

FILED
FOR COURT USE THIS DATE
FEB 20 1991
BY BILLY V. COOPER CLERK
FEB 17 1983
JOHN J. CORCORAN, COUNTY CLERK
BY B. GULLART , Deputy
CASE NUMBER 679655
HEARING DATE March 14
DEPT 5 TIME 9:15

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS) **BERNARD NEWMAN ESQ.**
 9100 Wilshire Boulevard, Suite 600E
 Beverly Hills, CA 90212

TELEPHONE NO **213/271-5997**

ATTORNEY FOR (NAME) **Petitioner, GEORGIA MAE SMITH, Executrix**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS **111 North Hill Street**
 MAILING ADDRESS **Los Angeles, CA 90012**
 CITY AND ZIP CODE
 BRANCH NAME **Central District**

ESTATE OF (NAME) **PAULINE SMITH ALLEN, aka PAULINE S. ALLEN**
aka PAULINE ALLEN, aka MRS. J.L. ALLEN Decedent

PETITION FOR

PROBATE OF WILL AND FOR LETTERS TESTAMENTARY
 PROBATE OF WILL AND FOR LETTERS OF ADMINISTRATION WITH WILL ANNEXED
 LETTERS OF ADMINISTRATION
 SPECIAL LETTERS OF ADMINISTRATION
 AUTHORIZATION TO ADMINISTER UNDER THE INDEPENDENT ADMINISTRATION OF ESTATES ACT

1. Attorney requests publication in **METROPOLITAN NEWS** for its designee

BERNARD NEWMAN
(Type or print name)

Bernard Newman
(Signature of attorney)

2. Petitioner* (name of each) **GEORGIA MAE SMITH** requests that

- a. decedent's will and codicils, if any, be admitted to probate
- b. (name) **Georgia Mae Smith**
 be appointed (1) executor (3) administrator
 (2) administrator with will annexed (4) special administrator
 and Letters issue upon qualification
- c. authority be granted to administer under the Independent Administration of Estates Act
- d. bond not be required for the reasons stated in attachment 2d see below
 bond be fixed at \$ _____ to be furnished by an authorized surety company or as otherwise provided by law (specify reasons if the amount is different from the minimum required by section 541 of the Probate Code)
 deposits at (specify institution) _____ in the amount of \$ _____ be allowed Receipts will be filed

3 a. Decedent died on (date) **1/26/83** at (place) **Los Angeles, CA**
 a resident of the county named above
 a non-resident of California and left an estate in the county named above located at (specify location permitting publication in the newspaper named in item 1): _____

b. Street address, city, and county of decedent's residence at time of death **5651 Marburn Avenue, Los Angeles, CA 90043**

c. Character and estimated value of the property of the estate
 Personal property \$ **100,000**
 Annual gross income from
 real property. \$ **None**
 personal property. \$ _____
 Total: \$ _____
 Real property: \$ _____

- d. Will waives bond.
 All beneficiaries have waived bond and the will does not require a bond (affix waiver as attachment 3d).
 All heirs at law have waived bond (affix waiver as attachment 3d).
- e. Decedent died intestate
 Copy of decedent's will dated **7/15/80** and codicil dated _____ is affixed as attachment 3e.

B103679356 3833 2/17/83

ESTATE OF (NAME):

PAULINE SMITH ALLEN etc.

CASE NUMBER.

256

Decedent

PETITION FOR PROBATE

f Appointment of personal representative

(1) Appointment of executor or administrator with will annexed

- Proposed executor is named as executor in the will
- No executor is named in the will.
- Proposed personal representative is a nominee (affix nomination as attachment 3f(1)).
- Other named executors will not act because of death declination other reasons (specify in attachment 3f(1)).

(2) Appointment of administrator

- Petitioner is a nominee (affix nomination as attachment 3f(2))
- Petitioner is related to the decedent as

(3) Appointment of special administrator requested (specify grounds and requested powers in attachment 3f(3))

g Proposed personal representative is a resident of California non-resident of California resident of the United States non-resident of the United States.

4 a (Complete in all cases) The decedent is survived by

- (1) spouse no spouse
- (2) parent no parent
- (3) child no child
- (4) issue of predeceased child no issue of predeceased child

b. No surviving child or issue of a predeceased child has been omitted from the list of heirs (item 6)

c (Complete only if no spouse or issue survived the decedent) The decedent

- (1) had no predeceased spouse.
- (2) had a predeceased spouse whose heirs are named in the list of heirs (item 6).
- (3) had a predeceased spouse who had no heirs.

d (Complete only if no parent or issue survived the decedent) The decedent is survived by

- (1) a brother or sister or issue of a predeceased brother or sister. None has been omitted from the list of heirs (item 6)
- (2) no brother or sister or issue of a predeceased brother or sister.

5 Decedent's will does not preclude independent administration of this estate under sections 591-591.7 of the Probate Code

6 The names, residence or mailing addresses, relationships, and ages of heirs, devisees, predeceased devisees, legatees, and predeceased legatees so far as known to petitioner are listed below listed in attachment 6.

NAME AND RELATIONSHIP	AGE	RESIDENCE OR MAILING ADDRESS
-----------------------	-----	------------------------------

SEE ATTACHED LIST

7. Number of pages attached 3

Dated.. February 10 1983

GEORGIA MAE SMITH (Signature of petitioner)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on (date) 2/10/83.. at (place): Beverly Hills

GEORGIA MAE SMITH (Type or print name)

(Signature of petitioner)

PAULINE SMITH ALLEN

I, PAULINE SMITH ALLEN, a resident of Los Angeles County, California, declare that this is my Will.

FIRST: I revoke all Wills and Codicils that I have previously made.

SECOND: I request that my remains be taken to Columbus, Mississippi *G.B.A.* and buried beside my husband, James L. Allen.

THIRD: I hereby give, devise, and bequeath my large dinner ring to my beloved nephew, HENRY C. SMITH, JR., of San Francisco, California.

FOURTH: I hereby give, devise, and bequeath my notes from the sale of my home, located at 764 Dunn Avenue, Memphis, Tennessee, to my sister, ALBERTA F. TOLLIVER, *dec'd* of Canton, Mississippi, to have, hold, use, and enjoy for and during the period of her natural life with the remainder over in fee simple absolute to my nieces, GEORGIA MAE SMITH, of Los Angeles, California, and MILDRED ALLEN STINSON, of Los Angeles, California, as tenants in common, share and share alike. If my sister does not survive me, I hereby give said notes to my said nieces, GEORGIA MAE SMITH of Los Angeles, California, and MILDRED ALLEN STINSON of Los Angeles, California, as tenants in common, share and share alike.

FIFTH: I hereby give, devise, and bequeath my stock in the Security Life Insurance Co. of Jackson, Mississippi to the following persons, to be divided equally among them namely:

James Charles Lewis of Los Angeles, California
 Melvin L. Allen of Compton, California
 Earl Allen of Compton, California
 Hazel Allen White of Los Angeles, California
 Mattie S. Richard of Bakersfield, California
 David Stewart of Bakersfield, California
 Eunice Stewart of Los Angeles, California
 Curtis Tate of Los Angeles, California
 Patricia Webb Lee of Chicago, Illinois, but now of Atlanta, Ga. P. S. A.
 Arvis A. Latting of Memphis, Tennessee
 Perry E. Williams of Atlanta, Georgia
 Richard Middleton of Jackson, Mississippi

and said stock is bequeathed to each of them as set out hereinabove on the condition that each legatee shall survive me and shall be a registered owner of stock in the Security Life Insurance Company of Jackson, Mississippi, or a successor or assignee thereof at the time of my death; but if either or any of them should predecease me, or should dispose of his, her, or their stock prior to my death, so as not to be a registered owner at the time of my death, then and in either event I hereby give and bequeath the shares of stock hereinabove bequeathed to such persons so dying, or so selling their stock, to the survivors or remaining legatees above-named, who are registered owners of stock on the books of said company, to be shared by them in equal parts.

SIXTH: I hereby bequeath ten (10) shares each of the capital stock of Tri-State Bank of Memphis, Tennessee to each of the following persons:

- / Pauline Smith Scott, Flint, Michigan
- / Myonne Smith Cox, Flint, Michigan
- / Ruby Harris McMillin, Chicago, Illinois
- / Jeremiah Harris, Flint, Michigan
- / James Harris, Grand Rapids, Michigan
- / Henry C. Smith, San Francisco, California
- / Dr. Charles Smith, Jr., Flint, Michigan
- / Thomas R. Smith, Flint, Michigan
- / Melvin Lucius Allen, Compton, California
- / Perry E. Williams, Atlanta, Georgia
- / Christopher A. Atkins, Cleveland, Ohio, but now of Mont Clair, N.J. P.S.A.
- / Arvis A. Latting, Memphis, Tennessee
- / Thomas C. Webb, Chicago, Illinois

I hereby give, devise, and bequeath twenty (20) shares of the capital stock of Tri-State Bank of Memphis, Tennessee, to my brother, REV. HENRY C. SMITH of Flint, Michigan.

I hereby give, devise, and bequeath twenty (20) shares of the capital stock of Tri-State Bank of Memphis, Tennessee, to my sister, MARY HARRIS JONES of Grand Rapids, Michigan.

SEVENTH: I hereby give, devise, and bequeath my shares in Universal Life Insurance Company of Memphis, Tennessee, to be divided between Livingston College of Salisbury, North Carolina and McHardy Medical College of Nashville, Tennessee .

EIGHTH: All the rest and residue of my property, of every kind and character, and wherever situated, whether real, personal, or mixed, I hereby devise and bequeath unto my beloved sister, ALBERTA F. TOLLIVER. If she does not survive me for 180 days, I hereby give said residue to my said nieces, GEORGIA MAE SMITH of Los Angeles, California, and MILDRED ALLEN STINSON of Los Angeles, California, in equal shares, share and share alike.

NINTH: I hereby appoint my niece, GEORGIA MAE SMITH, as the Executrix of this Will, to serve without bond. If she is unable or unwilling for any reason to serve in that capacity, I nominate and appoint ARVIS A. LATTING as the substitute Executor hereof, likewise to serve without bond. I authorize my Executrix or substitute Executor to sell, with or without notice, at either public or private sale, or to lease any property belonging to my estate, subject only to such confirmation of court as may be required by law.

I subscribe my name to this Will this 15th day of July, 1980, at Beverly Hills, California.

Pauline Smith Allen
Pauline Smith Allen (Davis) & b.a.

On the date written below, PAULINE SMITH ALLEN (DAVIS)^{a.b.a.} declared to us, the undersigned, that this instrument consisting of five (5) pages, including the page signed by us as witnesses to it.

She thereupon signed her Will in our presence, all of us being present at the same time. We now, at her request, in her presence, and in the presence of each other, subscribe our names as witnesses.

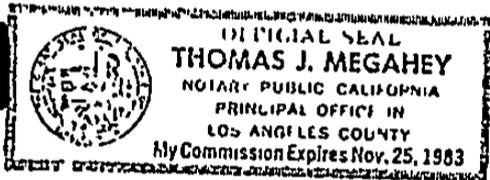
Executed on July 15th, 1980, at Beverly Hills, California.

We declare under penalty of perjury that the foregoing is true and correct.

Hilene Tuck residing at 2010 Claudine Ave.
L.A. 90016

Arthur P. Nelson residing at 203 E. 107th Street
L.A. 90003

_____ residing at _____



Thomas J. Megahey
7-15-80

NOTARIZED:

Estate of
PAULINE SMITH ALLEN, etc., Deceased
Attachment to Petition for Probate

No. 6

NAME AND RELATIONSHIP	AGE	RESIDENCE or MAILING ADDRESS
Henry C. Smith, Jr. Nephew	Adult	495 Pacheco San Francisco, CA 90116
David Stewart Nephew	Adult	c/o Virgie Stewart 911 Casino Bakersfield, CA 93307
Eunice Stewart Niece	Adult	2074 Shauer Street Compton, CA 90222
Alberta F. Tolliver Sister	Adult	Deceased
Georgia Mae Smith Niece	Adult	5650 Marburn Avenue Los Angeles, CA 90043
Mildred Allen Stinson Niece	Adult	626 East 80th St., Apt 2 Los Angeles, CA 90001
James Charles Lewis Friend	Adult	829 South Longwood Avenue Los Angeles, CA 90005
Melvin L. Allen Nephew	Adult	435 West Tichenor Compton, CA 90220
Earl Allen Nephew	Adult	435 West Tichenor Compton, CA 90220
Hazel Allen White Niece	Adult	5033 West 20th Street Los Angeles, CA 90016
Mattie S. Richard Niece	Adult	1130 East 3rd Bakersfield, CA 93304
Curtis Tate Nephew	Adult	300 West Palmer Compton, CA 90220
Patricia Webb Lee Niece	Adult	9212 South Throop Chicago, IL 60620

ESTATE OF
PAULINE SMITH ALLEN, etc., Deceased
Page 2 of Attachment to Petition for Probate

No. 6 (continued)

Arvis A. Latting Friend	Adult	1310 Quinn Avenue Memphis, TN 38106
Perry E. Williams Friend	Adult	2088 Cloverdale SE Atlanta, GA 30316
Richard Middleton Friend	Adult	944 Royal Oak Drive Jackson, Mississippi 39209
Pauline Smith Scott Niece	Adult	854 Seventh Street South Flint, Michigan 48503
Yvonne Smith Cox now known as Yvonne Smith Buford Niece	Adult	5613 Oxley Drive Flint, Michigan 48504
Ruby Harris McMillin Niece	Adult	119 West Brayton Avenue Chicago, IL 60628
Jeremiah Harris Nephew	Adult	1802 Eckley Flint, Michigan 48503
James Harris Nephew	Adult	1900 Union Boulevard Grand Rapids, Michigan 48507
Henry C. Smith Brother	Adult	914 East Pasadena Street Flint, Michigan 48505
Dr. Charles Smith, Jr. Nephew	Adult	5526 Bermuda Lane Flint, Michigan 48505
Thomas R. Smith Nephew	Adult	5526 Bermuda Lane Flint, Michigan 48505
Melvin Lucius Allen Nephew	Adult	435 West Tichenor Compton, CA 90220
Christopher A. Atkins Friend	Adult	19 North Willow Street Montclair, NJ 44164

File

ESTATE OF
PAULINE SMITH ALLEN, etc., Deceased
Page 3 of Attachment to Petition for Probate

No. 6 (continued)

Thomas C. Webb Nephew	Adult	9212 South Throop Chicago, IL 60620
Mary Harris Jones Sister	Adult	500 Delaware SE Grand Rapids, Michigan 49507
Livingston College of Salisbury		Salisbury, NC
McHarry Medical College of Nashville		Nashville, TN

304

FEB 17 1983

OF

FILED 19
JOHN CLERK
BY *B. Buller* DEPUTY

PAULINE SMITH ALLEN

679356

I, PAULINE SMITH ALLEN, a resident of Los Angeles County, California, declare that this is my Will.

