BOOK 5 PAGE 204

March 4th 1943

I have given this day the
4th of march to my niece
Calhoun Dow. my home.
on Peace Street, Canton.
Miss. Miss is the wish of
her Aunt Lula M. H. Ricks.

Witnesses:
Mrs. Anderson Ford
Dallie L. Roberts.

$11.96 5-

Filed March 1, 1943
A.C. Alsworth, Clerk
By Mary Doherty, D.C.

BOOK 5 PAGE 205

STATE OF MISSISSIPPI,
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of Lula McW. Pitch deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State, Mary Anderson Cobb and Sallie C. Roberts, subscribing witnesses to a certain instrument of writing, purporting to be the last will and testament of the said Lula McW. Pitch who, being duly sworn, deposed and said, that the said Lula McW. Pitch signed, published and declared said instrument as her last will and testament on the 24th day of March A. D., 1943, the day of the date of said instrument, in the presence of these deponents and in the presence of Mary Anderson Cobb + Sallie C. Roberts the other subscribing witness, and that said Testatrix was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in said County and State, and these deponents Mary Anderson Cobb + Sallie C. Roberts and subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testatrix, and in the presence of the said Testatrix and in the presence of each other, on the day and year of the date of said instrument.

Mary Anderson Cobb
Sallie C. Roberts

Sworn to and subscribed before me this the 1st day of March A. D., 1943

A. C. ALSWORTH
Chancery Clerk.
Mary Doherty, D. C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 1 day of March, 1943, at - o'clock - M., and was duly recorded on the 6 day of March, 1943, Book No. 5 on Page 204 in my office.

Witness my hand and seal of office, this the 6 day of March, 1943.

A. C. ALSWORTH, Clerk.
By Mary Doherty, D. C.

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI.

IN VACATION.

IN THE MATTER OF THE ESTATE)

OF) NO. 11-755

EARL EVANS, SR., DECEASED)

Be it remembered that heretofore, to-wit, on Saturday, the 27th day of February, 1943, the above matter came on to be heard on petition for probate of will in solemn form before the Honorable L. B. Montgomery, Judge of said Court, whereupon the following proceedings were had:

Hon. L. B. Montgomery,

Judge of said Court.

MR. GRANT EVANS,

called as a witness in behalf of Petitioners, having been first duly sworn, testified as follows:

DIRECT EXAMINATION BY HON. G. B. HERRING:

Q Your name is Grant Evans?

A Yes, sir.

Q You are, of course, the son of Earl Evans, Sr., deceased?

A Yes.

Q Grant, where did your father live at the time of his death?

A Lived in Canton at 131 Dinkin Street, I believe it is.

Q He was a citizen and resident of Madison County, Mississippi?

A Yes, sir.

Q He had a fixed place of residence there?

A Yes, sir.

Q To what extent had you been associated with him in business prior to his death?

A I had been in business with him since 1931.

Q Were you giving your full time to your duties there in business with him?

A All my time.

Q You associated with him every day?

A Every day.

Q Did you have occasion during that time to observe and know his handwriting?

A Yes, sir.

Q Did you have occasion to know and observe his mental capacity and health and things of that kind?

A Yes, sir.

Q You have seen him sign checks and papers over that period of time?

A Yes, sir.

Q Would you recognize his handwriting when you saw it?

A Yes, sir.

Q This is--I am handing you an instrument--Lady, I will ask you identify it as Exhibit 1 to his testimony (handing stenographer paper). Grant, this is a paper which has been identified as Exhibit 1 to your testimony, which I hand you, and I will ask you to identify it? (handing witness paper)

A Well, that is his will or letter that he wrote.

Q Who wrote?

A Earl Evans, Sr..

Q I will ask you to look at it and state whether or not it is written and dated and subscribed in the handwriting of Earl Evans, Sr.?

A Yes, it is.

Q It is?

A Yes.

Q Wholly in the handwriting of Mr. Earl Evans, Sr.?

A Yes, sir.

Q Now, you notice it is dated November 10, 1939?

A Yes, sir.

Q Do you remember your father's mental condition on that date?

A I have never known him to be anything but just clear in his mental condition.

Q He never had any mental trouble at all prior to his death?

A No.

Q Had he been in any serious physical condition on or about that time?

A Before that time.

Q About how long before then?

A Well, he had a heart attack along about the first of--must have been the last of August, and it lasted through, maybe, it was the first of January.

Q That was started in about September, 1939?

A Yes, but his actual attack didn't last but a few days. They kept him resting a pretty good while.

Q So far as his mental condition was concerned, though, you say that was good?

A That was all right. At the time he wrote that he was working then--I mean he would come over once in a while during the day and stay around.

Q On this date then would you say he was of sound and disposing mind and memory?

A Yes.

Q And he was, of course, over the age of twenty-one years?

A Yes, sir.

Q Will you state the circumstances under which you discovered that-the whole document--where you found it?

A Well, it was found, of course, I knew the letter was there all the time, but we opened it in front of G. B. and all the family. It was found in a drawer in the safe that he kept a whole lot of his own important papers and valuables in.

Q After his death?

A After his death.

Q Was it in this envelop which is attached to it?

A Yes, sir.

Q Will you read to the Court what is written on the envelop?

A It says, "To be opened after my death."

Q Was the envelop opened before or after his death?

A After his death.

Q Who opened the envelop?

A You did. Didn't you?

Q That's right. And who was present when it was opened?

A All the children and G. B. and Mother--Dorothy and Betty Evans-I mean, ~~Dorothy Cook and Betty Chance, Earl Evans, Jr.,~~ Grant

Evans, and Mrs. W. B. Hart.

Q Grant, I believe you have done it already indirectly, but will you state into the record the names of all the heirs at law of your father?

A Minnie L. Evans, Earl Evans, Jr., Mrs. Minnie E. Hart, Grant Evans, Mrs. Dorothy E. Cook, Mrs. Betty E. Chance.

Q Now, Mrs. Minnie L. Evans is the widow, isn't she?

A Yes, sir.

Q And she is your mother, of course?

A Yes, sir.

Q Are all of the heirs adults,-all over the age of 21 years?

A Betty is 20.

Q All of the heirs then are over 21 years of age except Mrs. Betty E. Chance?

A That's right.

Q And how old is she?

A 20 this month.

Q She is 20 years old, then?

A Yes.

Q Now, she is married?

A Yes.

Q And they are all resident citizens of Madison County, Mississippi?

A Yes, sir.

Q I believe Earl Evans, Jr., is now in Washington connected with the F. B. I., isn't he?

A Yes, sir.

Q Now, Grant, you have read the will, haven't you?

A Yes, I have read it.

Q You recall the provision giving your mother, Mrs. Evans, the option as to how much of the estate she should have?

A Yes, sir.

Q Of course, the petition signed by Mrs. Evans sets that up?

A Yes.

Q And you have discussed that with her?

A Yes, sir.

Q What choice did she express in that matter?

A She wanted a child's share, and everyone share and share alike.

Q That was understood to be after the allowance to the widow for a year's support?

A Yes, and not including the insurance.

Q Excluding the insurance?

A Yes, sir.

Q And after the allotment of her homestead rights, that is correct?

A Yes, sir.

Q She has so expressed that choice to you, I believe?

A Yes.

Q Now, Grant, you are and were a member of the co-partnership composed of whom?

A Earl Evans, Sr., Earl Evans, Jr. and Grant Evans.

Q And what operations of your father's did that partnership cover?

A It covered the ice plant and selling fertilizers and furnishing a little stuff to the farms-different farms we have over there.

Q It didn't cover the Canton Carving, did it?

A No.

Q Covered the commissary and the ice plant?

A Yes.

Q And the gin is a corporation, isn't it?

A Yes.

Q And your father owned how many shares of stock?

A 70 shares of stock.

Q How many shares are there altogether?

A Seventy-five.

Q Who owned the others?

A Earl Evans, Jr..

Q Now, the Canton Carving Company was owned by whom?

A It was originally a partnership, but Earl Evans, Sr. bought out all the interests, and it was owned solely by him.

Q It was owned solely by him at the time of his death?

A Yes, sir.

Q That was never a part of the Earl Evans and Son partnership, was it?

A No, sir.

Q That was a partnership between Mr. Evans and a Mr. Moody?

A Mr. Fred Moody.

Q He bought out Mr. Moody's interest before he died?

A Yes.

Q Grant, as surviving partner of Earl Evans and Son partnership I understand it is your desire to take over that partnership for the closing up and so forth, as provided by law?

A Yes, sir.

Q And you are willing to execute the bond which the statute provides?

A Yes, sir.

Q In your capacity as administrator, which would, of course, leave out the partnership business, now, about what expense do you estimate you will be put to for securing necessary help?

A This necessary help is not going to include farm labor and labor over at the Canton Carving--I can't estimate. At times we hire sometimes three times as many people at the Canton Carving Company than at others--it depends on the orders coming in. I can't anticipate the orders so as to tell how many we will have to have over there. The same way on the farming. Of course, when chopping is going on there is a whole lot more expense than ordinary.

Q Would you give the Court an outside figure that you know will be sufficient to take care of those things?

A For a year, month, or what?

Q I would say for a year?

A As it stands now, I figure the payroll at the Canton Carving runs around $125.00 a week--that would be $500.00 a month. The gin is--

Q The gin is not it it, that is a corporation.

A The Canton Carving and the farming is about all.

Q That's right, and the commissary--no, just the Canton Carving and his farming operations.

A Does that include buying fertilizers and stuff like that?

Q For the private farming operations, but not for sale, because that would go through the partnership.

A And that includes a bookkeeper and a sub-manager?

Q That's right, that is correct.

A I would say about $14,000.00.

Q For a year's operation?

A For a year's operation.

Q Will you indicate to the Court, as near as you can, how that would be itemized?

A Well, it would be $200.00 a month for a sub-manager, about $80.00 a month for a bookkeeper, about $500.00 a month for labor at Canton Carving. I have got to buy some supplies and stuff.

Q For the Canton Carving Company?

A Yes. That is hard to tell-what I am going to need for a year ahead in that thing.

Q Give it as nearly as you can, and, of course, we will come back on special orders whenever necessary?

A It can be changed?

Q Yes.

A $2,000.00 for supplies--that is lumber and steel and stuff that they use.

Q What about farm labor?

A Farm labor $400.00, fuel $200.00, fertilizer $500.00. That about covers it, doesn't it?

Q All right, I suggest you add a miscellaneous item there for safety's sake?

A Say $1,000.00 miscellaneous.

Q I wonder if you can give us the total on that?

BY THE COURT: $11,900.00 is the total.

Q Now, Grant, that is all you can foresee at this time?

A If I had known I was going to have to do this I could probably have made a better statement.

Q How old are you, Grant?

A 31.

Q And have you been working with your father in each and every one of these businesses for the past twelve years?

A He has not had the Canton Carving that long.

Q All the rest of them?

A Yes, all the rest of them.

Q As a matter of fact, the biggest part, or a large part of the responsibility of running these various businesses has been on you?

A The active running of it.

Q Because Mr. Evans had a heart attack?

A Yes, sir.

Q While you have had his counsel, the actual running has been largely in your hands?

A Yes, it has.

Q You recall the provisions of the will as to a supervisory council?

A Yes.

Q The will suggested that you and the rest of the heirs procure the services of one of three men, didn't it?

A Yes.

Q Those three men were E. A. Howell, Frank Allen or C. K. Wohner?

A Yes, sir.

Q Have the heirs made any selection?

A Yes, selected C. K. Wohner.

Q What was the provision of the will with reference to that-- of course the will speaks for itself?

A I think, the way I understood it was Earl Evans, Jr., Grant Evans and C. K. Wohner were to act as an advisory board for the widow and daughters and for the sons too.

Q In the operating of the business?

A In the operating of the business.

Q And the heirs have made a selection in that connection, have they?

A Yes, sir.

Q And expressed the desire that this council be composed of whom?

A Earl Evans, Jr., Grant Evans and C. K. Wohner.

Q As indicated in the will?

A Yes.

Q And what figure have you been able to secure the services of that council?

A $200.00 a year.

Q Now, Grant, as you have already testified, this business requires all of your time, doesn't it?

A Yes.

Q That is the only means you have for a livelihood other than small farming operations of your own on the side?

A Yes.

Q For the heirs and yourself agreed on a figure you think would be reasonable as compensation for your services?

A Yes, agreed that I draw $3,000.00 a year.

Q You are willing to serve at that figure?

A Yes, sir.

Q You think your services are worth that much?

A I think so.

Q Are you willing for that figure to be deducted from the ultimate administrator's fee which the Court might allow you?

A Yes, sir.

Q Grant, in order to give the court an idea of the extent of the operations, will you tell him how much land your father left there that you are going to have to operate--suppose you take it by places?

A About 1140 acres in one place, and 137 acres in one place, and 940 acres in one place, and 160 acres in one place--that is farm land and pasture--that is what you want?

A Yes, that's right.

Witness Excused.

MRS. DOROTHY E. COOK,

called as a witness in behalf of Petitioners, having been first duly sworn, testified as follows:

DIRECT EXAMINATION BY HON. G. B. HERRING:

Q And your name, please, mam?

A Dorothy Evans Cook.

Q And you are over 21 years, aren't you?

A Yes, sir.

Q And you are married, aren't you?

A Yes, sir.

Q Dorothy, you have had some experience in the business world, haven't you?

A Some.

Q And you have worked at various places, I believe?

A Yes.

Q Now, Dorothy, your father had a fixed place of residence in Madison County, Mississippi, when he died, didn't he?

A Yes, sir.

Q Do you know his handwriting?

A Yes, sir.

Q You would recognize it when you saw it?

A Yes, sir.

Q I am going to hand you this instrument, which has been marked Exhibit 1, and ask you to look it over and state whether or not it is written wholly in the handwriting of your father?

A Yes, sir.

Q And signed by him in his own genuine handwriting?

A Yes, sir.

Q Is it dated by him?

A Yes, sir.

Q You will notice it is dated November 10, 1939, is that right?

A Yes, sir.

Q At that time was your father of sound and disposing mind?

A Yes, sir.

Q And, of course, he was over the age of 21 years?

A Yes.

Q So far as you know there was nothing wrong with his mind at that time?

A Not that I know of.

Q As a matter of fact, you know his mind was very keen, wasn't it, at that time?

A Yes.

Q You have heard Grant's testimony, haven't you?

A Yes, sir.

Q Does that represent the understanding among all of your heirs, as you know it?

A Yes, sir.

Q And you have been present in the councils when it was discussed?

A Yes, sir.

Q You were present when the envelop containing the will was opened, weren't you?

A Yes, sir.

Witness Excused.

BY MR. HERRING: I have offered the will, and I want to now ask the Court to admit it as the exhibit to the testimony of the witness.

BY THE COURT: All right.

BOOK 5 PAGE 219

STATE OF MISSISSIPPI)
YAZOO COUNTY)

I, Anita Jackson Derden, Official Court Reporter for the 11th Chancery District of the State of Mississippi, do hereby certify that the foregoing 13 pages contain a full, true and correct transcript of the notes of the evidence taken on the hearing on petition for probate of will in solemn form in the Matter of the Estate of Earl Evans, Sr., Deceased, #11-955 on the Docket of the Chancery Court of Madison County, Mississippi.

Witness my hand, this the 1st day of March, 1943.

Anita Jackson Derden
Official Court Reporter 11th Chan.
District, State of Mississippi.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 8 day of March, 1943, at — o'clock — M., and was duly recorded on the 11 day of March, 1943, Book No. 5 on Page 206 in my office.

Witness my hand and seal of office, this the 11 day of March, 1943.

A. C. ALSWORTH, Clerk,
By Mary Doherty, D. C.

BOOK 5 PAGE 220

LAST WILL AND TESTAMENT OF MINNIE [illegible]

#11,980

IN THE NAME OF GOD, AMEN; I, Minnie B. Wright, being of sound and disposing mind and memory and over the age of twenty-one years, and knowing the uncertainties of life and the certainty of death, hereby make, declare and publish this as my last will and testament, hereby revoking any and all other last wills and testaments that may have been heretofore made by me.

