Sewsletter

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Des Moines, Iowa

August 21, 1978

Question Loan Production Offices Legality

A decision by a federal court in Oklahoma City has cast doubt on the legality of some 350 loan production offices operated throughout the United States by some of the nation's larger commercial banks.

Judge Luther B. Eubanks last month found that the Seminole, Oklahoma, loan production office established by the American National Bank & Trust Company of Shawnee, Oklahoma, was an illegal branch. The suit was brought against American National and the Comptroller of the Currency by the attorney general of Oklahoma on behalf of the state banking board and the state banking commissioner. The plaintiffs charged that the loan production office violated Oklahoma banking laws.

While some banking sources are reluctant to apply this decision to similar cases pending elsewhere, other observers interpret the decision as saying that a 1966 ruling by the Comptroller of the Currency that permitted loan production offices is contrary to both Supreme Court decisions and congressional intent.

IBAA Suit

The Independent Bankers Association of America filed suit in May in the United States District Court for the District of Columbia, Washington, D.C., against the Comptroller, charging that the Comptroller's ruling in 1966 violates the federal and state branching laws and asks that the ruling be rescinded. IBAA feels that the Oklahoma decision has



far-reaching implications and that Judge Eubanks' findings are unequivocal. No decision has been made in the IBAA suit.

Loan production offices in the Northwestern Banker area are located in Chicago, Kansas City, St. Louis, Denver, Milwaukee, and the Twin Cities. By law, these offices are barred from accepting deposits, but they do just about everything else. In addition to soliciting corporate loan business, they engage in leasing, selling computer services, factoring, consumer finance, mortgage banking, investments, and international banking.

One Chicago bank executive was quoted as saying, "People from major banking centers have been traveling throughout America for years to solicit business. Loan

production offices merely give bank officers a place to hang their hats."

Because some growth areas, such as foreign loans, are drying up, some executives of major banks feel that loan production offices are one of the few areas of expansion left in the industry. Critics feel that loan production offices result in competition between unequals due to higher lending limits and alleged greater expertise offered by money center banks. Not all community banks fear competition from loan production offices, believing that if the larger banks can come in their home base and do a better job, the local bank deserves to lose the business.

There's been some evidence that some of the most aggressive banks have pulled in their horns a bit. First National Bank of Chicago, for example, originally planned a network of more than 20 regional offices, but may stay with the nine it has opened so far. Similarly, Citicorp, one of the nation's most expansionist banks, has scaled back its operations slightly. However, it still maintains loan production offices in 13 cities.

ABA Calls 3rd Banking **Leadership Meeting of '78**

For the third time this year the ABA will conduct a Banking Leadership Conference when members of the Governing Council, Government Relations Council and

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leaders of the state banker associations and other banking trade associations assemble August 23-25 in Washington. They will review in detail provisions of the Financial Institutions Regulatory Act of 1978 (formerly titled Safe Banking Act).

FDIC Chairman Resigns

George LeMaistre, 66, who has indicated in recent months his desire to return to academic life, resigned August 16 as chairman of the FDIC. He is on leave as a law professor from the University of Alabama. Comptroller of the

John Murano: BANKERS' BANKER



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SECURITY NATIONAL BANK SIOUX CITY, IOWA. MEMBER F.D.I.C.

Currency John Heimann becomes acting chairman. The third FDIC director, recently appointed by President Carter, is 34-year old Wm. M. Isaac, who was vice president and general counsel of First Kentucky Corporation of Louisville from 1974 until his FDIC

Iowa News

appointment in late spring.

HAWKEYE: Volney Palmer, president of Citizens Savings Bank, has announced that he has sold controlling interest of the bank to Mr. and Mrs. Clair J. Lensing of Marion. He will serve out the year as a consultant to the bank. Mr. and Mrs. Palmer will be replaced as president and vice president of the bank by Mr. and Mrs. Lensing, respectively. Mr. Lensing is a former state bank examiner and is presently executive vice president of the Farmers State Bank of Marion.

OAKLAND: The Federal Reserve has announced its approval of the application of Oakland Financial Services, Inc., to become a bank holding company by acquiring Citizens State Bank here.

Nebraska News

BEATRICE: Al Ziesemer has joined the Beatrice National Bank and Trust Co. as instalment loan officer.

BELDEN: Mary J. McLain has been elected assistant cashier of the First National Bank.

MULLEN: John M. Jones has been elected managing officer of the Bank of Mullen.

NEBRASKA CITY: Joseph Geren has been appointed vice president of the Otoe County National Bank here. He formerly was vice president and director of Central Bank, Central City.

PENDER: Jeff Troupe has joined the Pender State Bank as vice president. He formerly was vice president of the Farmers and Merchants National Bank in Oakland.

