

In the matter of the estate of
 Carl Frederick Spethmann, deceased.)

Estate No. 520
 Final Decree.

Now, on this 7th day of January, 1952³, this cause came on for hearing on the petition of Frank L. Spethman, and on the authenticated copy of the last will and testament of Carl Frederick Spethmann, deceased and the probate thereof in Finney County, Kansas and on the process and evidence produced in open court and on consideration thereof the court finds: that the allegations of the petition are true; that notice of the time and place of hearing on said petition was given to all persons interested in the estate of the deceased, both creditors and heirs, legatees and devisees of the deceased for the time and in the manner provided by law and the order of this court as appears from the proof of publication of said notice on file herein; that the deceased died testate, a resident of Garden City, Finney County, Kansas on the 12 day of December, 1951; that the last will and testament of the deceased was duly proved, allowed and admitted to probate in Finney County, Kansas according to the law of Kansas; that a duly authenticated copy of said will and the probate thereof was filed herein with the petition to probate said foreign will; that more than two years have elapsed since the death of said testator and no petition has heretofore been filed in Nebraska for the probate of said will or estate; that all claims and demands against the testator and his estate, if any there be, are forever barred; that the estate of the testator in Nebraska is not subject to any Nebraska inheritance or estate tax; that the court costs herein, including costs of publication have been fully paid; that the testator died seized in fee simple of an undivided one-sixth interest as tenant in common in and to the West 23 feet and 2 inches of Lot Seven (7) in Block 53 in the original town, now city of Grand Island in Hall County, Nebraska, subject to the life estate of Pauline O. Spethman and that the value of the same at the date of the death of the testator and now does not exceed \$500.00 and that the testator left no personal property in Nebraska and left no other real estate and that the same passed and descended under said will to John R. Burnside, domiciliary executor of said will under a power of sale conferred upon said executor by said will and that said executor has sold and conveyed said interest to Frank L. Spethman, by executor's deed and Frank L. Spethman is now the owner of said interest; that the authenticated copy of said will should be admitted to probate, allowed and recorded herein as the last will and testament of said deceased; that regular administration should be dispensed with and that no administrator with the will annexed should be appointed in Nebraska; and that said real estate should be assigned to said John R. Burnside as such executor with power of sale as provided in said will, free and clear of all debts and demands against the testator and his estate in Nebraska.

IT IS THEREFORE CONSIDERED, ORDERED AND DECREED: that said last will and testament was duly executed, proved and admitted to probate according to the laws of the State of Kansas and that a duly authenticated copy of said will and the probate thereof was filed herein and that said will be and it is admitted to probate in Nebraska and is allowed and ordered recorded herein as the last will and testament of the deceased; that all debts and demands against the deceased and his estate, if any there be, be and the same are forever barred as to said real estate in Nebraska; that regular administration of said estate in Nebraska be and it is dispensed with; that on the death of the testator, under the provisions of said will an undivided one sixth interest in fee simple as tenant in common in and to the West 23 feet and two inches of Lot 7 in Block 53, in the original town, now city of Grand Island in Hall County, Nebraska, subject to a life estate of Pauline O. Spethman, owned by the testator at his death passed and descended to John R. Burnside as domiciliary executor of said will under and by virtue of a power and direction in said will conferred on said executor to sell and convey the same and said interest is hereby assigned to him as said executor; that said estate is not subject to an inheritance or estate tax under the laws of Nebraska; that all court costs and expenses of administration have been fully paid and that said estate be and it is closed.

Charles Jones

 County Judge.