FIRST: I revoke all Wills and Codicils that I have previously made.

SECOND: I request that my remains be taken to Columbus, Mississippi G.B.A. and buried beside my husband, James L. Allen.

THIRD: I hereby give, devise, and bequeath my large dinner ring to my beloved nephew, HENRY C. SMITH, JR., of San Francisco, California.

FOURTH: I hereby give, devise, and bequeath my notes from the sale of my home, located at 764 Dunn Avenue, Memphis, Tennessee, to my sister, ALBERTA F. TOLLIVER, of Canton, Mississippi, to have, hold, use, and enjoy for and during the period of her natural life with the remainder over in fee simple absolute to my nieces, GEORGIA MAE SMITH, of Los Angeles, California, and MILDRED ALLEN STINSON, of Los Angeles, California, as tenants in common, share and share alike. If my sister does not survive me, I hereby give said notes to my said nieces, GEORGIA MAE SMITH of Los Angeles, California, and MILDRED ALLEN STINSON of Los Angeles, California, as tenants in common, share and share alike.

SIXTH: I hereby bequeath ten (10) shares each of the capital stock of Tri-State Bank of Memphis, Tennessee to each of the following persons:

Pauline Smith Scott, Flint, Michigan

Yvonne Smith Cox, Flint, Michigan

Ruby Harris McMillin, Chicago, Illinois

Jeremiah Harris, Flint, Michigan

James Harris, Grand Rapids, Michigan

Henry C. Smith, San Francisco, California

Dr. Charles Smith, Jr., Flint, Michigan

Thomas R. Smith, Flint, Michigan

Melvin Lucius Allen, Compton, California

Perry E. Williams, Atlanta, Georgia

Christopher A. Atkins, Cleveland, Ohio, but now of Mont Clair, N.J. P.S.A.

Arvis A. Latting, Memphis, Tennessee

Thomas C. Webb, Chicago, Illinois

I hereby give, devise, and bequeath twenty (20) shares of the capital stock of Tri-State Bank of Memphis, Tennessee, to my brother, REV. HENRY C. SMITH of Flint, Michigan.

I hereby give, devise, and bequeath twenty (20) shares of the capital stock of Tri-State Bank of Memphis, Tennessee, to my sister, MARY HARRIS JONES of Grand Rapids, Michigan.

SEVENTH: I hereby give, devise, and bequeath my shares in Universal Life Insurance Company of Memphis, Tennessee, to be divided between Livingston College of Salisbury, North Carolina and McHarry Medical College of Nashville, Tennessee .

EIGHTH: All the rest and residue of my property, of every kind and character, and wherever situated, whether real, personal, or mixed, I hereby devise and bequeath unto my beloved sister, ALBERTA F. TOLLIVER. If she does not survive me for 180 days, I hereby give said residue to my said nieces, GEORGIA MAE SMITH of Los Angeles, California, and MILDRED ALLEN STINSON of Los Angeles, California, in equal shares, share and share alike.

NINTH: I hereby appoint my niece, GEORGIA MAE SMITH, as the Executrix of this Will, to serve without bond. If she is unable or unwilling for any reason to serve in that capacity, I nominate and appoint ARVIS A. LATTING as the substitute Executor hereof, likewise to serve without bond. I authorize my Executrix or substitute Executor to sell, with or without notice, at either public or private sale, or to lease any property belonging to my estate, subject only to such confirmation of court as may be required by law.

I subscribe my name to this Will this 15th day of July, 1980, st Beverly Hills, California.

ADMITTED TO PROBATE

Date: MAR 14 1983
 Attest: John J. Corcoran, County Clerk
 By: [Signature] Deputy

Pauline Smith Allen
 Pauline Smith Allen (Davis) & b.a.

On the date written below, PAULINE SMITH ALLEN (DAVIS)^{g b a} declared to us, the undersigned, that this instrument consisting of five (5) pages, including the page signed by us as witnesses to it.

She thereupon signed her Will in our presence, all of us being present at the same time. We now, at her request, in her presence, and in the presence of each other, subscribe our names as witnesses.

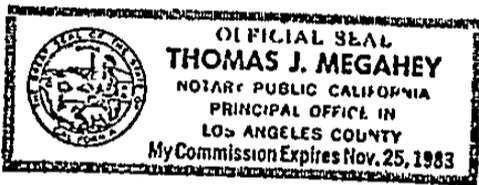
Executed on July 15th, 1980, at Beverly Hills, California.

We declare under penalty of perjury that the foregoing is true and correct.

Helene Marks residing at 2010 Claudine Ave
L.A. 90016

Arthur P. Gibson residing at 203 E. 107th Street
L.A. 90003

_____ residing at _____



Thomas J. Megahey
7-15-80

NOTARIZED:

Court convened at 9:15 AM present
Hon P J STAYNOR-PC TEM Judge, C USHIMA Deputy County Clerk,
A SMITH Deputy Sheriff; J NISHIZU Reporter;

and the following proceedings were had
113- P 679350 ALLEN, PAULINE SMITH AKA ALLEN, PAULINE STALLING - DECEASED
PAULINE & ALLEN, J L MRS
PETN FOR AUTH TO ADMN EST - LTRs TEST

MAR 14 1983

PREPARED BY:

Petitioner (s) GEORGIA MAE SMITH-EXTR

ATTORNEY: X

Attorney (s) B NEWMAN

R. F. A.
[Signature]

Named Extrs Bond W
Aff OK Pub OK IAEA OK
Self-proving 7/15/80 Will OK

(JP)

114- P 679352 LYNN, MARIAN NIXON AKA LYNN, MARIAN W & SEITZ - DECEASED
MARIAN NIXON
PETN PROB OF WILL - LTRs TEST

ORDER TO BE PREPARED BY:

Petitioner (s) MARIAN NIXON-EXTR

ATTORNEY: X

Attorney (s) B NEWMAN

R. F. A.
[Signature]

Named CC-extrs Bond W
Aff OK Pub OK IAEA OK
Self-proving 8/5/82 Will OK

(JP)

115- P 679352 PARKER, ERNEST - DECEASED
PETN PROB OF WILL - LTRs TEST
PETN FOR AUTH TO ADMN EST-IAEA PC 591-

ORDER TO BE PREPARED BY:

Petitioner (s) YERACN D NIXON-EXTR

ATTORNEY: X

Attorney (s) W D BJORKLUND

R. F. A.
[Signature]

Named Extrs Bond W
Aff OK Pub OK IAEA OK
Aff re Proof of 5/10/76 Will OK
J&D admission of Will with printed "signature" of dec'd *[Signature]*

(JP)

116- P 679351 CASINI, GENARD JAMES AKA CASINI, GENARDO-CASINE, - DECEASED
JINERG J-LASINE, JENARO & CASINI, GENARD J
PETN PROB OF WILL - LTRs TEST
PETN FOR AUTH TO ADMN EST-IAEA PC 591-

ORDER TO BE PREPARED BY:

Petitioner (s) SOPHIE NOLAN-EXTR

ATTORNEY: X

Attorney (s) J N STANLEY

R. F. A.
[Signature]

Named Extrs Bond W
Aff OK Pub OK IAEA OK
Aff re Proof of 5/11/82 Will OK
Will executed in duplicate - other copy filed *[Signature]*

(filed 2/17)

(JP)

Superior Court of the State of California
County of Los Angeles

10
1983
E. Dize
11 11 11 11 11

Case Number: P679356

Hearing Date: March 14, 1983

Department: 5

In the Matter of the Estate of
PAULINE SMITH ALLEN

, Deceased

Declaration Of Publication

The undersigned says

I am over the age of 18 years and a citizen of the United States. I am not a party to and have no interest in this matter. I am a principal clerk of the co-publishers of the *Metropolitan News*, a newspaper of general circulation in the City and County of Los Angeles, as adjudicated in Los Angeles Superior Court Case No. 600073. The notice, a true copy of which is attached, was published on the following date(s)

February 21, 23, 28, 1983

X282-

As to notices of death (only):

- Decedent resided in the City of Los Angeles at the time of death.
- Decedent resided at the time of death in an unincorporated area of the County of Los Angeles or in a city in which there is no newspaper of general circulation.
- Decedent resided at the time of death outside the State of California but had property in the City of Los Angeles or in an unincorporated area of the County of Los Angeles, or in a city within said county which has no newspaper of general circulation.

I declare under penalty of perjury that the foregoing is true and correct. Executed at Los Angeles, California on

February 28, 1983 X28X

Alcuisse Spalden
(signature)

Metropolitan News

304 S. Broadway, Ste. 210
Los Angeles, CA 90013

NOTICE OF DEATH OF
PAULINE SMITH ALLEN, aka
PAULINE S. ALLEN, aka
PAULINE ALLEN, aka MR.
J.L. ALLEN AND OF PETITION TO ADMINISTER ESTATE

No. P 679 356
To all heirs, beneficiaries, creditors and contingent creditors of PAULINE SMITH ALLEN, aka PAULINE S. ALLEN, aka PAULINE ALLEN, aka MRS. J.L. ALLEN and persons who may be otherwise interested in the will and/or estate:

A petition has been filed by Georgia Mae Smith in the Superior Court of Los Angeles County requesting that Georgia Mae Smith be appointed as personal representative to administer the estate of PAULINE SMITH ALLEN, aka PAULINE S. ALLEN, aka PAULINE ALLEN, aka MRS. J.L. ALLEN under the Independent Administration of Estates Act. The petition is set for hearing in Dept. No. 5 at 111 N Hill Street, Los Angeles, CA 90012 on March 14, 1983 at 9:15 a.m.

IF YOU OBJECT to the granting of the petition, you should either appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court or present it to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Section 700 of the Probate Code of California. The time for filing claims will not expire prior to four months from the date of the hearing noticed above.

YOU MAY EXAMINE the file kept by the court. If you are interested in the estate, you may serve upon the executor or administrator, or upon the attorney for the executor or administrator, and file with the court with proof of service, a written request stating that you desire special notice of the filing of an inventory and appraisement of estate assets or of the petitions or accounts mentioned in Sections 1200 and 1200.5 of the California Probate Code.

BERNARD NEWMAN, Esq.
9100 Wilshire Blvd., Ste. 600-ET
Beverly Hills, CA 90212
Feb 21 23 28

P14388

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

Proof of Service of Notice By Mailing
(CCP 1013a, 2015.5)

FILED 9
FEB 23 1983
J. B. DILL, CLERK
COURT CLERK'S OFFICE

Probate Case No. P679356
Hearing Date March 14, 1983
Department 5
In the Matter of the Estate of
PAULINE SMITH ALLEN

I am a citizen of the United States, over the age of 18. I am not interested in the above estate. I am employed by the *Metropolitan News* located in the City and County of Los Angeles. On this date, I sent a copy of the notice attached or affixed to this page to each of the persons listed here or on any supplemental sheet(s). Each copy of the notice was contained in a postage-paid envelope and I deposited each in a United States Postal Service mailbox located in the City of Los Angeles. I declare under penalty of perjury that the foregoing is true and correct. Executed at Los Angeles, Calif. on

February 22, 1983
Dee Anne Gordon
Signature

Henry C. Smith, Jr.
495 Pacheco
San Francisco, CA 90116

Earl Allen
435 West Tichenor
Compton, CA 90220

David Stewart
c/o Virgie Stewart
911 Casino
Bakersfield, CA 93307

Hazel Allen White
5033 West 20th St.
Los Angeles, CA 90016

Funice Stewart
4 Shauer St.
Compton, CA 90222

Mattie S. Richard
1130 East 3rd
Bakersfield, CA 93304

Georgia Mae Smith
5650 Marburn Ave.
Los Angeles, CA 90043

Curtis Tate
300 West Palmer
Compton, CA 90220

Mildred Allen Stinson
626 East 80th St., Apt. 2
Los Angeles, CA 90001

Patricia Webb Lee
9212 South Throop
Chicago, IL 60620

James Charles Lewis
829 South Longwood Ave.
Los Angeles, CA 90005

Arvis A. Latting
1310 Quinn Ave.
Memphis, TN 38106

Melvin L. Allen
435 West Tichenor
Compton, CA 90220

Perry E. Williams
2088 Cloverdale SE
Atlanta, GA 30316

NOTICE OF DEATH OF PAULINE SMITH ALLEN, aka PAULINE S. ALLEN, aka PAULINE ALLEN, aka MRS. J.L. ALLEN AND OF PETITION TO ADMINISTER ESTATE

No P 479 356 -
To all heirs, beneficiaries, creditors and contingent creditors of PAULINE SMITH ALLEN aka PAULINE S ALLEN, aka PAULINE ALLEN aka MRS J L ALLEN and persons who may be otherwise interested in the will and/or estate
A petition has been filed by Georgia Mae Smith in the Superior Court of Los Angeles County requesting that Georgia Mae Smith be appointed as personal representative to administer the estate of PAULINE SMITH ALLEN, aka PAULINE S ALLEN aka MRS J L ALLEN under the Independent Administration of Estates Act. The petition is set for hearing in Dept No 5 at 111 N. Hill Street, Los Angeles, CA 90012 on March 14, 1983 at 9 15 a m

IF YOU OBJECT to the granting of the petition, you should either appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.
IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court or present it to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Section 700 of the Probate Code of California. The time for filing claims will not expire prior to four months from the date of the hearing noticed above.
YOU MAY EXAMINE the file kept by the court. If you are interested in the estate you may serve upon the executor or administrator, or upon the attorney for the executor or administrator, and file with the court with proof of service, a written request stating that you desire special notice of the filing of an inventory and appraisement of estate assets or of the petitions or accounts mentioned in Sections 1200 and 1200.5 of the California Probate Code.

