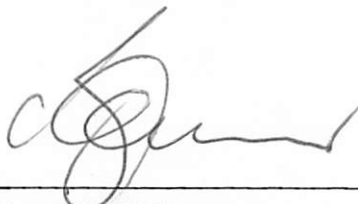


Kitson, Florence Kay	Case #	Date	
	E-82-25	6/21/1982	Petition to make partial distribution
Kitson, David M			Executor
Kitson, Florence Faye	Case #	Date	
	E-82-25	7/26/1982	Petition to make partial distrubution
Kitson, David M			Personal Representative
Stout, Mary Lou			Heir
Lehman, Frederick E Estate			Heir



Read and signed.

ROBERT L. THOMPSON
ROBERT L. THOMPSON, JUDGE PRO TEMPORE ADAMS CIRCUIT COURT

MONDAY, JUNE 21, 1982

ESTATE OF

)

ESTATE NO. E-82-25

FLORENCE FAYE KITSON, DECEASED

)

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

STATE OF INDIANA)

) SS:

COUNTY OF ADAMS)

IN THE ADAMS CIRCUIT COURT
ESTATE NO. E-82-25

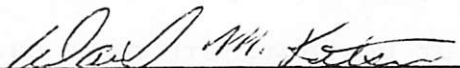
82 JUN 21 P12:12

IN THE MATTER OF THE ESTATE
OF FLORENCE FAYE KITSON, DECEASEDPETITION FOR AUTHORITY TO MAKE PARTIAL DISTRIBUTION

Comes now David M. Kitson as executor of the estate of Florence Faye Kitson, deceased, who being duly sworn upon his oath respectfully petitions and shows the court as follows:

1. That your petitioner is the duly qualified and acting executor of the estate of Florence Faye Kitson.
2. That the assets of the decedent's estate are of an approximate value of \$38,000.00 and the total of all debts, taxes and expenses of administration appear to be approximately \$10,000.00.
3. That the last will and testament of the decedent provides for specific bequests of a value of approximately \$2,500.00 to persons other than David M. Kitson.
4. That David M. Kitson is the beneficiary of the remaining bequests and all of the rest, residue and remainder of said estate.
5. That the Adams Circuit Court in Cause No. C-77-15 has ordered David M. Kitson to request the personal representative of the estate of Florence Faye Kitson to petition for partial distribution for payment of a judgment in said cause of \$600.00 plus attorneys fees in the amount of \$150.00 for a total of \$750.00.
6. That said David M. Kitson has requested the personal representative to make distribution in accordance with the court order and has likewise requested a partial distribution of \$5,250.00 for a total partial distribution of \$6,000.00.
7. That, as indicated above, said David M. Kitson is entitled to a far greater portion of the estate than the partial distribution requested herein and the said David M. Kitson has consented to said partial distribution under the conditions set forth by the court as more specifically set forth in the written consent which is attached hereto and marked Exhibit A and made a part hereof.

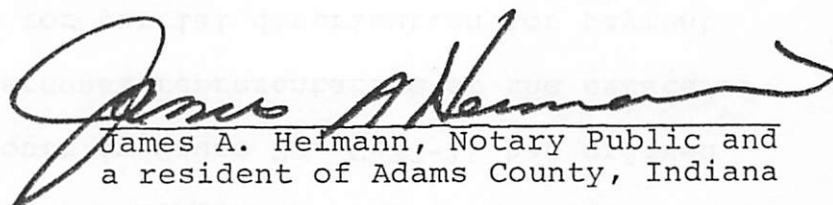
WHEREFORE, said executor prays the Court for an order authorizing him to make partial distribution as set forth above and that security from said distributee not be required by the court, but that said distribution is conditional upon said property not being needed to pay debts, claims, taxes, and costs of administration, whereby in the event the court should subsequently decree the return of said partial distribution to be in the best interest of said estate, said distributee shall tender the amount of said partial distribution back to the personal representative of the decedent's estate.



