

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST P. ROSS,  
Deceased.

NO. 14B - 390  
FORMAL CLOSING RECEIPT

The undersigned Distributee acknowledges delivery and receipt of the following-described property from the Personal Representative of this estate, which is the full share of the estate to which the undersigned is entitled, to-wit:

Cash in the amount of \$36,500.00 and real estate legally described as the South 5 feet of Lot 05 Lake Wacorda Subdivision, Cass County, Nebraska (valued at \$1,089.00).

The undersigned Distributee releases and forever discharges the Personal Representative from all claims and rights whatsoever which the undersigned may have in this estate or which may arise hereafter, and the surety from further obligation for the same.

DATED this 31 day of May 1993.

  
Ann B. Ross

Witness:



PREPARED AND SUBMITTED BY:

John L. Acker (Bar ID #18472)  
Dwyer Smith Grimm Gardner Lazer  
Pohrer & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

DOUGLAS COUNTY, NEBRASKA

500-2-24112-26

State of Nebraska

DISCHARGE

PR 19 (1/91)

DOUGLAS COUNTY COURT PROBATE DIVISION  
1701 Farnam Street, 3-West, Omaha, Nebraska 68183 (402) 444-7152

IN THE MATTER OF THE ESTATE OF:

140

Doc \_\_\_\_\_

AUGUST ROSS, Deceased.

Page 390  
\_\_\_\_\_

TO: FIRST NATIONAL BANK OF OMAHA, AS Personal  
Representatives of August Ross.

WHEREAS, it appears by the records and proceedings of this Court that you have faithfully and justly performed and discharged the duties and obligations which by law and orders of this Court were required of you, and that you have fully accounted for and administered said estate.

THEREFORE, You are discharged, exonerated and acquitted from all liabilities and duties concerning the administration of this estate, and your letters previously granted are hereby revoked.

IN WITNESS WHEREOF, I have placed my signature and said seal of said Court this 14th day of June 1999.

BY THE COURT



*[Signature]*  
Registrar

STATE OF NEBRASKA

ORDER TO SHOW CAUSE

JUDGE

*Prochaska*

PR 34 (7/87)

Douglas County Court, Probate Division  
1701 Farnam Street, 3-West, Omaha, NE 68103 (402) 444-7152

IN RE: *the estate of August Ross*

**FINAL NOTICE**

ORDER TO SHOW CAUSE

Doc. 148

Page 390

TO: First National Bank, Special Administrator / Personal Representative and Attorney of Record John Adler

You are hereby ordered to personally appear on June 8 19 99, at 9:30 a.m. before Judge Prochaska, in the Probate Division, Third Floor, Hall of Justice.

- File an Inventory
- Close Estate need receipt from ANN ROSS before we
- Other: see discharge

THIS IS THE ONLY NOTICE YOU WILL RECEIVE.

**FINAL NOTICE**

Failure to comply with this order will result in your removal, without further notice, and will subject you to sanctions for contempt of court. If you have already complied with this requirement, please disregard this letter. If you have any questions, please contact 444-7152.

DATE: 4-28-99 BY THE COURT: JOHN DOUGHERTY

CERTIFICATE OF SERVICE

Copies of above Order mailed on April 28, 19 99, to:  
First National Bank - ATTN: Kathryn Callahan - One First Nat'l Bank  
1120 Dodge St. O, NE 68102-1996  
John Adler - 8712 W. Dodge Road Suite 400 O, NE 68114

*Sami*  
(Date)

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF }  
AUGUST P. ROSS, }  
Deceased. }

No. 148 - 390

FORMAL CLOSING RECEIPT

The undersigned Distributee acknowledges delivery and receipt of the following-described property from the Personal Representative of this Estate, which is the full share of the Estate to which the undersigned is entitled, to-wit:

Cash in the amount of \$44,908.96

50% interest in PH Investment #3 - Wendy's, 3706 North 90<sup>th</sup> Street, Omaha, Nebraska

44.1665% interest in PH Investment #2 - Wendy's, 54<sup>th</sup> & L Streets, Omaha, Nebraska

32,212.444 Common Trust Fund M - Municipal Bond Fund

15,000 shares Intermountain Power Agency Utah Power Supply Revenue Adv. Ref. - Series F MBIA-IBC Bonds dtd. 11/1/86, 5.5% 7/1/2018-96

270,000 shares Nebraska Public Power District Revenue Power Supply Bonds dtd. 1/1/93, 6.125%, 1/1/2015-03

100 shares U. S. Savings Bonds, Series EE dtd. 2/1/83 due 8/1/2005 maturing 8/1/2011

500 shares AT&T Corporation common stock

500 shares BankBoston (aka Bank of Boston Corporation common stock

1 share California Federal Bank Contingent Litigation Recovery Participation Interest

500 shares Exxon Corporation common stock

400 shares General Electric Company common stock

1,000 shares Quaker Oats Company common stock

1,000 shares Royal Dutch Petroleum Company stock

1,000 shares SBC Communications, Inc. common stock

700 shares Texaco, Inc. common stock

12 shares Berkshire Hathaway, Inc. Class B common stock

2,800 shares BankAmerica Corporation common stock

1,300 shares U.S. Bancorp New York First Bank Systems common stock

The undersigned Distributee releases and forever discharges the Personal Representative from all claims and rights whatsoever which the undersigned may have in the estate or which may arise hereafter, and the surety from any further obligation for the same.

Dated: 8/29/91

AUGUST P. ROSS MARITAL TRUST,  
First National Bank of Omaha, Trustee

By: [Signature]

Witness:

[Signature]

NOTARIAL PUBLIC  
STATE OF NEBRASKA

My Comm. Expires 12/31/95

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF }  
AUGUST P. ROSS, }  
Deceased. }

No. 148 - 390  
FORMAL CLOSING RECEIPT

The undersigned Distributee acknowledges delivery and receipt of the following-described property from the Personal Representative of this Estate, which is the full share of the Estate to which the undersigned is entitled, to-wit:

- Cash in the amount of \$56,684.10
- 200 shares General Electric Co. common stock
- 150 shares Royal Dutch Petroleum Co.
- 500 shares BankAmerica Corporation common stock
- 200 shares Exxon Corporation common stock
- 300 shares First Bank Systems, Inc.
- 30,000 shares Nebraska Public Power District Revenue power Supply Bonds dtd. 1/1/93 6.125% 1/1/2015/03

The undersigned Distributee releases and forever discharges the Personal Representative from all claims and rights whatsoever which the undersigned may have in the estate or which may arise hereafter, and the surety from any further obligation for the same.

Dated: 7/9/00

AUGUST P. ROSS FAMILY TRUST f/b/o  
ANNETTE MASON  
First National Bank of Omaha, Trustee

By: [Signature]

Witness: [Signature]

2000 JUL 10 10:15 AM

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF )  
AUGUST P. ROSS, )  
Decceased. )

No. 148 - 990

FORMAL CLOSING RECEIPT

The undersigned Distributee acknowledges delivery and receipt of the following-described property from the Personal Representative of this Estate, which is the full share of the Estate to which the undersigned is entitled, to-wit:

Cash in the amount of \$196,196.00

The undersigned Distributee releases and forever discharges the Personal Representative from all claims and rights whatsoever which the undersigned may have in the estate or which may arise hereafter, and the surety from any further obligation for the same.

Dated: 11/17/99

AUGUST P. ROSS FAMILY TRUST (b/c  
THOMAS P. ROSS  
First National Bank of Omaha, Trustee

By: [Signature]

Witness:

[Signature]

RECEIVED AUGUST 27 1999

1999 11 17



IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF     1     NO. 148-390  
   2  
AUGUST P. ROSS,                             3     MOTION FOR CONTINUANCE  
Deceased.                                 4

The undersigned hereby requests a continuance in which to file closing documents with regard to the above captioned matter for the reason that the Personal Representative, First National Bank of Omaha has not completed its final accounting.

It is estimated that it will take an additional thirty (30) days before such information is available. We would respectfully request a thirty day continuance in order to obtain the necessary information and file the appropriate closing documents with the Court.

Dated this 3<sup>rd</sup> day of December, 1988

By:   
John L. Apker, No. 18472  
Dwyer, Smith, Grimm, Gardner, Posiren, Lazer  
& Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska 68114  
(402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
AUGUST P. ROSS, )  
Deceased. ) ORDER FOR CONTINUANCE

THIS MATTER is before the Court upon a Motion For Continuance filed by John L. Apker, attorney for First National Bank of Omaha, the Personal Representative of the above-captioned estate, and the Court being fully advised in the premises finds that the same should be approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Motion for Continuance in order to close the estate is hereby granted and the above captioned matter be continued until 1-20, 1999.

DATED this 9 of December, 1998.

BY THE COURT:



JUDGE JANE H. PROCHASKA

Prepared and Submitted by:

John L. Apker, No. 18472  
Dwyer, Smith, Grimm, Gardner,  
Fohren, Lazer & Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska 68114  
(402) 392-0100

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
AUGUST P. ROSS, )  
Decedent. ) FORMAL ORDER FOR COMPLETE  
SETTLEMENT AFTER INFORMAL  
TESTATE PROCEEDING

Upon consideration of the Petition for Complete Settlement of the Personal Representative of this estate, the Court finds and determines that:

1. The required notices have been given or waived.
2. Decedent died testate on April 21, 1996, and was domiciled in the County of Douglas, State of Nebraska.
3. Decedent left an instrument purporting to be his last Will, dated October 16, 1993, which was executed in due form of law; Decedent had authority and capacity to make and execute said Will and Codicil, which was filed in this Court upon Application for Informal Probate of the instrument.
4. On May 13, 1996, First National Bank of Omaha was duly appointed and qualified as Personal Representative of the estate and has continued to qualify and act as Personal Representative of the estate from time of appointment. The Personal Representative has collected and managed the assets of the estate, filed an Inventory and Final Accounting herein, paid all lawful claims against the estate and performed all other acts required by the laws of the State of Nebraska pertaining to estates of decedents.
5. The Decedent was survived by the following named heirs at law related as indicated (if minors, state ages): Ann H. Ross, Thomas P. Ross, David R. Ross and Annette Ross Mason.
6. Due notice to creditors has been published in compliance with Nebraska Probate Code Section 30-2483 and proof thereof filed herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that:

- A. The findings hereinabove made should be and they are hereby made a part of the Decree of this Court as fully as if set out at length herein.
- B. The last Will of the Decedent, dated October 16, 1993, previously informally probated are hereby declared to be valid and formally probated.
- C. The sole and only heirs at law of the Decedent are those listed in the above findings.

D. The Final Accounting of the Personal Representative is hereby allowed and approved as filed herein.

E. Court costs are due herein in the amount of \$\_\_\_\_\_.

F. The Personal Representative he, and hereby is authorized and directed to deliver and distribute title and possession of the assets of the estate to the distributees in the amount and manner set forth in the Schedule of Distribution filed with the Petition For Complete Settlement After Informal Estate Proceeding.

G. Distributions previously made by the Personal Representative and reported on the Final Accounting are hereby approved and ratified.

H. The authority of the Personal Representative shall terminate, the Personal Representative shall be discharged from further claims or demands from interested persons, and the surety on the Personal Representative's bond, if any, shall be released when Receipts are filed with the Court.

DATED this 12<sup>th</sup> day of March, 1999.

BY THE COURT:

Jana H. Brocke  
County Court Judge

PREPARED AND SUBMITTED BY:

John L. Agler (Bar ID #18472)  
Dwyer Smith Crimin Gardner Lutzer  
Pohren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF )

NO. 14H-390

AUGUST P. ROSS,

ORDER DETERMINING AND  
ASSESSING INHERITANCE TAX

Deceased. )

Upon consideration of the evidence and the Petition for Determination of Inheritance Tax and all supporting documents, if any, filed herein and incorporated by reference, the Court Finds, Orders, and Determines that:

1. Notice has been given to or duly waived by all persons interested in the estate or property of the deceased.

The Personal Representative, First National Bank of Omaha, has agreed to pay the full inheritance tax and, therefore notice to interested parties is hereby dispensed with pursuant to Nebraska Revised Statutes Section 77-2018.02(5).

2. The County Attorney for each county in which the property described in the Petition is located has executed and filed with this Court a Waiver of Notice to show cause, or of time and place of hearing, and has entered a Voluntary Appearance on behalf of the County and State of Nebraska.

3. The values set forth in the Petition for Determination of Inheritance Tax, and the Inheritance Tax Worksheet accurately reflect the total clear market value of the assets listed therein subject to Nebraska Inheritance tax; and that all deductions, credits, allowances, exemptions, and contributions by survivors to jointly-owned property claimed therein, if any, are proper and are hereby allowed.