BERNARD NEWMAN, Esq.
9100 Wilshire Blvd., Ste 600-ET
Beverly Hills, CA 90212
Feb 21 23 28

Metropolitan News
304 S. Broadway, Ste 210
Los Angeles, CA 90013

ESTATE OF PAULINE SMITH ALLEN

Henry C. Smith
914 East Pasadena St.
Flint, MI 48505

Dr. Charles Smith, Jr.
5526 Bermuda Lane
Flint, MI 48505

Thomas R. Smith
5526 Bermuda Lane
Flint, MI 48505

Melvin Lucius Allen
435 West Tichenor
Compton, CA 90220

Christopher A. Atkins
19 North Willow St.
Montclair, NJ 44164

Thomas C. Webb
9212 South Throop
Chicago, IL 60620

Mary Harris Jones
500 Delaware SE
Grand Rapids, MI 49507

Livingston College of Salisbury
Salisbury, NC

McHarry Medical College of
Nashville
Nashville, TN

NAME AND ADDRESS OF ATTORNEY . . . BERNARD NEWMAN, ESQ. 9100 Wilshire Blvd. Suite 600 - East Tower Beverly Hills, CA 90212 ATTORNEY FOR PETITIONER, GEORGIA MAE SMITH	TELEPHONE NO (213) 271-5997	FOR COURT USE ONLY FILED MAR 21 1983 John J. Corporan, County Clerk BY <u>[Signature]</u> DEPUTY
Insert name of court, branch court if any, and Post Office and Street Address SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES 111 North Hill St. Los Angeles, CA 90012		
ESTATE OF PAULINE SMITH ALLEN aka PAULINE S. ALLEN aka PAULINE ALLEN aka MRS. J.L. ALLEN <p style="text-align: right;">DECEDENT</p>		
<p style="text-align: center;">LETTERS</p> <input checked="" type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED <input type="checkbox"/> OF SPECIAL ADMINISTRATION		Case Number <p style="text-align: center;">679 356</p>

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

1. The last will of the above-named decedent having been proved, the court appoints (Name)
GEORGIA MAE SMITH

- a. Executor
- b. Administrator with will annexed

The court appoints (Name)

- a. Administrator of the decedent's estate.
- b. Special administrator of decedent's estate
 - (1) with the special powers specified in the Order for Probate
 - (2) with the powers of a general administrator

The personal representative is is not authorized to administer the estate under The Independent Administration of Estates Act.

WITNESS, the clerk of the above-entitled court, with seal of the court affixed

Dated **MAR 21 1983**

Clerk, by [Signature], Deputy



4. **AFFIRMATION**

I solemnly affirm that I will perform the duties of personal representative according to law.

Executed on (Date) March 14, 1983, at (Place) LOS ANGELES, California

[Signature]
 (Personal Representative)
GEORGIA MAE SMITH

5. **CERTIFICATION**

I certify that this document is a correct copy of the original on file in my office, and that the letters issued the above-appointed person have not been revoked, annulled, or set aside, and are still in full force and effect.

Dated _____

Clerk, by _____, Deputy

[SEAL]

NAME AND ADDRESS OF ATTORNEY. BERNARD NEWMAN, ESQ. 9100 Wilshire Blvd. Suite 600 - East Tower Beverly Hills, CA 90212 ATTORNEY FOR PETITIONER, GEORGIA MAE SMITH		TELEPHONE NO (213) 271-5997	FOR COURT USE ONLY <div style="text-align: center; font-size: 2em; font-weight: bold;">FILED</div> <div style="text-align: center; font-weight: bold;">MAR 21 1983</div> John A. Cascoran County Clerk By <u>[Signature]</u> DEPUTY
Insert name of court branch court if any, and Post Office and Street Address SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES 111 North Hill St. Los Angeles, CA 90012			
ESTATE OF PAULINE SMITH ALLEN aka PAULINE S. ALLEN aka PAULINE ALLEN aka MRS. J.L. ALLEN			
LETTERS		Case Number <div style="text-align: right; font-weight: bold;">679 356</div>	
<input checked="" type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED		<input type="checkbox"/> OF ADMINISTRATION <input type="checkbox"/> OF SPECIAL ADMINISTRATION	

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

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 GEORGIA MAE SMITH

- a Executor
 b Administrator with will annexed

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- a Administrator of the decedent's estate
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 (1) with the special powers specified in the Order for Probate
 (2) with the powers of a general administrator

The personal representative is is not authorized to administer the estate under The Independent Administration of Estates Act

WITNESS, the clerk of the above-entitled court, with seal of the court affixed

Dated MAR 21 1983
 Clerk, by [Signature], Deputy



4. AFFIRMATION

I solemnly affirm that I will perform the duties of personal representative according to law.

Executed on (Date) March 14, 1983 at
 (Place) LOS ANGELES, California

[Signature]
 (Personal Representative)
 GEORGIA MAE SMITH

5. CERTIFICATION

I certify that this document is a correct copy of the original on file in my office, and that the letters issued the above-appointed person have not been revoked, annulled, or set aside, and are still in full force and effect

Dated.. _____
 Clerk, by _____, Deputy

[SEAL]

NAME AND ADDRESS OF ATTORNEY Bernard Newman 9100 Wilshire Blvd. Suite 600 - East Tower Beverly Hills, CA 90212 ATTORNEY FOR Executrix		TELEPHONE NO (213) 271-5997 and 272-5503	FOR COURT USE ONLY FILED JUL 2 1984 COURT CLERK <i>[Signature]</i> COUNTY CLERK DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES			CASE NUMBER P679356
ESTATE OF PAULINE SMITH ALLEN		Date of Death or of Appointment of Guardian or Conservator January 26, 1983	
<input checked="" type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> WARD			
INVENTORY AND APPRAISEMENT*		<input type="checkbox"/> FINAL <input type="checkbox"/> PARTIAL NO. <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> REAPPRAISAL FOR SALE	

APPRAISALS

1 Total appraisal by representative (Attachment 1) : \$ ~~0~~
 2 Total appraisal by referee (Attachment 2) : \$ 8740.67
 TOTAL: \$ 8740.67

DECLARATION OF REPRESENTATIVE

3 Attachment 1 & 2 together with all prior inventories filed herein contain a true statement of all a portion of the estate that has come to my knowledge or possession, including particularly all money and just claims against me. I have truly, honestly and impartially appraised each item as set forth in Attachment 1 to the best of my ability.

I certify (declare) under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (Date) January 15, 1984 at (Place) Los Angeles, California

GEORGIA MAE SMITH

(Type or print name of representative including title of corporate officer)

[Signature]
 (Signature of representative)

STATEMENT OF ATTORNEY REGARDING BOND

(Complete if required by local court rule)

4 Bond is waived

5 Bond filed in the amount of \$

Sufficient Insufficient

Date January 15, 1984

[Signature]
 (Signature of attorney for estate) BERNARD NEWMAN

DECLARATION OF INHERITANCE TAX REFEREE

6 I have truly, honestly, and impartially appraised to the best of my ability each item set forth in Attachment 2.

7 A true account of my commission and expenses actually and necessarily incurred pursuant to my appointment is

Statutory commission \$ 3.40
 Expenses (Specify) \$

Total \$ 3.40

8 I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed on (Date) 2-3-84 at (Place) Encino, California

STEVEN E. SMITH

(Type or print name of referee)

[Signature]
 (Signature of referee)

(Continued on Reverse Side)

200 * See reverse side for instructions before completing. The declaration must be signed in California (CCP 2015 5), affidavit required when signed outside California. No attachment permitted less than on a full page (California Rule of Court 201 (b)).

INSTRUCTIONS

See Prob C. 601, 604, 608, 609, 611, 1550, 1606, 1702, and 1901 for additional instructions

See Prob. C. 600-602 for items to be included

If ward or conservatee is or has been confined in a state hospital during the guardianship or conservatorship, mail a copy to Director of State Department of Health at Sacramento (Prob C 1550, 1554 1, 1901)

The representative shall list on Attachment 1 and appraise as of the date of death or date of appointment of guardian or conservator at fair market value moneys, currency, cash items, bank accounts and amounts on deposit with any financial institution (as defined in Probate Code Section 605), and the proceeds of life and accident insurance policies and retirement plans payable upon death in lump sum amounts to the estate, excepting therefrom such items whose fair market value is, in the opinion of the representative, an amount different from the ostensible value or specified amount.

The representative shall list on Attachment 2 all other assets of the estate which shall be appraised by the Referee

If joint tenancy and other assets are listed for appraisal purposes only and not as part of the probate estate, they must be separately listed on additional attachments and their value excluded from the total valuation of Attachments 1 and 2.

Each attachment should conform to the format approved by the Judicial Council

ATTACHMENT NO: 2

(IN DECEDENTS ESTATES ATTACHMENTS MUST CONFORM TO PROBATE CODE 601
REGARDING COMMUNITY AND SEPARATE PROPERTY)

PAGE . . . OF . . . TOTAL PAGES
(ADD PAGES AS REQUIRED)

Item No	Description	Appraised value
1	Promissory note of Melvin L. Allen and Earl B. Allen in the face amount of \$10,000, bearing interest at the rate of 14% per annum, payable monthly in installments of \$200 or more per month until paid in full. (Principal balance on the date of death was \$8,740.67)	\$

8,740.67

200A

Form Approved by the
Judicial Council of California
Effective January 1, 1976

INVENTORY AND APPRAISEMENT (ATTACHMENT)

Prob C 481
600-605 784,
1550 1901
761350C RP 34 - PS 7-81

NAME AND ADDRESS OF ATTORNEY BERNARD NEWMAN, ESQ. 9100 Wilshire Blvd. Suite 600 - East Tower Beverly Hills, CA 90212 ATTORNEY FOR Executrix		TELEPHONE NO (213) 271-5997	FOR COURT USE ONLY FILED JUL 2 1984 JOHN J. BURRICE, COUNTY CLERK <i>John J. Burrice</i> BY C. DE A. BURCE, DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES			CASE NUMBER P-679 356
ESTATE OF PAULINE SMITH ALLEN <input checked="" type="checkbox"/> DECEDENT <input type="checkbox"/> CONSERVATEE <input type="checkbox"/> WARD			Date of Death or of Appointment of Guardian or Conservator 1/26/83
INVENTORY AND APPRAISEMENT* <input type="checkbox"/> FINAL <input checked="" type="checkbox"/> PARTIAL NO 1 <input type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> REAPPRAISAL FOR SALE			

APPRAISALS

1. Total appraisal by representative (Attachment 1) \$14,419.11
 2. Total appraisal by referee (Attachment 2) \$70,000.35
 TOTAL \$84,419.46

DECLARATION OF REPRESENTATIVE

3. Attachment 1 & 2 together with all prior inventories filed herein contain a true statement of all a portion of the estate that has come to my knowledge or possession, including particularly all money and just claims against me. I have truly, honestly and impartially appraised each item as set forth in Attachment 1 to the best of my ability

I certify (declare) under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (Date): June 8, 1983 at (Place): Los Angeles, California

GEORGIA MAE SMITH

(Type or print name of representative including title of corporate officer)

Georgia Mae Smith
 (Signature of representative)

STATEMENT OF ATTORNEY REGARDING BOND

(Complete if required by local court rule)

4. Bond is waived

5. Bond filed in the amount of. \$

Sufficient Insufficient

Date: June 8, 1983

Bernard Newman
 (Signature of attorney for estate)
 BERNARD NEWMAN

DECLARATION OF INHERITANCE TAX REFEREE

6. I have truly, honestly, and impartially appraised to the best of my ability each item set forth in Attachment 2

7. A true account of my commission and expenses actually and necessarily incurred pursuant to my appointment is

Statutory commission \$ 25.00
 Expenses (Specify) \$

Total \$ 25.00

8. I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed on (Date): 2-3-84 at (Place): Encinitas, California

STEVEN E. SMITH

(Type or print name of referee)

Steven E. Smith
 (Signature of referee)

(Continued on Reverse Side)

200 * See reverse side for instructions before completing. The declaration must be signed in California (CCP 2015.5), affidavit required when signed outside California. No attachment permitted less than on a full page (California Rule of Court 201 (b))

Form Approved by the
 Judicial Council of California
 Effective January 1, 1976

INVENTORY & APPRAISEMENT

761552H - PS 8 81
 RP007

Prob C 481 600-611,
 784, 1550 1901

INSTRUCTIONS

See Prob C 601, 604, 608, 609, 611, 1550, 1606, 1702, and 1901 for additional instructions

See Prob C 600-602 for items to be included

If ward or conservatee is or has been confined in a state hospital during the guardianship or conservatorship, mail a copy to Director of State Department of Health at Sacramento. (Prob C 1550, 1554 1, 1901)

The representative shall list on Attachment 1 and appraise as of the date of death or date of appointment of guardian or conservator at fair market value moneys, currency, cash items, bank accounts and amounts on deposit with any financial institution (as defined in Probate Code Section 605), and the proceeds of life and accident insurance policies and retirement plans payable upon death in lump sum amounts to the estate, excepting therefrom such items whose fair market value is, in the opinion of the representative, an amount different from the ostensible value or specified amount

The representative shall list on Attachment 2 all other assets of the estate which shall be appraised by the Referee

If joint tenancy and other assets are listed for appraisal purposes only and not as part of the probate estate, they must be separately listed on additional attachments and their value excluded from the total valuation of Attachments 1 and 2.

