

IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

FILED BY THE CLERK
SARPY COUNTY COURT
12 APR -6 AM 11:47

IN THE MATTER OF THE ESTATE)
)
 OF)
)
 MELVIN H. TIMM, Deceased.)

NO. PR12- 86

PETITION FOR DETERMINATION
OF INHERITANCE TAX

PETITIONER STATES:

1. Name of Decedent: Melvin H. Timm

Decedent died testate.

Date of Death: July 18, 2011

Domicile at Date of Death: Sarpy County, Nebraska

2. Petitioner is the surviving spouse of the Decedent and has a legal interest in the property involved in the Determination of Inheritance Tax herein.

3. Decedent did not during 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 this 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: December 9, 2011

CHARLOTTE M. TIMM, Petitioner

By: *[Signature]*
BARRY L. HEMMERLING, #15078
Attorney for Petitioner

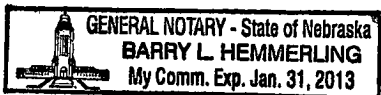
5640 So. 84th Street, Suite 100
Lincoln, NE 68516
(402) 483-7711

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

CHARLOTTE M. TIMM, 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 Petitioner's knowledge and belief.

Charlotte M. Timm
CHARLOTTE M. TIMM, Petitioner
18307 Pflug Road
Springfield, NE 68059

SUBSCRIBED and sworn to before me this 9th day of December 2011.



[Signature]
NOTARY PUBLIC

IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

FILED BY THE CLERK
SARPY COUNTY COURT
12 APR -6 AM 11:48

IN THE MATTER OF THE ESTATE OF) ESTATE NO. PR12- 86
)
)
) INVENTORY
)
MELVIN H. TIMM, Deceased.)

The undersigned hereby certifies that the following is a true and complete Inventory of the property owned by the Decedent or in which he had an interest at the time of his death, together with the type and amount of any encumbrance existing with reference to any item, and its fair market value at the date of death.

Property Held in Trust:

The Southwest Quarter of the Southeast Quarter (SW¼ SE¼) and the West Half of the Southeast Quarter of the Southeast Quarter (W½ SE¼ SE¼) of Section Twenty-nine (29), Township Thirteen (13) North, Range Eleven (11) East of the 6th P.M., Sarpy County, Nebraska.

Value:

\$ 390,000.00

Tax Lot Twelve (12), Section Twenty-nine (29), Township Thirteen (13) North, Range Eleven (11) East of the 6th P.M., Sarpy County, Nebraska.

Value:

300,000.00

Melvin H. Timm Family Limited Partnership – 36% int.

1,218,743.27

Cash rent from L & L Timm Farms, Inc.

14,140.70

American Funds (Edward Jones)

Washington Mutual Investors Fund-A – 1,041.689 shares

30,302.73

The Income Fund of America-A – 1,458.47 shares

25,129.44

American Balanced Fund-A – 1,336.259 shares

24,934.59

The Bond Fund of America-A – 2,616.942 shares

32,240.73

Capital World Bond Fund-A – 1,049.482 shares

22,007.64

Vanguard Short-Term Bond Index Fund – 1,208.134 shares

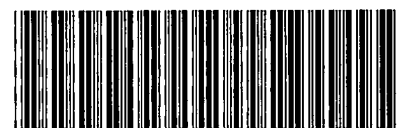
12,818.30

Charles Schwab Account #9014-1794

71,718.26

Charles Schwab Account #8491-6485

86,351.29



Otter Tail Corporation – 400 shares @ \$21.41/share	8,564.00
First National Bank, Omaha, NE	
Checking Account XXXX6487	3,348.52
Money Market Account #XXXXXX9120	50,899.84
Note receivable from Linda Morris	<u>24,000.00</u>
<u>Total Property Held in Trust:</u>	<u>\$ 2,315,199.31</u>

Accounts with Named Beneficiaries:

Thrivent Investment Management	
IRA #XXXXXX2503	\$ 9,106.25
Beneficiary: Charlotte M. Timm	
Edward Jones IRA #557-97036-1-1	87,422.77
Beneficiary: Charlotte M. Timm	
American Century Investments	
IRA	<u>53,534.46</u>
Beneficiary: Charlotte M. Timm	
<u>Total Accounts with Named Beneficiaries:</u>	<u>\$ 150,063.48</u>

RECAP:

Total Property Held in Trust:	\$ 2,315,199.31
Total Accounts with Named Beneficiaries:	<u>150,063.48</u>
<u>TOTAL OF ALL PROPERTY:</u>	<u>\$ 2,465,262.79</u>

DATED: Dec, 9, 2011.

