

STATE OF INDIANA)
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COUNTY OF JASPER) SS
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JASPER SUPERIOR COURT
RENSSELAER, INDIANA

Filed Superior Court
Oct 24, 2003
Kara Fishburn, Clerk

IN RE: THE MATTER OF:)
MARTHA HAM,)
REVOCABLE TRUST,) Cause No: 37D01-0208-TR-310

TRUSTEE'S INTERMEDIATE ACCOUNTING AND REPORT

Comes now Richard F. Comingore, as trustee of the Martha E. Ham Revocable Trust Dated September 11, 2000 and files his verified Intermediate Accounting and respectfully shows the Court as follows:

1. That on or about August 23, 2002, Richard F. Comingore, Attorney at Law was duly appointed and qualified as the trustee of the Martha E. Ham Revocable Trust dated September 11, 2000 and that he has continued to serve in such capacity to date.

2. That during the course of the past year the trustee took control of the trust assets, invested the same, collected all interests and dividends and paid out amounts of income and principal as directed by the terms and conditions of the trust.

3. That according to the provisions of IC § 30-4-5-12, the trustee is filing his annual accounting containing the requirements of IC § 30-4-5-13.

4. That the accounting covers the period from September 5, 2002 to September 23, 2003.

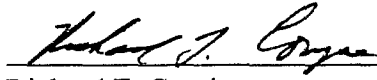
5. That the accounting attached lists the total principal with which the trustee is chargeable, along with a schedule of all principal cash, and property received, marked as "Schedule A, B, C, D and E" an itemized schedule of all inventory, disbursements and distributed property during the accounting period, a listing of the balance of principal and income remaining at the close of the accounting period and a listing of accrued payments waiting Court approval for payments.

6. That the name and post office address of said income beneficiary of the trust estate as designated in Item III, Section 3 of the trust are as follows: Kyle Shayna Hamilton, 5237 Wiseburn Avenue, Hawthorne, CA 90250.

7. That the trustee's, Richard F. Comingore, address is 209 E. Kellner Blvd., P.O. Box 223, Rensselaer, IN 47978.

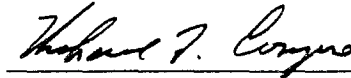
WHEREFORE, Richard F. Comingore, as trustee of the Martha E. Ham Revocable Trust Dated September 11, 2000 respectfully submits his intermediate accounting.

Respectfully Submitted



Richard F. Comingore, trustee
Attorney at Law
P.O. Box 223
Rensselaer, IN 47978

I swear or affirm under the pains and penalties of perjury that this is a true and accurate accounting to the best of my knowledge.



Richard F. Comingore

**Schedule A
Inventory**

National City Bank, Checking Account Number 698499269 (September 23, 2002)	\$352.56
National City Bank, Checking Account Number 7710479424 (September 5, 2002)	34.46
Condominium located at 529 Pheasant Run, Rensselaer, IN (Fair Market Value on date of sale, 3-07-03)	112,000.00
Personal Property (Fair Market Value at Public Auction, December, 2002)	1476.55

**Schedule B
Income**

Closing Balance Account Number 7710479424 (Merged 12/04/02 into Account Number 698499269)	\$0.49
Interest Earned Account Number 698499269	289.02
Interest Earned Account Number 7710479424 (October 4, 2002)05
Aetna Pension, Catholic Diocese	393.48
Mutualization of Insurance Company, Sale of Shares	1774.80
Social Security Benefits Received (October, 2002)	1134.00
Social Security Benefits Received (November, 2002 through February, 2003)	4560.00
Sale of Condominium, 3-07-03, Net after mortgage and expenses	61176.04
Sale of Personal Property, 12-21-02	1376.55
Sale of Personal Property, 01-15-03	100.00
Return of Fees (Enterprise Rent-a-Car, Chicago)	2.25
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Total Income	70806.68

**Schedule C
Disbursements**

<u>Check</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
1351	11/04/02	Patti Watson (Hair care Sept/Oct. 02)	\$90.00
1352	11/06/02	Voided	
1353	11/25/02	City of Rensselaer (Utilities, Condominium)	147.73