Each attachment should conform to the format approved by the Judicial Council

ATTACHMENT NO: 1

(IN DECEDENTS ESTATES, ATTACHMENTS MUST CONFORM TO PROBATE CODE 601 REGARDING COMMUNITY AND SEPARATE PROPERTY)

PAGE 1 OF 1 TOTAL PAGES
(ADD PAGES AS REQUIRED)

Item No.	Description	Appraised value
1.	Certificate of Deposit #2008 of the Tri-State Bank of Memphis, originally dated 12/6/74, renewed on 12/6/78, interest rate 7% per annum Accrued Interest	\$ 5,000.00 48.90
2.	Savings Account #32-1028224 at Tri-State Bank of Memphis Accrued Interest	3,495.06 47.79
3.	First Interstate Bank checking account #1311 20646 0639 11	389.45
4.	Medicare check #513 185 472 dated 1/24/83	232.00
5.	Savings account #131 352 7473, First Interstate Bank, 54th & Crenshaw Branch Accrued Interest	5,193.29 12.62
	TOTAL	<hr/> \$14,419.11

200A

Form Approved by the
Judicial Council of California
Effective January 1 1975

INVENTORY AND APPRAISEMENT (ATTACHMENT)

Prob C 481
600-605 784,
1550, 1901
761350C RP 34 - PS 10 80

CASE NUMBER
P-679 356

ATTACHMENT NO: 2

(IN DECEDENTS ESTATES, ATTACHMENTS MUST CONFORM TO PROBATE CODE 601 REGARDING COMMUNITY AND SEPARATE PROPERTY)

PAGE 1 OF 1, TOTAL PAGES (ADD PAGES AS REQUIRED)

Item No	Description	Appraised value
1	¹⁵²⁰ 1,500 shares of the common stock, class A of Security Life Insurance Co.	\$ 440.80
2.	364 shares, class AA, common, Security Life Insurance Co.	5,212.48
3.	¹²⁰ 100 shares, class B, common, Security Life Insurance Co.	34.80
4.	430 shares, common, \$25.00 par value stock of Tri-State Bank of Memphis	30,156.00
5.	219 shares, common, \$50.00 par value stock of Universal Life Insurance Co.	16,425.00
6.	100 shares, common, American Interstate Development Corp.	1.00
7.	70 shares, common, \$5.00 par value, Citizen's Investment Co., Inc.	1.00
8.	Promissory Note, face amount \$20,000.00, dated June 10, 1975 by General J. Brown and Grace Donaldson Brown, payable to bearer, interest at 8.5% per annum, installments of \$196.95 per month until paid in full (Secured by Deed of Trust on real property in Memphis, Tennessee) Accrued Interest	12,651.48 47.79
9.	Furniture, furnishings and household equipment consisting of 1 bedroom set, stove, refrigerator, washing machine, living room couch and 2 chairs, and misc. items, all of which are approximately 30 years old	2,000.00
10.	1978 Buick Skylark automobile	500.00

200A

Form Approved by the
Judicial Council of California
Effective January 1 1975

INVENTORY AND APPRAISEMENT (ATTACHMENT)

Prob C 481
600-605 784
1550 1901
761350C-RP 34 - PS 10 80

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Boulevard
3 Suite 600E
4 Beverly Hills, CA 90212

5 213/271-5997

6 Attorney for Executrix
7 GEORGIA MAE SMITH

FILED

JUL 2 1984

JOHN J. CONNORS, COUNTY CLERK

Carol A. Surce
BY CAROL A. SURCE, DEPUTY

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

11	IN THE MATTER OF THE	)	NO. P-679 356
12	ESTATE OF)	
13	PAULINE SMITH ALLEN, etc.,	)	WAIVER OF ACCOUNTING
14	Deceased.)	

15 The undersigned, GEORGIA MAE SMITH and MILDRED ALLEN
16 STINSON, being the sole residuary legatees under the Will of the
17 above-named decedent, do hereby waive the filing and settlement
18 of a final account by Georgia Mae Smith as Executrix of said
19 decedent's Will.

20 DATED: MARCH 28, 1984

Georgia Mae Smith

GEORGIA MAE SMITH

Mildred Allen Stinson

MILDRED ALLEN STINSON

21
22
23
24
25
26
27
28

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Boulevard
3 Suite 600E
4 Beverly Hills, CA 90212
5 213/271-5997

FILED
JUL 23 1984
L. L. LUCAS, CLERK
RECTOR DON LUCAS, DEPT.

5 Attorney for Executor
6 GEORGIA MAE SMITH.

DATE OF HEARING

Aug 20 - 9¹⁵ - 11

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

#138
8-20
D-10

11 IN THE MATTER OF	)	CASE NO. P-679 356
12 THE ESTATE OF)	
13 PAULINE SMITH ALLEN, etc.,	)	FIRST AND FINAL REPORT OF
14	)	EXECUTOR AND PETITION FOR
15 Deceased.	)	ITS APPROVAL; WAIVER OF
	)	ACCOUNTING; FOR ALLOWANCE OF
	)	STATUTORY COMMISSIONS AND FEES;
	)	FOR ALLOWANCE OF FEES FOR
	)	EXTRAORDINARY SERVICES OF
	)	ATTORNEY; AND PETITION FOR
	)	FINAL DISTRIBUTION

17 Petitioner GEORGIA MAE SMITH alleges as follows:

18 1. Petitioner is the Executor of the Will of
19 Pauline Smith Allen, aka Pauline S. Allen, aka Pauline Allen,
20 aka Mrs. J. L. Allen, who died on January 26, 1983, in the
21 County of Los Angeles, State of California, and was a resident
22 of Los Angeles County.

23 2. Decedent's Will dated July 15, 1980, was admitted
24 to probate by order of this Court dated and filed on March 16,
25 1983. Petitioner was appointed Executor of said Will and
26 Letters Testamentary were issued to her on March 21, 1983; at
27 all times since then petitioner has been and now is the Executor
28 of decedent's Will.

TR#345
18679-5
ID# 17
4
84/08/23 15:11-00

8-21-84
Ref. page
\$50.00

1 3. The Notice of Death has been duly given, published,
2 and filed, together with an affidavit showing its due
3 publication.

4 4. Petitioner has performed all duties required of
5 her as Executor of the Will of decedent, with respect to the
6 administration of the estate, and the estate is ready for
7 distribution and is in a condition to be closed.

8 5. No claims have been filed or presented against
9 the estate, and all debts of decedent and of the estate and all
10 expenses of administration except commissions, fees, and
11 closing expenses, have been paid.

12 6. On March 16, 1983, petitioner was granted
13 authority by order of this Court to administer the estate
14 without court supervision, under the INDEPENDENT ADMINISTRATION OF
15 ESTATES ACT. Petitioner's authority to so administer the
16 estate has not been revoked.

17 7. An Inventory and Appraisement of the estate was
18 returned and heretofore filed herein showing the value of the
19 estate to be \$84,419.46. Thereafter, a Supplemental Inventory
20 and Appraisement was prepared and filed herein showing
21 additional assets appraised at \$8,740.67. The total appraised
22 value for the assets of this estate is \$93,160.13. Petitioner
23 alleges that such Inventory and Appraisement and Supplemental
24 Inventory and Appraisement contain all of the assets of
25 decedent's estate that have come to petitioner's knowledge or
26 into petitioner's possession.

27 8. All personal property taxes due and payable by
28 the estate have been paid.

1 9. No California estate tax is due, as no federal
2 estate tax return has been or will be filed in which a
3 state death tax credit will apply for property located in
4 California.

5 10. California and federal income tax returns,
6 including closing returns, will be filed and as hereinafter
7 set forth, sums will be withheld from distribution to pay any
8 tax found to be due.

9 11. Petitioner and Mildred Allen Stinson are the
10 persons entitled to distribution of the entire residuary of
11 this estate, and have filed herein their WAIVER OF ACCOUNTING
12 with regard to this estate.

13 12. The whole of the estate is decedent's separate
14 property.

15 13. The furniture, furnishings, etc., listed as
16 Item 9 on Attachment 2 of the Inventory and Appraisement
17 herein, was appraised at the sum of \$2,000. Mildred Allen
18 Stinson purchased your petitioner's one-half interest therein,
19 as part of the residuary, under paragraph EIGHTH of decedent's
20 Will, and all of said furniture, furnishings, etc., have been
21 delivered to and are in the possession of Mildred Allen Stinson.
22 With respect to petitioner's \$1,000 interest therein, it is
23 agreed between petitioner and Mildred Allen Stinson that said
24 \$1,000 be deducted from Mildred Allen Stinson's share of the
25 residuary of this estate and paid over to petitioner.

26 14. The 1978 Buick Skylark automobile, inventoried
27 as Item 10 of Attachment No. 2 of the Inventory and Appraisement,
28 was sold for the sum of \$3,000, which was its appraised value.

1 15. The dinner ring referred to in paragraph THIRD
2 of decedent's Will and bequeathed therein to decedent's nephew,
3 HENRY C. SMITH, JR., was never found among decedent's personal
4 effects.

5 16. Attached hereto marked Schedule A and by this
6 reference made a part hereof, is a list of the ASSETS ON HAND
7 FOR DISTRIBUTION.

8 17. Under paragraph FIFTH of decedent's Will, decedent
9 bequeathed her stock in Security Life Insurance Company, which
10 consists of 1,520 shares of Class A Common Stock; 364 shares of
11 Class AA Common Stock; and 120 shares of Class B Common Stock
12 of said company. Said shares were bequeathed on the condition
13 that each of the legatees named therein shall survive the
14 decedent and shall be a registered owner of stock in that company.
15 Each and all of the legatees have survived decedent herein, and
16 each and all of them were registered owners of stock in said
17 company at the time of decedent's death.

18 The names and addresses of the persons to whom
19 said shares were bequeathed under said paragraph, all of whom
20 are adults, and all of whom are entitled to one-twelfth of
21 each class of said shares, are the following:

<u>Name/Relationship</u>	<u>Address</u>
22 James Charles Lewis/Friend	829 South Longwood Avenue Los Angeles, CA 90005
23 Melvin L. Allen/Nephew	435 West Tichenor Compton, CA 90220
24 Earl Allen	4535 Blount Place Lynwood, CA 90262
25 Hazel Allen White, now known as 26 Ruth Hazel White/Niece	1920 South Orange Drive Los Angeles, CA 90016

1	Name/Relationship	Address
2	Mattie S. Richard/Niece	1130 East Third Street Bakersfield, CA 93304
3	David Stewart/Nephew	c/o Virgie Stewart 911 Casino Bakersfield, CA 93307
5	Eunice Stewart, now known as Eunice C. Brett/Niece	2074 Shauer Street Compton, CA 90222
7	Curtis Tate/Nephew	10950 Hoover Street Los Angeles, CA 90044
8	Patricia Webb Lee, formerly known as Patricia Webb/Niece	9212 South Throop Chicago, IL 60620
10	Arvis A. Latting/Stranger	1310 Quinn Avenue Memphis, TN 38106
11	Perry E. Williams /Stranger	2088 Cloverdale, S.E. Atlanta, GA 30316
13	Richard Middleton/Stranger	944 Royal Oak Drive Jackson, Mississippi 39209

15 18. Under paragraph SIXTH of the decedent's Will,
16 decedent bequeathed her stock in Tri-State Bank of Memphis,
17 Tennessee, to various persons in various amounts. After
18 decedent's death the stock of said company was split on a
19 four-to-one basis, that is, that the 430 shares of the Common
20 Stock of said bank which decedent owned at the date of her death
21 have been split into a total of 2,150 shares. Therefore, those
22 legatees to whom 10 shares were left are now entitled to an
23 additional 40 shares, or 50 shares in all. Those legatees to
24 whom 20 shares were left are entitled to an additional 80 shares,
25 making a total of 100 shares for said legatees. The residuary
26 legatees, namely your petitioner and Mildred Allen Stinson, will
27 receive the balance of said shares which were not bequeathed
28 specifically. The names and addresses of the persons who are

1 entitled to said shares under paragraph SIXTH thereof and the
 2 total amount of shares to which they are now entitled by reason
 3 of said stock split, all of whom are adults, are the following:

4	Name/Relationship	Address	Total Shares
5	Pauline Smith Scott, aka Pauline C. Scott/Niece	954 Seventh Street So. Flint, Michigan 49503	50
6	Yvonne Smith Cox, now known as Yvonne Smith Buford/Niece	5613 Oxley Drive Flint, Michigan 48504	50
7	Ruby Harris McMillin/Niece	119 West Brayton Avenue Chicago, IL 60628	50
8	Jeremiah Harris/Nephew	1802 Eckley Flint, Michigan 48503	50
9	James Harris/Nephew	1900 Union Boulevard Grand Rapids, Michigan 48507	50
10	Henry C. Smith, aka Henry C. Smith, Jr./Nephew	495 Pacheco San Francisco, CA 90116	50
11	Dr. Charles Smith, Jr. Nephew	5526 Bermuda Lane Flint, Michigan 48505	50
12	Thomas R. Smith/Nephew	5526 Bermuda Lane Flint, Michigan 48505	50
13	Melvin Lucius Allen/Nephew	435 West Tichenor Compton, CA 90220	
14	Christopher A. Atkins Stranger	19 North Willow Street Montclair, NJ 44164	50
15	Arvis A. Latting/Stranger	1310 Quinn Avenue Memphis, TN 38106	50
16	Thomas C. Webb/Nephew	9212 South Throop Chicago, IL 60620	50
17	Rev. Henry C. Smith/Brother	914 East Pasadena Street Flint, Michigan 48505	100
18	Mary Harris Jones/Sister	500 Delaware, S.E. Grand Rapids, Michigan 49507	100

19. Decedent's estate has among its assets 219 shares
 27 of the common stock of Universal Life Insurance Company, listed
 28 as Item 5 on Attachment 2 of the Inventory and Appraisalment.

1 Under paragraph SEVENTH of decedent's Will, said shares are
 2 bequeathed to Livingston College of Salisbury, North Carolina,
 3 and McHarry Medical College of Nashville, Tennessee. Although
 4 said paragraph of decedent's Will does not specify the
 5 percentage of said shares bequeathed to each of said legatees,
 6 petitioner is of the opinion and hereby submits that it was
 7 decedent's intention to divide said shares equally between said
 8 two entities so that each of them would receive 109.5 shares of
 9 said stock.

