

**Move**

# Third Account



COMMISSIONER OF ACCOUNTS OFFICE  
CIRCUIT COURT OF FAIRFAX COUNTY

Fair Oaks Plaza, Suite 500  
11350 Random Hills Road  
Fairfax, Virginia, 22030  
Telephone (703) 385-0268



ROBERT J. McCANDLISH, JR.  
Commissioner of Accounts

JESSE B. WILSON, III  
Deputy Commissioner of Accounts

Anthony M. O'Connell  
2337 South 13th Street  
St. Louis MO 63104

Date: 11-2-88  
Re: Trust of H.A. O'Connell

21840

**THIS MUST BE COMPLIED WITH  
WITHIN 30 DAYS**

Please be advised of the following:

- 1. The inventory filed for the above-referenced estate cannot be approved for the following reasons:
  - A. It was unsigned and is being returned herewith for execution.
  - B. It was not notarized and is being returned herewith for notarization.
  - C. It was not signed by resident co-fiduciary.
  - D. Fee for filing and recording was not submitted/insufficient. Please submit your check made payable to "Commissioner of Accounts" in the amount of \$\_\_\_\_\_.
  - E. Other:

2. The Accounting for the above-referenced estate has been filed with this office but cannot be approved for the following reasons:

- A. It was unsigned and is being returned herewith for execution.
- XXXXXB. Supporting vouchers are incomplete. Please furnish the following: We either need receipts or a signed affidavit for the Phone, postage, copies bills. Also please explain why the trips were necessary. Why the postage copy & phone bills were
- C. It was not signed by resident co-fiduciary. so high
- D. Fee for stating and recording was not submitted/insufficient. Please submit your check made payable to "Commissioner of Accounts" in the amount of \$\_\_\_\_\_.
- E. Other:

3. Your Statement in Lieu of an Accounting for the above-referenced estate has been filed with this office but cannot be approved for the following reasons:

- A. The following supporting vouchers need to be submitted:
  - (1) Funeral Receipt
  - (2) Virginia State Inheritance Tax Receipt
  - (3) Federal Estate Tax Receipt, if any, and Closing Letter
  - (4) Receipt from specific devisee(s)
- B. Fee for stating and recording was not submitted/insufficient. Please submit your check made payable to "Commissioner of Accounts" in the amount of \$\_\_\_\_\_.
- C. Other:

4. The Trustee's Report has been filed in this office but cannot be approved for the following reason(s):

- A. It is unsigned and therefore is being returned herewith for execution.
- B. The following supporting voucher(s) need to be submitted:  (1) Original Note(s)  
 (2)

5. Your claim was received in this office on \_\_\_\_\_. It will be considered filed upon the receipt of a fee in the sum of \$\_\_\_\_\_.

6. Your check for filing fees is being returned herewith for the following reason(s):

- A. It is unsigned. Please execute and return it.
- B. The payee is incorrect. Please make it payable to "Commissioner of Accounts."
- C. Other:

7. Other:

If you have any questions, please do not hesitate to give this office a call.

Anthony O'Connell  
6541 Franconia Road  
Springfield, Virginia 22150  
December 1, 1988

Commissioner of Accounts Office  
Circuit Court of Fairfax County  
Fair Oaks Plaza, Suite 500  
11350 Random Hills Road  
Fairfax, Virginia 22030  
Attention: Sheila

Re: Trust u/w H.A. O'Connell  
Third Account, 21840

Dear Sheila:

"Sheila" is a typo, should say  
Commissioner of Accounts..

In response to your letter of November 2, 1988, I am enclosing the receipts for the phone, postage and copy/office supply expenses.

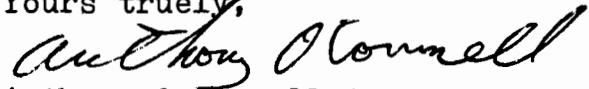
The trips were made to protect the interest of the 15 acres of unimproved land at Accotink. A large development (Rezoning application RZ86-L-073) bordering the south and east would have effectively land locked this parcel. I attended neighborhood meetings, did research at Fairfax County Offices, consulted with area engineers and attorneys and in general studied this parcel and what was happening around it. At present we have won a 50' easement through the development.

Trip 7 in April of 1988 also included settlement of the sale of 3.2 acres of real estate. The phone bills increased after the sales contract in December of 1987 and decreased after the April 21, 1988, settlement.