1354	01/02/03	R.S. Gaud MD (X-ray service)	43.40
1355	01/02/03	City of Rensselaer (Utilities, Condominium)	47.93
1356	01/09/03	Patti Watson (Hair care for Martha Ham)	95.00
1357	01/06/03	Dr. Sheets (Medical)	120.91
1358	01/15/03	Char Hermanson (Housecleaning, Condominium)	200.00
1359	01/16/03	City of Rensselaer (Utilities, Condominium)	57.60
1360	01/16/03	Countryside Condo Association (Oct - Dec & Jan - Mar. fees)	546.00
1361	01/16/03	Huth Thompson, LLP (Delinquent Accounting Fees)	588.40
1362	02/06/03	Clerk Jasper Superior Ct. (Open Estate)	127.00
1363	02/12/03	St. Augustine Christian Women (Funeral Dinner)	150.00
1364	02/12/03	Karen Ruby (Martha's Burial Dress)	84.48
1365	02/13/03	City of Rensselaer (Utilities, Condominium)	118.25
1366	02/20/03	Rensselaer Republican (Publications, Estate)	35.00
1367	02/21/03	Meals On Wheels, Inc. (Past Due, meals for Martha)	24.20
1368	03/05/03	Rensselaer Care Center (Beauty & Barber for Martha)	20.00
1369	03/10/03	Clinic of Family Medicine (Dr. Chaganti)	111.82
1370	03/10/03	Steinke Ambulance Service	30.00
1371	03/12/03	City of Rensselaer (Utilities, Condominium)	113.45
1372	09/08/03	Voided	
		Sub Total (Checks)	<u>2751.17</u>
*	*	Bank Service Charges	27.00
*	*	Aetna Deposit Returns	131.16
Total Disbursements			<u>2909.33</u>

**Schedule D
Reconciliation**

Beginning Balance Account 698499269 (Schedule A)	\$352.56
Beginning Balance Account 7710479424 (Schedule A)	34.46
Income (Schedule B)	70806.68
 Total	 <u>71193.70</u>
 Disbursements (Schedule C)	 (2909.33)
 Net	 <u>\$68284.37</u>
 National City Bank, Checking Account Number 698499269 as of September 23,2003 Ending Balance	 <u>\$68,284.37</u>

**Schedule E
Accrued Distribution**

Payments approved by the Guardianship Court in 37D01-0102-GU-048 but not yet paid:

Kent Mahnesmith, Attorney at Law, Expert Witness	\$150.00
John T. Casey, Attorney at Law	952.00
John Potter, Attorney at Law, Guardian Ad Litem	6112.50
Timothy Isaacs, Attorney at Law	525.00
Richard F. Comingore, Attorney at Law, Successor Guardian	4523.00
 Guardianship Total	 <u>12262.50</u>

Payments pending awaiting court order in the Martha E. Ham Revocable Trust dated September 11, 2000, 37D01-0208-TR-310 First Petition to Pay Creditors filed April 7, 2003

James R. Lakin, Attorney at Law dated August 22, 2002	\$520.00
Ned J. Tonner, Attorney at Law dated November 21, 2002	6167.84
John D. Potter, Attorney at Law dated March 5, 2003	6112.50
John D. Potter, Attorney at Law dated March 30, 2003	1457.40
Skozin & Misner, Attorneys at Law (attorney lien filed April 2, 2003)	4459.00
Jasper County Hospital dated March 26, 2003	840.00
 First Petition Total	 <u>19556.74</u>

Payments pending awaiting court order in the Martha E. Ham Revocable Trust dated September 11, 2000, 37D01-0208-TR-310 Second Petition to Pay Creditors filed August 11, 2003

R.S. Gaud, M.D., P.C.	12.47
Lafayette Surgical Clinic	8.90
Rensselaer Health Centre	51.90
John D. Potter, Attorney at Law dated June 30, 2003	1581.25
Jasper County Hospital (Claim against the Estate filed May 7, 2003)	4440.16
Second Petition Total	<u>6094.68</u>

Payment Pending from Hearing, October 15, 2003: Martha E. Ham Revocable Trust dated September 11, 2000, 37D01-0208-TR-310.

Steve Ryan, Attorney at Law, Expert Witness

Summary:

Guardianship	12262.50
First Petition	19556.74
Second Petition	6094.68
Pending Payment from Hearing	<u>175.00</u>
Total	38088.92