10 20. The addresses of said legatees are as follows:

Name	Address
Livingston College, aka Livingstone College	Salisbury, NC 28144
McHarry Medical College of Nashville	Nashville, TN

15 21. Under paragraph EIGHTH of decedent's Will, the
 16 residue of the estate was left to decedent's sister, Albert F.
 17 Tolliver, on the condition that if said sister did not
 18 survive decedent for 180 days, said residue was bequeathed to
 19 your petitioner and Mildred Allen Stinson, in equal shares,
 20 share and share alike.

21 Alberta Tolliver died on September 16, 1982, and
 22 petitioner and said Mildred Allen Stinson are entitled to
 23 succeed to the residuary of this estate, consisting of all of
 24 the cash on hand and those assets listed on Schedule A
 25 attached hereto which have not been specifically bequeathed,
 26 as hereinabove set forth. Both petitioner and said other
 27 residuary legatee are adults. Petitioner resides at 5650
 28 Marburn Avenue, Los Angeles, CA 90043, and Mildred Allen

1 Stinson resides at 839 West Adams Boulevard, No. 101, Los
2 Angeles, CA 90001.

3 22. The commission provided by law for petitioner's
4 ordinary services are \$3,254, which has not been paid. Petitioner
5 should be authorized to pay herself that sum in discharge of
6 statutory commission.

7 Bernard Newman, Attorney at Law, has rendered
8 ordinary legal services to petitioner, and the fee provided
9 by law for such services is the sum of \$3,254 which has not
10 been paid. Petitioner should be authorized to pay her attorney
11 that sum in discharge of the statutory fee.

12 The amount of the estate accounted for and the
13 commissions and fees are computed in Schedule B attached to this
14 petition and by this reference made a part hereof.

15 23. Bernard Newman, as attorney for petitioner, has
16 rendered extraordinary services in this estate which are
17 described in Schedule C attached hereto and made a part hereof
18 by reference. Said attorney requests reasonable compensation
19 for said services in the sum of \$1,687.50, which has not been
20 paid.

21 24. No requests for special notice have been filed
22 herein.

23 25. During the period embraced by this report,
24 petitioner has invested all cash on hand in interest bearing
25 accounts, except cash needed for the administration of this
26 estate.

27 26. Decedent did not receive MediCal benefits, and,
28 therefore, the notice under Probate Code Section 700.1 is not

1 required.

2 27. Petitioner requests that she be authorized to
3 withhold the sum of \$2,500 for closing expenses, final income
4 tax returns, accountant's fees and as a reserve for any
5 liabilities that may hereafter be determined to be due from
6 the estate.

7 WHEREFORE, petitioner prays for an order of this
8 Court as follows:

9 1. The administration of this estate be brought to a
10 close without the requirement of an accounting.

11 2. This first and final report of petitioner as
12 Executor be approved and allowed as filed.

13 3. All acts and proceedings of petitioner as Executor
14 be confirmed and approved.

15 4. Petitioner be authorized to pay herself the sum of
16 \$3,254 as her statutory commission for services to this estate.

17 5. Petitioner be authorized and directed to pay to
18 Bernard Newman the sum of \$3,254 as statutory attorney's fees
19 for his services to petitioner.

20 6. Petitioner's attorney, Bernard Newman, be granted
21 the sum of \$ 1,687.50 for his extraordinary services to
22 petitioner and this estate.

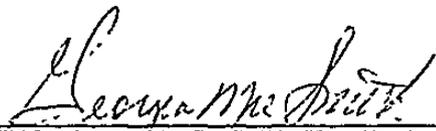
23 7. Petitioner be authorized to withhold the sum of
24 \$2,500 to be used for closing expenses, final tax returns,
25 accounting fees and any other liabilities.

26 8. There be charged against the interest of Mildred
27 Allen Stinson, residuary legatee, the sum of \$1,000 and that said
28 sum be credited to petitioner, Georgia Mae Smith. *gk*

1 9. Distribution of the estate of decedent in
2 petitioner's hands and any other property of decedent or this
3 estate not now known or discovered be made to the persons
4 entitled to it, as set forth in this petition.

5 10. Such further order be made as the Court
6 considers proper.

7 DATED: JULY 13, 1984

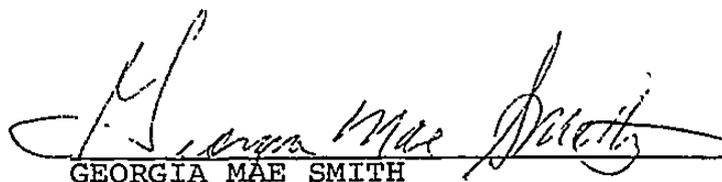
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9 
10 _____
11 GEORGIA MAE SMITH, Petitioner

12 
13 _____
14 BERNARD NEWMAN
15 Attorney for Petitioner

16 VERIFICATION

17 I, the undersigned, Executor of the Will of
18 decedent herein, declare that I have read the foregoing First
19 and Final Report, etc., and know its contents. The same is
20 true of my own knowledge, except as to those matters that are
21 stated in it on my information and belief, and as to those
22 matters, I believe it to be true.

23 I declare under penalty of perjury the foregoing is
24 true under the laws of the state of California and that this
25 declaration was executed July 13, 1984, at Los Angeles,
26 California.

27 
28 _____
29 GEORGIA MAE SMITH

SCHEDULE A

ASSETS ON HAND FOR DISTRIBUTION

1		
2		
3	Savings account No. 32-102-822-4 at Tri-	
4	State Bank of Memphis, TN - Balance 6/1/84	\$ 7,337.58
5	Savings account No. 105-701-2569 of	
6	Western Federal Savings & Loan Associa- tion - balance at 6/18/84	15,051.06
7	Certificate of Deposit No. 2008 of the	
8	Tri-State Bank of Memphis, TN - at the appraised value of	5,000.00
9	1,520 shares, common stock, Class A, of Security Life Insurance Co. (Item 1, Attachment 2, I & A) appraised at	440.80
10		
11	364 shares, Class AA, common, Security Life Insurance Co. (Item 2, Attachment 2, I & A) appraised at	5,212.48
12		
13	120 shares, Class B, common, Security Life Insurance Co. (Item 3, Attachment 2, I & A) appraised at	34.80
14		
15	430 shares, common, Tri-State Bank of Memphis and 1,720 shares of said stock as a result of stock split totalling 2,150 (Item 4, Attachment 2, I & A) appraised at	30,186.00
16		
17	219 shares, common, Universal Life Insurance Company (Item 5, Attachment 2, I & A) appraised at	16,425.00
18		
19	100 shares, common, American Interstate Development Corporation (Item 6, Attachment 2, I & A) appraised at	1.00
20		
21	70 shares, common, Citizens Investment Company, Inc. (Item 7, Attachment 2, I & A) appraised at	1.00
22		
23	Promissory Note in the face amount of \$20,000 dated June 10, 1975, by General J. Brown & Grace Donaldson Brown, payable to bearer, interest at 8.5% per annum, installments of \$196.95 per month until paid in full, secured by a deed of trust on certain real property in Memphis, TN, legally described as follows: / / / / /	
24		
25		
26		
27		
28		

SCHEDULE A-1

1 Lot 101, South Memphis Land Company's
 2 Third Addition to Longview Heights
 3 Subdivision, as shown by Plat of Record
 4 in Plat Book 13, Page 33, in the
 5 Registrar's Office of Shelby County,
 Tennessee, to which plat reference is
 made for a more particular description
 of said property, appraised at \$12,651.48

6 Promissory Note of Melvin L. Allen and
 7 Earl B. Allen, in the face amount of
 \$10,000, bearing interest at the rate
 of 1 1/2% per annum, payable monthly in
 8 installments of \$200 or more per month
 until paid in full, secured by a deed
 of trust on real property in Canton,
 9 County of Madison, State of Mississippi,
 and legally described as follows:

10 Beginning at the southeast corner of
 11 Lot 14 on the north side of West Fulton
 Street, according to the present map of
 12 the City of Canton, prepared by George
 N. Dunlap and running thence west along
 13 the north margin of Fulton Street,
 32 feet to a stake, thence north
 14 parallel with the east boundaryline of
 said Lot 14, 75' to a stake; thence
 15 east 32' to the east boundaryline of
 said Lot 14; thence south 75' to the
 16 point of beginning. Said lot fronting
 32' on the north side of Fulton Street
 17 and running back between parallel lines
 75', appraised at

8,740.00

18
 19 TOTAL ASSETS ON HAND FOR DISTRIBUTION: \$101,081.20

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SCHEDULE A-2

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SCHEDULE B

ESTATE ACCOUNTED FOR AND COMPUTATION OF COMMISSIONS AND FEES

Inventory and Appraisement		\$84,419.46
Supplemental Inventory and Appraisement		8,740.67
<u>Receipts During Probate</u>		
Interest from Tri-State Bank	\$356.36	
Interest from Western Federal Savings & Loan	654.42	
Interest on Certificate of Deposit	525.00	
Interest from Brown note	1,580.21	
Interest from Allen note	875.86	
Dividends	<u>8,035.00</u>	<u>12,026.85</u>
TOTAL ESTATE ACCOUNTED FOR:		\$105,186.98

Computation of Commissions and Fees

\$15,000 at 4%	=	\$600.00
\$85,000 at 3%	=	2,550.00
\$ 5,187 at 2%	=	<u>104.00</u>

STATUTORY COMMISSIONS AND FEES: \$ 3,254.00

SCHEDULE CATTORNEY'S REQUEST FOR EXTRAORDINARY FEES

1
2
3 1. The services of ATTORNEY enabled this estate to
4 procure and establish an asset of the value of \$8,740 as an
5 asset of this estate and to make arrangements for its payment.
6 Said services were rendered under the following circumstances:

7 a. The decedent was the sister of Alberta F.
8 Tolliver ("Alberta"), who died several months prior to decedent.
9 Alberta left no Will and no probate estate was opened in
10 connection with her death. In or around November 1981,
11 Alberta sold certain real property located in Mississippi, to
12 her nephews, Melvin and Earl Allen ("Allen") for the sum of
13 \$12,000, payable \$2,000 in cash and a note for \$10,000 payable
14 in monthly installments, secured by a deed of trust on said
15 Mississippi property.

16 b. Payments on said note were made commencing
17 January 1, 1982, and after Alberta's death in September 1982,
18 Allen continued to make monthly payments to decedent herein,
19 up to the date of her death. Thereafter, Allen made no further
20 payments to the Executor herein on the ground that this estate
21 had no demonstrable interest therein.

22 c. When this situation was brought to ATTORNEY's
23 attention, he reviewed various items of correspondence, escrow
24 records and documents relating to the property and the background
25 of the acquisition of said property by Alberta. Attorney also
26 engaged in telephone conversations with the escrow company in
27 connection with the sale to Allen, both Melvin and Earl Allen,
28 and the Executor herein. ATTORNEY was referred through said

SCHEDULE C-1

1 sources to attorneys in Jackson, Mississippi, to whom ATTORNEY
2 wrote several times in an attempt to obtain a clear understanding
3 and record of the manner in which Alberta came to have an
4 interest therein.

5 d. As a result of said correspondence and
6 document review, ATTORNEY received a copy of the Will of Mr.
7 Tolliver which had been probated in Mississippi, and in which he
8 had left his estate, including the property sold to Allen, to
9 his wife, Alberta, for her lifetime, with the remainder over,
10 upon her death, to decedent herein. Having thus established
11 the estate's right to said payments, ATTORNEY prepared a
12 written agreement under which Allen acknowledged the estate's
13 ownership of said asset and its right to said payments, and
14 agreed to resume, and have resumed and have continued to make,
15 the payments thereon, on a current basis.

16 e. In connection with this item, said ATTORNEY
17 exchanged 16 items of correspondence with the various persons
18 involved. Attached hereto and made a part hereof by reference,
19 is a copy of the agreement prepared by ATTORNEY, executed by
20 Allen and the Executor. ATTORNEY estimates he has spent a total
21 of 10 hours in this connection, and, based upon an hourly rate
22 of \$125 per hour, requests a fee of \$1,250.00
23

24 2. Decedent owned, at her death, 430 shares of the
25 common stock of Tri-State Bank of Memphis, Tennessee, and
26 bequeathed 10 shares each to 13 different legatees, and 20
27 shares each to two others. Thus, the balance thereof, namely,
28 260 shares, is part of the residuary of this estate.

SCHEDULE C-2

AGREEMENT

This is an Agreement between GEORGIA MAE SMITH and MILDRED ALLEN STINSON (S & S), and MELVIN L. ALLEN and EARL B. ALLEN (A & A).

This Agreement is made with reference to the following circumstances:

A. A & A purchased certain real property in the State of Mississippi from ALBERTA F. TOLLIVER (ALBERTA), their aunt, who had inherited a life interest therein from her predeceased husband, L.M. TOLLIVER.

B. The parties hereto are informed and believe that under L.M. Tolliver's will, probated in the State of Mississippi, ALBERTA had the power to sell said real property, and at her death the remainder thereof which was undisposed was to go to PAULINE SMITH ALLEN (PAULINE), the aunt of the parties hereto. ALBERTA predeceased PAULINE and PAULINE died on January 26, 1983. PAULINE'S estate is pending in the Probate Court of the State of California for the County of Los Angeles, Case No. P-679-356 of said Court.

C. As part of the purchase price for said real property, A & A gave ALBERTA a Promissory Note in the face amount of \$10,000.00 bearing interest at the rate of 14%

per annum, payable monthly in installments of \$200.00 or more per month until paid in full.

D. A & A commenced payments thereunder on January 1, 1982, and made all of the monthly payments due through February 1, 1983. The principal balance of said Promissory Note after the payment due on February 1, 1983 was the sum of \$8,740.67.

E. The said Promissory Note is part of the residuary of the estate of PAULINE, and S & S are the residuary legatees under the Will of PAULINE.