4. Inheritance tax is hereby assessed against the following-named parties in the amounts specified:

BENEFICIARY	TAX DUE
Annette Mason	\$1,686.04
Thomas P. Ross	\$1,686.04
David R. Ross	\$1,686.04
TOTAL	\$5,058.12

and that the tax is apportioned to the following county:

**DOUGLAS COUNTY COURT**  
Probate Division  
17th & Farnam Streets, 3-4 West  
Omaha, NE 68102

COUNTY	INHERITANCE TAX DUE
Cass	\$0.00
Douglas	\$5,058.12

and will draw interest at the legal rate prescribed by law commencing April 21, 1997 (12) months after date of death). The lien of Nebraska inheritance tax shall cease upon payment of the amount of tax as finally determined herein to be due with respect to property described in this proceeding.

5. Court costs are due herein in the amount of \$1,080.00.

DATED this 12<sup>th</sup> day of March, 1999.

BY THE COURT:

  
County Court Judge

PREPARED AND SUBMITTED BY:  
John L. Apker (Bar ID #18472)  
Dayer Smith Grimm Gardner Lazer Pohlen & Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska, 68114  
402-392-0101

ORDER TO SHOW CAUSE

Wichita

PR 34 (7/87)

Douglas County Court, Probate Division  
1701 Farnam Street, 3 West, Omaha, NE 68183 (402) 444-7152

IN RE: estate of  
August Ross

ORDER TO SHOW CAUSE

Doc. 148

Page 310

TO: First National Bank, Special  
Administrator / Personal Representative and  
Jean Miller  
Attorney of Record

You are hereby ordered to personally appear on April 15 19 99 at 1:30 p.m.  
before Judge Wichita, in the Probate Division, Third Floor, Hall of Justice.

- File an Inventory
- Close Estate will records from Jean Ross August Ross Marital Trust
- Other: WORTH TRUST the Marcella women family trust for Thomas Ross  
family trust for Daniel Ross all of the First Natl Bank before we can

THIS IS THE ONLY NOTICE YOU WILL RECEIVE. Discharge

Failure to comply with this order will result in your removal, without further notice, and will subject you to sanctions for contempt of court. If you have already complied with this requirement, please disregard this letter. If you have any questions, please contact 444-7152.

DATE: 3-15-99 BY THE COURT: JOHN R. DOUGHERTY

CERTIFICATE OF SERVICE

Copies of above Order mailed on March 15 19 99 to:  
First National Bank - Attn: Kathy Kellahan one first Natl Bank  
1620 Dodge Street O, NE 68102-1596  
Jean Miller - 8712 West Dodge Road Suite 400 O, NE 68114

Sami  
(316)

FORM 7-B PROOF OF PUBLICATION

148-390  
MIDLANDS BUSINESS JOURNAL, Robert G. Hoig, Editor

Publisher's Fee.....\$ 28.00  
Extra Copies.....\$ .....  
.....\$ 7.00  
Total.....\$ 35.00

L02059913

JOHN L. SPIER, Attorney  
OFFICE SUITE 6100 GARDNER LAGER POHRESEN & ROGERS  
3712 West Dodge Road, Suite 600  
Omaha, Nebraska 68114  
LEGAL NOTICE

In the County Court of Douglas County, Nebraska, Estate No. 148-390.  
Estate of AUGUST P. ROSS, Deceased.  
Notice is hereby given that a final accounting and report of administration and a Petition for complete settlement, probate of W.L. determination of heirs, and determination of inheritance tax have been filed and an oral hearing in the County Court of Douglas County, Nebraska, located at Courtroom No. 33, Third Floor, Probate Division, Douglas County Hall of Justice, 17th & Franklin Streets, Omaha, NE 68102, on the 17 day of March, 1999, at or after 9:30 o'clock a.m.

JOHN B. DUNNIGHERTY  
Notary  
First publication February 5, 1999, final February 19, 1999.

STATE OF NEBRASKA

SS.

County of Douglas

Cynthia Hoig

being duly sworn,

deposes and says that he/she is Vice President  
of The Midlands Business Journal, a legal weekly newspaper  
published in the City of Omaha, Douglas County, Nebraska,  
printed in the English language, having a bona fide circulation in  
Douglas County in excess of 300 copies for more than 52 weeks  
last year; that the printed notice attached hereto was published in  
said Midlands Business Journal for 3 consecutive weeks,  
beginning on February 5 1999 and ending on  
February 17 1999, and said newspaper  
was during that time and has since been in general circulation in  
said County and State, and that said newspaper was printed in  
whole or in part in the office maintained at place of publication.

*Cynthia Hoig*

Subscribed in my presence, and  
sworn to before me this 14th  
day of February 1999.

*Marilee Hoig*

Notary Public

Multiple Affidavits of this Publication have been filed in the office of:  
County Court  Clerk of Dist. Court  County Clerk  Sec. State

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

AUGUST P. ROSS,

Deceased.

NO. 148-390

AFFIDAVIT OF MAILING NOTICE

The undersigned hereby certifies and states that a true and correct copy of the Proof of Publication of Legal Notice was mailed by regular United States first class mail, postage prepaid, on the 15<sup>th</sup> day of February, 1999, to:

Kathy Callahan

First National Bank of Omaha  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1396

Ann B. Ross

1788 South Palm Canyon Drive  
Palm Springs, CA 92264

Annette Masno

4913 Capital #103  
Omaha, NE 68132

Thomas P. Ross

3770 Farita Circle  
Palm Springs, CA 92264

David R. Ross

652 South 84<sup>th</sup> Street  
Omaha, NE 68144

Dated: February 15, 1999

BY:



John L. Apker, #18472

Dwyer, Smith, Grinnam, Gardner, Lamer,

Fahren & Rogers

8712 West Dodge Road, Suite 400

Omaha, Nebraska, 68114

(402) 392-0101

RECEIVED CLERK OF DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA  
FEB 16 1999

FEB 16 3 30 PM '99

FILED

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148 - 390  
AUGUST P. ROSS, )  
Deceased. ) FORMAL PETITION FOR  
COMPLETE SETTLEMENT AFTER  
INFORMAL TESTATE PROCEEDING

PETITIONERS STATE:

1. Petitioner, as the duly appointed, qualified and acting Personal Representative of the estate of the Decedent, has collected and managed the assets of the estate, filed an Inventory and Final Accounting herein, paid all lawful claims against the estate, distributed assets or proposes to distribute assets as designated on the annexed Schedule of Distribution, and performed all other acts required by the laws of the State of Nebraska pertaining to estates of decedents.

2. Notice to creditors was published in compliance with Nebraska Probate Code Section 30-2483; proof thereof has been filed herein; time for presenting claims which arose prior to the death of the Decedent has expired; all claims have been paid; and there are no contingent, unliquidated or future claims against the estate.

3. Petitioner, having filed herein the Final Accounting, requests the Court to approve the final settlement and direct that the distribution of the remaining assets of the estate be made to the distributees in the amount and manner set forth in the annexed Schedule of Distribution.

4. The Registrar has previously informally probated the Will of the Decedent in this matter and Petitioner now requests a formal order as to the testacy of the Decedent in relation to the Decedent's last Will which has been informally probated. Petitioner affirms the statements which are set forth in Petitioner's Application for Informal Probate heretofore filed.

5. Petitioner now requests an Order determining the heirs of the Decedent.

WHEREFORE, Petitioners request that the Court fix a time and place of hearing, that notice be given to all interested persons as provided by the laws of this State, and that after notice and hearing the Court enter an order:

- A. Formally probating the Will and determining the heirs of the Decedent.
- B. Approving the Final Accounting filed herein and acts of Petitioners as Personal Representative in this case.
- C. Approving distributions previously made and authorizing and directing Petitioners to transfer title to the assets of the estate and distribute them to the distributees in the amount and manner set forth in the annexed Schedule of Distribution.

D. Discharging or setting forth the conditions of the termination of the appointment of the Personal Representative and release of the surety on Petitioner's Bond, if a bond was previously ordered herein.

E. Together with such other orders as the law may require and as the Court may deem applicable and proper.

DATED this 17<sup>th</sup> day of December, 1998.

  
\_\_\_\_\_  
First National Bank of Omaha, Personal Representative  
By: Kathy Callahan, Personal Trust Administration Officer  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska 68102-1596  
(402) 341-0500

PREPARED AND SUBMITTED BY:

John L. Apker (Bar ID #18472)  
Dwyer Smith Grimm Gardner Lazer  
Pahren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0301

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NCL 148 - 390  
AUGUST P. ROSS, )  
Deceased. ) FINAL ACCOUNTING  
)  
)  
)

COMES NOW, First National Bank of Omaha, Personal Representative of the Estate of August P. Ross, Deceased, and reports their acts and doings from the date of their appointment until the filing hereof, and as more particularly set out on Exhibit "A" attached hereto and made a part hereof by this reference.

DATED this 22nd day of December, 1998.

  
First National Bank of Omaha, Personal Representative  
By: Kathy Cullahan, Personal Trust Administration Officer  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1596  
(402) 341-0500

PREPARED AND SUBMITTED BY:

John L. Agker (Bar ID #18473)  
Dwyer Smith Grimm Gardner Lauer  
Pedren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-1101

Attachment  
August P. Ross Estate  
Final Accounting

RECEIPTS

Blue Shield of California	231.48
Smith Barney Money Market #14941377410	9,969.03
Blue Shield of California	534.28
Dividend - Nova	75.00
D H Professional Services Emergency	7.62
Smith Barney Money Market #14941377410	1,501.73
Physicians Mutual Insurance Co. DOS 3/19/86 Dr. Kurt Dacris	101.27
Interest - Money Market	14.62
Blue Shield of California	26.34
Fireman's Fund - overpayment of insurance	311.00
Physician's Mutual Insurance Co. DOS 4/2/86 Howard S. Baer	11.53
Dividend - First Bank Systems	1,031.25
Physician's Mutual Insurance Co.	132.81
Dividend - First Union Corporation \$2.15 Preferred	288.75
Interest - Intermountain Power Agency Bonds	412.50
Interest - Nebraska Public Power District Bonds	9,187.50
Interest - Money Market	46.01
Sale of .2966 share BANKAMERICA stock	22.02
FNBQ Checking # 33634883 - Dividends from Smith Barney:	
Royal Dutch Petroleum	1,104.50
Exxon	395.00
Texaco	560.00
BANKAMERICA	3,510.00
BANKAMERICA	2,700.00
Dividend - Quaker Oats	458.00
Smith Barney Account #1494-15324-1-0-041	31,248.44
Redeemed 25,000 Nebraska Investment Finance Authority Bonds	7,963.25
Dividend - General Electric	184.00
Desert Emergency Physician's Medical Group	31.17
Dividend - AT&T	165.00
Interest - Money Market	177.73
Dividend - SBC Communications Inc.	430.00
Dividend - Nova	74.36
Dividend - Bank of Boston	220.00
Interest - Money Market	154.53
Household Credit Services Inc.	298.00
Dividend - Texaco	595.00
Dividend - Exxon	365.00
Dividend - BANKAMERICA	3,834.00

Attachment  
August P. Ross Estate  
Final Accounting

Air Touch Cellular - refund on cellular phone	7.96
AT&T - refund on cellular phone	7.60
Dividend - First Bank System	1,031.25
Dividend - BANKAMERICA	346.68
Sale of 500 shares First Union Corporation \$2.15 preferred	34,526.34
Dividend - VanKampen American Capital Growth and Income Fund	24.89
Dividend - First Union Corporation \$2.15 preferred	268.75
Interest - Money Market	126.80
Mayo Foundation - refund	6.00
Sale of .042 share Lucant Technologies Inc.	1.83
Dividend - Royal Dutch Petroleum	1,014.36
Dividend - Quaker Oats	456.00
Sale of 30,000 Nebraska Investment Finance Authority Bonds	9,731.10
Dividend - General Electric	184.00
Dividend - AT&T	165.00
Dividend - SBC Communications Inc	430.00
Interest - Money Market	253.81
Peed Corporation PC Novice - refund	12.25
Dividend - Nova	76.02
Dividend - Bank of Boston	220.00
Interest - Money Market	263.57
Dividend - Texaco	685.00
Dividend - Exxon	395.00
Dividend - BANKAMERICA	4,180.68
Sale of 3,742 shares BANKAMERICA stock	368,780.50
Dividend - First Bank System	1,031.25
Dividend - VanKampen American Capital Growth and Income Fund	24.89
Dividend - VanKampen American Capital Growth and Income Fund	151.95
Dividend - VanKampen American Capital Growth and Income Fund	321.87
Dividend - VanKampen American Capital Growth and Income Fund	412.50
Interest - Intermountain Power Agency Bonds	9,187.49
Interest - Nebraska Public Power District	1,145.70
Interest - Money Market	6,675.80
Sale of VanKampen American Capital Growth and Income Fund	456.00
Dividend - Quaker Oats	8.60
Sale of .25 share NOR Corporation	208.00
Dividend - General Electric	165.00
Dividend - AT&T	430.00
Dividend - SBC Communications Inc.	492.88
Interest - Money Market	1,608.68
Dividend - Common Trust Fund M	220.00
Dividend - Bank of Boston	220.00
Sale of 150,000 Illinois Educational Facilities Bonds	81,210.00