David M. Kitson, Executor of the
Estate of Florence Faye Kitson

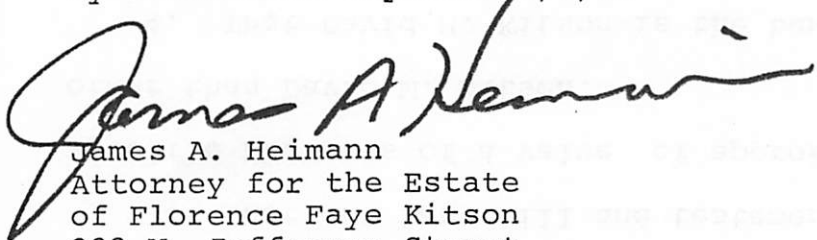
Subscribed and sworn to before me, a Notary Public in and for said county and state, this 21st day of June, 1982.





James A. Heilmann, Notary Public and
a resident of Adams County, Indiana

My commission expires: 9/1/85



James A. Heilmann
Attorney for the Estate
of Florence Faye Kitson
222 W. Jefferson Street
P. O. Box 925
Decatur, Indiana 46733

STATE OF INDIANA)
) SS:
COUNTY OF ADAMS)

IN THE ADAMS CIRCUIT COURT
ESTATE NO. E-82-25

IN THE MATTER OF THE ESTATE
OF FLORENCE FAYE KITSON, DECEASED

CONSENT TO PARTIAL DISTRIBUTION

The undersigned, David M. Kitson, acknowledges notice of a petition filed by David M. Kitson as executor of the estate of Florence Faye Kitson, deceased, to make a partial distribution to him and consents to such distribution and agrees to accept possession of the same in accordance with the terms set forth in said petition and the order of the Court and specifically consents to tender said distribution back to the personal representative of the decedent's estate in the event the court should subsequently decree the return of said property to be in the best interest of said estate.



David M. Kitson, legatee and
devisee

said petition 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

STATE OF INDIANA)

) SS:

COUNTY OF ADAMS)

IN THE ADAMS CIRCUIT COURT

ESTATE NO. E-82-25

82 JUN 21 P 4: 11

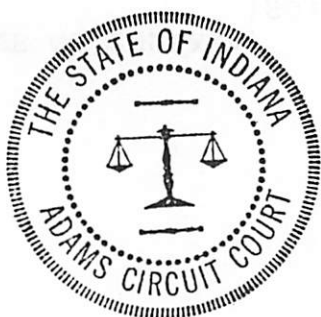
IN THE MATTER OF THE ESTATE
OF FLORENCE FAYE KITSON, DECEASEDORDER AUTHORIZING PARTIAL DISTRIBUTION

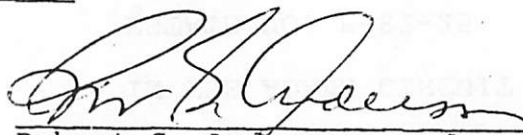
Comes now David M. Kitson, as executor of the estate of Florence Faye Kitson, deceased, and submits his verified Petition for Partial Distribution which petition is in the following words and figures, to-wit: (HI)

And the Court having examined said petition, and being fully advised, finds the facts stated in said petition are true; that after the making of the partial distribution sought to be made ample funds will remain in the estate to pay all of the anticipated debts, taxes and expenses of administration of said estate; that insofar as the time within which claims must be filed in said estate has not expired and the total amount of costs and expenses cannot be definitely ascertained at this time, but that said partial distribution is in the best interest of the estate and the distributee entitled thereto is David M. Kitson, and that the prayer of said petition should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that David M. Kitson as executor of the estate of Florence Faye Kitson, be and hereby is, authorized and directed to make partial distribution without notice in said estate to David M. Kitson, legatee and devisee, in the amount of \$6,000.00, and that said distributee shall not be required to furnish security for the property being distributed, however, said distribution is conditional upon the return of an amount equal to the value of said distribution, or so much as shall be necessary in the event the remaining assets shall be insufficient to fully pay all costs, expenses, allowed claims, and distributive shares.

All of which is ordered this 21st day of June, 1982.




Robert S. Anderson, Judge,
Adams Circuit Court

MONDAY, JULY 26, 1982

ESTATE OF)
FLORENCE FAYE KITSON, DECEASED)

ESTATE NO. E-82-25

Comes now David M. Kitson as executor of the estate of Florence Faye Kitson, deceased and now files Petition For Authority To Make Partial Distribution, which petition to make partial distribution is in the following words and figures, to wit:

BARBARA KAY LINN, CLERK

WHEREFORE, said executor prays the Court for an order authorizing him to make partial distribution as set forth above and that security from said distributee not be required by the Court, but that said distribution is conditional upon said property not being needed to pay debts, claims, taxes, and costs of administration, whereby in the event the Court should subsequently decree the return of said partial distribution to be in the best interest of said estate, said distributee shall

tender the amount of said partial distribution back to the personal representative of the decedent's estate.