F. The parties hereto desire to arrange for the resumption of payments under said Promissory Note on the terms and conditions set forth hereinafter.

IT IS THEREFORE AGREED AS FOLLOWS:

1. A & A will resume the payment schedule under said Promissory Note as of October 1983, and will continue to make the payments thereunder as provided in said Note to GEORGIA MAE SMITH as Executrix of the Estate of PAULINE. GEORGIA MAE SMITH acknowledges receipt of the payments due on October 1, November 1 and December 1, 1983. Said Note payments so resumed will be applied to current interest, and the balance thereof to the principal due thereunder.

2. The parties acknowledge that no payments were made thereunder between February 1, 1983 and

October 5, 1983, and that interest accrued and remained unpaid thereunder for said period in the amount of approximately \$815.00.

3. S & S agree that upon distribution to them of said Promissory Note by order of the Probate Court from the Estate of PAULINE, S & S will, and do hereby, waive and relinquish any right they and each of them may have to the accrued interest in said amount of \$815.00, and will, and do hereby, release A & A, and each of them, from any liability in connection therewith, ON THE CONDITION, HOWEVER, that A & A maintain their payments thereunder on a current basis until said Note is paid in full. If A & A are in default on any of said payments, S & S shall have the right to add said accrued interest to the then principal balance of said Promissory Note without notice to A & A.

4. Each and all of the parties hereto agree to sign and execute any and all documents and papers that may be reasonably necessary in order to carry out this Agreement. If any of the parties fail or refuse to sign and execute any such documents promptly, he or she shall be liable for any damages or expenses caused thereby including, but not limited to, attorneys' fees and court costs.

5. If the said Probate Court requires that this Agreement be submitted to said Court for approval,

GEORGIA MAE SMITH agrees to present the same promptly for such approval, and the parties hereto understand and agree, in such event, that the validity of this Agreement will be contingent upon obtaining said Court's approval hereto.

6. The parties hereto are informed and believe that said Promissory Note was and is secured by a Deed of Trust on said real property in Canton, County of Madison, State of Mississippi, legally described as follows:

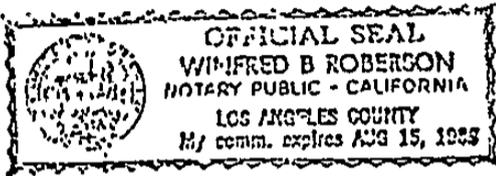
Beginning at the Southeast corner of Lot 14 on the North side of West Fulton Street according to the present map of the City of Canton prepared by George & Dunlap and running thence West along the North margin of Fulton Street 32' to a stake; thence North parallel with the East boundary line of said Lot 14, 75' to a stake; thence East 32' to the East boundary line of said Lot 14; thence South 75' to the point of beginning. Said lot fronting 32' on the North side of Fulton Street and running back between parallel lines 75'.

It is agreed between the parties hereto that if said Deed of Trust has been lost or its whereabouts are otherwise unknown, A & A will execute a Deed of Trust securing said Promissory Note to GEORGIA MAE SMITH, as Executrix of the Estate of PAULINE, or S & S as residuary legatees thereunder, and that A & A will provide said Deed of Trust promptly upon request therefor.

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On this 30 day of December 1983, before me personally appeared EARL B. ALLEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Winfred B. Roberson
NOTARY PUBLIC in and for said
County and State

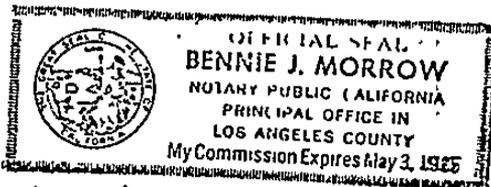
ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

M.A.S.

January 1984

On this 17 day of ~~December~~ 1983, before me personally appeared MILDRED ALLEN STINSON, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same.



Bennie J. Morrow
NOTARY PUBLIC in and for said
County and State

ACKNOWLEDGEMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On this 30 day of December 1983, before me personally appeared MELVIN L. ALLEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Winfred B. Roberson
NOTARY PUBLIC in and for said
County and State

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) BERNARD NEWMAN, ESQ. 9100 Wilshire Boulevard, Suite 600E Beverly Hills, CA 90212 ATTORNEY FOR (Name) Executor GEORGIA MAE SMITH	TELEPHONE NO. 213/271-5997	FOR COURT USE ONLY <div style="text-align: center; font-size: 2em; font-weight: bold;">FILED</div> JUL 31 1984 JOHN J. CORCORAN, COUNTY CLERK <i>D. Swain</i> BY D. SWAIN, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: Los Angeles, CA 90012 CITY AND ZIP CODE: BRANCH NAME: Central District		CASE NUMBER P-679 356
ESTATE OF PAULINE SMITH ALLEN, etc., DECEDENT		
NOTICE OF HEARING (PROBATE)		

This notice is required by law. This notice does not require you to appear in court, but you may attend the hearing if you wish. If you are a person interested in the estate, you may serve upon the executor or administrator, or upon the attorney for the executor or administrator, and file with the court with proof of service, a written request stating that you desire special notice of the filing of an inventory and appraisal of estate assets or of the petitions or accounts mentioned in sections 1200 and 1200.5 of the California Probate Code.

1. NOTICE is given that (name): GEORGIA MAE SMITH, as Executor of the Will of decedent,
 (representative capacity, if any):
 has filed (specify): FIRST AND FINAL REPORT OF EXECUTOR AND PETITION FOR ITS APPROVAL; WAIVER OF ACCOUNTING; FOR ALLOWANCE OF STATUTORY COMMISSIONS AND FEES; FOR ALLOWANCE OF FEES FOR EXTRA-ORDINARY SERVICES OF ATTORNEY; AND PETITION FOR FINAL DISTRIBUTION
 a copy of which is attached.

reference to which is made for further particulars.

2. A hearing on the matter will be held

on (date): 8/20/84 at (time): 9:15^{a.m.} in Dept. 11 Div.: Room:

located at (address of court): 111 North Hill Street, Los Angeles, CA 90012

Dated: July 28, 1984 ~~XXXXXX~~ *Bernard Newman* ~~XXXXXX~~
BERNARD NEWMAN
 This notice was mailed on (date): July 28 1984 at (place): Beverly Hills, California.

(Continued on reverse)

CLERK'S CERTIFICATE OF POSTING MAILING

I certify that I am not a party to this cause and that a true copy of the foregoing Notice of Hearing (Probate)

1. was posted at (address):

on (date):

2. was mailed, first class, postage fully prepaid, in a sealed envelope addressed to each person whose name and address is given below and that the notice was mailed and this certificate was executed on (date): at (place): , California.

Clerk, by _____, Deputy

PROOF OF SERVICE BY MAIL

I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is:

9100 Wilshire Boulevard, Suite 600 E, Beverly Hills, CA 90212

I served the foregoing Notice of Hearing (Probate) by enclosing a true copy in a sealed envelope addressed to each person whose name and address is given below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of deposit: July 26, 1984 (2) Place of deposit (city and state): Beverly Hills, CA

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on

(date): July 28, 1984

BERNARD NEWMAN (TYPE OR PRINT NAME)

Edward Newman (SIGNATURE OF DECLARANT)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED
GEORGIA MAE SMITH 5650 Marburn Avenue Los Angeles, CA 90043
MILDRED ALLEN STINSON 839 West Adams Boulevard #101 Los Angeles, CA 90001

1 BERNARD NEWMAN, ESQ.
 2 9100 Wilshire Boulevard
 3 Suite 600E
 4 Beverly Hills, CA 90212
 5 213/271-5997

6 Attorney for Executor
 7 GEORGIA MAE SMITH

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 9 FOR THE COUNTY OF LOS ANGELES

11	IN THE MATTER OF	)	CASE NO. P-679 356
12	THE ESTATE OF)	
13	PAULINE SMITH ALLEN, etc.,	)	FIRST AND FINAL REPORT OF
14	Deceased.	)	EXECUTOR AND PETITION FOR
15		)	ITS APPROVAL; WAIVER OF
16		)	ACCOUNTING; FOR ALLOWANCE OF
		)	STATUTORY COMMISSIONS AND FEES,
		)	FOR ALLOWANCE OF FEES FOR
		)	EXTRAORDINARY SERVICES OF
		)	ATTORNEY; AND PETITION FOR
		)	FINAL DISTRIBUTION

17 Petitioner GEORGIA MAE SMITH alleges as follows:

- 18 1. Petitioner is the Executor of the Will of
- 19 Pauline Smith Allen, aka Pauline S. Allen, aka Pauline Allen,
- 20 aka Mrs. J. L. Allen, who died on January 26, 1983, in the
- 21 County of Los Angeles, State of California, and was a resident
- 22 of Los Angeles County.
- 23 2. Decedent's Will dated July 15, 1980, was admitted
- 24 to probate by order of this Court dated and filed on March 16,
- 25 1983. Petitioner was appointed Executor of said Will and
- 26 Letters Testamentary were issued to her on March 21, 1983; at
- 27 all times since then petitioner has been and now is the Executor
- 28 of decedent's Will.

1 3. The Notice of Death has been duly given, published,
2 and filed, together with an affidavit showing its due
3 publication.

4 4. Petitioner has performed all duties required of
5 her as Executor of the Will of decedent, with respect to the
6 administration of the estate, and the estate is ready for
7 distribution and is in a condition to be closed.

8 5. No claims have been filed or presented against
9 the estate, and all debts of decedent and of the estate and all
10 expenses of administration except commissions, fees, and
11 closing expenses, have been paid.

12 6. On March 16, 1983, petitioner was granted
13 authority by order of this Court to administer the estate
14 without court supervision, under the INDEPENDENT ADMINISTRATION OF
15 ESTATES ACT. Petitioner's authority to so administer the
16 estate has not been revoked.

17 7. An Inventory and Appraisement of the estate was
18 returned and heretofore filed herein showing the value of the
19 estate to be \$84,419.46. Thereafter, a Supplemental Inventory
20 and Appraisement was prepared and filed herein showing
21 additional assets appraised at \$8,740.67. The total appraised
22 value for the assets of this estate is \$93,160.13. Petitioner
23 alleges that such Inventory and Appraisement and Supplemental
24 Inventory and Appraisement contain all of the assets of
-25 decedent's estate that have come to petitioner's knowledge or
26 into petitioner's possession.

27 8. All personal property taxes due and payable by
28 the estate have been paid.

1 9. No California estate tax is due, as no federal
2 estate tax return has been or will be filed in which a
3 state death tax credit will apply for property located in
4 California.

5 10. California and federal income tax returns,
6 including closing returns, will be filed and as hereinafter
7 set forth, sums will be withheld from distribution to pay any
8 tax found to be due.

9 11. Petitioner and Mildred Allen Stinson are the
10 persons entitled to distribution of the entire residuary of
11 this estate, and have filed herein their WAIVER OF ACCOUNTING
12 with regard to this estate.

13 12. The whole of the estate is decedent's separate
14 property.

15 13. The furniture, furnishings, etc., listed as
16 Item 9 on Attachment 2 of the Inventory and Appraisement
17 herein, was appraised at the sum of \$2,000. Mildred Allen
18 Stinson purchased your petitioner's one-half interest therein,
19 as part of the residuary, under paragraph EIGHTH of decedent's
20 Will, and all of said furniture, furnishings, etc., have been
21 delivered to and are in the possession of Mildred Allen Stinson.
22 With respect to petitioner's \$1,000 interest therein, it is
23 agreed between petitioner and Mildred Allen Stinson that said
24 \$1,000 be deducted from Mildred Allen Stinson's share of the
25 residuary of this estate and paid over to petitioner.

26 14. The 1978 Buick Skylark automobile, inventoried
27 as Item 10 of Attachment No. 2 of the Inventory and Appraisement,
28 was sold for the sum of \$3,000, which was its appraised value.

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15. The dinner ring referred to in paragraph THIRD of decedent's Will and bequeathed therein to decedent's nephew, HENRY C. SMITH, JR., was never found among decedent's personal effects.

16. Attached hereto marked Schedule A and by this reference made a part hereof, is a list of the ASSETS ON HAND FOR DISTRIBUTION.

17. Under paragraph FIFTH of decedent's Will, decedent bequeathed her stock in Security Life Insurance Company, which consists of 1,520 shares of Class A Common Stock; 364 shares of Class AA Common Stock; and 120 shares of Class B Common Stock of said company. Said shares were bequeathed on the condition that each of the legatees named therein shall survive the decedent and shall be a registered owner of stock in that company. Each and all of the legatees have survived decedent herein, and each and all of them were registered owners of stock in said company at the time of decedent's death.