Attachment  
August P. Ross Estate  
Final Accounting

Sale of 175,000 Kansas City Kansas Single Family Mortgage Bonds	26,013.75
Sale of 100,000 Nebraska Investment Finance Authority Bonds	34,551.00
Dividend - Lucent Technologies Inc.	12.15
Sale of 1,700 shares BANKAMERICA stock	209,041.22
Sale of 102 shares Lucent Technologies Inc.	9,183.47
Sale of 31 shares NCR Corporation	1,059.85
Dividend - Common Trust Fund M	1,608.98
Interest - Money Market	232.32
Dividend - Texaco	595.00
Dividend - Exxon	385.00
Dividend - BANKAMERICA	2,440.00
Dividend - First Bank System	1,162.48
Interest - Money Market	100.26
Dividend - Common Trust Fund M	1,609.14
Dividend - Nova	84.28
Dividend - Quaker Oats	456.00
Dividend - General Electric	104.00
Cass County Treasurer - refund of real estate taxes	30.18
Redeemed 5,000 Nebraska Investment Finance Authority Bonds	799.20
Redeemed 10,000 Nebraska Investment Finance Authority Bonds	1,882.60
Redeemed 5,000 Nebraska Investment Finance Authority Bonds	655.90
Dividend - SBC Communications Inc.	447.50
Dividend - AT&T	165.00
Interest - Money Market	47.97
Dividend - Common Trust Fund M	1,607.00
Redeemed 5,000 Nebraska Investment Finance Authority Bonds	916.22
Dividend - Nova	81.32
Interest - Money Market	40.80
Dividend - Bank of Boston	255.00
T C Field & Co. - refund 1/2 Indemnity Bond premium for lost NIFA Bonds	550.00
Dividend - Texaco	595.00
Dividend - Exxon	246.00
Dividend - BANKAMERICA	1,098.00
Sale of 300 shares BANKAMERICA stock	37,518.24
Sale of 300 shares First Bank System stock	24,843.67
Dividend - Royal Dutch Petroleum	817.10
Dividend - First Bank System	1,023.00
Redeemed 10,000 Nebraska Investment Finance Authority Bonds	1,847.60
Interest - Money Market	164.21
Dividend - Quaker Oats	456.00
Sale of 250 shares Gulf Canada Resources Ltd. preferred stock	734.97
Sale of 57 shares Anderson Exploration Ltd. stock	714.18

Attachment  
August P. Ross Estate  
Final Accounting

Sale of 132 shares Cytogen Corporation stock	577.81
Sale of 333 shares Gulf Canada Resources Ltd. ordinary stock	2,831.23
Sale of 1,336 shares Nova Corporation stock	11,609.45
Sale of 290 shares of BANKAMERICA stock	13,262.55
Dividend - Gulf Canada Resources preferred	4.73
Dividend - General Electric	104.00
Dividend - AT&T	165.00
Dividend - SBC Communications	447.50
Interest - Money Market	79.21
Sale of 10,000 Nebraska Investment Finance Authority Bonds	3,695.20
Interest - Money Market	16.19
Dividend - BANKAMERICA	854.00
Dividend - U S Bancorp fka First Bank System	883.50
Interest - Money Market	27.64
Interest - Money Market	31.76
Interest - Money Market	31.25
Dividend - BANKAMERICA	854.00
Dividend - U S Bancorp fka First Bank System	883.50
Interest - Money Market	36.92
Interest - Money Market	39.83
Interest - Money Market	35.88
Sale of 18 shares Berkshire Hathaway Inc. Class B stock	34,389.85
Dividend - BANKAMERICA	966.00
Interest - Money Market	22.05
<b>TOTAL RECEIPTS</b>	<b>1,037,268.34</b>

DISBURSEMENTS

5 Certified copies Letters of Personal Representative	6.25
Attorney's fees - Schmid, Mooney and Frederick, P C	1,560.00
First National Bank of Omaha - fee for lost safe deposit box key	8.00
Reimburse Ann Ross for insurance premium for condos	311.00
Reimburse Ann Ross for 3 months condo maintenance fees	1,440.00
Reimburse Ann Ross for 1 month condo maintenance fees	480.00
Attorney's fees - Schmid, Mooney and Frederick, P C	2,745.00
Reimburse Ann Ross for 3 months condo mortgage payments	3,389.40
Reimburse Ann Ross for funeral expenses	6,879.43
Attorney's fees - Schmid, Mooney and Frederick, P C	1,525.99
Alliance Mortgage Company	558.31
Alliance Mortgage Company	571.49

Attachment  
August P. Ross Estate  
Final Accounting

First Bank to pay off mortgage on Wendy's in PH Investment #2	13,175.90
Ann Ross - Homestead Allowance	7,500.00
Ann Ross - Family Allowance	9,000.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Alliance Mortgage Company	558.31
Alliance Mortgage Company	571.49
2 Certified Copies Letters of Personal Representative	2.50
Morrissey Appraisal Services - appraisal for Wendy's 5405 L St.	2,100.00
Morrissey Appraisal Services - appraisal for Wendy's 3706 N. 90th St.	2,100.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Alliance Mortgage Company	558.31
Alliance Mortgage Company	571.49
J P Morgan ADR service charge for disbursing Royal Dutch Pet. Dividend	1.20
Foreign tax withheld on Royal Dutch Petroleum Dividend	152.15
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Reimburse Ann Ross for sanitation charges on condos	734.18
Attorney's fees for probate in California - Robert A. Schlesinger	250.00
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Riverside County Tax Collector - California real estate taxes for condo	648.05
Riverside County Tax Collector - California real estate taxes for condo	648.05
Attorney's fees - Schmid, Mooney and Frederick, P C	3,716.65
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Ann Ross - additional Allowance	20,000.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Daniel C. Peterson - Appraisal for 2 condo in California	188.20
Purchases 32,212.44 shares Common Trust Fund M	388,889.99
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Attorney's fees - Schmid, Mooney and Frederick, P C	2,460.20
2 Certified Copies Letters of Personal Representative	2.50
First Trust N.A. processing fee to replace lost NIFA Bonds	50.00
T C Field & Co. - surety bond premium for lost NIFA Bonds	1,100.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Attorney's fees for probate in California - Robert A. Schlesinger	4,571.00
Attorney's fees - Schmid, Mooney and Frederick, P C	641.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Distribution to August Ross Family Trust Ibo Annette Mason	8,000.00
Distribution to August Ross Family Trust Ibo Thomas Ross	90,000.00

Attachment  
August P. Ross Estate  
Final Accounting

Distribution to August Ross Family Trust fbo David Ross	90,000.00
Distribution to August Ross Family Trust fbo Annetta Mason	32,488.10
Distribution to August Ross Family Trust fbo Thomas Ross	90,000.00
Distribution to August Ross Family Trust fbo David Ross	90,000.00
Attorney's fees for probate in California - Robert A. Schlesinger	625.00
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Attorney's fees - Schmid, Mooney and Frederick, P C	225.00
Riverside County Tax Collector - California real estate taxes for condo	648.05
Riverside County Tax Collector - California real estate taxes for condo	648.05
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Douglas County Treasurer - Inheritance Tax	5,058.12
Cass County Treasurer - real estate tax	60.38
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
5 Certified copies Letters of Personal Representative	6.25
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Attorney's fees - Schmid, Mooney and Frederick, P C	6,050.50
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Alliance Mortgage Company	553.49
Alliance Mortgage Company	566.56
Attorney's fees - Schmid, Mooney and Frederick, P C	1,455.50
Foreign tax withheld on Royal Dutch Petroleum Dividend	122.57
Riverside County Recorder - certified copy of death certificate	8.00
1 Certified copy Letters of Personal Representative	1.25
Attorney's fees - Schmid, Mooney and Frederick, P C	112.50
Canyon Granada Homeowners Association - additional assessment	1,000.00
Distribution to August Ross Family Trust fbo Annetta Mason	10,000.00
Distribution to August Ross Family Trust fbo Thomas Ross	10,000.00
Distribution to August Ross Family Trust fbo David Ross	10,000.00
Canyon Granada Homeowners Association - maintenance fees for condos	480.00
Distribution to August Ross Family Trust fbo Annetta Mason	6,196.00
Distribution to August Ross Family Trust fbo Thomas Ross	6,196.00
Distribution to August Ross Family Trust fbo David Ross	6,196.00
Reimburse Ann Ross for repairs to condos	1,500.00
Internal Revenue Service balance due Form 1041 for year ending 3/31/97	40,259.00
Nebraska Department of Revenue balance due Form 1041N for year ending 3/	9,757.00
Foreign tax withheld on Gulf Canada Resources preferred	0.71
Internal Revenue Service balance due 1996 Form 1040	747.00
Nebraska Department of Revenue balance due 1996 Form 1040N	7.00

Attachment  
August P. Ross Estate  
Final Accounting

Attorney's fees - Schmid, Mooney and Frederick, P C  
Final distribution to August Ross Marital Trust  
**TOTAL DISBURSMENTS**

75.00  
44,000.96  
**1,037,268.34**

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

AUGUST P. ROSS,

Deceased.

NO. 148-390

PETITION FOR DETERMINATION  
OF INHERITANCE TAX

PETITIONERS STATE:

1. Name of Decedent: August P. Ross  
Decedent Died: Testate  
Date of Death: April 21, 1966.  
Domicile at Date of Death: Omaha, Douglas County, Nebraska.

2. The Petitioner is Personal Representative of the Decedent and has a legal interest in the property involved in the Determination of Inheritance Tax herein.

3. Decedent did not during Decedent's lifetime convey any property in trust or otherwise in contemplation of death or intended to take effect in possession or enjoyment after death, and no person became entitled to any property by reason of the death of the Decedent except as alleged herein.

4. The Inheritance Tax Worksheet states the clear market value of all assets of the Decedent, the proper deductions and correct computation of the Nebraska Inheritance Tax, which should be determined and assessed as stated therein, and the Worksheet is incorporated by this reference.

5. Petitioner does hereby agree to pay the full inheritance tax.

6. The County Attorney of each county in which the property described in this Petition is located has executed a Waiver of Notice to show cause, or of the time and place of hearing, and has entered a Voluntary Appearance in such proceedings on behalf of the County and State of Nebraska.

WHEREFORE, the Petitioner prays that the Court dispense with giving of any further notice as provided by law; and upon hearing, without delay, determine the clear market value of all assets of the Decedent and determine the amount of Nebraska Inheritance Tax, and order that any potential lien of the Nebraska Inheritance Tax be extinguished upon payment of the tax.

DATED this 17<sup>th</sup> day of December, 1998.

~~First National Bank Omaha Personal Representative~~

Kathy Callahan ~~Per Trust Admin Officer~~

First National Bank of Omaha, Personal Representative  
By: Kathy Callahan, Personal Trust Administration Officer  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1506  
(402) 344-0500

John L. Apker

John L. Apker (Bar ID #18472)  
Dwyer, Smith, Gramm, Gardner, Lazer, Puhren & Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska 68114  
(402) 392-0101

STATE OF NEBRASKA )

) ss.

COUNTY OF DOUGLAS )

Kathy Callahan, Personal Trust Administration Officer for First National Bank of Omaha, Personal Representative, being first duly sworn upon oath, deposes and says that as the Petitioner named in the above Petition, Petitioner has read the Petition, knows its contents, and that the facts stated in the Petition are accurate and complete to the best of the Petitioner's knowledge and belief.

~~First National Bank Omaha Personal Representative~~

Kathy Callahan ~~Per Trust Admin Officer~~

First National Bank of Omaha, Personal Representative  
By: Kathy Callahan, Personal Trust Administration Officer

SUBSCRIBED and sworn to before me on this 17<sup>th</sup> day of December, 1998.

