

Striker, Clifton E	Case #	Date	
	E-80-57	5/6/1982	Petition to sell real estate
Striker, Clifton E	Case #	Date	
	E-80-57	6/1/1982	Allowance of Fees to Personal Representative
Striker, Sandra Jane			Personal Representative

THURSDAY, MAY 6, 1982

254

ESTATE OF)
CLIFTON E. STRIKER, DECEASED)

ESTATE NO. E-80-57

The Court now fixed the 1st day of July, 1982, at 2:30 p.m., as the time, and the Court Room of the Adams Circuit Court as the place where and when the petition to sell real estate will be submitted for hearing and determination.

The Clerk of the Adams Circuit Court is hereby ordered to issue notice to Federer, Grote, Rohde, Neuses & Dales, by Robert T. Melzer, attorney for Lakeland College, Fourt Floor, Security First National Bank Building, Sheboygan, Wisconsin 53081, attorney for Lakeland College; to DeVoss, Scott, Johnson & Baker, by Timothy E. Baker, 147 S. 2nd Street, Decatur, Indiana 46733, attorney for said estate, and to Patrick G. Michaels, Bonahoom, Chapman, McNellis & Michaels, 2100 Ft. Wayne National Bank Building, Fort Wayne, Indiana, advising said parties that the Court has fixed the 1st day of July, 1982, at 2:30 p.m., as the time, and the Court Room of the Adams Circuit Court as the place where and when the petition to sell real estate will be submitted for hearing and determination, together with a certified copy of this Entry, by first class United States mail, for their information and appropriate action.

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

ESTATE OF)
CLIFTON E. STRIKER, DECEASED)

ESTATE NO. E-80-57

Petition for allowance of fees to personal representative and attorney and petition for authority to disburse real estate contract proceeds filed in the following words and figures, to wit; ^{NANCEE KAY LINA, CLERK} STATE OF INDIANA IN THE ADAMS CIRCUIT COURT

COUNTY OF ADAMS, SS: 82 JUN 1 A 9:1982 TERM

IN RE: The Matter of
the Estate of Clifton
E. Striker, Deceased

ESTATE NO. E-80-57

PETITION FOR ALLOWANCE OF FEES
TO PERSONAL REPRESENTATIVE AND
ATTORNEY AND PETITION FOR AUTHORITY TO
DISBURSE REAL ESTATE CONTRACT PROCEEDS

Comes now Sandra Jane Striker, personal representative of the Estate of Clifton E. Striker, who being duly sworn upon her oath, respectfully petitions and shows the Court as follows:

1. That Sandra Jane Striker qualified as Executrix of the Decedent's Estate on the 2nd day of June, 1980, and said Estate has been fully administered except for potential liquidation of a tract of real estate for payment of federal estate taxes, final distribution and closing of said Estate.

2. That upon the personal representative qualifying, she employed as her attorney, the law firm of DeVoss & Scott, now known as DeVoss, Scott, Johnson & Baker, a Professional Corporation, and said attorneys have continuously acted as counsel for said personal representative since such employment and are now presently acting as attorneys for said personal representative. The services of said personal representative and her counsel have included, among other things, the following usual and customary services in administration of said Decedent's Estate:

a) Preparation and filing of Petition for Probate of Will and Issuance of Letters and Probating Such Will and the Qualification of Said Executrix;

b) The taking into custody by said personal representative of the property of the Estate;

c) Preparation and filing of Inventory of the property of the Estate;

d) Preparation and filing of a Petition to Sell Real Estate, which Petition said personal representative intends to carry out pursuant to Court order;

- e) Collection of the income from the property belonging to said Estate;
- f) Payment of the debts of the Decedent and claims against the Estate and expenses of administration;
- g) Preparation and filing of an Indiana Inheritance Tax Schedule and payment of said Indiana Inheritance Tax, along with conferences relating thereto with the State Department of Revenue;
- h) Preparation and filing of Federal Estate Tax Return and payment of said tax, along with conferences with agents of the Bureau of the Internal Revenue Service;
- i) Preparation and filing of Federal Income Tax Returns and Indiana Income Tax Returns for said Decedent and his Estate and the payment of such taxes due;
- j) Preparation and filing of a Petition to Compromise and Settle a Real Estate Contract, obtaining a Court order thereon and making report of said sale for confirmation of same by the Court as well as consummating said sale;
- k) Preparation and filing of Petition to Lease Real Estate;
- l) Preparation and filing of a Petition to Sell Personal Property and Selling at Public Auction of said Personal Property.

3. That the personal representative is now in the process of winding up the affairs of the Estate preparatory to making final distribution and the closing of said Estate, and in connection therewith, it is necessary that the fees of said attorney be determined and allowed by the Court.

4. That in connection with preparing to make final distribution and closing said Estate, the personal representative fee should also be determined and allowed by the Court.

5. That the attorneys for the Estate and the personal representative have not received any payment for their services rendered on behalf of the Estate, and that a just and reasonable compensation to said attorneys for the Estate for their services is in the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00) which includes advancements made by said law firm on behalf of said Estate for services rendered in attending to the legal, tax and auditing aspects of this Estate, and that said sum would be a full and final allowance for the above-described services, including the usual anticipated legal services required in closing said Decedent's Estate and that a just

and reasonable compensation to said personal representative for her services is the sum of Nine Thousand Seven Hundred Fifty Dollars (\$9,750.00), for services rendered in attending to the administration of this Estate, and that said sum would be a full and final allowance to said personal representative.

