

IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF)	PR. <u>17-2</u>
)	
VICTOR C. STEPANEK,)	APPLICATION FOR INFORMAL
)	PROBATE OF WILL AND
Deceased.)	INFORMAL APPOINTMENT OF
)	PERSONAL REPRESENTATIVE

APPLICANT STATES:

1. Applicant, Martin E. Stepanek, as son and devisee of the Decedent, is an interested person as defined by the Nebraska Probate Code Section 30-2209(21).
2. Name of Decedent: Victor C. Stepanek
Date of Death: November 4th, 2016
Age at Date of Death: Seventy eight (78)
Domicile at Date of Death: Sarpy 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 May 30th, 2013, without codicils, if not presently in the possession of this Court, accompanies this Application 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 May 30th, 2013, 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.
8. Applicant nominates himself, Martin E. Stepanek, as Personal Representative. No other individuals have prior or equal right to appointment. The nominated Personal Representative is neither indebted to the estate nor a creditor of the estate.
9. No bond is required because bond has been waived in the Will of the Decedent.

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SARPY COUNTY COURT
2017 JAN -3 PM 1:45



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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:

Linda Podany-Stepanek, wife, died 11/20/2010

Martin E. Stepanek, son and devisee
5651 Maass Rd., Papillion, NE 68133

Teresa Stabler, devisee
1217 N. Pearl St., Wayne NE 68787

Jessie Bachman, devisee
PO Box 121, 113 W. Young St., Murray, NE 68409

Zach Krauter, devisee
5551 Maass Rd, Papillion, NE 68133

Alexia Tolly, devisee
Ohio Reformatory for Women, inmate #W096024
1479 Collins Av., Marysville, OH 43040

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 without bond; that the administration of the estate be unsupervised; and that letters of appointment be issued to said Personal Representative.

Dated: 12/28/16



Martin E. Stepanek
5651 Maass Rd.
Papillion, NE 68133
402-689-1791

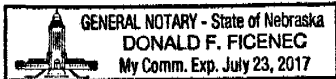
STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)


Martin E. Stepanek, 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.



Signature of Applicant

SUBSCRIBED and sworn to before me this 23 day of Dec, 2016.





Notary Public

Prepared and Submitted By:
Donald F. Ficenec #21258
Attorney at Law
7777 "L" Street
Ralston, NE 68127
Office: 402-331-3330
Fax: 402-331-6816
dficenec@ralstonlaw.net
Attorney for Petitioner

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SARPY COUNTY COURT
2017 JAN -3 PM 1:46

**WILL OF
VICTOR C. STEPANEK**

I, Victor C. Stepanek, a resident of and domiciled in Papillion, Sarpy, County, Nebraska, do hereby revoke any and all former wills and codicils made by me and declare this to be my last Will.

I.

I hereby nominate Martin E. Stepanek to be the Personal Representative of this Will and of my estate. If for any reason said nominee is unable or unwilling to accept said appointment, then I nominate Sandy Stepanek to be Personal Representative. I request that no Personal Representative hereunder be required to give any bond, and that if notwithstanding this request, any bond is required, no sureties be required thereon, and that said bond be nominal in its amount.

II.

Except as to property specifically disposed of herein, I hereby authorize my Personal Representative to sell (including the power to quiet title), lease, mortgage (beyond the tenure of my Personal Representative's office), or cash in any and all property belonging to my estate, of every nature and wherever situated, publicly or privately, for cash or on time, without an order of any court, upon such terms and conditions as to my Personal Representative seem best, and for the purpose of paying debts or facilitating the division and distribution of my estate, or for such other purposes as my Personal Representative may deem advisable, without liability on the part of the purchaser to see to the application of the purchase money; and also to invest any monies of my estate, including the proceeds of any sale which my Personal Representative may make.



Cheri L. Sen
Cheri L. Sen

Victor C. Stepanek

III.

I direct that administration expenses, including those of any ancillary administration, funeral charges and all claims properly allowed against my estate shall first be paid. I direct that the Personal Representative of my Will pay out of my residuary estate and as part of the expenses of administering my estate, all estate, inheritance, transfer and succession taxes which may be assessed by reason of my death on any property or interest therein included in my gross estate for tax purposes.

IV.

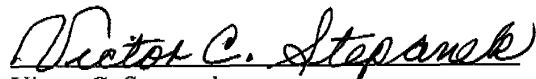
I give the sum of \$1,000 to each of the children of my late wife Linda A. Podany-Stepanek, Teresa Stabler, Jessie Bachman, Zack Krauter and Alexis Tolley, who survive me.


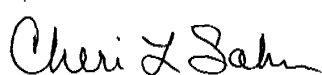
V.