(SEAL)



John L. Apker  
Notary Public

PREPARED AND SUBMITTED BY:

John L. Apker (Bar ID #18472)  
Dayer, Smith, Grinn, Gardner,  
Luzer, Polson & Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska 68114  
(402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

AUGUST P. ROSS,

Deceased.

NO. 148-398

VOLUNTARY APPEARANCE,  
WAIVER OF NOTICE AND  
AGREEMENT TO  
PAY INHERITANCE TAX

I hereby enter my Voluntary Appearance as a party in the above-entitled matter and waive the service of notice upon me to show cause, and furthermore waive all notice required by law of the time and place of hearing for the determination of values of property for inheritance tax purposes and for the purpose of assessing inheritance tax, if any, due under the laws of the State of Nebraska, and hereby agree to pay the proper counties the full inheritance tax so determined.

DATED this 22 day of December, 1998.

*Kathy Callahan*

First National Bank of Omaha, Personal Representative  
By: Kathy Callahan, Personal Trust Administration Officer  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1596  
(402) 341-0500

PREPARED AND SUBMITTED BY:

John L. Apker, #18472  
Dwyer, Smith, Grimm, Gardner, Laver,  
Pohren & Rogers  
8712 West Dodge Road, Suite 400  
Omaha, Nebraska 68114  
(402) 393-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

NO. 148 - 390

AUGUST P. ROSS,

CERTIFICATE OF MAILING  
SCHEDULE OF DISTRIBUTION

Decensed.

The undersigned certifies that a true copy of the attached Schedule of Distribution was mailed to the following named persons at the addresses set forth opposite their names on the 27<sup>th</sup> day of January, 1997, by United States Mail, postage prepaid.

NAME  
Kathy Callahan

ADDRESS  
First National Bank of Omaha  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1596

Ann B. Ross

1788 South Palm Canyon Drive  
Palm Springs, CA 92264

Annette Mazoni

4910 Capitol #103  
Omaha, NE 68132

Thomas P. Ross

3770 Torito Circle  
Palm Springs, CA 92264

David R. Ross

652 South 84<sup>th</sup> Street  
Omaha, NE 68144

  
\_\_\_\_\_  
Signature

PREPARED AND SUBMITTED BY:

John L. Anker (Bar ID #18472)  
Dwyer Smith Grimm Gardner Lazer  
Pohren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

IN COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

No. 148 - 390

AUGUST P. ROSS, Deceased

INHERITANCE TAX WORKSHEET, VOLUNTARY APPEARANCE AND WAIVER OF NOTICE

DATE OF DEATH April 24, 1985

TYPE OF WORKSHEET	TENTATIVE TAX, SEC. 77-2018.07	FINAL DETERMINATION, SEC. 77-2018.05
<b>ASSETS OF ESTATE</b>		
1 Schedule A, real estate	1 171,088	
2 Schedule B, stocks and bonds	2 2,329,851	
3 Schedule C, mortgages, notes and cash	3 0,541	
4 Schedule D, insurance on decedent's life payable to estate	4 138,559	
5 Schedule E, jointly owned property (claim contribution on line 8, if any)	5 300,884	
6 Schedule F, other miscellaneous property	6 632,388	
7 Schedule G, transfers during decedent's life	7	
8 Total clear market value for Nebraska inheritance tax (check source): <input type="checkbox"/> Schedules attached <input checked="" type="checkbox"/> Inventory filed	8	3,870,579
9 Contributions by surviving (joint tenant) (attach explanation)	9	0
10 Liabilities assumed against assets listed and not previously deducted (attach explanation)	10	844,847
11 Gross estate (line 8 minus lines 9 & 10)	11	2,725,832
<b>ALLOWANCES AND EXEMPT PROPERTY SEC. 30-2322 -- 30-2325 and DEDUCTIONS SEC. 77-2018.04</b>		
12 Homestead allowance (maximum \$7,500)	12	7,500
13 Exempt property (maximum \$5,000)	13	5,000
14 Family maintenance allowance withdrawn (maximum \$9,000 without order)	14	9,000
15 Total allowance and exempt property (total of line 12 through line 14)	15	21,500
16 Cost of the funeral, including a funeral and a marker	16	6,879
17 Attorney's fee	17	20,000
18 Parol or oral representation's fee	18	50,000
19 Court costs and recording fees	19	1,078
20 Publication costs	20	50
21 Bond	21	0
22 Other administration expenses (attach explanation)	22	5,385
23 Expenses concerning property not subject to probate (attach explanation)	23	0
24 Expenses of last illness incurred within six months of death (attach explanation)	24	0
25 All debts paid for which the decedent was liable for payment at date of death and not otherwise listed (attach explanation)	25	27,400
26 Total deductions (total of line 16 through 25)	26	110,772
<b>MARITAL EXEMPTION SEC. 77-2004</b>		
27 Interest of surviving spouse in decedent's joint property (including contributions)	27	308,654
28 Interest of surviving spouse in decedent's probate estate	28	1,849,357
29 Interest of surviving spouse in decedent's other property	29	0
30 Total of spouse's actual share (total of line 27 through line 29)	30	2,158,011
<b>FEDERAL ESTATE TAX DEDUCTION SEC. 77-2007 (MIR) &amp; CHARITABLE EXEMPTIONS SEC. 77-2007 (C) and 77-2007 (A)</b>		
31 Total gross estate (Federal Estate Tax Return, Form 706)	31	3,870,579
32 Secured indebtedness claimed on Form 706, Schedule K	32	844,847
33 Net estate (line 31 minus line 32)	33	2,725,832
34 Total net estate (line 33) not subject to Nebraska inheritance tax (attach explanation)	34	0
35 Net estate subject to Nebraska inheritance tax (line 33 minus line 34)	35	2,725,832
36 Factor line 35 divided by line 31, carry to 4 decimal places	36	1.0
37 Federal estate tax paid	37	0
38 Federal estate tax paid attributable to Nebraska (line 38 multiplied by line 37)	38	0
39 Charitable, religious, charitable, scientific or educational gifts	39	0
40 Total deductions and exemptions (total of lines 37, 38, 39)	40	2,268,183
41 Net value of estate subject to Nebraska inheritance tax (line 35 minus line 40)	41	457,649

NEBRASKA INHERITANCE TAX COMPUTATION

42	PG. LINE	TOTAL	A	B	C	D
NAME			Ann Ross	Annelia Mason	Thomas P. Ross	David R. Ross
RELATIONSHIP			spouse	daughter	son	son
CLASS			5	1	1	5
GROSS ESTATE	11	2,726,032	2,181,811	187,808	187,808	187,808
ALLOW & DED. PROP.	16	21,500	57,750	1,250	1,250	1,250
DEDUCTIONS	20	110,752	87,510	7,754	7,754	7,754
NET ESTATE	30	2,185,811	2,185,811			
REG. ESTATE TAX	38	0	0	0	0	0
TRANSFER TAX	39	0	0	0	0	0
NET TAX	41	437,462	0	178,604	178,604	178,604
PROVISION			100%	10,000	10,000	10,000
PAID AMOUNT			0	168,604	168,604	168,604
43. TENTATIVE TAX			0	0	0	0
44. TAX DEDUCT			0	0	0	0
45. TAX DUE			0	168,604	168,604	168,604
46. Total Nebraska inheritance tax due (total column A through D)						5058.12
47. Tentative Nebraska inheritance tax paid Section 77-2316(2)						0
48. Nebraska inheritance tax balance due (line 46 minus line 47)						5058.12

NEBRASKA INHERITANCE TAX APPOINTMENT SEC. 77-2314

County	Gross Estate in County			Percent Family Credit Estate	Percentage Tax Due	Inheritance Tax Paid	Balance Due
	Gross Estate	Net Taxable Credit Estate	Taxable Credit Estate				
Douglas	\$ 2545800	2158911	968049	15.3 %	5058.12	0	5058.12
Cass	\$ 178772	178772	0	0 %	0	0	0

49	100% gross estate (total equal line 11)	40	\$ 2726032				
50	Net Taxable Gross Estate (total equal line 30 plus line 16)	50	\$ 2185811				
51	Taxable Gross Estate (total equal line 49 minus line 50)	51	\$ 540221	100 %			
52	Total Nebraska inheritance tax due (total equal line 48)	52	\$ 5058.12				
53	Tentative tax paid (total equal line 47)	53	\$ 0				
54	Nebraska inheritance tax balance due (total equal line 48)	54	\$ 5058.12				
55	Have records of the executor, administrator or other fiduciary showing the value of each item have been derived from County Records?	Yes	X	No	<input type="checkbox"/>		
56	Has Federal Estate Tax Return, Form 706, or filed by the estate or on behalf of the estate as reflected above to be the basis for the value of the estate?	Yes	X	No	<input type="checkbox"/>		
57	Do personal representatives agree that if the federal estate tax return is returned, the value of the property in this county is the same as the value as finally determined for federal estate tax purposes and pay the necessary inheritance tax if any, regardless of a prior value determined for other state tax purposes?	Yes	X	No	<input type="checkbox"/>		
58	Has the decedent's estate or personal representatives been notified of their obligation to pay the inheritance tax due on the date of death to the estate?	Yes	X	No	<input type="checkbox"/>		

I hereby affirm that I have read the foregoing Inheritance Tax Worksheet and to the best of my knowledge the computation is based on the clear market value of the property received by each person and that Worksheet is correctly prepared.

SIGNATURE OF PERSONAL REPRESENTATIVE/DRAWER

DATE

VOLUNTARY APPEARANCE AND WAIVER OF NOTICE  TENTATIVE TAX & FINAL DETERMINATION

I, the undersigned (Douglas County Attorney), hereby make my voluntary appearance in behalf of the below designated County and the State of Nebraska in the above captioned proceeding and waive the service of process upon me to avoid all claims and forfeitures arising of notice required by law of time and place of hearing of the determination of values of property for inheritance tax purposes and for the purpose of assessing inheritance tax. I (Attorney) accept the laws of the State of Nebraska. I have examined the foregoing Worksheet and have no objections thereto for inheritance tax purposes only.

County Attorney

Name \_\_\_\_\_ County \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
 )  
 AUGUST F. ROSS, ) ADDENDUM TO INHERITANCE TAX  
 ) WORKSHEET  
 )  
 Deceased. )

Line 22 Other Administrative Expenses

Letters of Personal Representative to the Douglas County Court	\$ 6.25
Lost Safety Deposit Box key - First National Bank of Omaha	8.00
First Trust processing fee for replacement of lost NIFA Bond	50.00
T.C. Field and Company - Surety Bond Premium for lost NIFA Bond	1,100.00
J.P. Morgan - ADR service charge for disbursing Royal Dutch Petroleum Dividend	1.20
Appraisal fees for two Wendy's Restaurant	4,200.00
TOTAL	\$3,365.45

Line 25 All Debts paid for which the decedent was liable at date of Death

Insurance on Condominiums	\$ 311.00
Appraisal fees	188.20
Monthly Maintenance fees on Condominiums	5,700.00
Mortgage payment on Condominiums	12,369.01
Sanitation charges on Condominiums	734.16
Attorneys Fees	5,446.00
Real Estate Taxes on Condominiums	2,592.20
TOTAL	\$27,400.57

By: John L. Apker  
 John L. Apker, #18472  
 DWYER, SMITH, GREEN, GARDNER,  
 POISEN, LAZER & ROGERS  
 8712 West Dodge Road, Suite 400  
 Omaha, Nebraska 68114  
 (402) 592-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
 )  
 AUGUST P. ROSS, )  
 ) ADDENDUM TO INHERITANCE TAX  
 ) WORKSHEET  
 )  
 Deceased. )

Line 22 Other Administrative Expenses

Letters of Personal Representative to the Douglas County Court	\$ 6.25
Lost Safety Deposit Box key - First National Bank of Omaha	8.00
First Trust processing fee for replacement of lost NIFA Bond	50.00
T.C. Field and Company - Surety Bond Premium for lost NIFA Bond	4,100.00
J.P. Morgan - ADR service charge for disbursing Royal Dutch Petroleum Dividend	1.20
Appraisal fees for two Wendy's Restaurant	4,200.00
TOTAL	<u>\$5,365.45</u>

Line 25 All Debts paid for which the decedent was liable at date of Death

Insurance on Condominiums	\$ 311.00
Appraisal fees	188.20
Monthly Maintenance fees on Condominiums	5,760.00
Mortgage payment on Condominiums	12,369.01
Sanitation charges on Condominiums	734.16
Attorneys Fees	5,446.00
Real Estate Taxes on Condominiums	<u>2,592.20</u>
TOTAL	<u>\$27,400.57</u>

By: John L. Apker  
 John L. Apker, #18472  
 DWYER, SMITH, GRIMM, GARDNER,  
 POHREN, LAZER & ROGERS  
 8712 West Dodge Road, Suite 400  
 Omaha, Nebraska 68114  
 (402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
 AUGUST P. ROSS,  
 Deceased.