January	\$ 17.92
February	37.44
March	51.34
April	77.95
May	14.17
June	4.17
July	.81

The trips were necessary and the telephone, copy and postage expenses high because I lived in Missouri. I have since made a permanent move back to Fairfax County in order to stay on top of the Accotink development.

Yours truly,

  
Anthony O'Connell, trustee

# Fourth Account

4

Anthony O'Connell  
6541 Franconia Road  
Springfield, Virginia 22150  
(703) 971-2855  
April 7, 1989

Mr. Jesse B. Wilson III  
Commissioner of Accounts  
Fair Oaks Plaza  
Suite 500

11350 Random Hills Road  
Fairfax, Virginia 22030

Ref:  
Trust u/w H.A. O'Connell  
Fiduciary Number 21840  
Fourth Account, 7/22/88-12/31/88

Dear Mr. Wilson:

This Fourth Account readjusts my filing schedule back to my previous calender basis. The resignation of my co-trustee on 7/21/88 and the necessary special account of 1/1/88- 7/21/88 caused the temporary interruption.

*13/2/19  
P. O'S  
(W...)  
IF IS  
REVISION*

A check for \$30.00 is enclosed for the filing fee.

Yours truly,  
*Anthony O'Connell*  
Anthony O'Connell, trustee

Copies to: (less receipts)

- Mrs. Jean O'Connell, primary beneficiary
- Mrs. Jean Nader, secondary beneficiary
- Mrs. Sheila Tierney/Shedvenell, secondary beneficiary
- Mrs. Joanne Barnes, CPA for Jean O'Connell
- Mr. Ed White, attorney and power of attorney for Jean O'Connell

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

ESTATE OF Trust u/w of H.A. O'Connell  
 (name of decedent, ward, etc.)

ACCOUNT OF Anthony O'Connell, Trustee FIDUCIARY # 21840  
 (name of Personal Representative(s) and title(s))

Number of this account Fourth  
 (1st, 2nd, third, etc.)

Covering period from 7/22/88 to 12/31/88  
 (date) (date)

DESCRIPTION	ASSETS RECEIVED (or on hand)	DISBURSEMENTS
Balance brought forward from Third Account:		
Note	\$ 535,346.51	
Land	34,574.55	
Cash	65,832.78	
Net Income \$ -5,906.72		
Net Capital 641,660.56		
Net Assets \$635,753.84		
Total Assets on hand 7/22/88	(\$ 635,753.84)	
Income this Account	1,696.31	\$ 2,383.34
Capital this Account		8,330.93
Balance to be carried forward:		
Net Income \$ -6,593.75		
Net Capital 633,329.63		
Net Assets \$626,735.88		
Note \$535,346.51		
Land 34,574.55		
Treasury Bill 50,000.00		
Cash 6,814.82		
Net Assets \$626,735.88		
Gross Assets \$637,450.15		
Less Expenses 10,714.27		
Net Assets \$626,735.88		
	\$ 637,450.15	\$ 10,714.27

*B 4/19 - 1991*

Vouchers in support of said disbursements are submitted herewith.

Date: 4/7/89

*Anthony O'Connell Trustee*  
 Signature & Title

\_\_\_\_\_  
 Signature & Title

The appropriate vouchers and filing fee MUST accompany this account

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

ESTATE OF Trust u/w of H.A. O'Connell  
 (name of decedent, ward, etc.)

ACCOUNT OF Anthony O'Connell, Trustee FIDUCIARY # 21840  
 (name of Personal Representative(s) and title(s))

Number of this account Fourth  
 (1st, 2nd, third, etc.)

Covering period from 7/22/88 to 12/31/88  
 (date) (date)

DESCRIPTION	Income ASSETS RECEIVED (or on hand)	Expenses against Income DISBURSEMENTS
-------------	-------------------------------------------	------------------------------------------

Interest received:		
Boatmen's Bank, St. Louis		
8/3/88	\$ 269.40	
8/9/88	47.53	
9/7/88	278.02	
10/5/88	84.78	
11/3/88	59.84	
12/7/88	45.24	
Federal Reserve		
9/19/88	911.50	
12/15/88 refund of \$1,008.50 becomes interest at maturity of Treasury Bill on 3/15/89		
	\$ 1,696.31	

*15417 P 097*

Vouchers in support of said disbursements are submitted herewith.

Date: 4/7/89

Anthony O'Connell, Trustee  
 Signature & Title

\_\_\_\_\_  
 Signature & Title

The appropriate vouchers and filing fee MUST accompany this account



IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

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 (name of decedent, ward, etc.)

