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## Nebraska Judicial Branch

## Case Summary

In the County Court of Douglas County  
The Case ID is PR 16 0000791  
Cora K Johnson, Deceased  
The Honorable Thomas K Harmon, presiding.  
Classification: Informal Testate  
Filed on 05/24/2016  
This case is open as of 05/24/2016

## Parties/Attorneys to the Case

Party	Attorney
Deceased ACTIVE Cora K Johnson	
Personal Representative ACTIVE Barbara A Bewyer 6980 Cody Drive Unit 46 West Des Moines IA 50266	David J Myers 1301 S. 75th Street, Suite 1 Omaha NE 68124 402-827-7000

## Court Costs Information

Incurred By	Account	Date	Amount
Personal Representative	Filing Fees	05/24/2016	\$18.00
Personal Representative	NSC Education Fee	05/24/2016	\$1.00
Personal Representative	Dispute Resolution Fee	05/24/2016	\$0.75
Personal Representative	Indigent Defense Fee	05/24/2016	\$3.00
Personal Representative	Uniform Data Analysis Fee	05/24/2016	\$1.00
Personal Representative	J.R.F.	05/24/2016	\$2.00
Personal Representative	Filing Fee/JRF	05/24/2016	\$4.00
Personal Representative	Legal Aid/Services Fund	05/24/2016	\$5.25
Personal Representative	Seal Affixed	05/24/2016	\$1.00
Personal Representative	Automation Fee	05/24/2016	\$8.00

## Financial Activity

No trust money is held by the court  
No fee money is held by the court

## Payments Made to the Court

Receipt	Type	Date	For	Amount
3180366	check	05/24/2016	Bewyer, Barbara, Ann,	\$44.00
			Filing Fees	\$18.00
			NSC Education Fee	\$1.00
			Dispute Resolution Fee	\$ .75
			Indigent Defense Fee	\$3.00
			Uniform Data Analysis	\$1.00
			J.R.F.	\$2.00
			Filing Fee/JRF	\$4.00
			Legal Aid/Services Fun	\$5.25
			Seal Affixed	\$1.00
			Automation Fee	\$8.00

## Register of Actions

06/16/2016 Aff-Publication  
 This action initiated by party Barbara A Bewyer  
 DR - TL  
 Image ID P00431770C01

06/02/2016 Aff-Publication  
 This action initiated by party Barbara A Bewyer  
 e-file  
 jw  
 Image ID N16154CBYC01

06/02/2016 Aff-Mailing Notice  
 This action initiated by party Barbara A Bewyer  
 e-file  
 jw  
 Image ID N16154CAEC01

05/31/2016 Note from Court Staff  
 CC PR Letter in box "M" for atty Myers - tl

05/27/2016 Check Demand Index  
 None found - tl

05/27/2016 Cert-Probate of Will  
 tl  
 Image ID P00428114C01

05/27/2016 General Appearance  
 tl  
 Image ID P00428111C01

05/27/2016 Letters of PR  
 Barbara Ann Bewyer - tl  
 Image ID P00428108C01

05/24/2016 Registrar Stmt-Inf Probate  
tl  
Image ID P00427072C01

05/24/2016 Ntc-Creditor/Inf Prob/Appt PR

DR - tl  
Image ID P00427069C01

05/24/2016 will  
kg  
Image ID P00426320C01

05/24/2016 waiver of Bond  
Barbara Ann Bewyer kg  
Image ID P00426317C01

05/24/2016 Vol App/wvr Ntc-Int Parties  
Barbara Ann Bewyer kg  
Image ID P00426314C01

05/24/2016 Accept Appt-Estate

kg  
Image ID P00426311C01

05/24/2016 App-Inf Probate of will/Appt of PR  
This action initiated by party Barbara A Bewyer  
kg  
Image ID P00426308C01

STATE OF  NEBRASKA	<b>LETTERS OF PERSONAL REPRESENTATIVE</b>	PR 11 (10/92)
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**Douglas County Court, Probate Division  
1701 Farnam Street, 3-West, Omaha, Nebraska 68183 (402) 444-7152**

**IN THE MATTER OF THE  
ESTATE OF:**

**Case No.: PR 16-791**

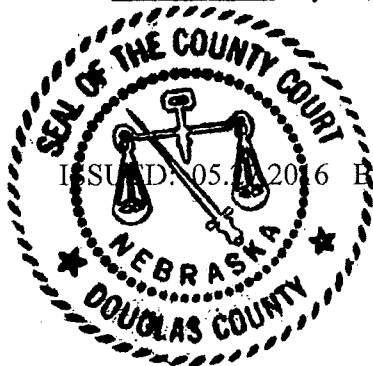
**CORA KATHRYN JOHNSON**  
Deceased

**To: BARBARA ANN BEWYER**

**WHEREAS, CORA KATHRYN JOHNSON** died on APRIL 19, 2016, and on MAY 24, 2016, you were appointed and have qualified as Personal Representative of the above named decedent by the Division Manager 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 BARBARA ANN BEWYER 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:

IN WITNESS WHEREOF, I have placed my signature and the seal of said Court on this 27TH day of MAY, 2016.