NO. 148-398

SCHEDULE OF DISTRIBUTION

Name and Address of Distributees	Amount of Money	Description of Personal Property or Real Estate Distributed in Kind	If Previously Distributed, Date of Distribution
Ann B. Ross 1788 S. Palm Canyon Dr. Palm Springs, CA. 92264	\$16,500.00 \$20,000.00	Real Property legally described as the South 5 feet of Lot BB Lake Wacoada Subdivision, Cass County, NE (valued at \$1,088.00)	8-16-96 12-12-96 11-20-97
August Ross Marital Trust c/o First National Bank One First National Center 1630 Dodge Street Omaha, Nebraska, 68102 1596	\$44,808.95		3-11-98
		50% interest in PH Investment #3 - Wendy's, 3706 North 90 <sup>th</sup> Street, Omaha, Nebraska	12-31-96
		44.1665% interest in PH Investment #2 - Wendy's, 54 <sup>th</sup> & L. Streets, Omaha, Nebraska	12-31-96
		32,212.444 Common Trust Fund M - Municipal Bond Fund	5-29-97
		15,000 shares Intermountain Power Agency Utah Power Supply Revenue Adv. Ref. - Series F MBIA-IBC Bonds dtd. 11-1-86, 5.5% 7-1-2018-96	7-10-97
		270,000 shares Nebraska Public Power District Revenue Power Supply Bonds dtd. 1-1-93, 6.125%, 1/1/2015-03	6-18-97
		100 shares U.S. Savings Bonds, Series EE dtd. 8-1-93 due 8-1-2005	7-31-97

maturing 8-1-2011

300 shares AT&T Corporation 7-31-97  
common stock

500 shares BankBoston via Bank of  
Boston Corporation common stock

1 share California Federal Bank 7-31-97  
Contingent Litigation Recovery  
Participation Interest

600 shares Exxon Corporation 7-31-97  
common stock

400 shares General Electric Company 7-31-97  
common stock

1,600 shares Quaker Oats Company 7-31-97  
common stock

1,000 shares Royal Dutch Petroleum 7-31-97  
Company stock

1,000 shares SBC Communications, 7-31-97  
Inc. common stock

700 shares Teacore, Inc. common 7-31-97  
stock

12 shares Berkshire Hathaway, Inc. 10-24-97  
Class B common stock

2,800 shares BankAmerica 2-26-98  
Corporation common stock

1,900 shares U S Bancorp New via 2-26-98  
First Bank Systems common stock

August Ross Family Trust 58,000.00  
(fbo Annette Mason) c/o 532,488.10  
First National Bank of Omaha 510,000.00  
One First National Center 56,156.00  
1620 Dodge Street  
Omaha, Nebraska, 68102-  
1596

200 shares General Electric Co. 3-3-97  
common stock

150 shares Royal Dutch Petroleum 3-3-97  
Co.

500 shares BankAmerica Corporation 3-3-97  
common stock

200 shares Exxon Corporation 3-5-97  
common stock

300 shares First Bank Systems, Inc. 3-5-97

30,000 shares Nebraska Public Power 3-5-97  
District Revenue Power Supply  
Bonds dtd. 1-1-93 @ 12% 1-1-2015-  
05

August Ross Family Trust \$90,000.00 3-3-97  
(fbo Thomas P. Ross) c/o \$90,000.00 3-4-97  
First National Bank of Omaha \$10,000.00 6-25-97  
One First National Center \$5,196.00 7-8-97  
1620 Dodge Street  
Omaha, Nebraska, 68102-  
1596

August Ross Family Trust \$90,000.00 3-3-97  
(fbo David R. Ross) c/o First \$90,000.00 3-4-97  
National Bank of Omaha \$10,000.00 6-25-97  
One First National Center \$5,196.00 7-8-97  
1620 Dodge Street  
Omaha, Nebraska, 68102-  
1596

*Kathy Collier*  
First National Bank of Omaha, Personal Representative  
By: Kathy Collier, Personal Trust Administration Officer  
One First National Center  
1620 Dodge Street  
Omaha, Nebraska, 68102-1596  
(402) 341-0500

PREPARED AND SUBMITTED BY:

John L. Apker (Bar ID #18472)  
Dwyer Smith Grimm Gardner Lazer  
Pohren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST P. ROSS,  
Deceased.

NO. 148-390

Receipt Evidencing Payment  
Of Inheritance Tax.

No 14174

**DOUGLAS COUNTY**  
TREASURER'S OFFICE

Omaha, Neb.,

4-22-1997

\$ 5,058.12

RECEIVED from

Estate of August P. Ross

5058.12 DOLLARS

For Inheritance tax estate of August P. Ross

BK 148 Pg 390 DOD 4-21-96

First Natl ck# 195739 dtd 4-21-97

JULIE M. HANBY County Treasurer

*Julie M. Hanby*

Deputy

ORIGINAL

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
AUGUST P. ROSS, )  
Decesed. ) ORDER FOR HEARING

COMES NOW, the Court, and hereby schedules the hearing for formal settlement of the aforesaid Estate for October 12, 1999 at 9:30 am in Courtroom No.     of the Hall of Justice, 1701 Farnam Street, Omaha, Nebraska  
Dated this 7 day of September, 1999

BY THE COURT:



NOTICE

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

Estate of August P. Ross, Deceased

Estate No. 148 - 300

Notice is hereby given that a final accounting and report of administration and a Petition for complete settlement, probate of Will, determination of heirs, and determination of inheritance tax have been filed and are set for hearing in the County Court of Douglas County, Nebraska, located at 17<sup>th</sup> and Farnam Streets, Omaha, Nebraska, 68183, on the 12 day of MARCH, 1998, at or after 9:00 o'clock A.m.

*John A. Dwyer*  
PERSONAL

*Kathy Callahan*  
First National Bank of Omaha, Personal Representative  
By: Kathy Callahan, Personal Trust Administration Officer  
One First National Center  
1630 Dodge Street  
Omaha, Nebraska, 68102-1596  
(402) 341-0300

PREPARED AND SUBMITTED BY:

John L. Apker (Bar ID #18472)  
Dwyer Smith Orinam Gardner Lazer  
Pohoren & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

INSTRUCTIONS TO MIDLANDS BUSINESS JOURNAL.

Please publish this notice once per week for three (3) consecutive weeks.

Immediately following the last publication, please file proof of publication with the County Court.

Please send two (2) of the published notice to the above-named attorney immediately following the first publication.

**DOUGLAS COUNTY COURT**  
Probate Division  
17th & Farnam Streets, 3-West  
Omaha, NE 68183

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF ) NO. 148-390  
AUGUST P. ROSS, )  
Deceased. ) REPORT OF ESTATE  
P. Apker

Comes now, John L. Apker, of Dwyer Smith Grimm Gardner Lazer Pohlen & Rogers, on behalf of First National Bank of Omaha, Personal Representative of the Estate of August P. Ross, and pursuant to the Order to Show Cause dated August 21, 1998, respectfully reports to the Court as follows:

1. That the inheritance tax, as determined, has been paid and a Receipt evidencing same has been issued.
2. That Kathy Callahan, the Personal Trust Administration Officer for First National Bank of Omaha, the Personal Representative of the Estate, has reviewed the closing documents but is out of town until September 15, 1998 and therefore unable to execute same until that date.
3. That a clearance letter has been received from the Internal Revenue Service with regard to the Federal Estate Tax Return.
3. That the Formal Closing pleadings will be filed within thirty (30) days from the date of this Report.

Wherefore, John L. Apker, the attorney for the Personal Representative respectfully requests that the Court allow this Estate to remain open for an additional thirty (30) days in order to provide sufficient time to file the necessary pleadings to close the Estate.

Respectfully submitted this 8th day of September, 1998.

*Paul J. Pomeroy*  
10-8-98

*John L. Apker*  
John L. Apker (Bar ID #18472)  
Dwyer Smith Grimm Gardner Lazer  
Pohlen & Rogers  
8712 West Dodge Road Ste 400  
Omaha, Nebraska, 68114  
(402) 392-0101

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

August Ross  
Deceased

ORDER TO SHOW CAUSE

BOOK 148 PAGE 390

The Court finds that this case was filed on May 13, 1998 and has been pending for more than 24 months.

PURSUANT TO DIRECTIVE FROM THE SUPREME COURT OF THE STATE OF NEBRASKA DATED JUNE 18, 1998, (COPY ENCLOSED) IT IS ORDERED as follows:

1. The personal representative shall not later than Sept. 2, 1998, file closing documents or file a detailed report why the probate case should not be closed within 3 months and if it cannot be closed within 3 months an estimate of the amount of time required to close said case.
2. In the event of failure to file the closing document or file the detailed report by the deadline the personal representative shall be removed and powers terminated without further notice and costs and accruing costs taxed to the personal representative and to his or her attorney.

CERTIFICATE OF MAILING

I, Lela Turner  
Clerk of the County Court, do hereby certify that on the 15 day of August, 1998 I mailed a true copy of the foregoing Order to Show Cause to the following named personal representative by depositing same in the United States Mail, postage prepaid.

Charles O. Burnett  
First Nat'l. Bank of Omaha

BY THE COURT:

John D. Brock  
COUNTY JUDGE

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS.

(Deceased)

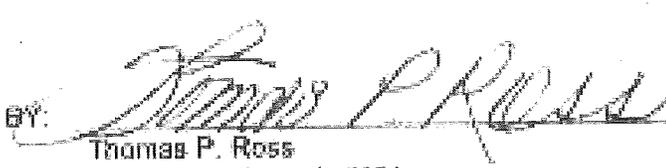
BOOK 145 NO. 390

CONSENT TO ALLOWANCE  
AND WAIVER OF HEARING

COMES NOW the undersigned and hereby consents to the payment of \$20,000.00 in additional allowances to Ann Ross surviving widow of the decedent herein and waives notice of hearing on the motion for such allowance.

DATED this 18<sup>th</sup> day of November, 1996.

BY:

  
Thomas P. Ross  
255 Avenida Granada #124  
Palm Springs, California 92264

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS,

Deceased.

BOOK 148 NO 390

CONSENT TO ALLOWANCE  
AND WAIVER OF HEARING

COMES NOW the undersigned and hereby consents to the payment of  
\$20,000.00 in additional allowances to Ann Ross surviving widow of the decedent  
herein and waives notice of hearing on the motion for such allowance

DATED this 13 day of November, 1996.

BY:

  
David R. Ross  
662 South 84th street  
Omaha, NE 68114

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS.

Deceased.

BOOK 148 NO. 380

CONSENT TO ALLOWANCE  
AND WAIVER OF HEARING

COMES NOW the undersigned and hereby consents to the payment of \$20,000.00 in additional allowances to Ann Ross surviving widow of the decedent herein and waives notice of hearing on the motion for such allowance.

DATED this 11 day of November, 1986.

BY:

Annette Mason  
Annette Mason  
1305 South 101st Street  
Omaha, Nebraska 68124

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS,

Deceased.

) BOOK 148 NO. 390  
)  
)  
)  
)  
)

ORDER

This matter came on for hearing on the 22 day of November, 1996, upon the Motion for Additional Allowance ("Motion") of the Personal Representative of the Estate of August P. Ross ("Personal Representative"), the Court being fully advised in the premises finds the same should be granted.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED by the Court that the Personal Representative shall pay an additional allowance in the amount of \$20,000.00 to Ann Ross, the surviving spouse of the deceased herein.

DATED this 22 day of November, 1996.

BY THE COURT:



PREPARED and SUBMITTED BY:

Charles O. Forrest, #11349

For: SCHMID, MOONEY, & FREDERICK, P.C.

11404 West Dodge Road

Suite 700

Omaha, Nebraska 68154

(402) 493-7700

FILED  
NOV 22 1996  
CLERK OF DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS,

Deceased.