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 (name of Personal Representative(s) and title(s))

Number of this account Fourth  
 (1st, 2nd, third, etc.)

Covering period from 7/22/88 to 12/31/88  
 (date) (date)

DESCRIPTION	Income ASSETS RECEIVED (or on hand)	Expenses against Income DISBURSEMENTS
Expenses against income:		
Filing fee for Third Account, 8/23/88		\$ 30.00
Trustee fee, income portion, See note 3		
H.A. Higham		30.78
A. O'Connell		30.78
Kevin Kelleher, CPA, 8/18/88		90.00
Tom Kniest, CPA, 8/16/88		75.00
E.R. Prichard, atty 7/21/88		136.00
Calculator, TI-5033 12/23/88		40.78
Reimbursed amount \$40.78		
Not reimbursed <u>1.01</u>		
Total cost <u>\$41.79</u>		
Real Estate tax, Accotink		1,950.00
	\$ 1,696.31	\$ 2,383.34

*1349093*

Vouchers in support of said disbursements are submitted herewith.

Date: 4/7/89

*Anthony O'Connell Trustee*  
 \_\_\_\_\_  
 Signature & Title

\_\_\_\_\_  
 Signature & Title

The appropriate vouchers and filing fee MUST accompany this account

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

ESTATE OF Trust u/w of H.A. O'Connell  
 (name of decedent, ward, etc.)

ACCOUNT OF Anthony O'Connell, Trustee FIDUCIARY # 21840  
 (name of Personal Representative(s) and title(s))

Number of this account Tourth  
 (1st, 2nd, third, etc.)

Covering period from 7/22/88 to 12/31/88  
 (date) (date)

DESCRIPTION	Capital ASSETS RECEIVED (or on hand)	Expenses against Capital DISBURSEMENTS
Expenses against capital:		
Trustee fee, capital portion, see note 3 H.A.Higham A. O'Connell		\$ 970.44 970.44
Advertisement, sale of Accotink 12/14/88 12/19/88		103.20 25.00
Shipment of trustee's household goods from St. Louis to Springfield, Va., see note 4		5,772.82
Trip 8 balance, see note 2		489.03
	0	\$8,330.93

*P-94*

Vouchers in support of said disbursements are submitted herewith.

Date: 4/7/89

*Anthony O'Connell, Trustee*  
 Signature & Title

\_\_\_\_\_  
 Signature & Title

*P-95*  
*F10019*

The appropriate vouchers and filing fee MUST accompany this account

Notes

1. The Third Account has an incorrect entry on page 6 under "Expenses against capital" for trip 8. The correct figure should be the reimbursed amount of \$134.47, not the unreimbursed amount of \$489.03. The totals are not affected as \$134.47 was used in the calculations.

\$134.47	Reimbursed during Third Account
<u>489.03</u>	Reimbursed during Fourth Account
\$623.50	Total cost for trip 8

2. The check dated 8/18/88 for \$745.63 to Anthony O'Connell for out of pocket expenses during the Third Account was allocated as follows:

\$489.03	Balance for trip 8
45.50	5/27/88 27 cartons and 1 roll tape
67.29	5/20/88 25 cartons
88.23	5/14/88 31 cartons and 1 roll tape
14.80	6/6/88 20 cartons
40.78	Partial reimbursement (\$40.78 of \$41.79) for Ti-5033 calculator with printer
<hr/>	
\$745.63	Total

3. Trustee's fees for Third Account, checks dated 8/17/88, is as follows:

Fee = 1% of capital\* prorated for year + 5% of income  
= 1% ( \$72,081.94 x  $\frac{111}{366}$  + \$685,169.56 x  $\frac{92}{366}$  ) + 5% ( \$1,231.03 )  
= \$218.61 + \$1,722.28 from capital + \$61.55 from income  
= \$2,002.44, or \$1,001.22 for each of the two trustees.

\* Capital

1/1/88-4/20/88 = \$72,081.94

4/21/88-7/21/88 = \$685,169.56

P 916

Notes (con't)

4. The sole purpose of my move from Saint Louis, Missouri, to Fairfax County is to protect the trust's and my mother's property, parcel 17, 15 acres of unimproved land a 25 minute walk south of the Springfield Mall.

The easement I had won two years ago through RZ86-L-073, a 1045 unit development between parcel 17 and Beulah Road, had to be fought for again and won when the project was sold to E.R. Carr. Carr is now about to officially apply for rezoning.