ITEM 1. I hereby give, devise and bequeath unto my brother Ike Wentworth, of Canton, Mississippi, any and all property, both real, personal and mixed, that I may die possessed of, which property, at the present consists of the following to the best of my knowledge and recollection at this time, to-wit:

(a) Two vacant lots located in the City of Jackson, First Judicial District of Hinds County, Mississippi, and described as Lots 9 and 10, of Block 24, of the College Addition to the City of Jackson.

(b) A 1935 model Chevrolet Sedan automobile,

(c) Any equity that I may have in my deposit in the Citizen's Bank and Trust Company of Yazoo City, Miss., in liquidation, which deposit was in the sum of $777.74, twenty per cent of which has at this time been paid through the said liquidation proceedings.

(d) Any and all savings and monies on deposit in Banks, being, at this time the Delta National Bank of Yazoo City, Miss.

(e) Household furniture and personal belongings in my present home in Yazoo City, Mississippi.

(f) and any other property that I may die seized and possessed of, whether mentioned and described herein or not.

ITEM 2. In the event that my said brother, Ike Wentworth, should die before I die, I desire that the property hereby and in this last will and testament given, devised and bequeathed unto him, be and the same is hereby given, devised and bequeathed unto the wife of said Ike Wentworth, Willie L. Wentworth and to Virdia Mae Howard of 244 Whitfield Street, Jackson, Mississippi, share and share alike.

ITEM 3. It is my express wish and desire that, so far as is possible, the expenses of my funeral and last illness be paid out of the proceeds of any insurance policies that I may have at the time of my death which may be payable to my husband, James Wright.

Page 2 of the Last Will and Testament of Minnie B. Wright.

ITEM 4. I am neither giving, devising, and bequeathing unto my husband, James Wright, any of my property that I may die seized and possessed of because he has been amply provided for during my lifetime and will receive, upon my death, the proceeds of a $500.00 life insurance policy carried by me with the Afro-American Sons and Daughters of Yazoo City, Miss., and has vested in him the legal title to our home being a house and approximately three acres of land situated and located at and near Goodman, Mississippi, the value of which home is, together with the proceeds of said life insurance policy, equal in value to, if not greater in value than, my estate disposed of by me in this last will and testament.

ITEM 5. I hereby name, designate and appoint Cecil Wentworth, of Route # 1, Pickens, Mississippi, as the executor of this, my last will and testament and request that he carry out, as fully as possible, all the provisions of this instrument.

Signed, sealed and published by me this the 28th day of October, A. D., 1937, in the presence of the two witnesses whose names are affixed hereto as such.

Minnie Wright
Minnie Wright.

Witnesses:
T. H. Campbell
T. H. Campbell Jr.

CERTIFICATE OF WITNESSES.

We, T. H. Campbell and T. H. Campbell, Jr., the above subscribing witnesses, hereby certify that we signed the above and foregoing last will and testament of Minnie Wright as witnesses thereto at her special instance and request, in her presence and in the presence of each other, and that she did, in the presence of both of us, sign, seal, declare and publish the above and foregoing instrument as her last will and testament on the date therein shown, at a time when she was of sound and disposing mind and memory and above the age of twenty-one years.

Witness our hands this the 28th day of October, A.D., 1937.

T. H. Campbell
T. H. Campbell Jr.

Sworto & subscribed before me by the witnesses this 2 day of Dec. 1937.
T. H. Campbell Jr. N.P.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 12 day of March, 1943, at -- o'clock -- M., and was duly recorded on the 16 day of March, 1943, Book No. 5 on Page 220 in my office.

Witness my hand and seal of office, this the 16 day of March, 1943.

A. C. ALSWORTH, Clerk.

By Mary Doherty, D. C.

#11-980

BOOK 5 PAGE 222

IN THE MATTER OF THE LAST WILL AND TESTAMENT OF MINNIE WRIGHT, DECEASED.

Affidavit of Subscribing Witness

State of Mississippi

County of Yazoo

This day personally appeared before me, the undersigned Notary Public in and for said County and State, T. H. Campbell, Jr., one of the subscribing witnesses to a certain instrument of writing purporting to be the last will and testament of Minnie Wright, also known as Minnie B. Wright, deceased, late of the County of Madison, State of Mississippi, who being by me first duly sworn, makes oath that the said Minnie Wright signed, published and declared said instrument as her last will and testament, on the 28th day of October, A. D. 1937, the day of the date of said instrument, in the presence of this affiant and T. H. Campbell, the other subscribing witness to said instrument;

Affiant states further that said testatrix was at the date of the signing of said will, of sound and disposing mind and memory, and more than twenty one years of age; and that he, this affiant, and T. H. Campbell, the other subscribing witness to said will, subscribed their names and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of, the said testatrix, and in the presence of each other.

Witness the signature of affiant, on this the 5th day of March, 1943.

T. H. Campbell, Jr.

Sworn to and subscribed before me, on this the 5 day of March, 1943.

T. J. Lee Chancery Clerk
Notary Public
Yazoo County, Miss.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 12 day of March, 1943, at - o'clock - M., and was duly recorded on the 16 day of March, 1943, Book No. 5 on Page 222 in my office.

Witness my hand and seal of office, this the 16 day of March, 1943

A. C. ALSWORTH, Clerk.

By Mary Doherty, D. C.

Being of sound and disposing mind and of legal age, I, Annie Lee Weatherspoon, do hereby make, publish and declare this as my last will and testament, towit:

I hereby give, devise, and bequeath to my two children, Arcola Bailey and Hulda Lois Hinton, as tenants in common, that certain lot or parcel of land situated in the City of Canton, Madison County, Miss., on Lee Street, and being the lot conveyed to me and my deceased husband, Billy Witherspoon, by Albert Nesdorffer by deed dated October [illegible], 1[illegible], of deed record in the Chancery Clerk's office of Madison County, Miss., in deed book 000 page [illegible] thereof, less the lot 40 feet wide off of the south end thereof which was conveyed by me by deed of even date herewith to Louis Clifton Witherspoon.

At this time I make no disposition of my personal property.

Signed, published and declared by me as my last will and testament on this the 2nd day of June, 1[illegible], in the presence of those witnesses, who also signed same as witnesses thereto in my presence, and in the presence of each other.

Annie Lee Weatherspoon

Witnesses:

Tipkay

Jason W. Allen

BOOK 5 PAGE 224

STATE OF MISSISSIPPI,
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of Annie Lee Heatherspoon Nicholson, deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State, Tip Ray ~~###~~, subscribing witness~~es~~ to a certain instrument of writing, purporting to be the last will and testament of the said Nicholson who, being duly sworn, deposed and said, that the said Annie Lee Heatherspoon, who later married Nicholson signed, published and declared said instrument as her last will and testament on the 2nd., day of June A. D., 19 42, the day of the date of said instrument, in the presence of this deponent, and in the presence of Jason W. Allen the other subscribing witness, and that said Testatrix was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in said County and State, and this deponent and Jason W. Allen ~~###~~ subscribed and attested said instrument as witness es to the signature and publication thereof, at the special instance of said Testatrix, and in the presence of the said Testatrix and in the presence of each other, on the day and year of the date of said instrument.

Tip Ray

Sworn to and subscribed before me this the 9, day of April A. D., 19 43.

A. C. Alexander, Chancery Clerk.
~~Notary Public~~

By Mary Laherty, D.C.

I, Lillian Pinkie Smith, being of sound and disposing mind and memory, do hereby make, publish and declare this as my Last Will and Testament:

First. I give, devise and bequeath all of my property, both real, personal and mixed, of every kind, to my son, Charles Pinkie Smith, for and during his life time. At his death, any of said estate remaining, shall be divided among my sisters, share and share alike.

Second. I appoint my sister, Mrs. V. Pinkie as Executrix of this Will, without bond, and also appoint Guardian of Charles Pinkie Smith, without bond, and direct that he not be required to give bond of any kind.

Signed, published and declared as and for my Last Will and Testament, on this the [illegible] day of October 1923, the same being written [illegible] by me in my own handwriting.

Lillian Pinkie Smith.

STATE OF MISSISSIPPI

COUNTY OF MADISON

Personally appeared before me, the undersigned officer duly commissioned and qualified to take and certify to oaths, in and for said County and State, O.F. Garrett and A Garbarino, who being by me first duly sworn, state that they were each personally well acquainted with Mrs. Lillian Jennings Smith during her lifetime, and that they were thoroughly familiar with and know the handwriting of the said Mrs. Lillian Jennings Smith, and each of them, have carefully examined the annexed and attached instrument of writing, and purporting to be the last will and testament of the said Mrs. Lillian Jennings Smith, and each of them state that in their opinion the said Mrs. Lillian Jennings Smith was of sound and disposing mind and memory when she executed the said instrument of writing, and that the signature thereto is in the handwriting of the said Mrs. Lillian Jennings Smith.

O.F. Garrett

A Garbarino

Sworn to and subscribed before me, this the 13 day of May, 1943.

Notary Public.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 13 day of May, 1943, at — o'clock — M., and was duly recorded on the 15 day of May, 1943, Book No. 5 on Page 226 in my office.

Witness my hand and seal of office, this the 15 day of May, 1943.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

LAST WILL AND TESTAMENT OF

MAUD EVANS.

I

I, Maud Evans, being of sound and disposing mind and memory, hereby make, publish and declare this as my Last Will and Testament, to-wit:-

I give, devise and bequeath unto my cousin, Sallie Dinkins Blackston, all of my jewelry.

All of the remainder of my property of every description and kind, I give, devise and bequeath unto my cousins, Lillian Dinkins Smith, Sallie Dinkins Blackston, Josephine Dinkins Ray and Meta Dinkins.

I hereby name, constitute and appoint Theo H. Dinkins as executor of this Will and request that he be not required to make bond or to report to any Court.

SIGNED BY ME, this 25th. day of January, 1944, in the presence of these witnesses, who also sign the same as witnesses hereto in my presence and in the presence of each other.

Maud Evans

WITNESSED

C. J. Zinkerg

M E Evans

IN THE MATTER OF THE ESTATE OF MAUD EVANS, DECEASED.

In the Chancery Court of

Madison County, Mississippi

#12050

Proof of Will

Personally appeared before me, the undersigned Notary Public in and for said County and State, the within named C. T. Fisackerly, one of the subscribing witnesses to a certain instrument of writing, purporting to be the last will and testament of Maud Evans, Deceased, late of said County, bearing the date of January 25th, 1934, who, having first been duly sworn, makes affidavit that the said Maud Evans signed, published and declared said instrument as her last will and testament in the presence of this deponent, and in the presence of M. E. Bennett, the other subscribing witness to said will, on the day of the date thereof, and that said witnesses subscribed their names thereto as witnesses in the presence of the said Maud Evans, and in the presence of each other; that said testatrix was then of sound and disposing mind and memory, and more than twenty one years of age.

Witness the signature of affiant, on this 10th day of May, 1943.

C. T. Fisackerly

Subscribed & sworn to before me, this the 10th day of May, 1943.

Notary Public

NOTARY PUBLIC

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 13 day of May, 1943, at — o'clock — M., and was duly recorded on the 15 day of May, 1943, Book No. 5 on Page 227 in my office.

Witness my hand and seal of office, this the 15 day of May, 1943.

A. C. ALSWORTH, Clerk.

By Addie F. Dunning, D. C.

serving with the Armed Forces of the U.S.A., I make the following direction. If both of my said sons are not available at the time of my death on account of Military Service or for other valid reasons, I direct that the Union Planters National Bank and Trust Company of Memphis, Tennessee, act as Executor of my estate, until such time as one or the other or both of my said sons are available and shall qualify for service as Executor.

A copy of this document is being filed with the said Union Planters National Bank and Trust Company, and I direct that the said bank carry out the necessary, usual and customary requirements to fully fulfill this appointment as above outlined.

A copy of this document is being placed in my safety deposit box in the Union Planters National Bank & Trust Company and copies are being given to my two said sons.

IN WITNESS WHEREOF, I have hereunto set my hand, publishing and declaring this to be my LAST WILL AND TESTAMENT this 18th day of August, 1942.

James Lindsay Andrews

SIGNED, PUBLISHED AND DECLARED by the testator, James Lindsay Andrews, as and for his last will and testament, in the presence of us, who, at his request and in his presence and in the presence of each other, subscribe our names hereto as attesting witnesses, this the 18th day of August, 1942.

D.M. Haste

Hugh Baggett

Admitted to Probate and ordered recorded January 21, 1943.

Samuel C. Bates, JUDGE

Recorded January 21,1943

Marvin Pope, Clerk

BY: Frances Lincoln, D.C.

****

Probate Court of Shelby County.

State of Tennessee } ss.
SHELBY COUNTY

Pleas before the Honorable Samuel O. Bates Judge of the Probate Court of Shelby County, held in the City of Memphis and State and County aforesaid:

Be it remembered, that on the 21st day of Januury 1943 it being one of the days of the January 1943 Term of aforesaid Court, the following appears of record in the words and figures, viz:

IN RE: MATTER
OF NO. 49425
JAMES LINDSAY ANDREWS, Dec'd.

Be it remembered that on this 21st day of January, 1943, there was presented to the Court the petition of Union Planters National Bank and Trust Company for the probate of the will of James Lindsay Andrews, lately deceased; and the petitioner produced in open court a paper writing consisting of two pages of typewritten matter purporting to be the last Will and Testament of said James Lindsay Andrews, bearing date of August 18, 1942, and having the name of the said James Lindsay Andrews subscribed thereto and being further subscribed by D.M. Haste and Hugh Baggett as attesting witnesses.

It appearing to the court from the testimony of said subscribing witness, D.M. Haste, given in open court, that said instrument of writing was made in the lifetime of said James Lindsay Andrews; that on the date shown thereon, the same was signed by him in the presence and sight of each of the attesting witnesses; that at the time it was so signed, said James Lindsay Andrews declared said instrument to be his last Will and Testament; that at the same time, and at his request, and in his sight and presence and that of each other, said D.M. Haste and Hugh Baggett subscribed said instrument as attesting witnesses thereto; that at the time the instrument was so executed by the Testator and subscribed by said witnesses, said James Lindsay Andrews was of sound mind and disposing memory and above the age of twenty-one years, and that the said James Lindsay Andrews died on January

10, 1943, being at the time of his death a resident of Shelby County, Tennessee, and possessed of an estate of personalty and realty in said county.

It further appearing from the testimony said D.M. Haste and Raymond Stone that the attesting witness Hugh Baggett is now in the service of the armed forces of the United States and is absent from the jurisdiction of this court; that they are familiar with his handwriting and signature, and that the purported signature of said Hugh Baggett as an attesting witness to said will is his genuine signature.

It further appearing that by said Will, the said Testator nominated his two sons, Charles Green Andrews and Rufus Armistead Andrews, be the Executors thereof without bond, accompanying said appointment with the further provision that "if both of my said sons are not available at the time of my death on account of military service, or for other valid reasons, I direct that Union Planters National Bank and Trust Company of Memphis, Tennessee act as Executor of my estate until such time as one or the other or both of my said sons are available and shall qualify as Executor."

It further appearing from the testimony of ..W. Ogden that the said Charles Green Andrews and Rufus Armistead Andrews are and were at the time of the death of the said Testator engaged in the service of the Armed Forces of the United States, namely, in the United States Navy and stationed beyond the city of Memphis, as the fact further appears from the written statement of the said two nominated Executors, attached to the petition and filed herein.

It is therefore by the court declared and accordingly is so ordered and adjudged that the said instrument of writing is the true, whole, and last Will and Testament of the said James Lindsay Andrews, deceased, and that the same be and it is hereby admitted to probate as such, and the Clerk of this Court is directed to file and enter the same of record.

It further appearing that said Union Planters National

Bank and Trust Company is a suitable institution to be charged with the administration of the estate of the said Testator under his said Will.

It is therefore further ordered and adjudged that the said Union Planters National Bank and Trust Company be and it is hereby appointed the Executor of the Will of the said Testator, Joseph Andrews, and that it shall [illegible] Testamentary upon the execution [illegible] sufficient surety, [illegible] the penal sum of [illegible].