) BOOK 148 NO. 390

) MOTION FOR ADDITIONAL  
) ALLOWANCE

COMES NOW the First National Bank of Omaha, the Personal Representative of the Estate of August Ross ("Personal Representative") and hereby moves the Court for an Order permitting the Personal Representative to pay additional allowances in the amount of \$20,000.00 to Ann Ross, the surviving spouse of the deceased herein, ("Ross") and in support of said Motion states to the Court as follows:

1. Ross expects to incur the following expenses prior to the distribution herein:
  - a. Maintenance expenses for Annette Mason;
  - b. Health insurance expenses for Annette Mason and David Ross;
  - c. Car insurance expenses for the benefit of the children of decedent and Ross;
  - d. College graduation expenses for Jessica Mason;
  - e. Christmas expenses;
  - f. Maintenance expenses on South 84th Street, Omaha, Nebraska;
2. Each of the heirs and beneficiaries hereunder have filed a written consent to such allowance.

WHEREFORE the Personal Representative moves the Court for an Order to allow Ross an additional allowance of \$20,000.00.

FIRST NATIONAL BANK OF OMAHA  
Personal Representative

BY Charles O. Forrest  
Charles O. Forrest, #11349  
For: SCHMID, MOONEY, & FREDERICK, P.C.  
11404 West Dodge Road  
Suite 700  
Omaha, Nebraska 68154  
(402) 493-7700

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a true and correct copy of the above and foregoing document was sent by United States regular mail, on this 19<sup>th</sup> day of November, 1996 to the following:

Ms. Ann Ross  
1786 South Palm Canyon Drive  
Palm Springs, California 92264

David Ross  
552 South 94th Street  
Omaha, Nebraska 68114

Thomas P. Ross  
265 Avenida Granada #124  
Palm Springs, California 92264

Annette Mason  
1385 South 101st Street  
Omaha, Nebraska 68124

Charles O. Forrest

NOV 19 11 17 AM '96

IN THE COUNTY COURT OF DeWitt COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

No. 148/80

August Ross Deceased

ORDER SETTING DATE  
FOR HEARING  
AND FOR NOTICE

IT IS ORDERED that the hearing requested in the Petition for administration of the estate  
be held on the 19th day of July  
at 9:00 o'clock a.m. in this Court, and that notice of such hearing be given to all interested persons  
in the manner provided by law.

Dated: July 19, 1980

BY THE COURT:

Cynthia K. [Signature]

**Notary Clerk**



Estate of AUGUST P. ROSS

**SCHEDULE A - Real Estate**

(For jointly owned property that crosses decedent's Schedule F, see the instructions for Schedule E.)  
 (Real estate that is part of a life estate or joint tenancy should be shown on Schedule F. Real estate that is included in the gross estate under section 2035, 2036, 2037, or 2038 should be shown on Schedule A. Real estate that is included in the gross estate under section 2041 should be shown on Schedule H.)  
 (If you are using the 2003A valuation, you must complete Schedule A and Schedule A-1.)

Item number	Description	Married couple's share	Separate share	Value at date of death
1	255 EAST AVENIDA GRANADA, NO. 711 PALM SPRINGS, CA SUBJECT TO MORTGAGE			100,770.
2	255 EAST AVENIDA GRANADA, NO. 124 PALM SPRINGS, CA SUBJECT TO MORTGAGE			100,770.
3	SOUTH 5' OF LOT BB LAKE WA CON DA, A SUBDIVISION, AS SURVEYED PLOTTED AND RECORDED, CASS COUNTY, NE			2,150.

Total from column (4) (do not add column (5) amounts to this schedule)

TOTAL (Also enter on Part 5 Recapitulation, page 3, of 706-1.)

203,690.

(If more space is needed, attach the continuation schedule from the end of this package or additional sheets of the same kind.)

Schedule A - Page 4

Estate of AUGUST P. ROSS

**SCHEDULE B - Stocks and Bonds**

(If publicly traded property that must be disclosed on Schedule M, see the instructions for Schedule B.)

Qty or serial	Description (including full name of issuer, number of shares and par value or face value of the shares. Do not include "control shares")	Initial	Acquire number date	Acquire cost	Value at close of year
1	2500 SHARES TELECOM INC ETET-FRA SPNS ADR REP B 879273209				11,375.
2	500 SHARES AT&T CORP 001957109 ACCRUED DIVIDEND				30,547. 165.
3	500 SHARES BANK OF BOSTON CORP., 060716107				23,484.
4	12,733.6205 SHARES BANKAMERICA CORP. 066850108				957,409.
5	1 SHARE BERKSHIRE HATHAWAY INC., 084670108				31,300.
6	3465 SHARES CALFED INC 129583100				62,262.
7	3465 SHARES CALIFORNIA FED OR FSB CONT LITG REC 120209604				2,584.
8	540 SHARES CATELLUS DEV CORP., 14111106				4,830.
9	4000 SHARES CEMEX S A SPONSORED ADR 151290202				34,750.
10	500 SHARES EXXON CORP 302290101				41,156.
11	50 SHARES PINDVA GROUP INC 317928109				2,711.
12	3310 SHARES FIRST BANK SYS INC., 319279105				198,910.
13	300 SHARES GENERAL ELEC CO				21,788.
Total from contributions (including for additional sheets) attached to this schedule					1,084,224.
					2,519,523.

TOTAL (also enter on Part 5, Schedule M, page 1, Form 706)

(If more space is needed, attach the certificate, schedule from the unit stock package or additional sheets of the same type.)  
(See instructions to Schedule B and the separate instructions.)

Estate of AUGUST P. ROSS

## CONTINUATION SCHEDULE

Continuation of Schedule B

(For the name of alternate payee see continuation)

Item number	Description (In securities, give CUSIP number if available)	Unit value (Box 1, 2, or 3 only)	Alternate valuation date	Alternate value	Value at date of death of amount deductible
	369604103 ACCRUED DIVIDEND				184.
14	40 SHARES GLENDALE FED BK SWS CA COM NEW, 378907503				710.
15	1000 SHARES GRUPO TRIBASA S A DE, 40049F105				6,781.
16	1000 SHARES GRUPO TELEVISIA SA DE SPN ADR REPORD 40049J206				32,375.
17	4000 SHARES K MART CORP 482584109				39,825.
18	1600 SHARES QUAKER OATS CO 747402105				52,500.
19	400 SHARES ROYAL DUTCH PETROLEUM CO, 780257705				56,950.
20	1000 SHARES SBC COMMUNICATIONS, INC 78387G103 ACCURED DIVIDEND				49,938. 430.
21	663 SHARES SANTA FE ENERGY RES, 802012104				7,231.
22	604 SHARES SANTA FE PACIFIC GOLD CORP., 902176107				8,909.
23	4000 SHARES TELEFONOS DE MEXICO SA SP ADR REP ORD 8794037B0				149,125.
24	700 SHARES TEXACO INC 061694103				50,756.
TOTAL (Carry forward to next schedule)					463,764.

See the instructions on next page.

Continuation Schedule - Page 40

Estate of AUGUST P. ROSS

**CONTINUATION SCHEDULE**

Continuation of Schedule

B

(This schedule is subject to the provisions of the Internal Revenue Code.)

Item number	Description For shares, give CUSIP number, if available	Unit value on 8/1/93 and	Market value on date	Annual value	Value at date of death or present deductible
25	1000 SHARES UNION PACIFIC RESOURCES GROUP 007834105				26,750.
26	664 SHARES VARITY CORP COM NEW, 92224R602				29,018.
27	500 SHARES FIRST UNION CORP PFD SERIES B CV CLASS A, 337358600				31,141.
28	431.279 SHARES VAN KAMPEN AMERICAN CAPITAL GROWTH & INCOME CLASS A				6,361.
29	\$100 US SAVINGS BOND SERIES RE, DTD 8/1/93 MFR 8/1/2005, 8/1/2011				56.
30	\$150,000 ILLINOIS EDL FACE AUTH REVS CAP APPRECIATION LOYOLA- 84-A REV BONDS DTD 9/13/84, PREREFUNDED FROM 7/1/04 @ 50.293 0%, 7/1/99, 452000UF7				78,741.
31	\$155,000 NEBRASKA INVT FUND AUTH CMO CAP ACCR-MUN REF. SER B CL 1 HDIA, DTD 12/19/89, 0%, 4/15/2012 63967LAC6				51,755.
32	\$200,000 KANSAS CITY, MO SINGLE FAMILY MTG REV MUNI MULTIPLE-UNREFUNDED BAL A DTD 09/15/83, FHLBC COLL 0% 12/1/2019 - 96, 484770FC1				26,000.
33	\$300,000 NEBRASKA PUBLIC POWER DISTRICT REV				301,775.

TOTAL (Carry forward to next schedule)

552,477.

Enter the instructions on red page.

Continuation Schedule - Page 40

Estate of AUGUST P. ROSE

**CONTINUATION SCHEDULE**

Continuation of Schedule

**B**

If first column is checked, you are reporting:

Item number	Description (For description, give CUSIP number, if available)	Unit value (See 8.1.1.1.1)	Alternate value (Section 675)	Alternate value	Value at date of death or amount distributable
	DTD 1/1/93, 6.125% 1/1/2015-03, 639683F99 ACCRUED INTEREST				5,615.
34	\$15,000 INTERMOUNTAIN POWER AGENCY UTAH POWER SUPPLY REV ADV REF-SEN F ABLA-INC DTD 11/01/86, 5.5% 7/1/2018-96, 450040C94 ACCRUED INTEREST				14,388.
35	1336 SHARES NOVA COMMON STOCK 669943102				252.
36	\$55,000 NEBRASKA INVESTMENT FINANCE AUTHORITY SINGLE FAMILY MORTGAGE REVENUE BONDS, 1993 SERIES 1, DATED 12/15/83, 04, 12/15/2013 639672GC2				13,026.
37	23,020 UNITS UTS UNCOMMON VALUE UT #95A (UNIT INVESTMENT TRUST)				9,034.
					25,768.
<b>TOTAL (Carry forward to next schedule.)</b>					<b>67,983.</b>

See the instructions on next page.

Continuation Schedule - Page 40

Estate of AUGUST F. ROSS

**SCHEDULE C - Mortgages, Notes, and Cash**

(To be attached to the estate tax return on Schedule C, see the instructions for Schedule C)

Item number	Description	Mortgage contract date	Mortgage value	Unpaid date of death
1	SMITH BARNEY MONEY FUNDS CASH PORTFOLIO, CLASS A ACCRUED DIVIDEND			9,932. 9.
Total from contribution schedule (to be attached to the Schedule C)				9,941.

TOTAL (Also enter on Part 5, Recordation, page 7 of Form 706)  
(If more space is needed, attach the contribution schedule from the end of this package or additional sheets of the same size)

Estate of: AUGUST P. ROSS

**SCHEDULE D - Insurance on the Decedent's Life**

See instructions to Form 706 of the decedent and attached Form 752 for each policy

Item number	Description	Amount payable to estate	Amount in value	Value at date of death
1	UNITED OF OMAHA POLICY NO. 635579			3,029.
2	UNITED OF OMAHA POLICY NO. 560467			2,022.
3	LINCOLN NATIONAL CORPORATION POLICY NO. 6402281327			10,371.
4	LINCOLN NATIONAL CORPORATION POLICY NO. 6402171047			17,461.
5	EQUITY LIFE INSURANCE COMPANY OF IOWA POLICY NO. 1174297			52,552.
6	THE TRAVELERS INSURANCE COMPANIES POLICY NO. 3225336			8,566.
7	JOHN HANCOCK FINANCIAL SERVICES POLICY NO. 007929149			16,479.
8	JOHN HANCOCK FINANCIAL SERVICES POLICY NO. 007929150			16,479.

See instructions to schedule (b) for additional items (all attached to this schedule)

Also enter on Part 5, Regulations, page 1, of Form 706

126,989.

If more space is needed, attach the contract schedule from the front of the package or additional sheet of the same size.

Schedule D - Page 15

Estate of AUGUST P. ROSS

**SCHEDULE E - Jointly Owned Property**

(If you elect section 2032A valuation, you must complete Schedule E and Schedule A-1.)

**PART 1. Qualified joint interests - interests held by the Decedent and his or her spouse as the Only Joint Tenants (Section 2040(a)(2))**

Item number	Description For interests, give GUSIP number, if available.	Alternate valued date	Alternate value	Value at date of death
	SEE STATEMENT I			
Total from column (1) on schedule(s) (or additional sheet(s)) attached to this schedule				
<b>10. Total</b>				598,642.
<b>11. Amount included in gross estate (see Part 1)</b>				299,321.

**PART 2. All Other Joint Interests**

**12. State the name and address of each surviving co-tenant. If there are more than three surviving co-tenants, list the additional co-tenants on an attached sheet.**

Name	Address (number and street, city, state, and ZIP code)
A.	
B.	