ISSUED: 05.27.2016 BY THE COURT

*Cynthia Vanderk*  
(Registrar)



P00428108C01

**FILED  
COUNTY COURT  
PROBATE DIVISION**

**MAY 27 2016**

**By: Leslie Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA**

LAST WILL AND TESTAMENT

OF

PR10-791  
J Harmon

C. KATHRYN JOHNSON

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Leslie Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA

KNOW ALL PERSONS BY THESE PRESENTS:

That I, C. KATHRYN JOHNSON of Jasper County, Iowa, do make this my Last Will and Testament, hereby revoking all former Wills by me at any time made, that is to say:

1. I direct that all of my just debts and the expenses of my last sickness, funeral and burial be first paid out of such of my property as may be legally liable therefor.
2. I give, devise and bequeath all of the rest, residue and remainder of my property as follows, provided they survive me: 1/5 to Marsha Kay Scherubel, 1/5 to Connie Sue Mahan, 1/5 to Barbara Ann Bewyer, 1/5 to Christopher Alan Johnson, 1/15 to Robert Scott Johnson, 1/15 to Stephanie Wynne, 1/15 to Julie Johnson. In the event any of the above named people predecease me, their share is to go to their children by representation.
3. I grant to my executor, the power to sell at private or public sale, any real or personal property, without the necessity of notice to or approval of any court or person, for such prices and upon such terms and conditions as the executor deems advisable in the sole exercise of her discretion.
4. I hereby designate BARBARA ANN BEWYER to be the executor of this, my Last Will and Testament. If, for any reason, she cannot or does not wish to serve as such executor, then I designate JANET JOHNSON to be executor. In any event, I request that any executor under my will shall not be required to give any bonds as such executor.



P00426320C01

IN TESTIMONY WHEREOF, I have hereunto subscribed my name this 23<sup>rd</sup> day  
of November, 2010.

C. K. Kathryn Johnson  
C. KATHRYN JOHNSON

We, the undersigned, do hereby certify that C. KATHRYN JOHNSON of Jasper County,  
Iowa, to us personally known, did on the 23<sup>rd</sup> day of November, 2010, at Newton,  
Iowa, in our presence, sign the foregoing instrument and declared the same to be her Last Will  
and Testament, and at her request and in her presence and in the presence of each other, do  
hereunto subscribe our names as witnesses thereto at the same time and place.

Nancy L. Martin  
Linda Long

AFFIDAVIT

STATE OF IOWA                     )  
  ) SS  
COUNTY OF JASPER            )

We, the undersigned, C. KATHRYN JOHNSON, Nancy L. Minner, and Linda Sarg, the Testator, and the Witnesses, respectively, whose names are signed to the attached or foregoing Last Will and Testament, being first duly sworn, declare to the undersigned authority that said instrument is the Testator's Will and that the Testator willingly signed and executed such instrument, or expressly directed another to sign the same in the presence of the witnesses, as the Testator's free and voluntary act for the purposes therein expressed; that said witnesses, and each of them, declare to the undersigned authority that such Will was executed and acknowledged by the Testator as the Testator's Will in their presence and that they in the Testator's presence, at the Testator's request, and in the presence of each other, did subscribe their names thereto as attesting witnesses on the date of such Will and that the Testator, at the time of the execution of such instrument, was of full age and of sound mind and that the witnesses were sixteen years of age or older and otherwise competent to be witnesses.

C. Kathryn Johnson  
C. KATHRYN JOHNSON, TESTATOR

Nancy L. Minner, Witness

Linda Sarg, Witness

Subscribed, sworn and acknowledged before me by C. KATHRYN JOHNSON, the Testator, and subscribed and sworn before me by Nancy L. Minner and Linda Sarg, witnesses, this 23rd day of November, 2010.