.....

State of Tennessee,
SHELBY COUNTY

I, MARVIN POPE, Clerk of the County and probate Courts of said County, do hereby certify that the foregoing five pages contain a full, true and exact copy of the Last Will and Testament of James Lindsay Andrews, deceased, and the order of said Probate Court admitting said will to probate

as the same appears of record or on file in Will Book 54, Pgae 402; and Minute Book 107 page 410 - - respectively - - - - - - - - - - of this office.

In Testimony Whereof I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Memphis, this 11th day of March 194[illegible]

Marvin Pope
Clerk.

State of Tennessee,
SHELBY COUNTY

PROBATE COURT ROOM
Memphis, Tennessee

I, SAMUEL O. BATES, sole and presiding Judge of the Probate Court of said County, certify that MARVIN POPE, who gave the foregoing Certificate, is now, and was at the time of signing the same, Clerk of said Court, and that said Court is a Court of Record, and that his attestation is in due form, and his official acts, as such, are entitled to full faith and credit.

Witness my hand, this 11th day of March 194[illegible]

Samuel O. Bates
Judge.

State of Tennessee,
SHELBY COUNTY

I, MARVIN POPE, Clerk of the Probate Court of said County, certify that HON. SAMUEL O. BATES, whose genuine official signature appears to the above and hereto annexed Certificate, is and was at the time of signing the same, sole and presiding Judge of the Probate Court in and for the County and State aforesaid, duly commissioned and qualified, and that all his official acts, as such, are entitled to full faith and credit.

In Testimony Whereof I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Memphis, this 11th day of March 194[illegible]

Marvin Pope
Clerk.

11 IM-9-42

STATE OF MISSISSIPPI, County of Madison:
I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 17 day of May, 1943, at — o'clock — M., and was duly recorded on the 21 day of May, 1943, Book No. Will Book 5 on Page 229 in my office.
Witness my hand and seal of office, this the 21 day of May, 1943.
A. C. ALSWORTH, Clerk.
By Addie F. Dunning, D. C.

UNITED STATES OF AMERICA

STATE OF ILLINOIS
Rock Island County } ss.

IN THE PROBATE COURT.

PLEAS, Before the Honorable **Forest Dizotell,** Judge of the Probate Court of Rock Island County, in the State of Illinois, at a regular Term thereof, begun and held at the Court House, in the City of Rock Island, in the County and State aforesaid, on the first **Friday,** (being the **2nd** day) of **January** in the year of our Lord One Thousand Nine Hundred and **Forty-two.**

PRESENT:

Hon.

Forest Dizotell,	Judge.
Fred R. Sohlueter,	Sheriff.
Elmer L. Ranson,	Clerk.

Court convened for the transaction of business, having been continuously open pursuant to order of Friday , January 2 , A. D. 1942, and with the same officers present.

And, thereupon, there was had, among other, the following proceedings:

IN RE: ESTATE OF SUE D. HAUBERG, DECEASED.

And now, on this 25th day of February, A. D. 1942, comes Walter L. Hulstedt, in open Court, and presents to the Court a sworn Affidavit of Proof of Heirship, which is examined by the Court and ordered filed. Said Order of Court, determining Heirship, is in words and figures, as follows, to-wit:-

"Now this matter coming on to be heard on evidence adduced in open Court, as to the heirship of Sue D. Hauberg, Deceased, and the Court being sufficiently advised in the premises, doth find and declare, that the said Sue D. Hauberg, being at the time of her death a resident of the County of Rock Island, and State of Illinois, departed this life Testate on or about the 13th day of February, A. D. 1942, leaving her surviving:

NAME	RELATIONSHIP
Catherine H. Sweeney,	Daughter,
John H. Hauberg, Jr.,	Son,
John H. Hauberg,	Widower,

As her sole and only heirs-at-law.

It is, therefore, on consideration, ordered, adjudged and decreed by the Court that the said Sue D. Hauberg, at her death, as aforesaid, left her surviving her heirs as above found and declared, and that this order be recorded.

Forest Dizotell

Probate Judge. "

And now, on this same day and date, comes John H. Hauberg, and presents to the Court an instrument bearing date September 14, 1940,

purporting to be the Last Will and Testament of Sue D. Hauberg, Deceased, and an instrument of writing bearing date September 14, 1940, purporting to be a Codicil to the Last Will and Testament of Sue D. Hauberg, Deceased, together with his Petition for Probate and Letters Testamentary, which are examined by the Court and ordered filed. Said Petition is in words and figures, as follows, to-wit:-

"STATE OF ILLINOIS,)
) ss. IN THE PROBATE COURT
County of Rock Island.)

IN THE MATTER OF THE ESTATE OF)
) No._____
SUE D. HAUBERG, Deceased.)

To the Honorable FOREST DIZOTELL, Judge of said Court:

Your petitioner, John H. Hauberg, respectfully states:

1. That Sue D. Hauberg, a resident of Rock Island, in the County of Rock Island, and State of Illinois, died on the 13th day of February, 1942, at Rock Island, Illinois, leaving a will and codicil duly signed and attested, which your petitioner now presents to your Honor for probate. The testator in her Will named your petitioner Executor thereof.

2. That the approximate value of the real and personal estate of the testator in this State is as follows:

Personal estate not to exceed in value $1,500,000

Real estate not to exceed in value . . . . . $ 50,000

3. and 4. That the names and post office addresses of all of testator's heirs, devisees and legatees are as follows: (If minor, so state.)

NAMES	STATE NATURE OF RELATIONSHIP	RESIDENCE AND POST OFFICE ADDRESS
John H. Hauberg	Husband	Rock Island, Illinois
Catherine H. Sweeney	Daughter	Rock Island, Illinois
John H. Hauberg, Jr.	Son	Rock Island, Illinois
Broadway Presbyterian Church	Legatee	Rock Island, Illinois

5. Your petitioner whose postoffice address is Rock Island, is a resident of the State of Illinois, and is willing to accept and undertake the trust confided to him in the decedent's Will.

6. Wherefore your petitioner prays that said will and codicil be admitted to probate and that Letters Testamentary thereon may be issued to your petitioner after proper hearing and proof, and that all other orders necessary be made.

John H. Hauberg

STATE OF ILLINOIS)
) ss.
County of Rock Island)

John H. Hauberg

being first duly sworn, says that he has read the foregoing petition by him subscribed and knows the contents thereof and that the statements therein are true.

John H. Hauberg

Subscribed and sworn to before me this 24th day of February, A.D., 1942.

(SEAL)

Leone Kutz
Notary Public. "

And now, on this same day and date, come John H. Hauberg, Catherine H. Sweeney, John H. Hauberg, Jr., and Broadway Presbyterian Church of Rock Island, Illinois, Board of Trustees, by Robert W. Boeye, Chairman of the Board, and enter their appearance, waive notice, and consent to the probate of the Last Will and Testament and Codicil of Sue D. Hauberg, Deceased, which Appearances & Waivers are examined by the Court and ordered filed.

And now, on this same day and date, comes on for hearing the Petition for Probate of Will and Codicil.

And now, on this same day and date, personally appear, in open Court, Edmond M. Cook, and Leone Kutz, subscribing witnesses to said instruments of writing purporting to be the Last Will and Testament, and Codicil thereto, of Sue D. Hauberg, Deceased.

The aforesaid witnesses, being duly sworn according to law, and examined by the Court, present their Affidavits, which are examined by the Court and ordered filed.

It is, therefore, considered by the Court that the said instruments of writing were in all respects executed and acknowledged according to law and that the same be deemed and taken as sufficiently proven as and for the Last Will and Testament and Codicil thereto of Sue D. Hauberg, Deceased.

It is further ordered by the Court that the Last Will and Testament and Codicil thereto, of Sue D. Hauberg, Deceased, duly executed and proven, be admitted to probate and record; and it is accordingly so done.

BOOK 5 PAGE 239

State of Illinois, County of Rock Island } ss:

In The Probate Court of Rock Island County, Illinois.

Re Last Will and Testament of

SUE D. HAUBERG,

Deceased.

OATH OF ATTESTING WITNESS

On this 25th day of February, A. D. 19 42, personally appeared in open Court, Leone Kutz, a credible witness, who, being first duly sworn according to law, on oath testifies and declares as follows:

Q: State your name? A: Leone Kutz

Q: Your age? A: 32 years.

Q: Your occupation? A: Stenographer

Q: Your residence? A: Rock Island, Illinois

Q: Were you acquainted with Sue D. Hauberg, late of the City of Rock Island, Rock Island County, Illinois, deceased, during her lifetime? A: Yes

Q: Look at the instrument filed in The Probate Court of Rock Island County, Illinois, on the 25th day of February, A. D. 19 42, and dated September 14,1940 now shown you and purporting to be the last Will and Testament of Sue D. Hauberg, deceased, and state if your signature is attached thereto? A: Yes

Q: At whose request did you sign this instrument? A: Sue D. Hauberg's

Q: In what capacity did you sign this instrument? A: As a witness

Q: Who were present in your presence when you so signed your name as an attesting witness?

A: Sue D. Hauberg, the testator, and Edmond M. Cook, a witness.

Q: Did you see the said Sue D. Hauberg sign this instrument?

A: Yes

Q: Who were present in the presence of the said Sue D. Hauberg, when the said Sue D. Hauberg signed this instrument?

A: Edmond M. Cook, a witness, and myself.

Q: State if you believed, at the time of signing this instrument by said Sue D. Hauberg the said Sue D. Hauberg, to be of sound mind and memory? A: Yes

Q: About how old was the said Sue D. Hauberg at the time he signed this instrument? A: About sixty-eight years.

Q: Did the said Sue D. Hauberg marry after the date at which she signed this instrument? A: No

Subscribed in open Court, the day and year first aforesaid.

(Signature of Witness) Leone Kutz

CLERK'S CERTIFICATE TO OATH OF ATTESTING WITNESS

County of Rock Island
State of Illinois, } ss:

I, ELMER L. RANSON, Clerk of The Probate Court of Rock Island County, in the State of Illinois, and keeper of the records and the seal thereof, the same being a Court of Record having original jurisdiction in all matters of probate in said County, do hereby certify that the oath overleaf of Leone Kutz, a subscribing witness to the instrument purporting to be the last Will and Testament of Sue D. Hauberg, deceased, was taken, reduced to writing and filed in court at the time said instrument was admitted to probate in The Probate Court of Rock Island County, Illinois, as the last Will and Testament of said deceased; I do further certify that said Leone Kutz personally appeared in open Court and thereupon was first duly sworn according to law and then and there subscribed said oath on the day and year stated therein, and that said oath was thereupon attached by me to said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office in Rock Island, in said County and State aforesaid, this 25th day of February A. D. 19 42.

Elmer L. Ranson

(SEAL)

Clerk of The Probate Court of Rock Island County, Illinois

By P. A. Eklund

Deputy

No. 7116

OATH OF ATTESTING WITNESS

In Re Estate of

SUE D. HAUBERG

Deceased.

FILED

Feb 25 1942

Elmer L. Ranson
Probate Clerk.

State of Illinois, County of Rock Island } ss:

In The Probate Court of Rock Island County, Illinois.

Re Last Will and Testament of

SUE D. HAUBERG,

Deceased.

OATH OF ATTESTING WITNESS

On this 25th day of February, A. D. 19 42, personally appeared in open Court, Edmond M. Cook, a credible witness, who, being first duly sworn according to law, on oath testifies and declares as follows:

Q: State your name? A: Edmond M. Cook

Q: Your age? A: 44 years.

Q: Your occupation? A: Lawyer

Q: Your residence? A: Rock Island, Illinois

Q: Were you acquainted with Sue D. Hauberg, late of the City of Rock Island Rock Island County, Illinois, deceased, during her lifetime? A: Yes

Q: Look at the instrument filed in The Probate Court of Rock Island County, Illinois, on the 25th day of February, A. D. 19 42, and dated September 14, 1940 now shown you and purporting to be the last Will and Testament of Sue D. Hauberg deceased, and state if your signature is attached thereto? A: Yes

Q: At whose request did you sign this instrument? A: Sue D. Hauberg's

Q: In what capacity did you sign this instrument? A: As a witness

Q: Who were present in your presence when you so signed your name as an attesting witness?

A: The testator, Sue D. Hauberg, and Leone Kutz, a witness.

Q: Did you see the said Sue D. Hauberg sign this instrument?

A: Yes

Q: Who were present in the presence of the said Sue D. Hauberg when the said Sue D. Hauberg signed this instrument?

A: Leone Kutz, a witness, and myself.

Q: State if you believed, at the time of signing this instrument by said Sue D. Hauberg, the said Sue D. Hauberg to be of sound mind and memory? A: Yes

Q: About how old was the said Sue D. Hauberg at the time she signed this instrument? A: About 68 years

Q: Did the said Sue D. Hauberg make use of any aid at the time she signed this instrument? A: No

Subscribed in open Court, the day and year first aforesaid.

(Signature of Witness) Edmond M. Cook

CLERK'S CERTIFICATE TO OATH OF ATTESTING WITNESS

County of Rock Island
State of Illinois, } ss:

I, ELMER L. RANSON, Clerk of The Probate Court of Rock Island County, in the State of Illinois, and keeper of the records and the seal thereof, the same being a Court of Record having original jurisdiction in all matters of probate in said County, do hereby certify that the oath overleaf of Edmond M. Cook, a subscribing witness to the instrument purporting to be the last Will and Testament of Sue D. Hauberg, deceased, was taken, reduced to writing and filed in court at the time said instrument was admitted to probate in The Probate Court of Rock Island County, Illinois, as the last Will and Testament of said deceased; I do further certify that said Edmond M. Cook personally appeared in open Court and thereupon was first duly sworn according to law and then and there subscribed said oath on the day and year stated therein, and that said oath was thereupon attached by me to said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office in Rock Island, in said County and State aforesaid, this 25th day of February, A. D. 19 42.

Elmer L. Ranson
Clerk of The Probate Court of Rock Island County, Illinois

(SEAL)

By F. A. Eklund
Deputy

No. 7116

OATH OF ATTESTING WITNESS

In Re Estate of

Sue D. Hauberg

Deceased.

F I L E D

Feb 25 1942

Elmer L. Ranson
Probate Clerk

State of Illinois, County of Rock Island } ss: In The Probate Court of Rock Island County, Illinois.

Re Last Will and Testament of

Sue D. Hauberg,

Deceased.

OATH OF ATTESTING WITNESS

On this 25th day of February A. D. 1942, personally appeared in open Court, Leone Kutz, a credible witness, who, being first duly sworn according to law, on oath testifies and declares as follows:

Q: State your name? A: Leone Kutz

Q: Your age? A: 32 years.

Q: Your occupation? A: Stenographer

Q: Your residence? A: Rock Island, Illinois

Q: Were you acquainted with Sue D. Hauberg, late of the City of Rock Island, Rock Island County, Illinois, deceased, during her lifetime? A: Yes

Q: Look at the instrument filed in The Probate Court of Rock Island County, Illinois, on the 25th day of February A. D. 1942, and dated September 14, 1940 now shown you and purporting to be the First Codicil to the last Will and Testament of Sue D. Hauberg deceased and state if your signature is attached thereto? A: Yes

Q: At whose request did you sign this instrument? A: Sue D. Hauberg's

Q: In what capacity did you sign this instrument? A: As a witness

Q: Who were present in your presence when you so signed your name as witness to the

A: Sue D. Hauberg, the testator, and Edmond K. Dock, a witness.

Q: Did you see the said Sue D. Hauberg

A: Yes

Q: Who were present in the presence of the said Sue D. Hauberg the said Sue D. Hauberg

A: Edmond K. Dock, a witness, and myself.

Q: State if you believed, at the time of signing the instrument by the said Sue D. Hauberg the said Sue D. Hauberg of sound mind and memory? A: Yes

Q: About how old was the said Sue D. Hauberg signed this instrument? A: About sixty-eight.

Q: Did the said Sue D. Hauberg signed this instrument? A: No

Subscribed in open Court, the day and year first aforesaid.