The names and addresses of the persons to whom said shares were bequeathed under said paragraph, all of whom are adults, and all of whom are entitled to one-twelfth of each class of said shares, are the following:

Name/Relationship	Address
James Charles Lewis/Friend	829 South Longwood Avenue Los Angeles, CA 90005
Melvin L. Allen/Nephew	435 West Tichenor Compton, CA 90220
Earl Allen	4535 Blount Place Lynwood, CA 90262
Hazel Allen White, now known as Ruth Hazel White/Niece	1920 South Orange Drive Los Angeles, CA 90016

1	Name/Relationship	Address
2	Mattie S. Richard/Niece	1130 East Third Street Bakersfield, CA 93304
3	David Stewart/Nephew	c/o Virgie. Stewart 911 Casino Bakersfield, CA 93307
5	Eunice Stewart, now known as Eunice C. Brett/Niece	2074 Shauer Street Compton, CA 90222
7	Curtis Tate/Nephew	10950 Hoover Street Los Angeles, CA 90044
8	Patricia Webb Lee, formerly known as Patricia Webb/Niece	9212 South Throop Chicago, IL 60620
10	Arvis A. Latting/Stranger	1310 Quinn Avenue Memphis, TN 38106
11	Perry E. Williams /Stranger	2088 Cloverdale, S.E. Atlanta, GA 30316
12	Richard Middleton/Stranger	944 Royal Oak Drive Jackson, Mississippi 39209

15 18. Under paragraph SIXTH of the decedent's Will,
16 decedent bequeathed her stock in Tri-State Bank of Memphis,
17 Tennessee, to various persons in various amounts. After
18 decedent's death the stock of said company was split on a
19 four-to-one basis, that is, that the 430 shares of the Common
20 Stock of said bank which decedent owned at the date of her death
21 have been split into a total of 2,150 shares. Therefore, those
22 legatees to whom 10 shares were left are now entitled to an
23 additional 40 shares, or 50 shares in all. Those legatees to
24 whom 20 shares were left are entitled to an additional 80 shares,
25 making a total of 100 shares for said legatees. The residuary
26 legatees, namely your petitioner and Mildred Allen Stinson, will
27 receive the balance of said shares which were not bequeathed
28 specifically. The names and addresses of the persons who are

1 entitled to said shares under paragraph SIXTH thereof and the
 2 total amount of shares to which they are now entitled by reason
 3 of said stock split, all of whom are adults, are the following:

4	Name/Relationship	Address	Total Shares
5	Pauline Smith Scott, aka Pauline C. Scott/Niece	954 Seventh Street So. Flint, Michigan 49503	50
6	Yvonne Smith Cox, now known as Yvonne Smith Buford/Niece	5613 Oxley Drive Flint, Michigan 48504	50
7	Ruby Harris McMillin/Niece	119 West Brayton Avenue Chicago, IL 60628	50
8	Jeremiah Harris/Nephew	1802 Eckley Flint, Michigan 48503	50
9	James Harris/Nephew	1900 Union Boulevard Grand Rapids, Michigan 48507	50
10	Henry C. Smith, aka Henry C. Smith, Jr./Nephew	495 Pacheco San Francisco, CA 90116	50
11	Dr. Charles Smith, Jr. Nephew	5526 Bermuda Lane Flint, Michigan 48505	50
12	Thomas R. Smith/Nephew	5526 Bermuda Lane Flint, Michigan 48505	50
13	Melvin Lucius Allen/Nephew	435 West Tichenor Compton, CA 90220	
14	Christopher A. Atkins Stranger	19 North Willow Street Montclair, NJ 44164	50
15	Arvis A. Latting/Stranger	1310 Quinn Avenue Memphis, TN 38106	50
16	Thomas C. Webb/Nephew	9212 South Throop Chicago, IL 60620	50
17	Rev. Henry C. Smith/Brother	914 East Pasadena Street Flint, Michigan 48505	100
18	Mary Harris Jones/Sister	500 Delaware, S.E. Grand Rapids, Michigan 49507	100
19			

20 19. Decedent's estate has among its assets 219 shares
 21 of the common stock of Universal Life Insurance Company, listed
 22 as Item 5 on Attachment 2 of the Inventory and Appraisalment.
 23

1 Under paragraph SEVENTH of decedent's Will, said shares are
2 bequeathed to Livingston College of Salisbury, North Carolina,
3 and McHarry Medical College of Nashville, Tennessee. Although
4 said paragraph of decedent's Will does not specify the
5 percentage of said shares bequeathed to each of said legatees,
6 petitioner is of the opinion and hereby submits that it was
7 decedent's intention to divide said shares equally between said
8 two entities so that each of them would receive 109.5 shares of
9 said stock.

10 20. The addresses of said legatees are as follows:

Name	Address
Livingston College, aka Livingstone College	Salisbury, NC 28144
McHarry Medical College of Nashville	Nashville, TN

15 21. Under paragraph EIGHTH of decedent's Will, the
16 residue of the estate was left to decedent's sister, Albert F.
17 Tolliver, on the condition that if said sister did not
18 survive decedent for 180 days, said residue was bequeathed to
19 your petitioner and Mildred Allen Stinson, in equal shares,
20 share and share alike.

21 Alberta Tolliver died on September 16, 1982, and
22 petitioner and said Mildred Allen Stinson are entitled to
23 succeed to the residuary of this estate, consisting of all of
24 the cash on hand and those assets listed on Schedule A
25 attached hereto which have not been specifically bequeathed,
26 as hereinabove set forth. Both petitioner and said other
27 residuary legatee are adults. Petitioner resides at 5650
28 Marburn Avenue, Los Angeles, CA 90043, and Mildred Allen

1 Stinson resides at 839 West Adams Boulevard, No. 101, Los
2 Angeles, CA 90001.

3 22. The commission provided by law for petitioner's
4 ordinary services are \$3,254, which has not been paid. Petitioner
5 should be authorized to pay herself that sum in discharge of
6 statutory commission.

7 Bernard Newman, Attorney at Law, has rendered
8 ordinary legal services to petitioner, and the fee provided
9 by law for such services is the sum of \$3,254 which has not
10 been paid. Petitioner should be authorized to pay her attorney
11 that sum in discharge of the statutory fee.

12 The amount of the estate accounted for and the
13 commissions and fees are computed in Schedule B attached to this
14 petition and by this reference made a part hereof.

15 23. Bernard Newman, as attorney for petitioner, has
16 rendered extraordinary services in this estate which are
17 described in Schedule C attached hereto and made a part hereof
18 by reference. Said attorney requests reasonable compensation
19 for said services in the sum of \$1,687.50, which has not been
20 paid.

21 24. No requests for special notice have been filed
22 herein.

23 25. During the period embraced by this report,
24 petitioner has invested all cash on hand in interest bearing
25 accounts, except cash needed for the administration of this
26 estate.

27 26. Decedent did not receive MediCal benefits, and,
28 therefore, the notice under Probate Code Section 700.1 is not

1 required.

2 27. Petitioner requests that she be authorized to
3 withhold the sum of \$2,500 for closing expenses, final income
4 tax returns, accountant's fees and as a reserve for any
5 liabilities that may hereafter be determined to be due from
6 the estate.

7 WHEREFORE, petitioner prays for an order of this
8 Court as follows:

9 1. The administration of this estate be brought to a
10 close without the requirement of an accounting.

11 2. This first and final report of petitioner as
12 Executor be approved and allowed as filed.

13 3. All acts and proceedings of petitioner as Executor
14 be confirmed and approved.

15 4. Petitioner be authorized to pay herself the sum of
16 \$3,254 as her statutory commission for services to this estate.

17 5. Petitioner be authorized and directed to pay to
18 Bernard Newman the sum of \$3,254 as statutory attorney's fees
19 for his services to petitioner.

20 6. Petitioner's attorney, Bernard Newman, be granted
21 the sum of \$ 1,687.50 for his extraordinary services to
22 petitioner and this estate.

23 7. Petitioner be authorized to withhold the sum of
24 \$2,500 to be used for closing expenses, final tax returns,
25 accounting fees and any other liabilities.

26 8. There be charged against the interest of Mildred
27 Allen Stinson, residuary legatee, the sum of \$1,000 and that said
28 sum be credited to petitioner, Georgia Mae Smith.

1 9. Distribution of the estate of decedent in
2 petitioner's hands and any other property of decedent or this
3 estate not now known or discovered be made to the persons
4 entitled to it, as set forth in this petition.

5 10. Such further order be made as the Court
6 considers proper.

7 DATED: JULY _____, 1984

8

9

GEORGIA MAE SMITH, Petitioner

10

11

BERNARD NEWMAN
Attorney for Petitioner

12

13

14

VERIFICATION

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I, the undersigned, Executor of the Will of
decedent herein, declare that I have read the foregoing First
and Final Report, etc., and know its contents. The same is
true of my own knowledge, except as to those matters that are
stated in it on my information and belief, and as to those
matters, I believe it to be true.

I declare under penalty of perjury the foregoing is
true under the laws of the state of California and that this
declaration was executed July _____, 1984, at _____,
California.

GEORGIA MAE SMITH

SCHEDULE A

ASSETS ON HAND FOR DISTRIBUTION

1		
2		
3	Savings account No. 32-102-822-4 at Tri-	
4	State Bank of Memphis, TN - Balance	
	6/1/84	\$ 7,337.58
5	Savings account No. 105-701-2569 of	
6	Western Federal Savings & Loan Associa-	
	tion - balance at 6/18/84	15,051.06
7	Certificate of Deposit No. 2008 of the	
8	Tri-State Bank of Memphis, TN - at the	
	appraised value of	5,000.00
9	1,520 shares, common stock, Class A,	
10	of Security Life Insurance Co. (Item 1,	
	Attachment 2, I & A) appraised at	440.80
11	364 shares, Class AA, common, Security	
12	Life Insurance Co. (Item 2, Attachment	
	2, I & A) appraised at	5,212.48
13	120 shares, Class B, common, Security	
14	Life Insurance Co. (Item 3, Attachment	
	2, I & A) appraised at	34.80
15	430 shares, common, Tri-State Bank of	
16	Memphis and 1,720 shares of said stock	
17	as a result of stock split totalling	
	2,150 (Item 4, Attachment 2, I & A)	
	appraised at	30,186.00
18	219 shares, common, Universal Life	
19	Insurance Company (Item 5, Attachment	
	2, I & A) appraised at	16,425.00
20	100 shares, common, American Interstate	
21	Development Corporation (Item 6,	
	Attachment 2, I & A) appraised at	1.00
22	70 shares, common, Citizens Investment	
23	Company, Inc. (Item 7, Attachment 2,	
	I & A) appraised at	1.00
24	Promissory Note in the face amount of	
25	\$20,000 dated June 10, 1975, by General	
26	J. Brown & Grace Donaldson Brown, payable	
27	to bearer, interest at 8.5% per annum,	
	installments of \$196.95 per month until	
	paid in full, secured by a deed of trust	
	on certain real property in Memphis, TN,	
	legally described as follows:	
28	///	

SCHEDULE A-1

1	Lot 101, South Memphis Land Company's	
2	Third Addition to Longview Heights	
3	Subdivision, as shown by Plat of Record	
4	in Plat Book 13, Page 33, in the	
5	Registrar's Office of Shelby County,	
6	Tennessee, to which plat reference is	
7	made for a more particular description	
8	of said property, appraised at	\$12,651.48
9	Promissory Note of Melvin L. Allen and	
10	Earl B. Allen, in the face amount of	
11	\$10,000, bearing interest at the rate	
12	of 1 $\frac{1}{2}$ % per annum, payable monthly in	
13	installments of \$200 or more per month	
14	until paid in full, secured by a deed	
15	of trust on real property in Canton,	
16	County of Madison, State of Mississippi,	
17	and legally described as follows:	
18	Beginning at the southeast corner of	
19	Lot 14 on the north side of West Fulton	
20	Street, according to the present map of	
21	the City of Canton, prepared by George	
22	N. Dunlap and running thence west along	
23	the north margin of Fulton Street,	
24	32 feet to a stake, thence north	
25	parallel with the east boundaryline of	
26	said Lot 14, 75' to a stake; thence	
27	east 32' to the east boundaryline of	
28	said Lot 14; thence south 75' to the	
	point of beginning. Said lot fronting	
	32' on the north side of Fulton Street	
	and running back between parallel lines	
	75', appraised at	<u>8,740.00</u>
	TOTAL ASSETS ON HAND FOR DISTRIBUTION:	<u>\$101,081.20</u>

SCHEDULE B

ESTATE ACCOUNTED FOR AND COMPUTATION OF COMMISSIONS AND FEES

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Inventory and Appraisement		\$84,419.46
Supplemental Inventory and Appraisement		8,740.67
<u>Receipts During Probate</u>		
Interest from Tri-State Bank	\$356.36	
Interest from Western Federal Savings & Loan	654.42	
Interest on Certificate of Deposit	525.00	
Interest from Brown note	1,580.21	
Interest from Allen note	875.86	
Dividends	<u>8,035.00</u>	<u>12,026.85</u>
TOTAL ESTATE ACCOUNTED FOR:		\$105,186.98
<u>Computation of Commissions and Fees</u>		
\$15,000 at 4% =	\$600.00	
\$85,000 at 3% =	2,550.00	
\$ 5,187 at 2% =	<u>104.00</u>	
STATUTORY COMMISSIONS AND FEES:		\$ 3,254.00

SCHEDULE B

SCHEDULE CATTORNEY'S REQUEST FOR EXTRAORDINARY FEES

1
2
3 1. The services of ATTORNEY enabled this estate to
4 procure and establish an asset of the value of \$8,740 as an
5 asset of this estate and to make arrangements for its payment.
6 Said services were rendered under the following circumstances:

7 a. The decedent was the sister of Alberta F.
8 Tolliver ("Alberta"), who died several months prior to decedent.
9 Alberta left no Will and no probate estate was opened in
10 connection with her death. In or around November 1981,
11 Alberta sold certain real property located in Mississippi, to
12 her nephews, Melvin and Earl Allen ("Allen") for the sum of
13 \$12,000, payable \$2,000 in cash and a note for \$10,000 payable
14 in monthly installments, secured by a deed of trust on said
15 Mississippi property.

16 b. Payments on said note were made commencing
17 January 1, 1982, and after Alberta's death in September 1982,
18 Allen continued to make monthly payments to decedent herein,
19 up to the date of her death. Thereafter, Allen made no further
20 payments to the Executor herein on the ground that this estate
21 had no demonstrable interest therein.

22 c. When this situation was brought to ATTORNEY'S
23 attention, he reviewed various items of correspondence, escrow
24 records and documents relating to the property and the background
25 of the acquisition of said property by Alberta. Attorney also
26 engaged in telephone conversations with the escrow company in
27 connection with the sale to Allen, both Melvin and Earl Allen,
28 and the Executor herein. ATTORNEY was referred through said

SCHEDULE C-1

1 sources to attorneys in Jackson, Mississippi, to whom ATTORNEY
2 wrote several times in an attempt to obtain a clear understanding
3 and record of the manner in which Alberta came to have an
4 interest therein.

5 d. As a result of said correspondence and
6 document review, ATTORNEY received a copy of the Will of Mr.
7 Tolliver which had been probated in Mississippi, and in which he
8 had left his estate, including the property sold to Allen, to
9 his wife, Alberta, for her lifetime, with the remainder over,
10 upon her death, to decedent herein. Having thus established
11 the estate's right to said payments, ATTORNEY prepared a
12 written agreement under which Allen acknowledged the estate's
13 ownership of said asset and its right to said payments, and
14 agreed to resume, and have resumed and have continued to make,
15 the payments thereon, on a current basis.