Item number	Enter date for contract	Description (including amount added on page 6 and 7) For interests, give GUSIP number, if available	Percentage included	Inclusion status value	Inclusion value at date of death
Total from column (1) on schedule(s) (or additional sheet(s)) attached to this schedule					
<b>13. Total other joint interests</b>					
<b>14. Total includable joint interests (see Part 1 and 13). Also enter on Part 6, Receipts/Debit, page 1, of Form 706</b>					
					299,321.

If more space is needed, attach the continuation schedule(s) from the end of this package or additional sheets of the same kind.

FORM 706 QUALIFIED JOINT INTERESTS STATEMENT 1

ITEM NO.	DESCRIPTION FOR SECURITIES, GIVE CUSIP NUMBER	ALTERNATE VALUATION DATE	ALTERNATE VALUE	VALUE AT DATE OF DEATH
1	190 SHARES ALLSTATE CORPORATION 02002101			7,891.
2	211.622 SHARES SEARS ROEBUCK & CO. 812307108			10,839.
3	75 SHARES DEAN WITTER DISCOVER 24240V101			4,015.
4	FIRST NATIONAL BANK OF OMAHA ACCOUNT NO. 33634983 ACCRUED INTEREST			30,796. 9.
5	BANK OF AMERICA ACCOUNT NO. 08402-04280			786.
6	1706 SOUTH PALM CANYON DRIVE PALM SPRINGS, CA			62,081.
7	98 CAMERAY HEIGHTS LAGUNA NIGUEL, CA			205,000.
8	652 SOUTH 64TH STREET OMAHA, NE LOT 4 IN BLOCK 2 GREENACRES ADDITION TO CITY OF OMAHA, DOUGLASS COUNTY, NE AS SURVEYED, PLOTTED AND RECORDED			95,400.
9	EVERGREEN MEMORIAL PARK CEMETARY SEC. G LOT #43 SPACES 2, 3, 4, & 5			600.
10	LAKE WA CON DA, A SUBDIVISION AS SURVEYED, PLOTTED AND RECORDED, CASS COUNTY, NE THE FOLLOWING LOTS: A) 12 & 12A 16,200 B) 72 & 72A 16,200 C) 102 & 102A 20,600 D) 104 & 104A 20,600 E) 106 & 106A 20,600 F) 110 & 110A 20,600 G) 111 & 111A 20,600 H) 210 & 210A 20,600 I) 373 25,223			181,223.
TOTAL TO SCHEDULE E, PART 1, LINE 1A				598,642.

Estate of AUGUST P. ROSS

**SCHEDULE F - Other Miscellaneous Property Not Reportable Under Any Other Schedule**

(For jointly owned property that can be reported on Schedule E, see the instructions for Schedule E.)  
 If you meet section 2012A, valuation, you must complete Schedule F and Schedule B-1.

1	Did the decedent at the time of death own any rights of title or collectible estate assets of \$1,000 or any restrictions whose estate or estate value was computed at date of death exceeds \$10,000? If "Yes," attach full details on this schedule and attach appraisals.	Yes	No
2	Has the decedent's debts, expenses, or any other claims, received for all necessary taxes or paid as a result of the decedent's employment or death? If "Yes," attach full details on this schedule.		X
3	Did the decedent at the time of death have, or have access to, a safe deposit box? If "Yes," give location, size (height in inches), contents and ownership of each deposit. FIRST NATIONAL BANK OF OMAHA 16TH & DODGE OMAHA, NE 68102 JOINT WITH SPOUSE, ANN B. ROSS	X	

If any of the contents of the safe deposit box are included here, list schedule in this column, explain why, why omitted.

Item number	Description For securities, give CUSIP number, if available	APPROXIMATE VALUE	Adjusted value	Value at date of death
1	44.1665% INTEREST IN PH INVESTMENT CO #2, GENERAL PARTNERSHIP WENDY'S, 54TH & L STREET, OMAHA, NE SUBJECT TO MORTGAGE (SEE ATTACHED APPRAISAL)			251,749.
2	50% INTEREST IN PH INVESTMENT CO #3 WENDY'S 3706 NORTH 90TH STREET OMAHA, NE (SEE ATTACHED APPRAISAL)			280,000.
TOTAL (also enter on Part 5, Regulations on page 3, of form 706.)				531,749.

(If more space is needed, attach the continuation schedule here instead of this exchange or additional sheets of the same title.)

Estate of: **RUGST P. ROSS**

**SCHEDULE K - Debts of the Decedent, and Mortgages and Liens**

Item number	Debt of the Decedent - Character and nature of debt, and allowable death taxes	Amount owed to date	Amount in contest	Amount claimed as a deduction
1	MARGIN ACCOUNT - SMITH BARNETT ACCOUNT NO. 494-13774-1-0-041			799,053.
2	MORTGAGE - 255 EAST AVENIDA GRANADA, NO. 711 PALM SPRINGS, CA			62,328.
3	MORTGAGE - 255 EAST AVENIDA GRANADA, NO. 124, PALM SPRINGS, CA			60,891.
4	MORTGAGE ON FH INVESTMENT #2 GENERAL PARTNERSHIP 44.16653			21,473.

Total from continuation schedule(s) for additional sheets (attached to this schedule)

TOTAL (Also enter on Part 5, Receipts and Disbursements, page 2, of Form 706)

943,745.

Item number	Mortgages and Liens - Description	Amount

Total from continuation schedule(s) for additional sheets (attached to this schedule)

TOTAL (Also enter on Part 5, Receipts and Disbursements, page 2, of Form 706)

If more space is needed, attach the continuation schedule from the end of the envelope or additional sheets of the same size. (The instructions to Schedule K are in the separate instructions.)

ORDER TO SHOW CAUSE

PR 34 (1/93)

*Prochaska*

Douglas County Court, Probate Division  
1701 Farnam Street, 3-West, Omaha, NE 68183 (402) 444-7152

IN RE:

ORDER TO SHOW CAUSE

*August Ross, deceased*

Doc. 148

Page 390

TO:

*First Natl Bk Omaha*

Special

Administrator/Personal Representative and

*Charles O. Ferrel*

Attorney of Record

You are hereby ordered to file the appropriate documents listed below on or before Oct 16, 1996 or upon your failure to do so, you are then ordered to appear on the above date, at 9:00 A.M. before JOHN R. DOUGHERTY, in the Probate Division, Third Floor, Hall of Justice.

- Filing of Inventory *was made by 8-13-96*
- Case Estate
- Other

Failure to comply with this Order will result in your removal, without further notice, and will subject you to sanctions for contempt of court. If you have already complied with this requirement, please disregard this letter. If you have any questions, please contact 444-7152.

DATE: 9-24-96 BY THE COURT: JOHN R. DOUGHERTY

RECEIVED  
CLERK OF DISTRICT COURT  
DODGE COUNTY  
OMAHA, NEBRASKA  
SEP 24 1996

CERTIFICATE OF SERVICE

Copies of above Order mailed on

9-24

*FNBO - Harold Kennedy - Trust - 10th Day 68102*

*Charles Ferrel - 11404 West 10th St, Omaha 68154*

(Clerk)

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE  
ESTATE OF

AUGUST ROSS,

Deceased

BOOK 148

NO. 380

AFFIDAVIT OF MAILING NOTICE

STATE OF NEBRASKA )

) ss.

COUNTY OF DOUGLAS )

Affiant, being first duly sworn on oath states:

1. Affiant is the attorney for Ann Ross (the party instituting or maintaining the above-entitled action or proceeding).
2. Notice of the above proceeding was first published in the Midlands Business Journal on May 17, 1986, in accordance with the requirements of the Nebraska Probate Code.
3. On May 22, 1986, Affiant sent by United States Mail, in accordance with the requirements of the Nebraska Probate Code, a copy of the notice required in this proceeding to the following parties addressed as shown below.

Mrs. Annelta Mason  
1305 South 101st Street  
Omaha, NE 68124

Ann Ross  
1788 South Palm Canyon Drive  
Palm Springs, CA 92264

Thomas P. Ross  
355 Avenida Granada #124  
Palm Springs, CA 92284

David R. Ross  
652 South 84th Street  
Omaha, NE 68144

FILED  
DOUGLAS COUNTY, NEBRASKA

96 MAR 24 AM 8:14

FILED

4 Further Affiant states that Affiant and the party instituting or maintaining the above-entitled action or proceeding after diligent investigation and inquiry, were unable to ascertain and do not know the post office address of any other party appearing to have direct legal interest in the above-entitled action or proceeding other than those to whom notice has been mailed in writing, and other than those who have waived in writing such notice as evidenced by the files herein, entered a voluntary appearance, or have been personally served with summons or notice in such proceeding.

Charles O Forrest  
Charles O Forrest, Affiant

SUBSCRIBED AND SWORN to before me this 24th day of May, 1996.

Florence Edge  
Notary Public

PREPARED AND SUBMITTED BY:

Charles O. Forrest #11349  
SCHMID, MOONEY & FREDERICK, PC  
11404 West Dodge Road  
700 First National Plaza  
Omaha, Nebraska 68154  
(402) 483-7700



FILED  
96 MAY 24 AM 8:14  
RECEIVED  
DEPT. OF REVENUE, OMAHA

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST ROSS,

Deceased.

NO. 148-390

APPLICATION FOR INFORMAL  
PROBATE OF WILL AND  
INFORMAL APPOINTMENT OF  
PERSONAL REPRESENTATIVE

AFFLICANT STATES:

*Nebraska*

1 Applicant, First National Bank of Omaha, named as Personal Representative in the Will of the decedent, is an interested person as defined by the Nebraska Probate Code § 30-2209(21).

2. Name of Decedent: August Ross  
Date of Death: April 21, 1998  
Age at Date of Death: 80 years  
Domicile at Date of Death: Douglas County, Nebraska.

3. Venue for this proceeding is proper in this county because the Decedent was a domiciliary of this county at the date of death.

4. No Personal Representative has been appointed in this state or elsewhere.

5. Applicant has not received a Demand for Notice and is unaware of any demand for notice of any probate or appointment proceeding concerning the Decedent that may have been filed in this state or elsewhere.

6. The Decedent's Will, dated October 16, 1992, accompanies this Application and is filed with this Court and offered for probate.

7. The Applicant, to the best of Applicant's knowledge, believes the Will dated October 16, 1992, is validly executed, and after the exercise of reasonable diligence, the Applicant is unaware of any instrument revoking the Will and believes that said Will constitutes Decedent's last Will.

8. The Applicant is named as Personal Representative in the Will.

Other individuals having prior or equal right to appointment are Ann D. Ross, wife, and children David R. Ross, Thomas P. Ross and Annette Ross Mason.

FILED  
55 MAY 3 PM 2:14  
CLERK OF DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

The nominated Personal Representative is neither indebted to the estate nor a creditor of the estate.

9. A bond is not required.

10. The names, relationship and addresses of Decedent's spouse, children, heirs, devisees and other interested parties, and ages of those who are minors, and those who are incompetent so far as known or ascertainable by reasonable diligence by Applicant, are:

Ann D. Ross, Wife  
652 South 84th Street  
Omaha, NE 68114

Annetta Ross Mason (Daughter)  
1305 South 101st Street  
Omaha, NE 68124

Thomas P. Ross (Son)  
255 Avenida Granada #124  
Palm Springs, CA 92284

David R. Ross (Son)  
652 South 84th Street  
Omaha, NE 68114

11. Decedent had no change of marital status or the birth or adoption of any children after execution of the Will; no child of the Decedent has been born since Decedent's death; and no birth of a child of the decedent is anticipated.

WHEREFORE, Applicant requests that the Registrar issue a written Statement of Informal Probate that the above nominee be informally appointed the Personal representative with bond, that the administration of the estate be unsupervised; and that Letters of Appointment be issued to said Personal Representative.

DATED this 13 day of May, 1996.

FIRST NATIONAL BANK OF OMAHA

By

~~Kathleen M. Campbell~~  
Trust Officer

*Harold Kowalsky*

STATE OF NEBRASKA )  
 ) SS  
COUNTY OF DOUGLAS )

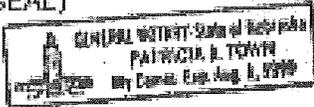
~~WALTER M. CALLETON~~ Trust Officer of Applicant, the undersigned, being first duly sworn on oath, deposes and says that the undersigned is the applicant named in the foregoing Application, that the undersigned has read it, knows the contents therein, and that the facts therein contained are accurate and complete to the best of the undersigned's knowledge and belief.