6. That pursuant to Item V of the Decedent's Last Will and Testament, the above-said attorneys' fees and personal representative's fees should be paid, after the payment of a specific bequest of Two Thousand Dollars (\$2,000.00) to Sandra Jane Striker, from the sale proceeds of the contract for conditional sale of real estate heretofore ordered by this Court to be compromised and settled with the contract purchaser, Larry D. Habegger, for the sum of Thirty-One Thousand Five Hundred Dollars (\$31,500.00).

7. That all costs of compromising and settling said real estate contract should also be paid as costs of administration, pursuant to Item V of the Decedent's Last Will and Testament, from said sale proceeds.

WHEREFORE, said personal representative prays that the Court fix and determine reasonable attorney fees in connection with this Estate to be in the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00) and fix and determine reasonable personal representative fees in connection with this Estate to be in the sum of Nine Thousand Seven Hundred Fifty Dollars (\$9,750.00), prays that the Court order the same to be paid as costs of administration of this Estate from the proceeds of the contract for conditional sale of real estate heretofore ordered by this Court to be compromised and settled for the sum of Thirty-One Thousand Five Hundred Dollars (\$31,500.00) and prays for all other relief which is just and proper in the premises.

Sandra Jane Striker
Sandra Jane Striker, personal representative of the Estate of Clifton E. Striker, Deceased

Subscribed and sworn to before me, a Notary Public in and for the above said County and State, this 28th day of May, 1982.

My Commission expires:
August 14, 1982

Timothy E Baker
Timothy E. Baker, Notary Public
a resident of Adams County

TUESDAY, JUNE 1, 1982

439

said petition is now submitted, examined and approved, which order fixing, allowing and authorizing payment of fees of personal representative and attorney is in the following words and figures, to wit;

FILED ADAMS COUNTY
CIRCUIT COURT
NANCEE KAY LHM, CLERK
IN THE ADAMS CIRCUIT COURT

STATE OF INDIANA

COUNTY OF ADAMS, SS: 82 JUN 1 A 9:21 PM

IN RE: The Matter of
the CLIFTON E. STRIKER
Estate, Deceased

ESTATE NO. E-80-57

ORDER FIXING, ALLOWING AND
AUTHORIZING PAYMENT OF FEES OF
PERSONAL REPRESENTATIVE AND ATTORNEY

Comes now Sandra Jane Striker, as personal representative of the Estate of Clifton E. Striker, Deceased, and submits her verified Petition for Allowance of Fees to Personal Representative and Attorney and Petition for Authority to Disburse Real Estate Contract Proceeds, which Petition is in the words and figures following, to-wit:

(H. I.)

and the Court having examined said Petition and being duly advised, now finds that the facts stated therein are true, and that the Court should fix and allow their fees for services performed in the administration of said Estate, including the usual anticipated services required to close said Estate, and that a just and reasonable fee for said services of said personal representative is in the sum of Nine Thousand Seven Hundred Fifty Dollars (\$9,750.00) and that a just and reasonable fee for said services of said attorneys is in the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00), and that said fees should be allowed and ordered paid from the proceeds of the contract for conditional sale of real estate heretofore ordered by this Court to be compromised and settled for the sum of Thirty-One Thousand Five Hundred Dollars (\$31,500.00).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that there be and hereby is, allowed to Sandra Jane Striker, as Executrix, for her services as personal representative of the Estate of Clifton E. Striker, the sum of Nine Thousand Seven Hundred Fifty Dollars (\$9,750.00), and to the law firm of DeVoss, Scott, Johnson & Baker,

a Professional Corporation, for their services as attorneys for said Executrix, the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00) and that said personal representative be, and she hereby is authorized to pay said amounts in final allowance for the services in closing said Estate, said amounts to be paid as part of the expenses of administration of said Estate from the proceeds of the contract for conditional sale of real estate heretofore ordered to be compromised by said Executrix for the sum of Thirty-One Thousand Five Hundred Dollars (\$31,500.00), all pursuant to Item V of the Decedent's Last Will and Testament.

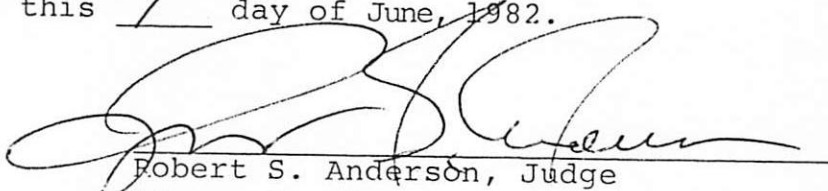
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the personal representative be, and hereby is, directed, pursuant to Item V of the Decedent's Last Will and Testament, to disburse the proceeds of the contract for conditional sale of real estate as follows:

1. Sandra Jane Striker - specific bequest Two Thousand Dollars (\$2,000.00)
2. DeVoss, Scott, Johnson & Baker, a Professional Corporation - attorney fees Nineteen Thousand Five Hundred Dollars (\$19,500.00)
3. Sandra Jane Striker - personal representative Nine Thousand Seven Hundred Fifty Dollars (\$9,750.00)
4. All costs incurred by the Estate in compromising and settling said contract for conditional sale of real estate
5. Any other of the Decedent's just debts, funeral expenses, costs of last sickness and costs of administration, with the residue, if any, to be paid as set forth in Item V of the Decedent's Last Will and Testament.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the personal representative be, and hereby is directed to pay all of the Decedent's just debts, funeral expenses, costs of last sickness and costs of administration from the residue of the Decedent's Estate, in the event the proceeds of the contract for conditional sale of real estate are insufficient to make payment of said debts, expenses and costs subsequent to payment of the above-said specific bequest, attorney fees and personal representative fees.

All of which is ordered this 1st day of June, 1982.




Robert S. Anderson, Judge
Adams Circuit Court

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