SCOTTSBLUFF: The application by First State BancShares, Inc., for approval to become a bank holding company through the acquisition of 100% of the voting shares of First State Bank here has been approved.

SOUTH SIOUX CITY: James G. Hamlin, Jr., has joined the Dakota County State Bank as an instalment loan officer. He previously was with the State Bank & Trust Co., Council Bluffs.

Illinois News

DANVILLE: Illini Bancorp., Inc., has received consent to become a bank holding company by acquiring The First National Bank here.

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Jerry Trudo Asst. Vice President



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Denomination: \$5,000

Both principal and semiannual interest (January 1 and July 1, first coupon due July 1, 1979) payable at Fidelity Bank & Trust Company, Minneapolis, Minnesota.

MATURITIES							
	5.00%			5.35%			
\$35,000	January 1, 1982	5.00	\$45,000	January 1, 1990*	5.35		
40,000	January 1, 1983	5.00		5.40%			
	5.05%		45,000	January 1, 1991*	5.40		
40,000	January 1, 1984	5.05		5.50%			
	5.10%		45,000	January 1, 1992*	5.50		
40,000	January 1, 1985	5.10		5.60%			
	5.15%		45,000	January 1, 1993*	5.60		
40,000	January 1, 1986	5.15		5.70%			
	5.20%		50,000	January 1, 1994*	5.70		
40,000	January 1, 1987	5.20		5.75%			
	5.25%		50,000	January 1, 1995*	5.75		
40,000	January 1, 1988	5.25		5.80%			
	5.30%		50,000	January 1, 1996*	5.80		
45,000	January 1, 1989	5.30					

^{*}Optional beginning January 1, 1989 at 100%.

LEGALITY TO BE APPROVED BY DORSEY, WINDHORST, HANNAFORD, WHITNEY & HALLADAY, ATTORNEYS, MINNEAPOLIS, MINNESOTA.

Worthington, the county seat of Nobles County, is located approximately 175 miles southwest of Minneapolis-St. Paul and 50 miles east of Sioux Falls, South Dakota. The City of Worthington has a diversified industrial base ranging from food processing to mobile home construction. Larger employers and the number of employees in the City include: Campbell Soup Company (chicken products, 530); Sather Cookie Company (cookie distributors, 400); Independent School District No. 518 (education, 361); Armour & Co. (processed pork, 285); Worthington Regional Hospital (220); Bendix Corp. (mobile homes, 75); Bedford Industries, Inc. (plastics, 65) and Fleetwood Home (prefabricated homes, 60). Agriculture in the county consists of harvesting corn, soybeans, oats, hay and the production of milk, eggs, cattle, sheep, lambs and hogs. There are two banks located in the City with total deposits in excess of \$80,458,000.

These bonds are being issued under the provisions of Minnesota Statutes, Chapter 475. The proceeds of this issue will be used for sanitary sewer and watermain extensions, street improvements and storm sewers. In the opinion of counsel, these bonds are legal and binding general obligations of Worthington, Minnesota, and all taxable property located therein is subject to the levy of sufficient taxes to pay the principal of and interest on the bonds without limit as to rate or amount.

FINANCIAL STATEMENT

Market value of taxable property, 1977-78 Assessed value of taxable property, 1977-78	\$118,747,747 25,852,707
Direct debt, including this issue Net direct debt, excluding self-supporting Total net direct, overlapping & underlying debt	8,385,000 7,360,950 7,599,090

Population, 1978 estimate: 11,109

Direct debt per capita: \$755.00

Net direct debt per capita: 662.00

Total debt per capita: 684.00

Tax collections have approximated 99.8% of taxes levied for the past four years.

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- Optimal tax saving provides a more direct and specific focus on setting up property ownership and the will.
- Income tax considerations carryover basis rules for handling income tax liability on sale of assets. New appendix F provides a complete example of the calculations to find the fresh start income tax basis and the 3 adjustments to that basis. Also, more on income in

respect of decedent with example calculations.

Structuring the farm business — covers possible recapture
of investment tax credit on formation of new partnership
or corporation and other problems if land is left out of a
new partnership or corporation.