(Signature of Witness) Leone Kutz

BOOK 5 PAGE 244

CLERK'S CERTIFICATE TO OATH OF ATTESTING WITNESS

County of Rock Island
State of Illinois, } ss:

I, ELMER L. RANSON, Clerk of The Probate Court of Rock Island County, in the State of Illinois, and keeper of the records and the seal thereof, the same being a Court of Record having original jurisdiction in all matters of probate in said County, do hereby certify that the oath overleaf of Leone Kutz, a subscribing witness to the instrument purporting to be the First Codicil to the and Testament of Sue D. Hauberg, deceased, was taken, reduced to writing and filed in court at the time said instrument was admitted to probate in The Probate Court of Rock Island County, Illinois, as the First Codicil to the last Will and Testament of said deceased; I do further certify that said Leone Kutz personally appeared in open Court and thereupon was first duly sworn according to law and then and there subscribed said oath on the day and year stated therein, and that said oath was thereupon attached by me to said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office in Rock Island, in said County and State aforesaid, this 25th day of February, A. D. 19 42.

Elmer L. Ranson
Clerk of The Probate Court of Rock Island

(SEAL)

By P. A. Ekland

No. 7116

OATH OF ATTESTING WITNESS
To Codicil
In Re Estate of

Sue D. Hauberg
Deceased.

F I L E D
Feb 25 1942
Elmer L. Ranson
Probate Clerk

State of Illinois, County of Rock Island } ss:

In The Probate Court of Rock Island County, Illinois.

Re Last Will and Testament of

SUE D. HAUBERG

Deceased.

OATH OF ATTESTING WITNESS

On this 25th day of February, A. D. 1942, personally appeared in open Court, Edmond M. Cook, a credible witness, who, being first duly sworn according to law, on oath testifies and declares as follows:

Q: State your name? A: Edmond M. Cook

Q: Your age? A: 44 years.

Q: Your occupation? A: Lawyer

Q: Your residence? A: Rock Island, Illinois

Q: Were you acquainted with Sue D. Hauberg, late of the City of Rock Island, Rock Island County, Illinois, deceased, during her lifetime? A: Yes

Q: Look at the instrument filed in The Probate Court of Rock Island County, Illinois, on the 25th day of February, A. D. 1942, and dated September 14, 1940, now shown you and purporting to be the First Codicil to the last Will and Testament of Sue D. Hauberg, deceased, and state if your signature is attached thereto? A: Yes

Q: At whose request did you sign this instrument? A: Sue D. Hauberg's

Q: In what capacity did you sign this instrument? A: As a witness

Q: Who were present in your presence when you so signed your name as an attesting witness?

A: The testator, Sue D. Hauberg, and Leone Kutz, a witness.

Q: Did you see the said Sue D. Hauberg sign this instrument?

A: Yes

Q: Who were present in the presence of the said Sue D. Hauberg, when the said Sue D. Hauberg signed this instrument?

A: Leone Kutz, a witness, and myself.

Q: State if you believed, at the time of signing this instrument by said Sue D. Hauberg the said Sue D. Hauberg, to be of sound mind and memory? A: Yes

Q: About how old was the said Sue D. Hauberg at the time she signed this instrument? A: About 68 years.

Q: Did the said Sue D. Hauberg marry after the date at which she signed this instrument? A: No

Subscribed in open Court, the day and year first aforesaid.

(Signature of Witness) Edmond M. Cook

CLERK'S CERTIFICATE TO OATH OF ATTESTING WITNESS

County of Rock Island
State of Illinois, } ss:

I, ELMER L. RANSON, Clerk of The Probate Court of Rock Island County, in the State of Illinois, and keeper of the records and the seal thereof, the same being a Court of Record having original jurisdiction in all matters of probate in said County, do hereby certify that the oath overleaf of Edmond M. Cook, a subscribing witness to the instrument purporting to be the First Codicil to the last Will and Testament of Sue D. Hauberg, deceased, was taken, reduced to writing and filed in court at the time said instrument was admitted to probate in The Probate Court of Rock Island County, Illinois, as the First Codicil to the last Will and Testament of said deceased; I do further certify that said Edmond M. Cook personally appeared in open Court and thereupon was first duly sworn according to law and then and there subscribed said oath on the day and year stated therein, and that said oath was thereupon attached by me to said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office in Rock Island, in said County and State aforesaid, this 25th day of February, A. D. 1942.

Elmer L. Ranson
Clerk of The Probate Court of Rock Island County, Illinois

(SEAL)

By P.A. Eklund

No. 7116

OATH OF ATTESTING WITNESS
To Codicil

In Re Estate of

Sue D. Hauberg

Deceased.

F I L E D

Feb 25 1942

Elmer L. Ranson
Probate Clerk.

STATE OF ILLINOIS }
Rock Island County } ss.

I, ELMER L. RANSON, Clerk of the Probate Court in and for the County of Rock Island in the State aforesaid, and keeper of the Records and Seal thereof, do hereby certify that the above and foregoing is a true and perfect copy of the Court Record on heirship taken and determined; petition to probate Will and Codicil; appearances and waivers; and order admitting Will and Codicil to probate. True and perfect copies of the Affidavits of attesting witnesses. Said Will and Codicil was duly admitted to probate and record agreeably to the laws and usages of the State of Illinois on the 25th day of February, A. D. 1942. All of the above in the matter of the Estate of Sue D. Hauberg, Deceased,

as fully as the same appears of Record in my office

And I further certify that the records of the said Court are now in my custody and that I am the proper officer to make this certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Rock Island, this 4th day of February A. D. 19 43.

Elmer L. Ranson
Clerk of the Probate Court

STATE OF ILLINOIS }
Rock Island County } ss.

I, FOREST DIZOTELL, sole presiding Judge of the Probate Court in and for the County of Rock Island and State of Illinois, do hereby certify .....

.....

.....

that ELMER L. RANSON whose name is subscribed to the foregoing Certificate of Attestation, now is, and was at the time of signing and sealing the same, Clerk of the Probate Court of Rock Island County aforesaid and keeper of the Records and Seal thereof, duly commissioned and qualified to office; that full faith and credit are, and of right ought to be, given to all his official acts as such, in all courts of record, and elsewhere; and that his said attestation is in due form of law and by the proper officer.

Given under my hand and seal this 4th day of August A. D. 19 43.

Forest Dizotell (SEAL)
Judge of the Probate Court

STATE OF ILLINOIS }
Rock Island County } ss.

I, ELMER L. RANSON, Clerk of the Probate Court in and for said County, in the State aforesaid, do hereby certify that FOREST DIZOTELL, whose genuine signature is appended to the foregoing certificate, was, at the time of signing the same, sole presiding Judge of the Probate Court in and for the County of Rock Island and State of Illinois, duly commissioned and qualified; that full faith and credit are, and of right ought to be, given to his official acts as such, in all courts of record and elsewhere.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Rock Island, this 4th day of August, A. D. 19 43.

Elmer L. Ranson
Clerk of the Probate Court

I, SUE D. HAUBERG, now a resident of the City of Rock Island and State of Illinois, being of sound and disposing mind and memory, do hereby make, publish, and declare these presents as and for my LAST WILL AND TESTAMENT, hereby revoking any and all wills and codicils thereto heretofore by me made.

ARTICLE FIRST

I direct that all my just debts and all valid claims against my estate be paid as soon as practicable after by death. I direct that all inheritance and estate taxes payable by my estate or by a beneficiary under this will be treated in all respects as if they were debts for which I was liable at the time of my death.

ARTICLE SECOND

HOMESTEAD -- LAND -- TANGIBLES

I will, devise, and bequeath any interest that I may have in the homestead in which I am residing at the time of my death, and my personal effects, and my tangible personal property that pertains to my personal use (as distinguished from personal property that is primarily of investment or income-producing value) and that certain tract of farm and wood land containing two hundred (200) acres more or less known as the "House in the Woods" property, situated in and being the North

[illegible]

Beginning [illegible]

Fractional Half (N½ F½) of Section Twelve (12) Township Nineteen (19) North, Range One (1) East of the 4th P. M., in Rock Island County, Illinois, to my husband, John H. Hauberg, for and during his natural life with full power to dispose of all or any part thereof in such manner as he sees fit and by his will to direct the manner in which the same shall pass at his death, and subject to his rights, I will, devise, and bequeath the same to my daughter, Catherine H. Sweeney, and my son, John H. Hauberg, Jr., or the survivor of them.

ARTICLE THIRD

DEVISE AND BEQUEST TO DESCENDANTS

SECTION 1. I direct that the rest, residue, and remainder of my estate be divided into a number of equal shares (but so that there shall be corresponding to the number of persons who survive me from the class consisting of, to wit, my husband, John H. Hauberg, my daughter Catherine H. Sweeney, and my son, John H. Hauberg, Jr., and the children [illegible] (who shall be considered as one person) of either of my children who [illegible]

SECTION 2. I will, devise, and bequeath the several shares to the respective Trustees and to the additional and successor trustees designated by or in accordance with the subsequent provisions of this will in trust, nevertheless, for the uses and purposes hereinafter stated.

End of Page Two of Will of Sue D. Hauberg SDH
Beginning of Page Three of Will of Sue D. Hauberg

ARTICLE FOURTH

HUSBAND'S SHARE

SECTION 1. If my husband, John H. Hauberg, survives me, there shall be created a trust comprised of one of the equal shares determined in accordance with Article Third. The Trustees shall be my son, John H. Hauberg, Jr., and my daughter, Catherine H. Sweeney, or some other trustee or trustees designated in their stead.

SECTION 2. The distribution income from said share (as defined in Section 1, Article Eighth) may be paid to my husband, John H. Hauberg, to the extent from time to time that the Trustees determine reasonable considering his requirements and other sources of income. Such portion of the distribution income as is not distributed to my husband may be accumulated by the Trustees or may be distributed to the Trustees of the trusts created pursuant to Articles Fifth and Sixth.

SECTION 3. In the event the Trustees determine that the entire distribution income together with any other income derived by my husband is inadequate for his requirements, then additional distributions may be made to him from sums theretofore accumulated or from principal in such amounts and at such times as the Trustees in their unfettered discretion determine proper.

SECTION 4. At the death of my husband, John H. Hauberg, the assets then remaining in the trust shall

End of Page Three of Will of Sue D. Hauberg SDH
Beginning of Page Four of Will of Sue D. Hauberg

pass in accordance with the other provisions of this will as though my death had occurred immediately after his and as if I had owned the trust assets at such time.

SECTION 5. The provisions herein contained in favor of my husband, John H. Hauberg, are and shall be in lieu of any statutory or contingent rights or interests he may have in or to my estate.

ARTICLE FIFTH

DAUGHTER'S SHARE

SECTION 1. If my daughter, Catherine H. Sweeney, survives me or

if having died she leaves surviving a child or children surviving me, there shall be created a trust comprised of one of the equal shares determined in accordance with Article Third. The Trustees shall be my son, John H. Hauberg, Jr., and my husband, John H. Hauberg, or some other trustee or trustees designated in their stead.

SECTION 2. The distribution income (as defined in Section 1, Article Eighth) may be paid to my daughter, Catherine Hauberg Sweeney, to the extent that from time to time the Trustees determine necessary considering her requirements and other sources of income.

SECTION 3. Such portion of the distribution income as is not distributed to my daughter may be accumulated by the Trustees and in accordance with the

End of Page Four of Will of Sue D. Hauberg
Beginning of Page Five of Will of Sue D. Hauberg

Trustees' unfettered discretion may be distributed in whole or in part to the spouse, children, and descendants of my daughter or disbursed for their benefit in such amounts as the Trustees determine appropriate considering their respective requirements and other sources of income. After the death of my daughter, any distribution to or for children or children and descendants of my daughter shall be made ratably per stirpes to all surviving at the time of each distribution, except that in the event of an emergency or circumstances which are exceptional the Trustees may make a distribution that is not ratable.

SECTION 4. In the event the Trustees in their unfettered discretion determine that the distribution income is inadequate for the requirements of my daughter, her spouse, her children, and her descendants, additional distributions may be made from sums theretofore accumulated or from principal in such amounts and to such of them and at such times (before or after my daughter's death) as the Trustees in their unfettered discretion determine proper, provided, however, that during the lifetime of my daughter no such distribution may be made until sixty (60) days after notice to her of the Trustees' intention to distribute or until she has waived the requirement as to the particular distribution.

[illegible]

SECTION 5. (a) The Trustees out of the trust assets may purchase an annuity contract or contracts providing for payments (at least annually) to my daughter or her husband or both, the amounts, terms to be purchased for either to be wholly in the discretion of the Trustees.

(b) The Trustees in their unfettered discretion may from time to time transfer all or any part of the trust property to my daughter and after her death may transfer all or any part of the trust property [illegible] who are in being per stirpes.

SECTION 6. Upon the death of my daughter, Catherine H. Sweeney, or upon the death of her surviving spouse, if any, whichever last occurs, the Trustees shall convey, pay over, and distribute the assets then remaining in the trust or portions thereof in such sums, shares, or proportions and on or subject to such provisions, limitations, or restrictions as shall be provided in her Last Will and Testament or other instrument in the nature of a will that she may leave.

SECTION 7. At the death of my daughter, Catherine H. Sweeney, or upon the death of her surviving spouse, if any, whichever last occurs, the property of which the trust is comprised and which is not affected by exercise of the power of appointment granted to my

End of Page Six of Will of Sue D. Hauberg
Beginning of Page Seven of Will of Sue D. Hauberg

daughter shall vest in and be transferred and delivered to the descendants of my daughter, Catherine H. Sweeney, then surviving, per stirpes and not per capita, or if there are no descendants of my daughter then surviving, the same shall vest in and be transferred and delivered to my son, John H. Hauberg, Jr., or if he is not surviving, then the same shall vest in and be transferred and delivered to his then surviving descendants, per stirpes and not per capita. If any property thus vests in a person under legal disability, the Trustees may retain the management thereof until the termination of the disability or until the death of such person (whichever first occurs) and may use the same for the support and benefit of such person in such manner as the Trustees determine appropriate from time to time.

ARTICLE SIXTH

SON'S SHARE

SECTION 1. If my son, John H. Hauberg, Jr., survives me or if having died he leaves surviving a child or children surviving me, there shall be created a trust comprised of one of the equal shares determined in accordance with Article Third. The Trustees shall be my daughter, Catherine H. Sweeney, and my husband, John H. Hauberg, or some other trustee or trustees designated in their stead.

End of Page Seven of Will of Sue D. Hauberg
Beginning of Page Eight of Will of Sue D. Hauberg

SECTION 2. The distribution income (as defined in Section 1, Article Eighth) may be paid to my son, John H. Hauberg, Jr., to the extent that from time to time the Trustees determine necessary considering his requirements and other sources of income.

SECTION 3. Such portion of the distribution income as is not distributed to my son may be accumulated by the Trustees and in accordance with the Trustees' unfettered discretion may be distributed in whole or in

part to the spouse, children, and descendants of my son or disbursed for their benefit in such amounts as the Trustees determine appropriate considering their respective requirements and other sources of income. After the death of my son, any distribution to or for children or children and descendants of my son shall be made ratably per stirpes to all surviving at the time of each distribution, except that in the event of an emergency or circumstances which are exceptional, the Trustees may make a distribution that is not ratable.

SECTION 4. In the event the Trustees in their unfettered discretion determine that the distribution income is inadequate for the requirements of my son, his spouse, his children, and his descendants, additional distributions may be made from sums theretofore accumulated or from principal in such amounts and to such of them and at such times (before or after my son's death)

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Beginning of Page Nine of Will of Sue D. Hauberg

as the Trustees in their unfettered discretion determine proper, provided, however, that during the lifetime of my son, no such distribution may be made until sixty (60) days after notice to him of the Trustees' intention to distribute or until he has waived this requirement as to the particular distribution.

SECTION 5. (a) The Trustees out of the trust assets may purchase an annuity contract or contracts providing for payments (at least annually) to my son or his wife or both, the amounts, if any, to be purchased for either to be wholly in the discretion of the Trustees.

(b) The Trustees in their unfettered discretion may transfer all or any part of the trust property to my son and after his death may transfer all or any part of the trust property to his descendants who are in being per stirpes.

