

Harsha, Lyle J	Case #	Date	
	E-82-34	4/16/1982	Last Will & Testament
Harsha, Donald E			Petitioner/Heir
Burk, Jerry Lee			Former Co-Executor/Heir
Harsha, Velma M			Wife of Deceased
Webb, Charlotte			Heir
Richwine, Shirley C			Heir
Burk, Joslyn Ann			Heir
Biberstein, Robert L			Counsel

same, having heard evidence and being duly advised NOW FINDS
THAT:

1. That such decedent died on or about the 13th day of February, 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 Donald Harsha is appointed as personal representative of the estate of LYLE J. HARSHA and is not required to post bond.

3. That the Clerk is hereby directed to issue personal representative's letters to DONALD HARSHA when such person has taken an oath.

Comes now Donald Harsha 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 Donald Harsha is the duly appointed personal representative of the estate of Lyle J. Harsha, deceased, all of which is ORDERED

this 16th day of April, 1982.



[Signature]
Judge of Adams Circuit Court

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

STATE OF INDIANA)
COUNTY OF ADAMS)

IN THE MATTER OF THE ESTATE OF
LYLE J. HARSHA, DECEASED
ESTATE NO. E-82-34

PERSONAL REPRESENTATIVE'S OATH

I, DONALD HARSHA, affirm, under the penalties for perjury, that I will faithfully discharge the duties of my trust as personal representative of the estate of LYLE J. HARSHA, deceased, according to law.

[Signature]
PERSONAL REPRESENTATIVE
Donald Harsha

Subscribed to in my presence, this
31st day of March 19 82

[Signature]
Robert L. Biberstein, Notary Public
residing in Adams County, Indiana

My Commission Expires:
January 14, 1984

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

ESTATE OF)
LYLE J. HARSHA, DECEASED)

ESTATE NO. E-82-34

Last Will and Testament of Lyle J. Harsha, deceased, is now offered for probate. Said Last Will and Testament of Lyle J. Harsha, 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 Lyle J. Harsha, deceased, be probated and placed of record.

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

FILED ADAMS COUNTY
CIRCUIT COURT

E-82-34

82 APR 16 P 1: 57

PETITION FOR PROBATE OF WILL
NANCEE KAY LINDA C. CLARK

State of Indiana, Adams County, ss:

Donald Harsha

petitions the Court and says:

1. Decedent's Name, Date of Death, etc. Decedent Lyle J.
Harsha, age 74, died February 13, 1982.

2. Decedent is believed to have died testate, leaving a LAST WILL AND TES-
TAMENT dated September 8, 1977, and codicil or codicils thereto
dated none
respectively. Such will and codicil (s) thereto are 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:

unchanged

(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.

I affirm under the penalties for perjury,
that the foregoing representations are
true.

Donald E. Harsha
Donald Harsha, PETITIONER

DATED March 31, 1982

Affidavit of Death and Probate of Will filed in the following words and figures, to wit: Renunciation and Nomination of Personal Representative filed by Co-Executor, Jerry Lee Burk in the following words and figures to wit:

STATE OF INDIANA
COUNTY OF ADAMS
IN THE MATTER OF THE
ESTATE OF LYLE J. HARSHA

SS: 82 APR 16 P 2:01 IN THE ADAMS CIRCUIT COURT
CAUSE NO. E-82-34
NANCY KAY LINN, CLERK

RENUNCIATION AND NOMINATION
BY CO-EXECUTOR

I, the undersigned, JERRY LEE BURK, do hereby renounce my right to serve as Co-Executor in the aforementioned estate and hereby nominate DONALD HARSHA to serve as sole Executor in said estate.

My renunciation is conditional and should hereafter it be determined that my mother, Velma M. Harsha, has predeceased my step-father, to-wit: Lyle J. Harsha, then and in that event, I do herein desire to serve as Co-Executor of the estate of Lyle J. Harsha. Should it hereafter be determined that my mother, Velma M. Harsha, and my step-father, Lyle J. Harsha, died simultaneously, then and in that event, my renunciation shall become complete and not subject to revocation.

Jerry L. Burk
Jerry Lee Burk

Subscribed to in my presence, this 16th day of April, 1982.

My Commission Expires:
January 2, 1983

[Signature]
Daniel C. Burry, Notary Public
residing in Adams County, Indiana

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

E-82-34

FILED ADAMS COUNTY
CIRCUIT COURT

82 APR 16 P 2: 00

PETITION FOR APPOINTMENT OF PERSONAL REPRESENTATIVE
NANCEE KAY LINN, CLERK

Donald Harsha petitions the Court and says:

1. Decedent, LYLE J. HARSHA, age 74, died ~~testate~~ intestate on the 13th day of February, 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
Donald Harsha	of age	Son	718 W. Franklin Street Berne, Indiana 46711
Charlotte Webb	of age	Dtr.	340 High Street Geneva, Indiana 46740
Shirley C. Richwine	of age	Dtr.	505 Cypress St. Apt. 413 Houston, Texas 77090
Jerry Lee Burk	of age	Step-son	R.R. 1, POB 282A Bryant, Indiana 47326
Jerry Lee Burk, Trustee for Joslyn Ann Burk		Step-Dtr.	R.R. 1, POB 282A Bryant, Indiana 47326

[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 \$ 10,000+
Personal Property \$ 5,000+ Estimated Annual Rental Value \$ --

4. The name and place of residence or business address of the personal representative who appointment is sought by this petition is: Mr. Donald Harsha
718 W. Franklin St., Berne, Indiana 46711

who is entitled to be so appointed because: He is one of two executors
appointed and the other executor herewith files his renunciation and
nomination.

[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: Robert L. Biberstein, 124 S. Fulton,
Berne, Indiana 46711

[Strike paragraphs 6 through 9 if supervised administration is requested.]

6. ~~Petitioner is informed and so believes this estate to be in fact solvent.~~

7. ~~The personal representative is qualified to administer the estate without Court supervision.~~

8. ~~All such decedent's distributees join in this petition for administration without Court supervision and freely consent to and understand the significance of administration without Court supervision, as evidenced by their written consents filed herewith.~~

9. ~~Decedent's will does not request supervised administration.~~

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.

I affirm, under the penalties for perjury, that the foregoing representations are true.

Donald E. Harsha
Donald Harsha PETITIONER

TO THE CLERK:

You may issue PERSONAL REPRESENTATIVE'S LETTERS to DONALD HARSHA,
for supervised ~~unsupervised~~ administration.

Robert S. Anderson
Robert S. Anderson, JUDGE

DATE: April 16, 1982