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An introduction Effects of title ownership on estate planning Federal Estate Tax considerations Gifts in estate planning The installment contract and its uses The private annuity Trusts and estate planning Life insurance in estate planning Retirement and estate planning Organizing the farm business: parent-child arrangements Partnerships and estate planning Farm corporations and estate planning The farm corporation and business continuation Tax implications of farm incorporation Farm corporations — employee status of the farmer Disadvantages of the corporation Where does the corporation fit? Steps in forming a farm corporation The estate planning process: how to go about it

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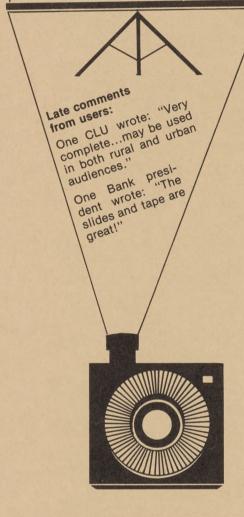
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- · Types of property and how it passes to the heirs.
- · The 5 different taxes that may erode away an estate.
- · Ways to take title to

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- How the marital deduction and charitable deductions cut taxes.
- Why the Tax Reform Act of 1976 makes estate planning more essential than ever for holders of large estates.
- The 3 most-used strategies for minimizing federal estate tax.
- Federal gift tax rules.
- Income tax implications in disposing of property.
- Carryover basis rules the real sleeper in the 1976 Tax Reform Act that may force heirs to pay income taxes on the appreciation in property values when they sell property later.
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DE PUE: Mr. and Mrs. Glen H. Teeples of rural Atkinson and their six children are the new owners of the DePue State Bank. Mr. Teeples is president and chairman, his wife Zola is vice president. Their sons Bruce and Jeff Teeples of Davenport, Ia., are directors. The Teeples also own the Atkinson Trust & Savings Bank.

ELGIN: Union National Bank & Trust Company has received consent to establish a branch at Grandstand Place and Lyle St. here.

McHENRY: McHenry State Bank has received consent to establish an office at Crystal Lake Road near Lillian Street.

MOLINE: The Federal Reserve has announced its approval of the applications of Moline Manufacturing Company to become a bank holding company by acquiring Southeast National Bank here and to continue to engage in leasing real and personal property on a one-time basis.

SKOKIE: The First National Bank will establish a branch at 4200 W. Dempster here.

Minnesota News

The following banks have received consent to establish facilities: First Northwestern National Bank of Faribault, Faribo West Mall Shopping Center, Highway 60 and Western Avenue; First National Bank of Hopkins, Highways 101 and 7, Minnetonka; First Bloomington Lake National Bank of Minneapolis, 80th and Lyndale Avenue South, Bloomington; The First National Bank of Deerwood, near Highways 18 and 169, Garrison, and The First National Bank of Deer River, at U.S. 169 and U.S. 2, La Prairie.

ALEXANDRIA: Steve Skillings has been named loan officer of the First National Bank.

DEXTER: The Dexter detached facility of the First American State Bank of Brownsdale will not be built, according to W. I. Danielson, chairman. He stated that the board felt two detached facilities in a small community is not feasible. Currently a competing facility is operating on a part-time basis in Dexter.

HASTINGS: The Northwestern National Bank has opened a facility in the Westview Mall here.

KERKHOVEN: Kerkhoven Bankshares, Inc., has received consent to become a bank holding company through the acquisition of State Bank of Kerkhoven.

NEW BRIGHTON: Sid J. Pedro, assistant vice president, has been appointed manager of the bank's



Shoreview Office which opened in mid-July.

PINE CITY: First National Bank has promoted Nina Rupp to auditor and loan review officer and Lois Walz to cashier.

ROCHESTER: First National Bank has announced the appointment of Gregory J. Pepin as assistant vice president and manager of the bank's office at First Avenue and Fourth Street Southwest. The manager position is a new one, created for the expanded banking facility to be completed about October 1. Formerly commercial loan officer, Mr. Pepin was replaced in that position by Glenn J. Jansen, formerly an instalment loan officer. Douglas A. Wright, personnel officer, was appointed to the additional position of assistant vice president.

ST. PAUL: David E. Close has been elected a vice president of



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https://fraser.stlouisfed.org Federal Reserve Bank of St. Louis 8 Gambles Continental State Bank. He most recently was assistant central credit manager for Gamble-Skogmo, the parent company.

TWO HARBORS: Controlling interest in the Commercial State Bank has been sold by William H. Reitan, chairman & president, to Dean Johnson of Mora. Mr. Johnson is a director of the Kanabec State Bank and heads Arcon Construction Co. No personnel changes will be made at this

WAYZATA: The Wayzata Bank & Trust Company has announced the following promotions: Ted Victor, assistant vice president, manager of the real estate loan department; Robert Weiss, assistant vice president, manager of the commercial loan department; Arlene Roehl, assistant cashier, instalment loans, and compliance officer.

North Dakota News

MINOT: Thomas R. Stockert has been promoted from cashier to vice president and cashier of bank operations at the First National Bank.

Colorado News

ENGLEWOOD: The Federal Reserve System has announced its approval of the application of Republic Bancorporation, Inc., to become a bank holding company through acquisition of Republic National Bank here.

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