SECTION 6. Upon the death of my son, John H. Hauberg, Jr., or upon the death of his surviving spouse, if any, whichever last occurs, the Trustees shall convey, pay over, and distribute the assets then remaining in the trust or portions thereof in such sums, shares, or properties and on or subject to such provisions, limitations, or restrictions as shall be provided in his Last Will and Testament or other instrument in the nature of a will that he may leave.

SECTION 7. At the death of my son, John H. Hauberg, Jr., or upon the death of his surviving spouse,

End of Page Nine of Will of Sue D. Hauberg
Beginning of Page Ten of Will of Sue D. Hauberg

if any, whichever last occurs, the property of which the trust is comprised and which is not affected by exercise of the power of appointment granted to my son shall vest in and be transferred and delivered to the descendants

of my son, John H. Hauberg, Jr., then surviving, per stirpes and not per capita, or if there are no descendants of my son then surviving, the same shall vest in and be transferred and delivered to my daughter, Catherine Hauberg Sweeney, or if she is not surviving, then the same shall vest in and be transferred and delivered to her then surviving descendants per stirpes and not per capita. If any property thus vests in a person under legal disability, the Trustees may retain the management thereof until the termination of the disability or until the death of such person (whichever first occurs) and may use the same for the support and benefit of such person in such manner as the Trustees determine appropriate from time to time.

ARTICLE SEVENTH

Any property which does not vest in accordance with the other provisions of this will shall remain in trust if it is already held in a trust or shall be transferred to Trustees, at least three (3) in number, designated by a majority of my adult heirs at law determined as of the date of the death of the survivor of my husband

End of Page Ten of Will of Sue D. Hauberg
Beginning of Page Eleven of Will of Sue D. Hauberg

SDH

and my descendants and the property thus held in trust shall be administered by the Trustees and distributed for religious, charitable, philanthropic, and educational purposes or for any of those purposes or all of them, preferably, but not necessarily, in Rock Island County, Illinois. To that end and within the prescribed limitation all or any part of the principal or income or both may be disbursed at one time or from time to time indefinitely. The disbursement may be made to or for the benefit of such existing or newly formed institutions as the Trustees select from time to time or in such other manner as the Trustees determine in their unfettered discretion. The manner of disbursement may be altered and varied from time to time or the institution or institutions to which disbursements are made may be changed from time to time in the discretion of the Trustees.

ARTICLE EIGHTH

Section 1. Distribution Income

From the gross income (disregarding capital gains and stock dividends) the Trustees shall deduct all expenses of administering the trust, including reasonable compensation for the Trustees, all taxes and governmental charges payable out of the trust property, and may but need not deduct a reasonable charge for depreciation and depletion and for amortization of investment premiums paid, but shall not deduct capital

End of Page Eleven of Will of Sue D. Hauberg
Beginning of Page Twelve of Will of Sue D. Hauberg

SDH

losses. The deductions having so been made, the Trustees may accumulate a portion of the amount thus determined, the accumulation to be for the

purpose of minimizing the effect of investment losses or for the purpose of creating a fund to which recourse may be had for distribution in periods of restricted income or for any other reason deemed by the Trustees for the best interest of the trust. The amount remaining after deductions and accumulations shall be considered the "distribution income" to which reference is made herein.

SECTION 2. MANNER OF MAKING DISTRIBUTIONS

Payments to each beneficiary shall be made to him or to her in person and to no one else, or upon his or her personal receipt, or shall be expended for the beneficiary in such manner as the Trustees determine, and no interest of any beneficiary shall be assignable in anticipation of payment or distribution or be liable in any way for his or her debts, obligations, or liabilities.

SECTION 3. CHILDREN AND DESCENDANTS

The words "children" and "descendants" shall be deemed to refer to the issue of the body born in lawful wedlock and to children adopted by legal proceedings of public record and to their children and descendants so defined.

End of Page Twelve of Will of Sue D. Hauberg
Beginning of Page Thirteen of Will of Sue D. Hauberg

SECTION 4. PERPETUITY CLAUSE

Anything to the contrary herein notwithstanding, the trust hereby created (other than for the purposes specified in Article Seventh) shall cease and terminate upon the expiration of twenty-one (21) years after the death of the one last surviving of my son, John H. Hauberg, Jr., and my daughter, Catherine Hauberg Sweeney.

SECTION 5. PRINCIPAL BENEFICIARY

The term "principal beneficiary" wherever used in this will shall be deemed to refer only to my husband, John H. Hauberg, when applied in relation to the trust provided for in Article Fourth, to my daughter, Catherine H. Sweeney, when applied in relation to the trust provided for in Article Fifth, and to my son, John H. Hauberg, Jr., when applied in relation to the trust provided for in Article Sixth.

SECTION 6. ADVANCES

Any and all sums of money and any and all property paid, expended, assigned, transferred, or conveyed by me to or for the behalf of my husband, John H. Hauberg, or either of my children shall be deemed and regarded as gifts from me unless I hold at the time of my death a written obligation to repay such money or pay for such property.

End of Page Thirteen of Will of Sue D. Hauberg

Beginning of Page Fourteen of Will of Sue D. Hauberg

ARTICLE NINTH

Designation of Trustees

Section 1. The Trustees named in each of Articles Fourth, Fifth, and Sixth (or the survivor of them) may in their unfettered discretion designate a trustee or trustees to act in their stead in the event that they do not accept the trust and that neither of them accepts the trust. If neither of them accepts the trust and if they both fail to designate a trustee or trustees to act in their stead, the principal beneficiary may designate a trustee or trustees to act in their stead.

Section 2. The principal beneficiary of each trust created by Articles Fourth, Fifth, and Sixth may as to the Trustees of his or her trust designate an additional trustee, remove any or all the trustees at any time, or designate a successor or successors. After the death or during disability of a principal beneficiary, like powers as to his or her trust may be designated by the other two principal beneficiaries or the survivor of them.

Section 3. A trustee or trustees may continue to act and to exercise all the powers of the trustees notwithstanding the death or resignation of a co-trustee.

Section 4. In the event a successor is not otherwise designated, then the last acting trustee may

End of Page Fourteen of Will of Sue D. Hauberg
Beginning of Page Fifteen of Will of Sue D. Hauberg

make such designation, effective at the date or on the occasion (including the death of the last acting trustee) as may be set forth in a written instrument signed by the last acting trustee.

Section 5. A new or substituted trustee shall have all the rights, powers, and duties, and all the immunities granted to an original trustee.

Section 6. A trustee may resign by giving notice in writing to all the beneficiaries then entitled to receive any distribution of income from the trust and to the other trustee or trustees, if any. Such resignation shall become and be effective on such date as may be designated therein and in the absence of such designation shall become and be effective upon its delivery.

Section 7. If the principal beneficiary consents or, the principal beneficiary being unable to consent, then if a majority of the adult income beneficiaries of the particular trust consent, a successor trustee of the trust shall not be required to examine the accounts, records, and acts of a previous trustee but may accept the final accounting of any prior trustee as conclusive of the amount, nature, and allocation of the respective assets of the

trust. In any event and even though such consent is not given, a successor trustee shall not be required to so examine and may so

End of Page Fifteen of Will of Sue D. Hauberg SDH
Beginning of Page Sixteen of Will of Sue D. Hauberg

accept unless a beneficiary shall by written notice within ninety (90) days after the successor accepts the trust call his attention to any discrepancy in the accounts or to improper acts of the prior trustee and requests in writing an investigation of the same, in which case the successor shall take such action in respect thereof as in his sole judgment he shall deem proper.

ARTICLE TENTH

SECTION 1. CONCERNING THE TRUSTEE GENERALLY

(a) REFERENCES TO TRUSTEE. The term "trustee" or "trustees" shall be deemed for all purposes to refer to any trustee designated herein who accepts a trust, to any trustee or trustees designated in his stead and by whom the trust is accepted, and to any additional co-trustee or trustees, and to any successor trustee or trustees, and the use of the term in the plural shall be deemed to refer to the singular if but one trustee is at any time acting, and the use of the term in the singular shall be deemed to refer to the plural if more than one trustee is at any time acting, and any one of the terms "his", "her", or "its" shall be deemed to have the meaning of either of the other two as required by the context.

End of Page Sixteen of Will of Sue D. Hauberg SDH
Beginning of Page Seventeen of Will of Sue D. Hauberg

(b) LIMITATION OF TRUSTEE'S LIABILITY. A trustee hereunder shall not be liable for any act or omission of any co-trustee or co-trustees or for any loss resulting from error of judgment or mistake or for any loss not caused by his own wilful default and in particular shall not be liable because of the manner or amount of any distribution made by a trustee or trustees pursuant to the discretion reposed in the trustee or trustees.

(c) ADVICE OF COUNSEL. A trustee may consult with counsel and shall be fully protected in any action or non-action taken, permitted, or suffered in good faith and in accordance with the opinion of counsel selected or provided.

(d) PERSONS DEALING WITH TRUSTEE. In no event shall any purchaser, vendor, or other person dealing with a trustee hereunder be required to ascertain or inquire into the authority or power of such trustee to conclude any action with respect to the trust, and all persons dealing with such trustee may assume that he has full power and authority in all respects to deal with the trust estate and no purchaser shall be required to see to the application of any consideration passing to the trustee.

End of Page Seventeen of Will of Sue D. Hauberg SDH

Beginning of Page Eighteen of Will of Sue D. Hauberg

SECTION 2. BENEFICIARY APPROVAL

(a) A trustee hereunder shall be in all respects free from, and may be reimbursed from the trust for, any liability or responsibility for any action taken or any non-action pursuant to written approval signed by the principal beneficiary of the trust.

(b) No sale or investment shall be made by a trustee hereunder without the approval of the principal beneficiary of the trust, unless such beneficiary fails to indicate approval or disapproval of any proposed sale or investment within ten (10) days after having been requested in writing so to do. The principal beneficiary may at any time or from time to time by instrument in writing delivered to the trustee waive approval or disapproval of sales and investments and by similar instrument re-assume such right.

(c) A trustee shall make such sales and investments as the principal beneficiary of the trust may from time to time direct by writing duly signed and delivered to the trustee and the trustee shall be fully protected in acting upon such direction.

(d) The statement of a trustee that the principal beneficiary has approved a proposed act or that approval is not required shall protect all persons dealing with a trustee hereunder.

End of Page Eighteen of Will of Sue D. Hauberg

Beginning of Page Nineteen of Will of Sue D. Hauberg

(e) The powers of the trustee otherwise provided for in this will are and shall be subject to the provisions of this section.

SECTION 3. TRUSTEE'S POWERS

Subject to the other provisions of this will, a trustee acting hereunder shall have all the power and authority over the trust property that he would have if he were the absolute owner thereof in his own right. The enumeration of specific powers shall not be taken to restrict that general power and authority. The general power and authority hereby granted and each specific power enumerated below shall be exercised by the trustee without prior application to or subsequent approval of a court or judicial authority. Specifically, a trustee hereunder is and shall be authorized and empowered:

1. To take and to hold, and to continue to hold, without liability for depreciation or loss through error of judgment, any and all stocks, bonds, securities, or items of property, real or personal, of which the trust is originally comprised, as well as any such holdings accepted in exchange or re-exchange for such original holdings.

2. To invest any money at any time in the trust estate in such bonds, stocks, notes, real estate mortgages, or other securities, or in such property, real or personal, as the trustee shall deem wise without being limited by any statute or rule of law regarding investments by trustees and without any prior application to or subsequent approval of any court or judicial authority.

End of Page Nineteen of Will of Sue D. Hauberg SDH
Beginning of Page Twenty of Will of Sue D. Hauberg

3. To engage in and conduct any business at any time held or controlled by the trust.

4. To employ and act through or upon the advice of others.

5. To hold any or all securities or other property in bearer form or in the name of the trustee as such, or individually, or in the name of some other person, partnership or corporation, without disclosing any fiduciary relation.

6. To deposit the funds of the trust in any national or state bank.

7. To abandon, contest, compromise, adjust or settle any dispute concerning the trust.

8. To advance or borrow money, and to hold, mortgage or pledge trust property for its repayment.

9. To grant options and to sell property at public auction, at a broker's board, or at private sale, for cash or upon credit.

10. To grant or take leases, and to enter into contracts for any term or terms, including those extending beyond the period of the trust.

11. To bid for and become a purchaser of any property, real or personal, sold at any foreclosure or other sale thereof, in which the trust has a mortgage or other interest, and to hold or re-sell the same.

12. To effect insurance and to make ordinary or extraordinary repairs, alterations, additions, or improvements, and to charge the whole or any portion thereof to principal or income account.

13. To charge the cost of maintaining unproductive assets either to principal or income.

14. To determine what shall be charged or credited to income and what to principal, and to make divisions, allotments and distributions in kind, and for that purpose to determine values.

End of Page Twenty of Will of Sue D. Hauberg SDH

Beginning of Page Twenty-one of Will of Sue D. Hauberg

15. To make payments of principal or income directly to, and otherwise deal with, minor beneficiaries hereunder as though they were of full age.

16. To vote at corporate meetings in person or by proxy, with or without power of substitution.

17. To enter into or oppose corporate mergers, dissolutions, reorganizations or other adjustments of capital funds; to retain, to exercise or to sell rights of conversion or subscription, and accordingly to make payments of money and make deposit of or receive securities and to hold the same.

18. To convey the trust property, or any part thereof, to a corporation organized under the laws of any state of the United States or under the laws of any other country, in exchange for the capital stock or other securities of such corporation.

19. To remove the trust personal property and intangibles, or any part thereof, from any place where the same or any part thereof may be situated to any other place or places within or without the United States of America.

20. To commence, prosecute and defend actions at law or in equity, and to participate in proceedings before any public tribunal, and for such purpose to appear through attorneys.

21. Generally to execute any deed or other instrument, sealed or unsealed, and to do all things in relation to the trust hereunder deemed necessary or desirable for carrying out any of the above powers or incident to the purposes hereof.

ARTICLE ELEVENTH

EXECUTORS

I hereby nominate, constitute, and appoint my husband, John H Hauberg, as Executor of this my Last Will and Testament. If for any reason he fails to qualify

End of Page Twenty-one of Will of Sue D. Hauberg SDH
Beginning of Page Twenty-two of Will of Sue D. Hauberg

or if having qualified he fails to continue to act, then I nominate and appoint my daughter, Catherine H. Sweeney, and my son, John H. Hauberg, Jr., or either of them as Executors or Executor of this my Last Will and Testament.

I confer upon my Executor or my Executors all and singular the powers and immunities conferred upon the Trustees by this will.

I request that no bond or security be required of my Executor or my Executors.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 14 day of September, A. D. 1940.

SUE D. HAUBERG (Seal)

The foregoing instrument consisting of twenty-two pages, including this page, was on the date thereof, to-wit, the 14 day of September, A. D. 1940, signed, sealed, and declared as and for her Last Will and Testament by the said SUE D. HAUBERG, in the presence of us, who, at her request, and in her presence, and in the presence of each other did sign our names as witnesses thereto.

EDMOND M. COOK

LEONE KUTZ

End of Page Twenty-two of Will of Sue D. Hauberg

I, SUE D. HAUBERG, a resident of the County of Rock Island and State of Illinois, do hereby make, publish, and declare this instrument as and for the FIRST CODICIL to my LAST WILL AND TESTAMENT executed by me this 14th day of September, A. D. 1940.

I direct that my Executor set aside and appropriate the sum of Ten Thousand Dollars ($10,000) for Broadway Presbyterian Church of Rock Island, Illinois, and that said sum be disbursed for the benefit of the church within a reasonable time after my death by my Executor or by a Trustee designated by my Executor.

I ratify and confirm my Last Will and Testament executed as aforesaid.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 14th day of September, A. D. 1940.

SUE D. HAUBERG (Seal)

The foregoing instrument consisting of one page, including this page, was on the date thereof, to-wit, the 14th day of September, A. D 1940, signed, sealed, and declared as and for the First Codicil to her Last Will and Testament by the said SUE D. HAUBERG, in the presence of us, who, at her request, and in her presence, and in the presence of each other did sign our names as witnesses thereto.

