

**STATE BOARD OF ACCOUNTS**  
**302 West Washington Street**  
**Room E418**  
**INDIANAPOLIS, INDIANA 46204-2769**

EXAMINATION REPORT  
OF

CITY COURT  
CITY OF ELWOOD  
MADISON COUNTY, INDIANA

January 1, 2012 to December 31, 2012



**FILED**  
12/19/2013



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CITY OFFICIALS

<u>Office</u>	<u>Official</u>	<u>Term</u>
Clerk-Treasurer	Allison M. Atwood	01-01-12 to 12-31-15
Judge	Honorable Kyle F. Noone	01-01-12 to 12-31-15
Mayor	Honorable Ronald E. Arnold	01-01-12 to 12-31-15
President of the Common Council	Timothy A. Roby	01-01-12 to 12-31-13



**STATE OF INDIANA**  
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STATE BOARD OF ACCOUNTS  
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TO: THE OFFICIALS OF THE CITY OF ELWOOD, MADISON COUNTY

We have examined the records of the City Court for the period from January 1, 2012 to December 31, 2012, and certify that the records and accountability for cash and other assets are satisfactory to the best of our knowledge and belief, except as stated in the Examination Result and Comment. The financial transactions of this office are reflected in the Annual Report of the City of Elwood for the year 2012.

STATE BOARD OF ACCOUNTS

November 14, 2013

CITY COURT  
CITY OF ELWOOD  
EXAMINATION RESULT AND COMMENT

***TRUST ITEMS OVER FIVE YEARS OLD***

Our review of the trust register indicated that several trust items had been on hand for a period of five years or longer. Trust items over five years old totaled \$9,994 at December 31, 2012. Unclaimed trust items should be remitted to the Attorney General. A similar comment appeared in prior reports, most recently B40717.

Indiana Code 32-34-1-20(c) states in part:

"Property that is held, issued, or owed in the ordinary course of a holder's business is presumed abandoned if the owner or apparent owner has not communicated in writing with the holder concerning the property or has not otherwise given an indication of interest in the property during the following times: . . .

- (6) For property or proceeds held by a court or a court clerk, five (5) years after the property or proceeds become distributable. The property or proceeds must be treated as unclaimed property under IC 32-34-3."

Indiana Code 32-34-1-26(a) states:

"A holder of property that is presumed abandoned and that is subject to custody as unclaimed property under this chapter shall report in writing to the attorney general concerning the property. Items of value of less than fifty dollars (\$50) may be reported by the holder in the aggregate.

Indiana Code 32-34-1-27(a) states:

"Except as provided in subsections (b) and (c), on the date a report is filed under section 26 of this chapter, the holder shall pay or deliver to the attorney general the property that is described in the report as unclaimed.

CITY COURT  
CITY OF ELWOOD  
EXIT CONFERENCE

The contents of this report were discussed on November 14, 2013, with Honorable Kyle F. Noone, Judge, and Denise Kessinger, Court Administrator. The officials concurred with our audit finding.