

L. A. McNALLEY
ATTORNEY AT LAW
MINNEAPOLIS, KANSAS

October twenty-four, 1945

Mr. W. C. Simons,
722 Massachusetts St.,
Lawrence, Kansas.

Dear W. C.:

Your letter of October 23 at hand.

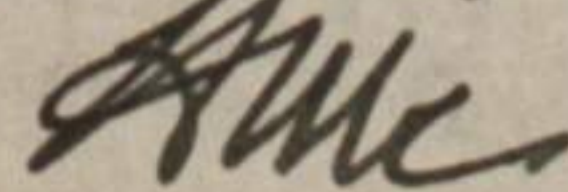
I presume from your letter that your will provides for a life estate in your wife and at her death the property to go to said named heirs. This would, of course, take care of any inheritance tax as there would only be one tax and that would be paid at the time of your death.

You can make your wife co-owner of property but in order for you to do it, it will be necessary for you to make a report and possibly pay a gift tax. Gifts made in contemplation of death are void so far as the estate tax is concerned. I think you know the rule that you can make gifts up to \$3,000.00 to any one person during the year and a total of \$30,000.00. This however is exclusive of the \$3,000.00 gift. In other words, if you own property you cannot convey or give it to anyone in your family without the gift tax. If there is a co-ownership or right in the property that matures at death, the property is still subject to tax. I hope I have made this matter clear to you.

We had a letter from Mary Beth this A.M. in which she said she had made a 90 in an English test and a 88 in Latin, being the highest in the class, but she was not satisfied with the grade. I am glad that you are sending the Journal-World as she says they really read it from cover to cover.

Love to all of you, I remain

Sincerely yours,



L. A. McNalley.

LAMc:gs