Charlotte M. Timm
 CHARLOTTE M. TIMM,
 Spouse of the Decedent

For entry on the Justice computer system:	
Schedule E – Jointly Owned Property	\$150,063.48
Schedule G – Transfers During Decedent's Life	\$2,315,199.31

IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

FILED
SARPY COUNTY COURT
12 APR -9 AM 10:39

IN THE MATTER OF THE ESTATE)
)
 OF)
)
 MELVIN H. TIMM, Deceased.)

NO. PR12- 86
ORDER DETERMINING AND
ASSESSING INHERITANCE TAX

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.

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 upon him to show cause, or of time and place of hearing and has entered a Voluntary Appearance in behalf of the County and State of Nebraska.

3. The values set forth in the Petition for Determination of Inheritance Tax, the Inheritance Tax Worksheet, and all supporting documents, if any, filed herein duly and 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, to-wit:

Beneficiary	Tax Due
LARRY M. TIMM	\$ 5,347.69
LINDA L. MORRIS	4,470.06
ELIJAH WILLIAMS	1,395.20
JAMIE TIMM	197.46
JENNIFER TIMM	197.46
JULIE TIMM	197.46



SETH MORRIS	197.46
JASON MORRIS	197.46
RYAN MORRIS	197.46
LUKE MORRIS	<u>197.46</u>

TOTAL: \$ 12,595.17

and that said tax is apportioned to Sarpy County and will draw interest at the rate provided by law commencing July 18, 2012. 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 \$_____.

DATED: April 9, 2012

BY THE COURT:



COUNTY JUDGE

Barry L. Hemmerling, #15078
Attorney at Law
JEFFREY, HAHN, HEMMERLING &
ZIMMERMAN, P.C., LLO
5640 So. 84th Street, Suite 100
Lincoln, NE 68516
(402) 483-7711

Date: 4/9/12

Copies Mailed To:

Attorney Hemmerling
 Pers. Rep.
 Gdn./Cons.
 Treas.
 Other: _____

MISCELLANEOUS PAYMENT RECPT#: 23098
SARPY COUNTY
1210 Golden Gate Drive
Papillion NE 68046

DATE: 04/13/12 TIME: 15:41
CLERK: sjohnson DEPT:
CUSTOMER#: 0

COMMENT:

CHG: INHTX INHERITANCE TAX 12595.17

REVENUE:
1 27003519 431001 12595.17
INHERITANCE TAXES
REF1: PR12-86 REF2:
CASH:
0000 110000 12595.17
CASH ON HAND

AMOUNT PAID: 12595.17

PAID BY: MELVIN TIMM ESTATE
PAYMENT METH: CHECK
REFERENCE: 1001

AMT TENDERED: 12595.17
AMT APPLIED: 12595.17
CHANGE: .00

** Probate
County Court*

FILED BY THE CLERK
SARPY COUNTY COURT
12 APR 16 AM 11:25



000212599C59

COUNTER ah C.E. ah
 VERIFY ah D.E. ah
 PROOF LM
 FEES \$ 5.50
 CHECK# 9147
 CHG _____ CASH _____
 REFUND _____ CREDIT _____
 SHORT _____ NCR _____

FILED SARPY COUNTY NEBRASKA
 INSTRUMENT NUMBER

2012-10967

04/13/2012 12:16:54 PM

Wayne J. Dowling

REGISTER OF DEEDS



FILED BY THE CLERK
 SARPY COUNTY COURT
 12 APR 18 PM 12:39

**CERTIFICATE OF COUNTY COURT PROCEEDING
 INVOLVING REAL ESTATE**

In the County Court of Sarpy County, Nebraska.

This is to certify that there is pending in the County Court of Sarpy County, Nebraska, a proceeding entitled In the Matter of the Estate of Melvin H. Timm, Deceased, No. PR12-86, which is a proceeding involving the determination of inheritance tax for the estate of Melvin H. Timm in which proceeding the following described real estate is involved:

The Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) and the West Half of the Southeast Quarter of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-nine (29), Township Thirteen (13) North, Range Eleven (11) East of the 6th P.M., Sarpy County, Nebraska.

Tax Lot Twelve (12), Section Twenty-nine (29), Township Thirteen (13) North, Range Eleven (11) East of the 6th P.M., Sarpy County, Nebraska.

Wayne J. Dowling

Sarpy County Judge/Registrar

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 SARPY COUNTY COURT
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Prepared by:
 Jeffrey, Hahn, Hemmerling &
 Zimmerman, P.C., LLO
 5640 So. 84th Street, Suite 100
 Lincoln, NE 68516
 (402)483-7711

JEH



000217403C59