Subject to the foregoing, I give all of my property of whatever kind and nature and wherever situated to my son, Martin E. Stepanek, if he survives me, and if he may be deceased at the time of my death, to his lineal descendants per stirpes.


VI.

This Will was signed by me on this 30 day of May, 2013, at Omaha, Nebraska, each page also having been signed by me.


Victor C. Stepanek



Theresa Cole

Cheri L. Sahn


I, Victor C. Stepanek, the Testator, sign my name to this instrument, this 30 day of May, 2013, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my last Will, and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed and that I am eighteen years of age or older or am not at this time a minor, and am of sound mind and under no constraint or undue influence.


Victor C. Stepanek

We, Theresa Cole, and Cheri L Sahm,

the witnesses, sign our names to this instrument, being first duly sworn and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as his last Will and that he signs it willingly and that he executes it as his free and voluntary act for the purposes therein expressed, and that each of us, in the presence and hearing of the Testator, hereby signs this Will as witness to the Testator's signing and that to the best of his or her knowledge the Testator is eighteen years of age or older or is not at this time a minor, and is of sound mind and under no constraint or undue influence.


1111 N. 102nd Court, #330
Omaha, Nebraska 68114

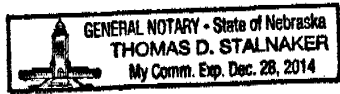

1111 N. 102nd Court, #330
Omaha, Nebraska 68114

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

Subscribed, sworn to, and acknowledged before me by Victor C. Stepanek, the Testator and
subscribed and sworn to before me by Theresa Cole
and Cheri L Sahm, witnesses, this 30 day of May,
2013.



NOTARY PUBLIC



IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF)
VICTOR C. STEPANEK,)
Deceased.)

PR 17.2
LETTERS OF PERSONAL
REPRESENTATIVE

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SARPY COUNTY COURT
2017 JAN -3 PM 1:47

THE STATE OF NEBRASKA

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS on the 3rd day of January, 2017, Martin E. Stepanek was appointed and qualified as Personal Representative of the above-named Decedent by this Court or its Registrar, with all the authority granted to Personal Representatives by law;

NOW, THEREFORE, these Letters are issued as evidence of such appointment and qualifications and authority of Martin E. Stepanek to do and perform all acts which may be authorized by law.

WITNESS the signature of a Judge or the Registrar of this Court, and the seal of this Court, on this 3rd day of January, 2017.

Susan Roberts

~~Signature of County Judge/ Registrar~~



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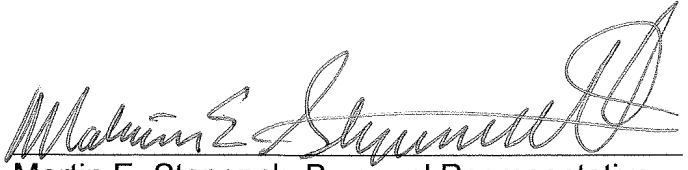
IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

IN THE MATTER OF THE ESTATE OF)	PR 17-2
)	
VICTOR C. STEPANEK,)	INVENTORY
)	
Deceased.)	

The undersigned Personal Representative hereby certifies that the following is a true and complete inventory of the property owned by the Decedent at the time of death together with the type and amount of any encumbrance existing with reference to any item. Where applicable, the name and address of appraisers who have appraised items on the Inventory are listed. Attached hereto are the following schedules:

		<u>Value at Death</u>
(X)	Schedule A – Real Estate Located in Nebraska	\$ 1,242,015.00
(X)	Schedule B – Stocks and Bonds	\$ 2,662.08
(X)	Schedule C – Mortgages, Notes and Cash	\$ 7,433.40
()	Schedule D – Insurance Payable to the Estate	\$
(X)	Schedule E – Jointly Owned Property*	\$ 21,421.92
(X)	Schedule F – Other Miscellaneous Property	\$ 122,100.00
()	Schedule G – Transfers During Decedent’s Life*	\$
()	Schedule H – General Powers of Appointment*	\$
()	Schedule I – Annuities*	\$
	TOTAL	\$ 1,395,632.40
(X)	Schedule K – Mortgages, Liens and Encumbrances	\$ 326,163.36
	NET VALUE OF ESTATE	\$ 1,069,469.04

*Non-Probate Property subject to Nebraska inheritance tax.