Paul B. Caldwell  
NOTARY PUBLIC, STATE OF IOWA

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Linda Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA

LAST WILL AND TESTAMENT

OF

PR10-791  
J Harmon

C. KATHRYN JOHNSON

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Leanne Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA

KNOW ALL PERSONS BY THESE PRESENTS:

That I, C. KATHRYN JOHNSON of Jasper County, Iowa, do make this my Last Will and Testament, hereby revoking all former Wills by me at any time made, that is to say:

1. I direct that all of my just debts and the expenses of my last sickness, funeral and burial be first paid out of such of my property as may be legally liable therefor.
2. I give, devise and bequeath all of the rest, residue and remainder of my property as follows, provided they survive me: 1/5 to Marsha Kay Scherubel, 1/5 to Connie Sue Mahan, 1/5 to Barbara Ann Bewyer, 1/5 to Christopher Alan Johnson, 1/15 to Robert Scott Johnson, 1/15 to Stephanie Wynne, 1/15 to Julie Johnson. In the event any of the above named people predecease me, their share is to go to their children by representation.
3. I grant to my executor, the power to sell at private or public sale, any real or personal property, without the necessity of notice to or approval of any court or person, for such prices and upon such terms and conditions as the executor deems advisable in the sole exercise of her discretion.
4. I hereby designate BARBARA ANN BEWYER to be the executor of this, my Last Will and Testament. If, for any reason, she cannot or does not wish to serve as such executor, then I designate JANET JOHNSON to be executor. In any event, I request that any executor under my will shall not be required to give any bonds as such executor.



P00426320C01



IN TESTIMONY WHEREOF, I have hereunto subscribed my name this 27<sup>th</sup> day  
of November, 2010.

C. K. Kathryn Johnson  
C. KATHRYN JOHNSON

We, the undersigned, do hereby certify that C. KATHRYN JOHNSON of Jasper County,  
Iowa, to us personally known, did on the 27<sup>th</sup> day of November, 2010, at Newton,  
Iowa, in our presence, sign the foregoing instrument and declared the same to be her Last Will  
and Testament, and at her request and in her presence and in the presence of each other, do  
hereunto subscribe our names as witnesses thereto at the same time and place.

Nancy L. Merriam  
Linda Long

**AFFIDAVIT**

STATE OF IOWA           )  
                                      ) SS  
COUNTY OF JASPER    )

We, the undersigned, C. KATHRYN JOHNSON, Nancy L. Minner, and Linda Sarg, the Testator, and the Witnesses, respectively, whose names are signed to the attached or foregoing Last Will and Testament, being first duly sworn, declare to the undersigned authority that said instrument is the Testator's Will and that the Testator willingly signed and executed such instrument, or expressly directed another to sign the same in the presence of the witnesses, as the Testator's free and voluntary act for the purposes therein expressed; that said witnesses, and each of them, declare to the undersigned authority that such Will was executed and acknowledged by the Testator as the Testator's Will in their presence and that they in the Testator's presence, at the Testator's request, and in the presence of each other, did subscribe their names thereto as attesting witnesses on the date of such Will and that the Testator, at the time of the execution of such instrument, was of full age and of sound mind and that the witnesses were sixteen years of age or older and otherwise competent to be witnesses.

C. Kathryn Johnson  
C. KATHRYN JOHNSON, TESTATOR

Nancy L. Minner, Witness

Linda Sarg, Witness

Subscribed, sworn and acknowledged before me by C. KATHRYN JOHNSON, the Testator, and subscribed and sworn before me by Nancy L. Minner and Linda Sarg, witnesses, this 23rd day of November, 2010.

Paul B. Caldwell  
NOTARY PUBLIC, STATE OF IOWA

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Linda Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF

CORA KATHRYN JOHNSON,

Deceased.

) PR 16 - 791  
)  
) **ACCEPTANCE OF APPOINTMENT**  
)  
) Judge Harmon

The undersigned hereby accepts appointment as Personal Representative/Executor 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 19<sup>th</sup> day of May, 2016.

Barbara Ann Bewyer  
BARBARA ANN BEWYER, Applicant  
6980 Cody Drive, Unit 46  
West Des Moines, IA 50266  
(319) 330-4057

Prepared and Submitted by:

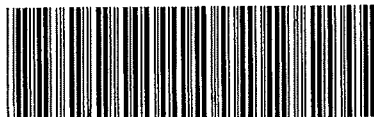
David J. Myers

David J. Myers, #25639  
BERKSHIRE & BURMEISTER  
1301 S. 75<sup>th</sup> Street, Suite 100  
Omaha, Nebraska 68124  
(402) 827-7000  
(402) 827-7001 fax  
[dmyers@berkshire-law.com](mailto:dmyers@berkshire-law.com)  
ATTORNEY FOR PERSONAL REPRESENTATIVE/EXECUTOR

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Leslie Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA



P00426311C01

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF )

CASE NO.: PR 16 - 791

CORA KATHRYN JOHNSON, )

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

Deceased. )

Judge Harmon

APPLICANT STATES:

1. Applicant, BARBARA ANN BEWYER, as Personal Representative/Executor is an interested person as defined by the Nebraska Probate Code §30-2209(21).