Harold Kozowski

SUBSCRIBED AND SWORN to before me this 14 day of May, 1995.

Patricia J. Town

(SEAL)



PREPARED AND SUBMITTED BY:  
Charles O. Forrest (#11349)  
For: Schmid, Mooney & Frederick, P.C.  
11404 West Dodge Rd., Ste. 700  
Omaha, NE 68154  
(402) 483-7700

With Judge Checked by .....

Approved for Notice Checked by .....

Published by .....

FILED  
95 MAY 13 PM 2:14  
DOUGLAS COUNTY, NEBRASKA

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST ROSS.

Deceased.

NO. 148-390

ACCEPTANCE OF  
APPOINTMENT

The undersigned hereby accepts appointment as Personal Representative of this estate, accepts the duties of said office, and submits personally to the jurisdiction of this Court in any proceeding relating to the estate that may be instituted by any interested person, as defined by the Nebraska Probate Code.

DATED this 13 day of May, 1996.

FIRST NATIONAL BANK OF OMAHA

By

*Harold K. Korb*  
~~Richard M. Ballinger~~ *Harold K. Korb*  
Trust Officer  
1600 Dodge Court  
Omaha, NE

PREPARED AND SUBMITTED BY:  
Charles O. Forrest (#11349)  
For: Schmid, Mooney & Frederick, P.C.  
11404 West Dodge Rd., Ste. 700  
Omaha, NE 68164  
(402) 493-7700

FILED  
JUN 13 1996  
COUNTY CLERK  
DOUGLAS COUNTY, NEBRASKA

LAST WILL

148-390

OF

AUGUST ROSS

I, AUGUST ROSS, of Omaha, Douglas County, Nebraska, revoke all previous Wills and codicils I may have made and make this my Will:

ARTICLE I

I give certain items of tangible personal property in accordance with a written list which I intend to leave at my death with this Will. If no such written list is found with this Will, this provision shall be of no effect.

ARTICLE II

I give all of the rest of my property to be held by the Trustee under the terms of the following trust:

NAME OF TRUST:	AUGUST ROSS REVOCABLE TRUST
SETTLOR:	AUGUST ROSS
TRUSTEE:	FIRST NATIONAL BANK OF OMAHA
DATE OF EXECUTION:	OCTOBER 16, 1992

It is my intention that the property passing in trust shall be administered according to that trust as stated on the date of my death.

ARTICLE III

I nominate First National Bank of Omaha to be Personal Representative of my Will. My fiduciaries shall have all of the powers conferred upon fiduciaries under the applicable state law and Internal Revenue Code in effect on my death, in each case to be exercised in the discretion of my fiduciaries and without order of Court including the power to sell real estate. I direct that my fiduciaries shall be permitted to serve without bond.

IN WITNESS WHEREOF, I, AUGUST ROSS, have set my hand and this 16th day of October, 1992. For identification, I have initialed each page of this Will, which consists of two pages.

FILED  
 1992 OCT 16 PM 2:14  
 COUNTY CLERK  
 COUNTY OF NEBRASKA

No. AUGUST ROSS, David L. Hoffinger, and A. Guy Lawson, the Testator and the Witnesses, whose names are signed to this Will, being first sworn, declare to the undersigned authority that the Testator signed this instrument as the Testator's last Will and that the Testator signed willingly or willingly directed another to sign in the Testator's behalf, and that the Testator signed it as a voluntary act for the purposes therein expressed; and that each of the Witnesses, in the presence and hearing of the Testator, signed the Will as witness and that to the best of his or her knowledge the Testator was at that time eighteen or more years of age or was not at that time a minor, and was of sound mind and under no constraint or undue influence.

[Signature]  
 AUGUST ROSS - Testator

[Signature]  
 Witness

[Signature]  
 Witness

STATE OF NEBRASKA }  
 ) SS.  
 COUNTY OF DOUGLAS }

Subscribed, sworn and acknowledged before me by AUGUST ROSS, the Testator, and subscribed and sworn before me by David L. Hoffinger and A. Guy Lawson, Witnesses, this 16th day of October, 1992.

[Signature]  
 Notary Public



[Signature]

FILED  
 95 MAY 13 PM 2:14  
 COUNTY CLERK  
 COUNTY OF DOUGLAS  
 STATE OF NEBRASKA

CERTIFICATE TO PROBATE WILL

Douglas County Court, Probate Division
17th & Farnam Streets, J-West, Omaha, NE 68103 (402) 444-7152

IN THE MATTER OF THE
ESTATE OF

AUGUST ROSS
(Decedent)

I, JOHN E. DOUGHERTY, County Judge/Clerk Magistrate,

certify that on May 13, 1996, the foregoing instrument(s), purporting
to be the Last Will and Testament of August Ross

, deceased, filed in this Court
on May 13, 1996, was/were duly proved, approved, probated, allowed
and recorded in the records of the Douglas County Court as the Last Will and Testament
of said deceased.

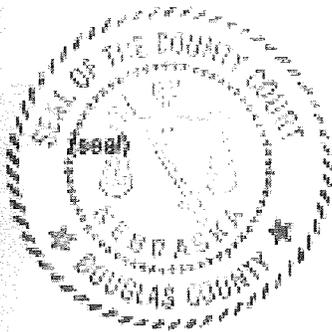
That decedent was domiciled in Douglas County, Nebraska

That said Will
was [ ] formally [X] informally admitted to probate.

IN WITNESS WHEREOF, I have placed my signature and the seal of said Court this 13 day of
May, 1996

BY THE COURT:

[Signature of John E. Dougherty]
(County Judge/Clerk Magistrate)



32 16 02 11 11 11
11 11 11

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST ROSS,

Deceased.

NO. 148-370

REGISTRAR'S STATEMENT OF  
INFORMAL PROBATE

Upon consideration of the Application for Informal Probate of Will and Informal Appointment of Personal Representative, the undersigned Registrar finds that:

1. The Application is complete.
2. The Applicant has made oath or affirmation that the statements contained in the Application are true to the best of applicant's knowledge and belief.
3. The Applicant appears to be an interested person as defined in Nebraska Probate Code § 30-2206(21).
4. On basis of statements in the Application, venue is proper.
5. An original, duly executed and apparently unrevoked Will dated October 10, 1982 is in the Registrar's possession.
6. Any Notice required by Nebraska Probate Code § 30-2413 has been given, and the Application is not within Nebraska Probate Code § 30-2417 relating to a series of unrevoked wills.
7. At least 120 hours have expired since the Decedent's death.

WHEREFORE, the undersigned Registrar does hereby:

A. Issue a Statement of Informal Probate of the foregoing instrument, which is hereby declared to be valid by this statement of Informal Probate.

B. Appoints First National Bank of Omaha as Personal Representative of the Decedent's estate in unsupervised administration, and Letters shall be issued to said Personal Representative to serve without bond.

WITNESSED this 23 day of May, 1985.

REGISTRAR

96 MAY 13 PM 2:14

FILED

*John A. Bagley*  
Registrar

CLERK MAGISTRATE



LETTERS OF PERSONAL REPRESENTATIVE

Douglas County Court, Probate Division
1716 & Farnam Streets, 3-West, Omaha, NE 68103 (402) 444-7152

IN THE MATTER OF THE
ESTATE OF

AUGUST ROSS

(Decedent)

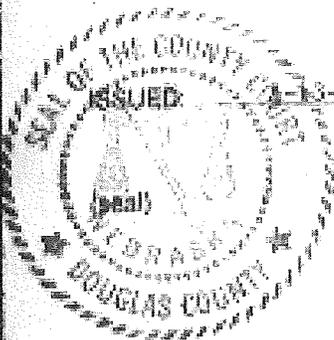
TO: FIRST NATIONAL BANK OF OMAHA

WHEREAS, August Ross died on
April 21, 19 95 and on May 13, 19 96, you were
appointed and have qualified as Personal Representative of the estate
of the above named decedent by the Clerk Magistrate of this Court

NOW, THEREFORE, your appointment is hereby confirmed, and this letter of personal representative is
issued as evidence of such appointment and qualification and authority of said

First National Bank of Omaha

to do and perform all acts which may be authorized or required by law. You are required to file an inventory within
90 days after your appointment. Limitation(s) of powers specified by will or Court order as of the date of
certification of this letter, are as follows:



ISSUED 4-13-96

BY THE COURT:

John A. ... (Signature)
Clerk Magistrate

148-11-1000
10-1-96

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF  
AUGUST ROSS

Deceased

NO *PK 390*

NOTICE OF PUBLICATION

Notice is hereby given that on the *13* day of May, 1996, in the County Court of Douglas County, Nebraska, the Registrar issued a written statement of Informal Probate of the Will of said Decedent and that First National Bank of Omaha, whose address is One First National Center, 16th and Dodge Streets, Omaha, NE 68102, was informally appointed by the Registrar as Personal Representative of the estate.

Creditors of this estate must file their claims with this Court on or before \_\_\_\_\_, or be forever barred.

*John A. [Signature]*  
Clerk of the County Court  
Douglas County Courthouse  
Omaha, NE 68103  
CLERK MAGISTRATE

PREPARED AND SUBMITTED BY:  
Charles O. Forrest (#11349)  
For: Schmid, Mooney & Frederick, P.C.  
11404 West Dodge Rd., Ste. 700  
Omaha, NE 68154  
(402) 493-7700

Courtroom No. 58  
Third Floor, Probate Division  
Douglas County Hall of Justice  
17th & Farnam Streets  
Omaha, NE 68103

FILED  
95 MAY 13 PM 2:14  
CLERK OF DISTRICT COURT  
DOUGLAS COUNTY, NEBRASKA

INSTRUCTIONS TO MIDLANDS BUSINESS JOURNAL

Please publish this notice once per week for three (3) consecutive weeks.

Immediately following the last publication, please file proof of publication with the County Court.

Please send four (4) copies of the published notice to the above-named attorney immediately following the first publication.

DOUGLAS COUNTY COURT  
Probate Division  
17th & Farnam Streets, 3rd West  
Omaha, NE 68103

FORM 7-B PROOF OF PUBLICATION

Publisher's Fee.....\$ \_\_\_\_\_  
 Extra Copies.....\$ \_\_\_\_\_  
 .....  
 Total.....\$ \_\_\_\_\_

137.00  
 L05177427

CHARLES O. FORREST, Attorney  
 SCHMIDT, MCGHEE & FREDERICK, P.C.  
 11424 First Dodge Road, Suite 700  
 Omaha, Nebraska 68154

In the County Court of Douglas County, Nebraska. Book 148, No 390  
 to the Matter of the Estate of AUGUST ROSS, Deceased  
 Notice is hereby given that on the 12th day of May, 1936, in the County  
 Court of Douglas County, Nebraska, the Register issued a written statement  
 of Defunct Probate of the Will of said Deceased and that First National Bank  
 of Omaha, whose address is One First National Center, 14th and Dodge  
 Streets, Omaha, NE 68102, was adversely appointed by the Register as  
 Personal Representative of the estate.  
 Creditors of this estate must file their claims with the Court, located at  
 Courthouse No. 22 Third Floor, Probate Division, Douglas County Hall of  
 Justice, 17th and Farnam Streets, Omaha, NE 68103 on or before July 17,  
 1936, or be forever barred.  
 JOHN A. MCGHEE, Jr.  
 Clerk Magistrate  
 First publication May 23, 1936, last May 26, 1936.

STATE OF NEBRASKA

County of Douglas

SS.

Cynthia Hoag \_\_\_\_\_, being duly sworn,  
 deposes and says that he/she is Vice President  
 of The Midlands Business Journal, a legal weekly newspaper  
 published in the City of Omaha, Douglas County, Nebraska,  
 printed in the English language, having a bona fide circulation in  
 Douglas County in excess of 300 copies for more than 52 weeks  
 last year; that the printed notice attached hereto was published in  
 said Midlands Business Journal for 3 consecutive weeks,  
 beginning on May 17, 1936, and ending on  
May 31, 1936, and said newspaper  
 was during that time and has since been in general circulation in  
 said County and State, and that said newspaper was printed in  
 whole or in part in the office maintained at place of publication.

*Cynthia Hoag*  
 \_\_\_\_\_  
 Subscribed in my presence and  
 sworn to before me this 27th  
 day of May, 1936  
*Notary Public*  
 \_\_\_\_\_  
 Notary Public

Copies of this Publication have been filed in the office of:  
 County Court  Clerk of Dist. Court  County Clerk  Sec. State