 Martin E. Stepanek, Personal Representative
 5651 Maass Rd,
 Papillion, NE 68133
 402-689-1791

ESTATE OF VICTOR C. STEPANEK
Schedule A – Real Estate

	<u>Fair Market Value</u>
A1. Two acres with residential dwelling located at: 5551 Maass Rd., Papillion, NE 68133 Parcel no. 011574592 Legally described as: Tax Lot 4 in the North ½ of the Southwest ¼ of Section 6, Township 13 North, Range 13 East of the 6 th P.M. in Sarpy County, Nebraska.	\$ 448,897.00
A2. 83.61 acres of agricultural land with an outbuilding in Sarpy County. Parcel no. 010613838 Legally described as: Tax lots E and D1A in Section 6, Township 13 North, Range 13 East of the 6 th P.M., in Sarpy County, Nebraska and the North ½ of the Southwest ¼ of Section 6, Township 13 North, Range 13 East of the 6 th P.M., in Sarpy County, Nebraska, except Tax Lots H, J, P and 4 and Tax Lots 2B1, 3A, 14B, 14C and 16, in Section 13, Township 14, Range 12, in Sarpy County, Nebraska.	\$ 584,455.00
A3. 80.75 acres of agricultural land in Sarpy County. Parcel no. 011040602	\$ 202,069.00
A4. 2.88 acres of agricultural land in Sarpy County. Parcel no. 010464700	\$ 514.00
A5. 0.80 acres of agricultural land in Sarpy County. Parcel no. 011595086	\$ 6,080.00

Fair Market Values determined per 2016 tax assessed value.

TOTAL \$ 1,242,015.00

ESTATE OF VICTOR C. STEPANEK
Schedule B – Stocks and Bonds

	<u>Fair Market Value</u>
B1. Stock portion of TD Ameritrade account #111-398368	\$ 2,662.08
TOTAL	\$ 2,662.08

ESTATE OF VICTOR C. STEPANEK
Schedule C – Mortgages, Notes and Cash

	<u>Fair Market Value</u>
C1. Cash portion of TD Ameritrade account #111-398368	\$ 653.39
C2. American National Bank Star checking account #6285	\$ 6,780.01
TOTAL	\$ 7,433.40

ESTATE OF VICTOR C. STEPANEK
Schedule E – Jointly Owned Property*

	<u>Fair Market Value</u>
E1. American National Bank American Classic account #8991 Held jointly with Martin E. Stepanek. All contributions made by decedent.	\$ 21,421.92
TOTAL	\$ 21,421.92

ESTATE OF VICTOR C. STEPANEK
Schedule F – Miscellaneous Property

	<u>Fair Market Value</u>
F1. Household goods, furnishings, and effects.	\$ 6,000.00
F2. 2008 Ford F250 supercab XL 4x4 Per average of NADA trade in and retail values.	\$ 7,162.50
F3. 2002 Cadillac DeVille Per average of NADA trade in and retail values.	\$ 3,287.50
F4. International Harvester farm equipment consisting of:	\$ 31,000.00
a) 1980 model 5288 tractor	\$ 8,000
b) 1980 model 3688 tractor	\$ 6,000
c) 1980 model 1440 four row combine	\$ 4,000
d) 1982 model 1460 four row combine	\$ 6,000
e) 1980 model 450 four row planter	\$ 1,500
f) 1980 disc	\$ 1,500
g) grain cart	\$ 2,000
h) grain cart	\$ 2,000
<p>Per the estimates of the personal representative who operated the farm with the decedent.</p>	
F5. Crops (sale price after harvest)	\$ 74,650.00
TOTAL	\$ 122,100.00

ESTATE OF VICTOR C. STEPANEK
Schedule K – Mortgages, Liens and Other Encumbrances

	<u>Balance on Date of Death</u>
K1. Loan from Farm Credit Services of America Secured by a deed of trust on real estate A1.	\$ 238,572.37
K2. Loan from American National Bank. Secured by deeds of trust on real estate A1 and A2.	\$ 87,590.99
TOTAL	\$ 326,163.36

Certificate of Service

I hereby certify that on Monday, April 10, 2017 I provided a true and correct copy of the Inventory (estate) to the following:

Bachman, Jessie, service method: First Class Mail

Tolly, Alexia, Inmate #W096024 service method: First Class Mail

Stabler, Teresa, service method: First Class Mail

Krauter, Zach, service method: First Class Mail

Signature: /s/ Donald F Ficenech (Bar Number: 21258)

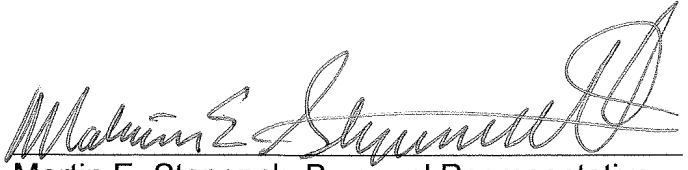
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