2. Name of Decedent: CORA KATHRYN JOHNSON

Date of Death: April 19, 2016

Age at date of Death: 96 years

Domicile at date of death: Jasper County, Iowa

3. Venue for this proceeding is proper in this County because:

[ ] the Decedent was a domiciliary of this County at the date of death.

[ X ] the Decedent was not domiciled in Nebraska, but property of Decedent was located in this County at the date of death.

4. No Personal Representative/Executor 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 November 23, 2010, if not presently in the possession of this Court, accompanies this Petition and is hereby filed with this Court and offered for probate.

7. The Applicant, to the best of Applicant's knowledge, believes the Will dated November 23, 2010, to have been 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.



P00426308C01

FILED  
COUNTY COURT  
PROBATE DIVISION

MAY 24 2016

By: Leslie Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA

8. ☒ Applicant nominates herself as Personal Representative/Executor who is qualified and whose status of priority is named Personal Representative/Executor in the Decedent's Will.

☐ Other individuals having prior or equal right to appointment are:

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

☐ The nominated Personal Representative is either indebted to the estate or a creditor of the estate as set forth on an attachment hereto.

9. ☐ A bond is required.

☒ No bond is required per the terms of the Decedent's Last Will.


10. The name, relationship, and address of Decedent's spouse, children (all of whom are children of any surviving spouse unless otherwise stated), 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:

See attached Exhibit "A"

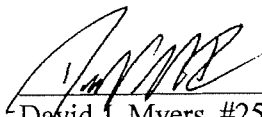
11. Decedent had no change of marital status or the birth or adoption of any children after execution of the Will; no child of the Decedent has been born since Decedent's death; and no birth of a child of the Decedent is anticipated.

WHEREFORE, Applicant requests that the Registrar issue a written Statement of Informal Probate; that the above nominee be informally appointed the Personal Representative/Executor without bond; that the administration of the estate be unsupervised; and that Letters of Appointment be issued to said Personal Representative/Executor.

Dated this 18<sup>th</sup> day of May, 2016.

  
BARBARA ANN BEWYER, Applicant  
6980 Cody Drive, Unit 46  
West Des Moines, IA 50266  
(319) 330-4057

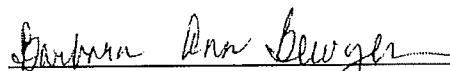
Prepared and Submitted by:



David J. Myers, #25639  
BERKSHIRE & BURMEISTER  
1301 S. 75<sup>th</sup> Street, Suite 100  
Omaha, Nebraska 68124  
(402) 827-7000  
(402) 827-7001 fax  
[dmyers@berkshire-law.com](mailto:dmyers@berkshire-law.com)  
ATTORNEY FOR APPLICANT

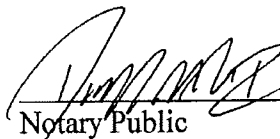
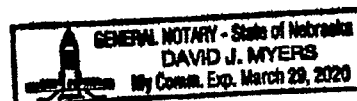
STATE OF NEBRASKA     )  
                                      ) ss.  
COUNTY OF DOUGLAS    )

BARBARA ANN BEWYER, 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.



BARBARA ANN BEWYER  
6980 Cody Drive, Unit 46  
West Des Moines, IA 50266  
(319) 330-4057

SUBSCRIBED and sworn to before me on the 18<sup>th</sup> day of May, 2016.

  
Notary Public

**ESTATE OF CORA KATHRYN JOHNSON**

**EXHIBIT A**  
**Interested Parties**

1. Marsha Kay Scherubal – Daughter (Beneficiary and Heir)  
202 Creeks Edge  
Chapel Hill, NC 27516
2. Connie Sue Mahan – Daughter (Beneficiary and Heir)  
13229 Essex Lane  
Huntley, IL 64142
3. Barbara Ann Bewyer – Daughter (Beneficiary and Heir)  
6980 Cody Drive, Unit 46  
West Des Moines, IA 50266
4. Christopher Alan Johnson – Son (Beneficiary and Heir)  
4925 Franklin Avenue, Apt. 13B  
Des Moines, IA 50310
5. Robert Scott Johnson – Grandson (Beneficiary and Heir)  
339 42<sup>nd</sup> Street  
Des Moines, IA 50312
6. Stephanie Wynne – Granddaughter (Beneficiary and Heir)  
2837 Georgetown Avenue  
Norwalk, IA 41211
7. Julie A. Jungmann– Granddaughter (Beneficiary and Heir)  
1070 50<sup>th</sup> Street, Unit 7B  
West Des Moines, IA 50266

**FILED  
COUNTY COURT  
PROBATE DIVISION**

**MAY 24 2016**

**By: Lorrie Douglas  
Clerk of Court  
DOUGLAS COUNTY COURT  
OMAHA, NEBRASKA**