EDMOND M. COOK

LEONE KUTZ

STATE OF ILLINOIS }
Rock Island County } ss.

I, ELMER L. RANSON, Clerk of the Probate Court in and for the County of Rock Island in the State aforesaid, and keeper of the Records and Seal thereof, do hereby certify that the above and foregoing is a true and perfect **copy of Last Will and Testament and Codicil, duly admitted to Probate and Record, agreeably to the laws and usages of the State of Illinois, on the 25th day of February, A.D. 1942. In the matter of the Estate of Sue D. Hauberg, Deceased,**

as fully as the same appears of Record in my office.

And I further certify that the records of the said court are now in my custody and under my control, and that I am the proper officer to make this certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Rock Island, this **19th** day of **July** , A. D. 19 **43.**

Elmer L. Ranson
Clerk of the Probate Court

STATE OF ILLINOIS }
Rock Island County } ss.

I, FOREST DIZOTELL, sole presiding Judge of the Probate Court in and for the County of Rock Island and State of Illinois, do hereby certify .....

.....

.....

.....

that ELMER L. RANSON whose name is subscribed to the foregoing Certificate of Attestation, now is, and was at the time of signing and sealing the same, Clerk of the Probate Court of Rock Island County aforesaid and keeper of the Records and Seal thereof, duly commissioned and qualified to office; that full faith and credit are, and of right ought to be, given to all his official acts as such, in all courts of record, and elsewhere; and that his said attestation is in due form of law and by the proper officer.

Given under my hand and seal this 19th day of July A. D. 1943.

Forest Dizotell (SEAL)
Judge of the Probate Court

STATE OF ILLINOIS }
Rock Island County } ss.

I, ELMER L. RANSON, Clerk of the Probate Court in and for said County, in the State aforesaid, do hereby certify that FOREST DIZOTELL, whose genuine signature is appended to the foregoing certificate, was, at the time of signing the same, sole presiding Judge of the Probate Court in and for the County of Rock Island and State of Illinois, duly commissioned and qualified; that full faith and credit are, and of right ought to be, given to his official acts as such, in all courts of record and elsewhere.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Rock Island, this 19th day of July, A. D. 1943.

Elmer L. Ranson
Clerk of the Probate Court

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Aisworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 17 day of August, 1943, at 10 o'clock A. M., and was duly recorded on the 19 day of August, 1943, Book 4 Wills 5 on Page 235 in my office.

Witness my hand and seal of office, this the 19 day of August, 1943

A. C. AISWORTH, Clerk.

By Addie F Dunning, D. C.

BOOK 5 PAGE 264

SUCCESSION	:	NO. 86,893
OF	:	FIRST JUDICIAL DISTRICT COURT
SAM WIENER, JR.	:	CADDO PARISH, LOUISIANA

W I L L

Ne Varietur
Feby. 24, 1943
Robt. J. O'Neal, Judge

I, Sam Wiener, Jr. being sound of mind and body, make this, my last will and testament;

I leave, will and bequeath unto my sons Jacques A. Wiener, William E. Wiener and Samuel E. Wiener, all of my property of any nature whatsoever, having heretofore given to my son Carl J. Wiener property and money equal in value to a full one fourth of my estate.

This entirely written, dated and signed by me at Shreveport, Louisiana, on this 8th (eighth) day of April, Nineteen Hundred and Forty.

Sam Wiener, Jr.

Shreveport, Louisiana
April 8th, 1940

Ne Varietur
Feby. 24, 1943
Robt. J. O'Neal, Judge.

ENDORSED & FILED :
FEB. 23, 1943
D. D. Fyburn, dy. Clk.

State of Louisiana
Parish of Caddo

I hereby certify that the above and foregoing is a true and correct copy of the Will as the same appears filed in the Succession of Sam Wiener, Jr. of the First Judicial District Court of Louisiana.

Given under my hand and seal of office this 10th day of August, A. D. 1943.

ATTEST
A TRUE COPY
V. G. Summers
CLERK

Gloy Pratt
Deputy Clerk of Court

Book 5 Page 265

State of Louisiana—Parish of Caddo

I, Robt. J. O'Neal, Judge of the First Judicial District Court of Louisiana, in and for the Parish of Caddo, do certify that V. G. SIMMONS, whose name appears signed to above and foregoing instrument, is, and was at the time of signing same, the duly qualified Clerk of said Court; that his signature is genuine, and that all of his official acts as such Clerk are entitled to full faith and credit, and that said attestation is in due form.

Given under my hand at Shreveport, Louisiana, on this the 20th day of August 1943

Judge First Judicial District of Louisiana

State of Louisiana—Parish of Caddo

I, V. G. SIMMONS, Clerk of the First Judicial District Court of Louisiana, in and for the Parish of Caddo, do certify that Robt. J. O'Neal whose name appears signed to above and foregoing instrument or certificate, is, and was at the time of signing same, the duly qualified Judge of said Court; that his signature as above is genuine, and that all of his official acts as such Judge are entitled to full faith and credit, and that said attestation is in due form.

Given under my hand and seal of office, at Shreveport, La., this 20 day of August 1943

V. G. Simmons

Clerk First District Court, Louisiana

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 25 day of August, 1943, at - o'clock - M., and was duly recorded on the 26 day of August, 1943, Book No. 5 on Page 24 in my office.

Witness my hand and seal of office, this the 26 day of August, 1943.

A. C. ALSWORTH, Clerk.

By [illegible], D. C.

LAST WILL AND TESTAMENT
OF
NORA COLLINS LOYD

I, Nora Collins Loyd, of Madison County, Mississippi, being of sound mind and disposing memory, do make, declare and publish the following as my last will and testament, revoking all others that I have heretofore made;

(1) I give, bequeath and devise to my beloved daughter, Surilla Collins Canady, all property that I may die seized and possessed of including personal, real and mixed, and wheresoever located.

I hereby name, constitute and appoint Robert H. Powell, Sr., and Robert H. Powell, Jr., or the survivor, or either of them, as my executors and direct that no bond be required of them and that they account to no court.

Witness my signature this the 6th day of August, 1943, and the signatures of two witnesses who have signed at my request and in my presence, and I have signed this will in their presence and they have signed as witnesses in the presence of each other.

Nora Collins Loyd
Nora Collins Loyd

Witnesses:

Iona V. Rowe

Everna Body

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 19 day of Oct, 1943, at ___ o'clock ___ M., and was duly recorded on the 27 day of Oct, 1943, Book No. 5 on Page 266 in my office.

Witness my hand and seal of office, this the 27 day of Oct, 1943.

A. C. ALSWORTH, Clerk.

By Addie T Dunning, D. C.

BOOK 5 PAGE 267

STATE OF MISSISSIPPI,
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of Mora Collins Loyd, deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned ~~Clerk of the Chancery Court~~ Notary Public in and for said County and State, Everna Body, subscribing witness to a certain instrument of writing, purporting to be the last will and testament of the said Mora Collins Loyd who, being duly sworn, deposed and said, that the said Mora Collins Loyd signed, published and declared said instrument as her last will and testament on the 6th day of August A. D., 1943, the day of the date of said instrument, in the presence of this deponent, and in the presence of Lona R-Ross the other subscribing witness ....., and that said Testatrix was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in said County and State, and this deponent and ..... and ..... subscribed and attested said instrument as witness to the signature and publication thereof, at the special instance of said Testatrix, and in the presence of the said Testatrix and in the presence of each other, on the day and year of the date of said instrument.

Everna Body
Everna Body

Sworn to and subscribed before me this the ..... day of September A. D., 19 43

Notary Public

Chancery Clerk.

....., D. C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 19 day of Oct, 1943, at - o'clock M., and was duly recorded on the 27 day of Oct, 1943, Book No. 5 on Page 267 in my office.

Witness my hand and seal of office, this the 27 day of Oct, 1943.

A. C. ALSWORTH, Clerk.

By Addie F Nunnery, D. C.

LAST WILL AND TESTAMENT OF MISS. FLORA ANDERSON

I, the undersigned, Miss. Flora Anderson, of Canton, Mississippi, being of adult age and of sound mind and memory, do hereby make and declare and publish this as my Last Will and Testament, hereby revoking any and all wills heretofore made by me.

I wish my just debts to be paid, if probated against my estate after my death as required by law.

It is my will that all of my property, real and personal, of every kind, shall at my death go unto my beloved niece Mrs. Ben K. Pearce, who now lives in Greenwood, Mississippi; and I do hereby bequeath and devise unto her all of my estate of every kind whatsoever to belong to her aboslutely.

And I do hereby name and constitute her as the executrix of this my will without necessity on her part to give bond as such and without necessity on her part to account in any court whatsoever as executrix or with regard to my estate or its disposition.

I have other relatives whom I love, but it is my will that the above named beneficiary of this my will shall take my estate at my death.

Witness my signature in Greenwood, Mississippi on this the 29th day of May 1940.

Miss Flora Anderson.

The above will was signed and published and declared by the testatrix Miss Flora Anderson as her last will and testament in our sight and presence; and now we in her sight and presence and in the sight and presence of each other and at the request of the said Miss Flora Anderson do affix our signatures to this her will as attesting witnesses thereto. This May 29th 1940, in Greenwood, Mississippi.

J. A. Hickins

B. D. Mills

Mrs Ellen Harris

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 26 day of Oct, 1943, at - o'clock - M., and was duly recorded on the 27 day of Oct, 1943, Book No. 5 on Page 268 in my office.

Witness my hand and seal of office, this the 27 day of Oct, 1943.

A. C. ALSWORTH, Clerk.

By Addie Trimmig, D. C.

November 14-1938
This is my Last Will

I. W T Rogers am in my right mind and wish to make my Will
I Therefore Will to my Wife Eliza Rogers all the Property in my name for her to use as long as she live, also the use of money in Banks as long as she live
And after she die the money that is left must go and be divided equaly with all our Grand children each one must have the same amount
And the Home and Farm must go to my Son W. H. Rogers for taking care of us wile we both live. And i would suggest that my son W. H. Rogers should look after the interest of all and i hope and trust that this will be satisfactory to all Family signed by my own Hand W T Rogers
My full name William Thomas Rogers

Opened 11/2/43 in the presence of Mrs Eliza Rogers, Mr. Lou Rogers Mrs Lena R Carr & J D Brown

My Will
Nov 14-38
W T Rogers

STATE OF MISSISSIPPI, County of Madison:
I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 9 day of Nov, 1943, at - o'clock - M., and was duly recorded on the 10 day of Nov, 1943, Book No. 5 on Page 271 in my office.
Witness my hand and seal of office, this the 10 day of Nov, 1943
A. C. ALSWORTH, Clerk.
By Agnes F. Dunning, D.C.

BOOK 5 PAGE 271

BOOK 5 PAGE 272

IN THE CHANCERY COURT OF MADISON COUNTY, STATE OF MISSISSIPPI.

IN THE MATTER OF THE ESTATE OF
WILLIAM THOMAS ROGERS, DECEASED

- - - PROOF OF WILL - - -

STATE OF MISSISSIPPI,
COUNTY OF MADISON.

In the matter of a certain instrument purporting to be the last will and testament of William Thomas Rogers, deceased, of Madison County, Mississippi.

Be it remembered that at a regular term of the Chancery Court of said County and State, begun and held at the Courthouse thereof on the 8th day of November, 1943, personally appeared in open Court J. P. Carr and J. J. Kelp who after being duly sworn, stated on their oath that they are adult resident citizens of Madison County, Mississippi; that they knew William Thomas Rogers who had a fixed place of residence in Madison County, Mississippi; that said William Thomas Rogers departed this life on the 9th day of October, 1943; that they were familiar with the handwriting of the said decedent; that the instrument of writing dated November 14, 1942 hereto attached purporting to be the last will and testament of the said William Thomas Rogers, deceased, is wholly written, dated and subscribed by said decedent in his own handwriting, and that at the time said will was executed the decedent was above the age of twenty-one years, and was of sound and disposing mind and memory.

J. P. Carr

J. J. Kelp.

Sworn to and subscribed in open court on this the 9 day of November, 1943.

A. C. Alsworth
Chancery Clerk.
By Annie [illegible] D. C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 9 day of Nov, 1943, at - o'clock - M., and was duly recorded on the 10 day of Nov, 1943, Book No. 5 on Page 272 in my office.

Witness my hand and seal of office, this the 10 day of Nov, 1943.

A. C. ALSWORTH, Clerk.

By Annie F Dunning, D. C.

BOOK 5 PAGE 273

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI.

NOVEMBER 1943 TERM.

IN RE:

ESTATE OF WILLIAM THOMAS ROGERS, NO. 12199

DECEASED.

Be it remembered that heretofore, to-wit, on Tuesday, the 9th day of November, 1943, same being at the regular November 1943 Term of this Court, this cause came on to be heard before Honorable L. E. Montgomery, Judge of said Court, whereupon the following testimony was taken.

Hon. J. T. Brown,

Appearing for petitioner.

MR. J. P. CARR,

called as a witness in behalf of Petitioner, having been first duly sworn, testified as follows:

DIRECT EXAMINATION BY HON. J. T. BROWN:

Q Your name is J. P. Carr, I believe?

A J. P. Carr--John Price.

Q Where do you live?

A Ridgland.

Q How long have you lived in that neighborhood, Mr. Carr?

A 38 years-something like that.

Q Did you know Mr. William T. Rogers?

A Yes, sir.

Q During his lifetime--I believe his full name was William Thomas Rogers?

A Yes, sir.

Q Did you know him well during his lifetime?

A Yes, sir.

Q Are you familiar with his handwriting?

A Yes, sir.

Q I hand you herewith what purports to be his last will and testament, dated November 14, 1938, and I will ask you if that document is wholly written in his own hand? (handing witness paper)

A Yes, sir.

Q Is that his handwriting?

A Yes, sir.

Q You are familiar with his handwriting?

A Yes, sir.

Q I will ask you if that document is subscribed--that is signed under by him with his own signature?

A Yes, sir.

Q That is his signature attached to it, is it?

A Yes, sir.

MR. J. J. REAP,

called as a witness in behalf of the Petitioner, having been first duly sworn, testified as follows:

DIRECT EXAMINATION BY HON. J. T. BROWN:

Q Mr. Reap, your initials are what?

A J. J.

Q Where do you live, Mr. Reap?

A I live down there close to where Mr. Rogers lived.

Q You are one of his neighbors?

A Yes, sir.

Q Did you know Mr. William T. Rogers, whose full name is William Thomas Rogers, during his lifetime?

A Yes, sir.

Q Are you familiar with his handwriting?

A Yes, sir.

Q I hand you what purports to be his last will and testament, dated November 14, 1936, and I will ask you if that document was wholly written in his own hand? (handing witness paper)

A Yes, sir.

Q Were you familiar with his signature?

A Yes, sir.

Q I will ask you if that document is subscribed by him?

A Yes, sir.

Q It is?

A Yes, sir.

Q Written in his own handwriting and subscribed by him?

A Yes, sir.

FILED 5 DEC 1946

MR. W. H. ROGERS,

called as a witness in behalf of the Petitioner, having been first duly sworn, testified as follows:

DIRECT EXAMINATION BY HON. J. T. BROWN:

Q Your name is Mr. W. H. Rogers?

A Yes, sir, W. H. Rogers.

Q Mr. Rogers, what kin, if any, were you to Mr. William Thomas Rogers, Deceased?

A Son.

Q You are his son. Is your father, Mr. William Thomas Rogers, living or dead?

A Dead.

Q When did he die?

A October 9th.

Q 19 and what?

A 1943.

Q After his death what, if any, search was made by you and the members of his family for his last will and testament?

A We went to the bank with you and Mr. Hart--I think Mr. Hart was there--and got it out the lock box.

Q Got out whose lock box?

A His--W. T. Rogers' lock box.

Q Did you go through that lock box in the presence of Mr. Hart, your mother, your sister and myself?

A Yes, sir.

Q When you went through the lock box did you look at each and every paper in there to see if you could find his will?

A Yes, sir.