On 1/30/89 I negotiated a \$ 1,100,000.00 cash no contingency contract with a developer who would pay the commission. During the study period, on 3/23/89, he withdrew from the contract because Fairfax County basically told him that if he applied for rezoning, they would declare the entire site an Environmental Quality Corridor, i.e., an open space with severely restricted building. This contradicts the present Master Plan. They also have planned a regional detention pond of several acres on this site.

I feel the county has unfairly chosen parcel 17 as the storm sewer for other large developments. Large areas just up the Long Branch Creek are to be paved over for commuter parking at the Transportation Center and later METRO. This will, along with other developments, greatly increase water runoff that would normally sink into the ground. I am at present discussing various options with zoning attorneys.

In short, there is no way I can stay current and responsive to the rapid changes now effecting parcel 17 by continuing to commute from Saint Louis, not to mention the cost of commuting. I feel the move is a necessary investment.

Notes (con't)

4. (con't)

\$ 5,557.00	11/16/88	Bekins Movers
*88.23	5/14/88	31 cartons, 1 tape
*67.29	5/20/88	25 cartons
*45.50	5/27/88	7 cartons, 1 tape
*14.80	6/6/88	20 cartons
<u>\$ 5,772.82</u>	Total	

\* Reimbursed from trust on check dated 8/18/88. See note 2.

\$ 31.69	11/21/88	Cash to Bekins driver to pay off total bill of \$5,588.69.
3.82	9/28/88	Marker
45.83	10/24/88	24 tape
5.69	11/16/88	Labels
185.62	Milage 11/16-17/88,	825 miles x 22.5¢/mile From St. Louis, Mo. to Springfield, Va., carrying items Bekins Movers would not carry ie., dog and flammably solvents.
30.62	Meals during above period,	\$ 17.50/day x 1 3/4 days
33.47	11/17/88	Motel
<u>\$ 336.74</u>	Total to be reimbursed later from trust	

The total cost to the trust for the move was \$ 6,109.56 and was, or will be, expensed against capital.

\$ 5,772.82	Fourth Account
<u>336.74</u>	The next or Fifth Account
\$ 6,109.56	

*P98*  
*[Handwritten signature]*

Fourth  
Account  
recorded

Anthony O'Connell  
6541 Franconia Road  
Springfield, Virginia 22150  
(703) 971-2855  
April 7, 1989

Mr. Jesse B. Wilson III  
Commissioner of Accounts  
Fair Oaks Plaza  
Suite 500

11350 Random Hills Road  
Fairfax, Virginia 22030

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Fiduciary Number 21840  
Fourth Account, 7/22/88-12/31/88

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Yours truly,

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Anthony O'Connell, trustee

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Mrs. Jean Nader, secondary beneficiary  
Mrs. Sheila Tierney/Shedvenell, secondary beneficiary  
Mrs. Joanne Barnes, CPA for Jean O'Connell  
Mr. Ed White, attorney and power of attorney for Jean O'Connell

BK0419 0095

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\$ <u>336.74</u>		Total to be reimbursed later from trust

The total cost to the trust for the move was \$ 6,109.56 and was, or will be, expensed against capital.

\$ 5,772.82	Fourth Account
<u>336.74</u>	To be next or Fifth Account
\$ 6,109.56	

*William O'Connell,  
Trustee*

BK0419 0098

STATE OF VIRGINIA  
COUNTY OF FAIRFAX, to-wit:

I, ROBERT J. McCANDLISH, JR., Deputy Commissioner of Accounts for Fairfax County, Virginia, do hereby certify that I have this day stated the foregoing account, after having given the notice required by law, and have approved the same. Vouchers for said disbursements were submitted therewith.

GIVEN under my hand this 14th day of December, 1989.

Robert J. McCandlish, Jr.  
Robert J. McCandlish, Jr.  
Deputy Commissioner of Accounts  
Fairfax County, Virginia

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF FAIRFAX COUNTY,  
VIRGINIA:

I, WARREN E. BARRY, Clerk of the Circuit Court of Fairfax County, Virginia, do hereby certify that the foregoing Account or Report has been filed in my office for more than fifteen days, and that no exceptions have been filed thereto, and the same is now recorded pursuant to the provisions of Section 26-33 and 26-35, of the Code of Virginia, as amended.

GIVEN under my hand this 1st day of February, 1990.

TESTE: WARREN E. BARRY, CLERK

BY: [Signature]  
Deputy Clerk

6600 19048