25 P 4 : 23

STATE OF INDIANA)
COUNTY OF ADAMS)

SS:

IN THE ADAMS CIRCUIT COURT
1982

IN RE: ESTATE OF)
JOYE P. COOK,)
DECEASED)

CAUSE NUMBER E-81-36
ORDER AUTHORIZING PARTIAL
DISTRIBUTION

This matter came on to be heard this 25th day of May, 1982, upon the Petition of Richard J. Sullivan, Co-Personal Representative of the Estate of Joye P. Cook, deceased, for authority to make partial distribution of funds in the estate, which Petition is in the following words and figures, to-wit:

(H.I.)

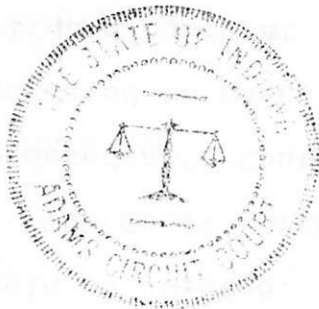
And the Court being duly advised in the premises and having heard evidence submitted thereon, now finds that the matters and things stated in said Petition are true, and the prayer thereof should be granted.

The Court further finds that all assets in said estate, excepting the decedent's Contract interest in Florida real estate, have been liquidated to cash, and that the estate has in excess of \$145,000.00 in liquid funds at this time; that all claims have been paid and discharged; that all Federal and State Death Taxes have been satisfied and releases and discharges have been received by the estate; that all Federal and State income taxes in the estate have been paid and satisfied; that no reason exists why this estate can not be closed at this time excepting for the necessity of holding the estate open to complete the sale of the Florida real estate, and except the final settlement payment; that Joseph T. K. Clark, the decedent's brother, and John William White, the decedent's son, are the two residuary devisees and legatees in this estate, and are entitled to the entire residuary estate; that no reason exists why a partial distribution of \$72,000.00 to each of said residuary devisees should not be made at this time; that it is in the best interest of said estate and said residuary devisees that said Co-Personal Representative

be authorized to make a partial distribution at this time.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Richard J. Sullivan, Co-Personal Representative of the estate of Joye P. Cook, deceased, be and he is hereby authorized to purchase two bank money orders or cashier's checks, each in the amount of \$72,000.00, one payable to Joseph T. K. Clark, and one payable to John William White, and said Co-Personal Representatives shall distribute said partial distributions to said persons, together with receipts, and said persons shall execute the receipts and return the same to the Co-Personal Representative for filing with the Final Account when the same is filed by the said Co-Personal Representatives.

Judgment Accordingly.



A handwritten signature in black ink, appearing to read "Robert S. Anderson". The signature is written in a cursive style and is positioned above a horizontal line.

Robert S. Anderson, Judge of the
Adams Circuit Court

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