Q Did you find this document in his lock box? (handing witness paper)

A Yes, sir.

Q Did you find anythingelse in the lock box in the way of a paper or document purporting to be his last will and testament?

A Not anything but just that. (indicating)

Q Just that--that is all you could find?

A Yes, sir.

Q How old was your father when he died?

A Seventy-five.

Q Then in 1938 he would have been about 70 years of age, is that right?

A Yes, sir.

Q What was the condition of his mind in 1938, November 14th?

A Good.

Q What?

A It was good.

Q Is there any reason why he shouldn't be able at that time to make a good and valid last will and testament?

A I don't know of any reason at al.

Q He was then of sound and disposing mind and memory at the time?

A Yes, sir.

Q (addressing the witnesses, J. F. Carr and J. J. Reap) I will ask both you gentlemen-both Mr. Reap and Mr. Carr, the same question?

A (both witnesses) Yes, sir, he was.

Q He was of sound and disposing mind and memory on November 14, 1938?

A (Both witnesses, Mr. Carr and Mr. Reap) Yes, sir.

Q Mr. Rogers, let me ask you this question, where did your father live at the time of his death?

A Just south of Ridgeland.

Q In what county?

A Madison.

Q How long had he lived in Madison County?

A Forty--moved there in 1898, I think.

Q He moved there in 1898?

A Yes sir.

Q And he lived there--

A Forty-four or forty-five years.

Q He lived there 44 or 45 years?

A Yes, sir.

Q And was living there at the time of his death?

A Yes, sir.

Q Did he own property there?

A Yes.

Q In the way of real estate?

A 60 acres of land.

Q And at the time of his death he left other property, did he?

A Yes.

Q In the way of money and bonds?

A Money and bonds.

Q The extent of his property that he owned at the time of his death would be about what, do you think? Just an estimate?

A You mean the money and the bonds?

Q Money, bonds and property?

A I don't know what--it would be in the neighborhood of $10,000.00 or more--I don't know just what he had down there.

Q Did he leave any children?

A Yes.

Q Who are they?

A Mrs. Carr and myself.

Q You and Mrs. Carr are the only children?

A Yes, sir.

Q Did he leave a widow?

A Yes.

A Yes.

Q Your mother?

A Yes, sir.

Q Is she living?

A Yes, sir.

Q Both you and your sister are above the age of 21, are you?

A Yes, sir.

BY MR. BROWN: Let the record show that this instrument of date November 14, 1938 is offered in evidence as Exhibit A to the testimony of Mr. W. H. Rogers.

BY THE COURT: Let the record show that the stenographer is to not accept the custody of the instrument, but that the instrument will be turned over to the Clerk to be dealt with as the statute requires.

IN RE: IN THE CHANCERY COURT

ESTATE OF WILLIAM THOMAS ROGERS, OF

DECEASED. MADISON COUNTY, MISSISSIPPI.

This is to certify that the foregoing six (6) pages contain a full, true and correct transcript of the notes of the evidence taken by me on the trial of the above styled cause on Tuesday, November 9th, 1943.

Witness my signature, this the 15th day of November, 1943.

Anita Jackson Dyer
Official Court Reporter 11th Chancery District of the State of Mississippi.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 15 day of NOV, 1943, at 2 o'clock P. M., and was duly recorded on the 18 day of NOV, 1943, Book No. 5 on Page 279 in my office.

Witness my hand and seal of office, this the 18 day of NOV, 1943.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D.C.

LAST WILL AND TESTAMENT OF JAMES SIMNS

BE IT REMEMBERED, That I, James Simns, of the City of Indianapolis, Marion County, State of Indiana, being of sound and disposing mind and understanding, do make, declare and publish this, my LAST WILL AND TESTAMENT, hereby revoking any and all former wills heretofore made by me.

ITEM 1.

I direct that all of my funeral expenses and just debts be first paid in full.

ITEM 2.

I give, bequeath and devise to my nephew, John Wesley Simns, of the City of Indianapolis, Marion County, Indiana, and to my two nieces, Elenora Overton, of Indianapolis, Marion County, Indiana, and Tecora Jones, also of Indianapolis, Marion County, Indiana, all of my property, of whatsoever kind and nature, and wheresoever said property may be located, found or situated, and which I may own or be entitled to, at the time of my demise, to be divided among them, equally and share and share alike.

IN TESTIMONY THEREOF, I, to this, MY LAST WILL AND TESTAMENT, sign my name and affix my seal, in the city of Indianapolis, Marion County, Indiana, on the 9th day of October, 1940.

James Simns

Signed, sealed, declared and published by the said James Simns, as and foe his Last Will And Testament, in our presence, and who, at his request, and in his presence and in the presence of each other, have signed our names as witnesses hereto.

Jefferson D. Clinton

919 Camp St.

Indianapolis, Indiana.

A. Chesterfield Terence

2296 Indiana Ave. St.,

Indianapolis, Indiana

Duplicate

PROBATED IN OPEN COURT
THIS 12 DAY OF NOVEMBER 1943.
V. H. MANIFOLD
JUDGE PRO TEM.

ORDERED SPREAD OF RECORD.

BOOK 5 PAGE 281

Affidavit of Death and Proof of Will

STATE OF INDIANA
Marion County } Sct:

John W. SIMMS being duly sworn, on oath says that JAMES SIMMS departed this life on or about the 23 day of JUNE, 194 3, and at the time of his death was a resident of said County and State.

JOHN W. SIMMS

Subscribed and sworn to before me this 12 day of NOVEMBER, A. D. 194 3.

(SEAL) A. JACK TILSON, Clerk

Before the Clerk of the Probate Court of the County of Marion, in State of Indiana, personally came

A. CHESTERFIELD TERENCE

one of the subscribing witnesses to the foregoing instrument of writing, who being by me first duly sworn, upon oath deposes and says that

JAMES SIMS

the testator named in the instrument of writing purporting to be his LAST WILL AND TESTAMENT, did sign, seal, publish and declare the same to be his last Will and Testament, on the day of the date thereof; that the said testator was, at the same time, of the full age of twenty-one years, and of sound and disposing mind and memory, and that he was under no coercion, compulsion or restraint, and that he was competent to devise his property. And that the said testator so signed, sealed, published and declared the same to be his last Will and Testament, in manner and form as aforesaid, in the presence of affiant and of JEFFERSON D. CLINTON

the other subscribing witness thereto, and that they each attested the same, and subscribed their names as witnesses thereto, in the presence and at the request of said testator, and in the presence of each other.

A. CHESTERFIELD TERENCE

Subscribed and sworn to before me, in witness of which, I hereunto affix the seal of said Court, and subscribe my name at Indianapolis, this 12 day of NOVEMBER, A. D. 194 3.

(SEAL) A. JACK TILSON, Clerk

BOOK 5 PAGE 283

State of Indiana, }
Marion County, } ss:

I, the undersigned, Clerk of the Probate Court within and for said County and State, the same being a Court of Record, and having, within said County exclusive probate jurisdiction, do hereby certify the above and foregoing to be a true, correct and complete copy of the last will and testament of

.... JAMES SIMMS, *deceased, late of said County, and of the testimony in proof thereof, and the certificate of probate as endorsed thereon, and that the same has been duly admitted to probate record in said Court as the last will and testament of said testator, as appears of record in my office.*

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Probate Court, at my office, in the City of Indianapolis, this

13th. *day of* NOVEMBER *19* 43.

A. Jack Tilson
Clerk Probate Court, Marion County, Indiana

STATE OF INDIANA }
COUNTY OF MARION }

I, Dan V. White, Judge of the Probate Court of the above County and State, do hereby certify that A. Jack Tilson, whose certificate is attached to the foregoing copy of will and proof, is Clerk of said Court, duly Elected and qualified as such, and that his certificate and attestation above are authentic and in due form of law.

Witness my hand at Indianapolis, Indiana, this, the 27th day of November, 1943.

Dan V. White
Judge of Probate Court

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 29 day of Nov, 1943, at 10 o'clock a M., and was duly recorded on the 1 day of Dec, 1943, Book No. 5 on Page 280 of my office.

Witness my hand and seal of office, this the 1 day of Dec, 1943

A. C. ALSWORTH, Clerk.

By Addie F Dunaway, D. C.

I, Doc Campbell, being of sound mind and disposing memory and over the age of twenty-one years, do make, declare and publish the following as my last will and testament, revoking all others that I have heretofore made.

First: I direct that all of my just debts be paid,
second: I give, bequeath, and devise to my dear wife, Solie Campbell, as long as she remains unmarried, all the property that I may own at my death, but in case she should remarry after my death, then I give, bequeath, and devise to my said wife, Solie Campbell, and to my son, Barnett McLaurin Campbell, all property that I may own at my death, share and share alike, third: I hereby name, constitute and appoint my said wife, Solie Campbell as my executrix and direct that no bond be required of her, and that she account to no court.

Witness my signature this the 29th day of December, 1936. and the signatures of two witnesses, who have signed at my request, and in my presence, and I have signed this will in their presence, and they have signed as witnesses in the presence of each other

Doc Campbell

Witnesses:
F. S. Dunning
R. E. Spivey

STATE OF MISSISSIPPI, County of Madison:
I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 10 day of Dec, 1943, at 10 o'clock A. M., and was duly recorded on the 11 day of Dec, 1943, Book No. Will Book 5 on Page 284 in my office.
Witness my hand and seal of office, this the 11 day of December, 1943.
A. C. ALSWORTH, Clerk.
By Addie F Dunning, D. C.

B. T. WINTER
POCAHONTAS, MISSISSIPPI

Pocahontas Miss Page

July 4th 1740

B. T. WINTER
POCAHONTAS, MISSISSIPPI

Page 2

between My Brother W C Winter or his
heirs if he is not living, Estate of my
brother John D Winter, my sister Mrs
Tom Upshaw now of Oklahoma City Okla
my sister Mrs R B Towns of Grenada
Miss. owe no debts at this time
[illegible] box at [illegible]
is in the [illegible]
[illegible]
[illegible] in my [illegible]
[illegible] to [illegible] the
[illegible] on the [illegible]
[illegible]
[illegible]
land [illegible]
[illegible]
[illegible]
P.S.
[illegible] a deposit in [illegible]
[illegible]

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 3 day of January, 1944, at [illegible] o'clock - M., and was duly recorded on the 5 day of January 1944, Book No. 5 on Page 285 in my office.

Witness my hand and seal of office, this the 5 day of January, 1944.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D.C.

IN THE MATTER OF THE ESTATE OF B. T. WINTER, DECEASED

STATE OF MISSISSIPPI

MADISON COUNTY

Personally appeared before me, Robert H. Powell, a Notary Public, in and for said County and State within named W. C. Winter, Jr., personally known to me, who makes affidavit that he has seen B. T. Winter write his name and that he is familiar with his hand writing, and that he has examined this instrument of writing herewith offered by W. C. Winter, Executor named in said Will for probate and record as the last will and testament of B. T. Winter, deceased, and that he knows the instrument is wholly written and signed by the said B. T. Winter in his own proper handwriting.

He knows further that the said B. T. Winter was on the day of the date of said instrument, that is on July 4, 1940, of sound and disposing mind and memory and was more than twenty one years of age and in law was capable of executing said will.

This January 3, 1944.

W. C. Winter Jr.

Sworn to and subscribed before me this the 3, day of January 1944.

Robt H Powell
Notary Public

STATE OF MISSISSIPPI, County of Madison:
I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 3 day of January, 1944, at Civil Book o'clock M., and was duly recorded on the 5 day of January 1944, Book No. 5 on Page 287 in my office.
Witness my hand and seal of office, this the 5 day of January, 1944.
A. C. ALSWORTH, Clerk.
By Addie T Dunning, D. C.

LAST WILL AND TESTAMENT OF FLORENCE REED

I, Florence Reed, a resident of the City of Jackson, First District of Hinds County, State of Mississippi, being over the age of twenty-one years and of sound disposing mind, memory and understanding, do hereby make, publish and declare this my last will and testament, hereby revoking any other instrument or instruments purporting to be.

1. At my death I desire that all my just debts shall first be paid.

2. I desire that the sum of One Thousand Dollars shall be expended on my funeral.

3. I hereby give, devise and bequeath unto Ed Reed, my husband the house in which we now live in the City of Jackson, Mississippi being the house next to that of Amanda Sayles residence, together with a frontage on Livingston Road which extends from the North line of Amanda Sayles lot to one-half the distance between the above house and the one immediately north of same which also belongs to me; and I also give, devise and bequeath unto the said Ed Reed all that land, on a part of which the above house is located, which was conveyed to me by John and Ben Hart, November 29, 1907, situated in the First District of Hinds County, Mississippi, by deed recorded in deed book 53, at page 402, except the houses and lots reserved therefrom and specifically bequeathed to other beneficiaries hereinafter mentioned. I also give, devise and bequeath unto the said Ed Reed that property conveyed to me by Mary Brumfield, et al on December 15, 1913 by deed recorded in deed book 92, at page 64. I also give, devise and bequeath to the said Ed Reed an undivided one-fourth interest in eighty acres of land situated in Madison County, Mississippi which was left me by will of my deceased sister Eliza Jane Reed. I also devise to said Ed Reed any sums of money after payment of devises hereinafter made.

4. To William Reed I give, devise and bequeath the house situated on a part of the aforesaid property conveyed to me by John and Ben Hart on November 29, 1907 deed book 53, page 402, situated in the

First District of Hinds County, Mississippi, which fronts on Livingston Road and is situated immediately north of the house heretofore bequeathed to Ed Reed out of said tract, together with the lot on which it is located having a frontage on Livingston Road beginning at the north line of the lot our of said tract which was bequeathed to Ed Reed and running back with said line sixty feet, thence northwardly parallel with Livingston Road to a point which intersects a line drawn from Livingston Road equidistant between the fronts of the house hereby bequeathed and the one immediately north of same, thence along said last named line to Livingston Road, and thence to the north boundary line of the house bequeather to Ed Reed aforesaid. I also give devise and bequeath to the said William Reed an undivided one-fourth interest in a certain one hundred and eighty acre tract of land in Madison County, Mississippi, conveyed to me by Ed Reed, January 31, 1922, recorded in deed book 1 at page 328 in the office of the chancery clerk in said county. I also give and devise to said William Reed the sum of One Hundred Dollars.

5. I give, devise and bequeath to Florence Canady the house situated on a part of the land conveyed to me by John and Ben Hart aforesaid on November 29, 1907, deed book 53, at page 402 which lies just north of and adjoining the house bequeathed to William Reed above, together with a lot on which it is located, the south line of which is the north line of said William Reed lot above, bequeathed to him, running back sixty feet along the north line of William Reed lot, thence north to where it intersects a line from Livingston Road which is drawn so as to be equidistant from the fronts of this house and that of William Reed aforesaid, thence with said line to Livingston Road, and thence south along said Livingston Road to the north line of the lot bequeathed to William Reed aforesaid in the First District of Hinds County, Mississippi.

6. To Thornton Reed I give, devise and bequeath that house located on a part of the land conveyed to me by John and Ben Hart aforesaid on November 29, 1907, deed book 53, at page 402, which lies

immediately north of and adjoining the house and lot bequeathed to Florence Canady together with the lot on which same is located whose south line is the north line of Florence Canady's lot aforesaid, running back from Livingston Road along the last named line sixty feet, thence north to Fisher Street, thence westerly along said street to Livingston Road, and thence southwardly to the north line of Florence Canady's lot aforesaid. To Thornton Reed I also give, devise and bequeath the other undivided one-fourth interest in that one hundred and eighty acres of land in Madison County, Mississippi, conveyed to me by Ed Reed on January 31, 1922, recorded in deed book 1 at page 328, and I also devise to the said Thornton Reed the sum of One Hundred Dollars.