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

David M. Kitson EXECUTOR
David M. Kitson, Executor of the
Estate of Florence Faye Kitson

James A. Heimann
Attorney for the Estate
of Florence Faye Kitson
222 W. Jefferson Street
P.O. Box 925
Decatur, Indiana 46733

Consent to Partial Distribution signed by Mary Lou Stout, which consent to partial distribution is in the following words and figures, to wit:

FILED IN COUNTY
OF INDIANA

STATE OF INDIANA)
COUNTY OF ADAMS)SS:

82 JUL 26 P 1:37 IN THE ADAMS CIRCUIT COURT
ESTATE NO. E-82-25
MARILEE KAY LIND. CLERK

IN THE MATTER OF THE ESTATE
OF FLORENCE FAYE KITSON, DECEASED

CONSENT TO PARTIAL DISTRIBUTION

The undersigned, Mary Lou Stout, acknowledges notice of a petition filed by David M. Kitson as executor of the estate of Florence Faye Kitson, deceased, to make a partial distribution to her and consents to such distribution and agrees to accept possession of the same in accordance with the terms set forth in said petition and the order of the Court and specifically consents to tender said distribution back to the personal representative of the decedent's estate in the event the court should subsequently decree the return of said property to be in the best interest of said estate.

Mary Lou Stout
Mary Lou Stout

And the Court now having seen and inspected said petition for authority to make partial distribution, and being sufficiently advised in the premises, sustains the same, which Order Authorizing Partial Distribution is in the following words and figures, to wit:

STATE OF INDIANA) SS: 82 JUL 26 P 2: 25 IN THE ADAMS CIRCUIT COURT
COUNTY OF ADAMS ESTATE NO. E-82-25

IN THE MATTER OF THE ESTATE
OF FLORENCE FAYE KITSON, DECEASED

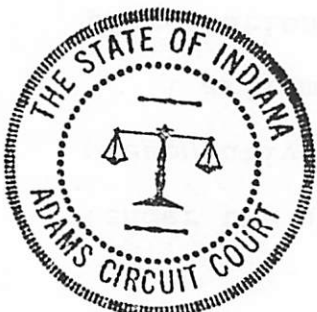
ORDER AUTHORIZING PARTIAL DISTRIBUTION

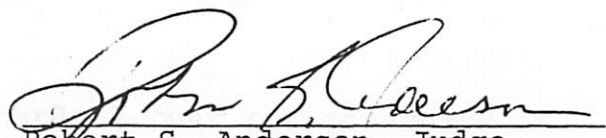
Comes now David M. Kitson, as executor of the estate of Florence Faye Kitson, deceased, and submitts his verified Petition for Partial Distribution which petition is in the following words and figures, to wit: (HI)

And the Court having examined said petition, and being fully advised, finds the facts stated in said petition are true; that after the making of the parial distribution sought to be made ample funds will remain in the estate to pay all of the anticipated debts, taxes and expenses of administration of said estate; that insofar as the time within which claims must be filed in said estate has not expired and the total amount of costs and expenses cannot be definitely ascertained at this time, but that said partial distribution is in the best interest of the estate and the distributee entitled there to is Mary Lou Stout, and that the prayer of said petition should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that David M. Kitson as executor of the estate of Florence Faye Kitson, be and hereby is, authorized and directed to make partial distribution without notice in said estate to Mary Lou Stout, in the amount of \$500.00, and that said distributee shall not be required to furnish security for the property being distributed, however, said distribution is conditional upon the return of an amount equal to the value of said distribution, or so much as shall be necessary in the event the remaining assets shall be insufficient to fully pay all costs, expenses, allowed claims, and distributive shares.

All of which is ordered this 26th day of July, 1982.




Robert S. Anderson, Judge,
Adams Circuit Court

MONDAY, JULY 26, 1982

747

The Clerk of the Adams Circuit Court is hereby ordered to mail a certified copy of the Order Authorizing Partial Distribution to David M. Kitson, Executor of the estate of Florence Faye Kitson and to James A. Heimann, Attorney for the estate of Florence Faye Kitson, by first class United States mail for their information and appropriate action.

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