7. To Robert Rogers I give, devise and bequeath that house located on a part of the property situated in the First District of Hinds County, Mississippi conveyed to me by John and Ben Hart on November 29, 1907, recorded in deed book 53, at page 402, which is immediately back of the house bequeathed to Thornton Reed above and the lot on which it is located, situated on Fisher Street extended, the west line of which lot begins on Fisher Street, coincides with the east line of the lot bequeathed to Thornton Reed above, and runs back from Fisher Street extended sixty feet, thence east 25 feet parallel with Fisher Street thence north parallel to the west line of said lot to Fisher Street and thence west to the point of beginning. To Robert Rogers I also give, devise and bequeath an undivided one-half interest in that eighty acres of land left to me by will of my deceased sister Eliza Jane Reed in Madison County, Mississippi, and the sum of Fifty Dollars in cash.

8. To James Rogers I give, devise and bequeath an undivided one-fourth interest in that eighty acres of land in Madison County, Mississippi, left me by will of my deceased sister Eliza Jane Reed and the sum of Fifty Dollars.

9. To Eliza Tripp, I give, devise and bequeath that property conveyed to me by Henry and Lula Collier by deed dated June 22nd,

1926 and recorded in Deed Book 151, at page 219 in the First District of Hinds County, Mississippi.

10. To Florence Reed and Johnnie Reed, I give, devise and bequeath an undivided one-half interest each in and to the house and lot situated in the First District of Hinds County, Mississippi, conveyed to me by Sidney Hart on October 27, 1919, recorded in deed book 118, at page 467 and the sum of One Hundred Dollars each in severalty.

11. To Ann Gordon I devise the sum of Fifty Dollars.

12. To Cynthia Sims I devise the sum of Seventy Dollars;

13. To Alex Mitchell I devise the sum of Fifty Dollars.

14. To Addie Williams I devise the sum of Seventy Dollars.

15. To Beatrice Fulger I devise my watch and chain and the sum of Ten Dollars.

I do hereby nominate, constitute and appoint as executor of this my last will and testament my husband, Ed Reed.

Witnessed, published and declared as my last will and testament on this the 4th. day of January, 1927.

A. N. Wacaster
Stell Walker,
Subscribing witnesses.

Florence Reed

Signed by us as subscribing witnesses to the above last will and testament of Florence Reed, at her request, she having signed the same in our presence and we having signed as such witnesses in her presence and in the presence of each other.

A. N. Wacaster,

Stell Walker,

Filed April 28, 1933
W. W. Downing, Clerk

STATE OF MISSISSIPPI
COUNTY OF HINDS

CERTIFICATE OF TRUE COPY

I, W. W. Downing, Clerk of the Chancery Court in and for said jurisdiction do hereby certify that the above is a true and correct copy of WILL as appears of record in my office in Will Record No. 4, Page 67.

Given under my hand and official seal this 12th, day of Oct. 1943.

(SEAL)

W. W. Downing,
Chancery Clerk
BY Hillie Cook D.C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 14 day of February, 1944, at 2 o'clock - M., and was duly recorded on the 16 day of February, 1944, Book No. 2 on Page 288 in my office.

Witness my hand and seal of office, this the 16 day of February, 1944

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

BOOK 5 PAGE 292

LAST WILL AND TESTAMENT OF IDA MARGON
MADISONVILLE, MISSISSIPPI

IN THE NAME OF GOD AMEN!

I, Ida Margon, of the county of Madison, State of Mississippi, knowing the uncertainty of life and the certainty of death being twenty one years of age and of sound and disposing mind and memory make declare and publish this my Last Will and Testament hereby revoking all others heretofore made by me.

ITEM 1.

On account of the love and affection I have for my son and daughters, namely, Alfred Margon, Richard Margon, Vinny Boyd, Raymond Margon, Callie Jones, Ethel Margon, Virginia Margon, Irene Ousley, Hattie Lacey, and Ruth Murphy, I devise to each, share and share alike, all my property real personal and mixed that I might die seized or possessed.

ITEM 2.

On account of the said sons in law, Richard Margon, Vinny Boyd, I hereby appoint as executors of this my Last Will and Testament, and direct that they shall not be required to enter any bond as such executors of the Court, except to the extent required by law.

ITEM 3.

I desire my Executors, hereinafter named, to pay all my just debts.

ITEM 4.

I desire that the firm of ALLEN & WOOD or the survivor attend to the probating of my will and all matters incident thereto in the winding up of my estate.

In witness whereof I have signed, published and declared this instrument as my Last Will and Testament this the 27th. day of January, A. D. 1941.

Ida Margon
TESTATRIX

State of Mississippi
Madison County

The said Ida Margon in the county aforesaid, State aforesaid, on the 27th. day of January, 1941, signed in our presence the foregoing instrument and published and declared same as her Last Will and Testament and requested us to sign it as witnesses and in the presence of the said Testatrix and in the presence of each other we hereunder written and now subscribe our names as witnesses thereto.

Allen Nichols WITNESS R. 2, Box 92 Pickens, Miss.
Callie Jones WITNESS R. 2, Box 116 Pickens Miss

STATE OF MISSISSIPPI, County of Madison:
I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 26 day of February, 1944, at — o'clock — M., and was duly recorded on the 28 day of February, 1944, Book No. 5 on Page 292 in my office.
Witness my hand and seal of office, this the 28 day of February, 1944.
A. C. ALSWORTH, Clerk.
By Addie F. Dunning, D. C.

STATE OF MISSISSIPPI,
MADISON COUNTY

BOOK 5 PAGE 293

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of Ida Hargon, deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State, Allecy Nichols /and/ a, subscribing witnesses to a certain instrument of writing, purporting to be the last will and testament of the said Ida Hargon who, being duly sworn, deposed and said, that the said Ida Hargon signed, published and declared said instrument as her last will and testament on the 27 day of January A. D., 19 41, the day of the date of said instrument, in the presence of this deponent, and in the presence of Callie Jones the other subscribing witness, and that said Testatrix was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in said County and State, and this deponent and Callie Jones and, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testatrix, and in the presence of the said Testatrix and in the presence of each other, on the day and year of the date of said instrument.

Allecy Nichols

Sworn to and subscribed before me this the 26 day of February A. D., 19 44

A. C. Alsworth
Chancery Clerk.

, D. C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 26 day of February, 1944, at — o'clock M., and was duly recorded on the 28 day of February 1944, Book No. 5 on Page 293 in my office.

Witness my hand and seal of office, this the 28 day of February, 1944.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

12.320

LAST WILL AND TESTAMENT OF CHARLES BROUGHER COOPER, MADISON COUNTY, STATE OF MISSISSIPPI.

I, Charles Brougher Cooper, Sr., of Madison County, State of Mississippi, being of sound mind and memory, do make, publish and declare this to be my last will and testament, this the 27th day of April, A. D., 1933, and revoking all former wills by me made:

First: I direct that all of my just debts, at the time of my death, shall be ascertained and paid by my Executrix.

Second: My estate, at this time, consists of 480 acres of land, known as the Ellendale Farm and a one-half interest in 140 acres of land in Section 12, Township 11, Range 3 East, known as the Montgomery Tract, which formerly belonged to me and my wife jointly; also 80 acres in Section 13, Township 11, Range 3 East, belonging to me individually, and also my interest in the estate of my deceased wife, Ellen M. Cooper, consisting at the time of her death of 347 acres of land located in Madison County, Mississippi; also the stock, cattle and personal property now located on the Ellendale Farm and my interest in all the personal property owned by my wife, Ellen M. Cooper, at the time of her death.

Third: I devise and bequeath to my daughter, Carolyn Cooper, the S½ of the 480 acres of land, known as the Ellendale Farm, and upon which I now reside, less 2 acres deeded to my son, Charles B. Cooper, Jr., which is his homestead lot and with the 2 acres deeded to my son is reserved and given also the driveway or outlet from his home lot to the public road as now used.

Fourth: The Northern Half of said Ellendale Farm, consisting of 480 acres, I hereby devise and bequeath to my grand-daughter, Frances Bell Cooper, the daughter of Charles B. Cooper, Jr., and Agnes Cooper.

Fifth: I hereby devise and bequeath all other interest in lands owned by me in Madison County, Mississippi, at the time of my death, to my other four children, namely: Charles Thomas Cooper, Chicago, Illinois, Mrs. Bessie Young Cook, Canton, Mississippi, Mrs. Ellen Vernon, Brookhaven, Mississippi, and Mrs. James Pearce, Madison County, Mississippi; also all my personal property, stock, cattle and money, to be divided equally among the last four mentioned children.

Sixth: I do not make any provision for Mrs. Irvin L. Cooper, of New Orleans, La., widow of my son, now deceased, because she has no family and has an estate of her own left to her by my deceased son, Irvin L. Cooper.

Seventh: I desire to state, in this, my last will and testament, that providing for Carolyn Cooper as I have I want to express my gratitude and appreciation for her faithful service rendered in the household during all of these years.

Eighth: I name and appoint Carolyn Cooper as Executrix of this, my last will and testament, to see that the provisions of this will are carried out as stated. I do not require any bond or Court accounting from her but if the Court requires, she will have to give it.

In witness whereof, I herewith set my hand and seal the day and year above mentioned. All erasures and interlineations made before signing.

Charles Brougher Cooper

Signed, sealed and published and acknowledged by the said Charles Brougher Cooper, as and for his last Will and Testament in the presence of us, who in his presence, and at his request, and in the presence of each other, have subscribed our names hereunto as witnesses thereof.

Elizabeth Mast Canton, Miss.

N. Luben Canton, Miss.

A C Alsworth Clerk
By Addie T Dunning DC

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 29 day of March, 1944, at ____ o'clock ____ M., and was duly recorded on the 31 day of March, 1944, Book No. 5 on Page 294 in my office.

Witness my hand and seal of office, this the 31 day of March, 1944.

A. C. ALSWORTH, Clerk.

By Addie T Dunning, D. C.

STATE OF MISSISSIPPI,
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of Charles Brougher Cooper, Sr., deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State, H.T.Huber ~~and~~ one of the two, subscribing witnesses to a certain instrument of writing, purporting to be the last will and testament of the said Charles Brougher Cooper, Senior, who, being duly sworn, deposed and said, that the said Charles Brougher Cooper, Senior, signed, published and declared said instrument as his last will and testament on the 27th day of April A. D., 1933, the day of the date of said instrument, in the presence of this deponent, and in the presence of Elizabeth Martz the other subscribing witness, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in said County and State, and this deponent and Elizabeth Martz ~~and~~ subscribed and attested said instrument as witness to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and year of the date of said instrument.

H. T. Huber

Sworn to and subscribed before me this the 29th day of March A. D., 1944

A. C. Alsworth
Chancery Clerk.

Sara Nichols, D.C.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 29 day of March, 1944; at ~ o'clock ~ M., and was duly recorded on the 31 day of March, 1944, Book No. 5 on Page 296 in my office.

Witness my hand and seal of office, this the 31 day of March, 1944.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

#12328 BOOK 5 PAGE 297

State of Miss
Madison County
I Emmet Huston of Said County Miss. of Sound Mind + Mery, Make this my last + Will: I give devise and bequeath all my Estate and property, real + personal. as follows,
To Mattie Huston My Wife. and To Jessie Huston My Son. I give all of my Land. 160 acres. and all my personal property Jointly, in case of the death of Either one then this property Shall go to the Other. All of said property Shall be responsible for any + all the debts I may owe at the time of my death. To Sam Huston I give One Dollar
I Appoint as Executor of this my last Will Mr R F McKay. of Madison County Miss.
In Wilness Whereof. I have Signed + published and declaried this as my Will at Said County This 13th day of June 1941.
Emmit X Huston
his mark

State of Miss
Madison County } The Said Emmit Huston in the County of Madison Miss on the 13th Day of June 1941. Signed the foregoing instrument and published + declared the Same in our presence as his last Will: and We at his request + in his presence + in the presence of Each other

on Said date have hereunto Written our Names as Subscribing Witness thereof
* J F McKay
* W. Greenwalt, J.P.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 4 day of April, 194 4. at five 30 o'clock P M., and was duly recorded on the 5 day of April, 194 4. Book No. 5 on Page 297 in my office.

Witness my hand and seal of office, this the 5 day of April, 194 4.

A. C. ALSWORTH, Clerk.

By [illegible], D. C.

STATE OF MISSISSIPPI,
MADISON COUNTY

CHANCERY COURT

In the matter of a certain instrument of writing, purporting to be the last will and testament of

Emmit Huston, deceased, late of Madison County, Mississippi.

Personally appeared before the undersigned Clerk of the Chancery Court in and for said County and State, J.J.McKay and H.Greenwaldt, subscribing witnesses to a certain instrument of writing, purporting to be the last will and testament of the said Emmit Huston who, being duly sworn, deposed and said, that the said Emmit Huston signed, published and declared said instrument as his last will and testament on the 13th day of June, 1941 A. D., 19--, the day of the date of said instrument, in the presence of ~~this deponent, and in the presence of~~ these deponents J.J.McKay and H. Greenwaldt ~~the other subscribing witness~~, and that said Testator was then of sound ~~and~~ disposing mind and memory, and more than twenty-one years of age, and having his usual place of abode in said County and State, and ~~this deponent and~~ that these deponents undersigned ~~and~~ did then and there subscribed and attested said instrument as witness es to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and year of the date of said instrument.

J.J. McKay
H. Greenwaldt

Sworn to and subscribed before me this the 4th day of April A. D., 19 44

J. A. Rimmer Jr.
~~Chancery~~ Clerk.

Justice Peace Beat No 3
Madison Miss
~~D. C.~~

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 4 day of April, 1944, at - o'clock M., and was duly recorded on the 5 day of April, 1944, Book No. 5 on Page 298 in my office.

Witness my hand and seal of office, this the 5 day of April, 1944.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

I Mrs. Julia Mayfield, hereby make
publish, and declare this as my
last will and testament.
Item 1. I desire that my just debts
and funeral expenses be paid.
Item 2. I give, devise and bequeath
all of my property, both real
and personal, to my four children
Mrs. Louise Tucker, Mrs Eva Eubank
Mrs C.L. Smith and Mrs T.T. Oliver
and to the children of
William O. Mayfield, who are
Sarah Ann Mayfield and
William O. Mayfield. I share
and share alike, each of my
four children to take an un
-divided one fifth interest in
said property and the two
above named children of

William O. Mayfield together to take an undivided one-fifth interest in said property.
I hereby name, constitute and appoint-Mrs. C. L. Smith as executor of this will, without bond and without being required to report to any Court.
Written and signed by me in my own handwriting, this 4th day of August, 1943.

Mrs. Julia Mayfield.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Alsworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 11 day of April, 1944, at 10 o'clock A M., and was duly recorded on the 11 day of April, 1944, Book No. 5 on Page 299 in my office.

Witness my hand and seal of office, this the 11 day of April, 1944.

A. C. ALSWORTH, Clerk.

By Addie F Dunning, D. C.

State of Mississippi

Madison County

Personally appeared before me, the undersigned officer duly commissioned to administer and certify oaths in and for said county and state, F.E. ALLEN and O.F. GARRETT, who being by me duly sworn say that they were each personally well acquainted with Mrs. Julia Mayfield during her lifetime and at the time of her death, and that they are each thoroughly familiar with and know the handwriting of the said Mrs. Julia Mayfield, and these affiants and each of them have carefully examined and read the foregoing and attached instrument of writing dated the 4th day of August, 1943, and purporting to be the last will and testament of the said Mrs. Julia Mayfield, and that the said instrument of writing is wholly written and subscribed by the said Mrs. Julia Mayfield in her own handwriting, and that the signature thereto is the true and genuine signature of the said Mrs. Julia Mayfield, and that these affiants verily believe that the said instrument of writing is the true and original last will and testament of the said Mrs. Julia Mayfield.

F.E. Allen

O.F. Garrett

Subscribed and sworn to before me this the 27 day of March, 1944.

Sarah W. Ray Dresser

Notary Public.

STATE OF MISSISSIPPI, County of Madison:

I, A. C. Aigworth, Clerk of the Chancery Court of said County, certify that the within instrument was filed for record in my office this 11 day of April, 1944, at 10 o'clock A M., and was duly recorded on the 11 day of April, 1944, Book No. 5 on Page 301 in my office.

Witness my hand and seal of office, this the 11 day of April, 1944

A. C. AIGWORTH, Clerk.

By Addie F Dunning, D. C.