16 e. In connection with this item, said ATTORNEY
17 exchanged 16 items of correspondence with the various persons
18 involved. Attached hereto and made a part hereof by reference,
19 is a copy of the agreement prepared by ATTORNEY, executed by
20 Allen and the Executor. ATTORNEY estimates he has spent a total
21 of 10 hours in this connection, and, based upon an hourly rate
22 of \$125 per hour, requests a fee of \$1,250.00
23

24 2. Decedent owned, at her death, 430 shares of the
25 common stock of Tri-State Bank of Memphis, Tennessee, and
26 bequeathed 10 shares each to 13 different legatees, and 20
27 shares each to two others. Thus, the balance thereof, namely,
28 260 shares, is part of the residuary of this estate.

SCHEDULE C-2

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During the course of the probate, the stock of said bank split on a four-to-one basis and Executor received an additional 1,720 shares of said stock, making a total of 2,150 shares in this estate.

Executor requested that ATTORNEY determine who was entitled to said additional shares and in what proportions. ATTORNEY thereupon ascertained that the additional 1,720 were the result of a stock split and not a stock dividend and researched the issue starting with the Probate Code as to specific bequests and Witkin's SUMMARY OF CALIFORNIA LAW, Vol. 7, § 220. ATTORNEY read the case of Estate of Helfman, 193 Cal.App.2d 652, Estate of Shannon, 231 Cal.App.2d 886, and Estate of Somermeier, 15 Cal.App.3d 224, and based thereon came to the conclusion that each of the specific legatees are entitled to his proportionate share of the additional shares resulting from the stock split, and based thereon, has requested this Court to so order. ATTORNEY Shephardized the Helfman case and found no contrary authority.

In connection with this item, ATTORNEY spent 3.5 hours and requests a fee, based on the rate of \$125 per hour of \$437.
TOTAL EXTRAORDINARY FEE \$1,687.

AGREEMENT

This is an Agreement between GEORGIA MAE SMITH and MILDRED ALLEN STINSON (S & S), and MELVIN L. ALLEN and EARL B. ALLEN (A & A).

This Agreement is made with reference to the following circumstances:

A. A & A purchased certain real property in the State of Mississippi from ALBERTA F. TOLLIVER (ALBERTA), their aunt, who had inherited a life interest therein from her predeceased husband, L.M. TOLLIVER.

B. The parties hereto are informed and believe that under L.M. Tolliver's will, probated in the State of Mississippi, ALBERTA had the power to sell said real property, and at her death the remainder thereof which was undisposed was to go to PAULINE SMITH ALLEN (PAULINE), the aunt of the parties hereto. ALBERTA predeceased PAULINE and PAULINE died on January 26, 1983. PAULINE'S estate is pending in the Probate Court of the State of California for the County of Los Angeles, Case No. P-679-356 of said Court.

C. As part of the purchase price for said real property, A & A gave ALBERTA a Promissory Note in the face amount of \$10,000.00 bearing interest at the rate of 14%

per annum, payable monthly in installments of \$200.00 or more per month until paid in full.

D. A & A commenced payments thereunder on January 1, 1982, and made all of the monthly payments due through February 1, 1983. The principal balance of said Promissory Note after the payment due on February 1, 1983 was the sum of \$8,740.67.

E. The said Promissory Note is part of the residuary of the estate of PAULINE, and S & S are the residuary legatees under the Will of PAULINE.

F. The parties hereto desire to arrange for the resumption of payments under said Promissory Note on the terms and conditions set forth hereinafter.

IT IS THEREFORE AGREED AS FOLLOWS:

1. A & A will resume the payment schedule under said Promissory Note as of October 1983, and will continue to make the payments thereunder as provided in said Note to GEORGIA MAE SMITH as Executrix of the Estate of PAULINE. GEORGIA MAE SMITH acknowledges receipt of the payments due on October 1, November 1 and December 1, 1983. Said Note payments so resumed will be applied to current interest, and the balance thereof to the principal due thereunder.

2. The parties acknowledge that no payments were made thereunder between February 1, 1983 and

October 5, 1983, and that interest accrued and remained unpaid thereunder for said period in the amount of approximately \$815.00.

3. S & S agree that upon distribution to them of said Promissory Note by order of the Probate Court from the Estate of PAULINE, S & S will, and do hereby, waive and relinquish any right they and each of them may have to the accrued interest in said amount of \$815.00, and will, and do hereby, release A & A, and each of them, from any liability in connection therewith, ON THE CONDITION, HOWEVER, that A & A maintain their payments thereunder on a current basis until said Note is paid in full. If A & A are in default on any of said payments, S & S shall have the right to add said accrued interest to the then principal balance of said Promissory Note without notice to A & A.

4. Each and all of the parties hereto agree to sign and execute any and all documents and papers that may be reasonably necessary in order to carry out this Agreement. If any of the parties fail or refuse to sign and execute any such documents promptly, he or she shall be liable for any damages or expenses caused thereby including, but not limited to, attorneys' fees and court costs.

5. If the said Probate Court requires that this Agreement be submitted to said Court for approval,

GEORGIA MAE SMITH agrees to present the same promptly for such approval, and the parties hereto understand and agree, in such event, that the validity of this Agreement will be contingent upon obtaining said Court's approval hereto.

6. The parties hereto are informed and believe that said Promissory Note was and is secured by a Deed of Trust on said real property in Canton, County of Madison, State of Mississippi, legally described as follows:

Beginning at the Southeast corner of Lot 14 on the North side of West Fulton Street according to the present map of the City of Canton prepared by George & Dunlap and running thence West along the North margin of Fulton Street 32' to a stake; thence North parallel with the East boundary line of said Lot 14, 75' to a stake; thence East 32' to the East boundary line of said Lot 14; thence South 75' to the point of beginning. Said lot fronting 32' on the North side of Fulton Street and running back between parallel lines 75'.

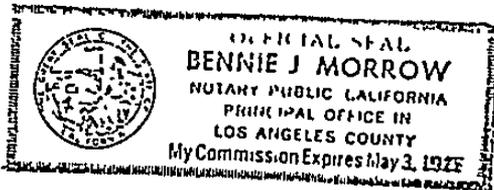
It is agreed between the parties hereto that if said Deed of Trust has been lost or its whereabouts are otherwise unknown, A & A will execute a Deed of Trust securing said Promissory Note to GEORGIA MAE SMITH, as Executrix of the Estate of PAULINE, or S & S as residuary legatees thereunder, and that A & A will provide said Deed of Trust promptly upon request therefor.

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

M.A.S.
January 1984

On this 17 day of ~~December~~ 1983, before me personally appeared MILDRED ALLEN STINSON, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same.



Bennie J. Morrow
NOTARY PUBLIC in and for said
County and State

ACKNOWLEDGEMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On this 30 day of December 1983, before me personally appeared MELVIN L. ALLEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.

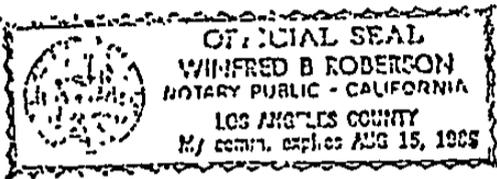


Winfred B. Roberson
NOTARY PUBLIC in and for said
- County and State

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On this 30 day of December 1983, before me personally appeared EARL B. ALLEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Winfred B. Roberson
NOTARY PUBLIC in and for said
County and State

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212

(213) 271-5997

5 Attorney for Executor,
6 GEORGIA MAE SMITH

FILED

SEP 30 1985

FRANCIS J. BURGE, County Clerk

Francis J. Burge
BY GREG A. JONES, DEPUTY

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF LOS ANGELES

11	IN THE MATTER OF THE ESTATE OF	)	CASE NUMBER: P 679 356
12	PAULINE SMITH ALLEN, ETC.,	)	RECEIPT ON DISTRIBUTION
13	Deceased.)	

14
15 Received from GEORGIA MAE SMITH, Executor of the Will of
16 PAULINE SMITH ALLEN, ETC., deceased, the property distributed to
17 the undersigned by judgment of distribution of the above-entitled
18 estate made on September 7, 1984 consisting of several classes of
19 shares of the Security Life Insurance Co. as follows:

20 126 shares of Class "A" stock

21 10 shares of Class "B" stock

22 30 shares of Class "AA" stock

23 My proportionate share of 8 shares of Class "A" stock

24 and 4 shares of Class "AA" stock in cash.

25 DATED: X September 7, 1985.

26

27

X Carl Allen

28

EARL ALLEN

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212
5 (213) 271-5997

FILED

SEP 16 1985

ERAND S. ALLEN, County Clerk

Carol Anturge
BY CAROL A. BURGE, DEPUTY

6 Attorney for Executor,
7 GEORGIA MAE SMITH

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

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IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
PAULINE SMITH ALLEN, ETC.,) RECEIPT ON DISTRIBUTION
Deceased.)

Received from GEORGIA MAE SMITH, Executor of the Will of PAULINE SMITH ALLEN, ETC., deceased, the property distributed to the undersigned by judgment of distribution of the above-entitled estate made on September 7, 1984 consisting of several classes of shares of the Security Life Insurance Co. as follows:

- 126 shares of Class "A" stock
- 10 shares of Class "B" stock
- 30 shares of Class "AA" stock

My proportionate share of 8 shares of Class "A" stock and 4 shares of Class "AA" stock in cash.

DATED: 9-12- _____, 1985.

David Stewart
DAVID STEWART

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BERNARD NEWMAN, ESQ.
9100 Wilshire Blvd.
Suite 600 - East Tower
Beverly Hills, CA 90212

(213) 271-5997

Attorney for Executor,
GEORGIA MAE SMITH

FILED

SEP 16 1985

FRANK S. ... County Clerk

Carl A. Burger
DEPUTY COUNTY CLERK

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

IN THE MATTER OF THE ESTATE OF)) PAULINE SMITH ALLEN, ETC.,)) Deceased.))))))	CASE NUMBER: P 679 356 RECEIPT ON DISTRIBUTION
-------------------------------------------------------------------------------------------	-----------------------	-------------------------------------------------------

Received from GEORGIA MAE SMITH, Executor of the Will of PAULINE SMITH ALLEN, ETC., deceased, the property distributed to the undersigned by judgment of distribution of the above-entitled estate made on September 7, 1984 consisting of several classes of shares of the Security Life Insurance Co. as follows:

- 126 shares of Class "A" stock
- 10 shares of Class "B" stock
- 30 shares of Class "AA" stock

My proportionate share of 8 shares of Class "A" stock and 4 shares of Class "AA" stock in cash.

DATED: X September 9, _____, 1985.

X James Charles Lewis
JAMES CHARLES LEWIS

1 BERNARD NEWMAN, ESQ.
9100 Wilshire Blvd.
2 Suite 600 - East Tower
Beverly Hills, CA 90212
3 (213) 271-5997

4
5 Attorney for Executor,
6 GEORGIA MAE SMITH

FILED

SEP - 9 1985

FRANK S. ZOLIN, County Clerk

[Signature]

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
12 PAULINE SMITH ALLEN, ETC.,) RECEIPT ON DISTRIBUTION
13 Deceased.)
14

15 Received from GEORGIA MAE SMITH, Executor of the Will of
16 PAULINE SMITH ALLEN, ETC., deceased, the property distributed to
17 the undersigned by judgment of distribution of the above-entitled
18 estate made on September 7, 1984 consisting of several classes of
19 shares of the Security Life Insurance Co. as follows:

- 20 126 shares of Class "A" stock
- 21 10 shares of Class "B" stock
- 22 30 shares of Class "AA" stock

23 My proportionate share of 8 shares of Class "A" stock
24 and 4 shares of Class "AA" stock in cash.

25 DATED: X August 23, 1985.

26
27 X Richard G. Middleton, Sr.
28 RICHARD MIDDLETON

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212
5 (213) 271-5997

6 Attorney for Executor,
7 GEORGIA MAE SMITH

FILED

SEP-9 1985

FRANK B. ZOLIN, County Clerk

[Signature]

FRANK B. ZOLIN, County Clerk

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
12 PAULINE SMITH ALLEN, ETC.,) RECEIPT ON DISTRIBUTION
13 Deceased.)
14

15 Received from GEORGIA MAE SMITH, Executor of the Will of
16 PAULINE SMITH ALLEN, ETC., deceased, the property distributed to
17 the undersigned by judgment of distribution of the above-entitled
18 estate made on September 7, 1984 consisting of several classes of
19 shares of the Security Life Insurance Co. as follows:

- 20 126 shares of Class "A" stock
- 21 10 shares of Class "B" stock
- 22 30 shares of Class "AA" stock

23 My proportionate share of 8 shares of Class "A" stock
24 and 4 shares of Class "AA" stock in cash.

25 DATED: X Ruth H White 9-2, 1985.

26
27
28

X Ruth Hazel White
RUTH HAZEL WHITE
Formerly known as
HAZEL ALLEN WHITE

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 900 - East Tower
4 Beverly Hills, CA 90212

(213) 271-5997

5 Attorney for Executor,
6 GEORGIA MAE SMITH

[Handwritten Signature]
FILED
AUG 13 1985
FRANK S. ZOLIN County Clerk
[Handwritten Signature]
BY D. SWAIN, Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NO. P 679 356
12 PAULINE SMITH ALLEN, ETC.) RECEIPT ON DISTRIBUTION
13 Deceased.)
14

15 RECEIVED FROM GEORGIA MAE SMITH, Executor of the Will of PAULINE
16 SMITH ALLEN, ETC., deceased, the property distributed to the
17 undersigned by judgment of distribution of the above entitled
18 estate made on September 7, 1984 consisting of:

19 50 shares of the common stock of Tri-State Bank of
20 Memphis, Tennessee.

21 DATED: 2/10, 1985.

22
23 *[Handwritten Signature: Thomas C. Webb]*
24 THOMAS C. WEBB
25
26
27
28

1 BERNARD NEWMAN
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212
5 (213) 271-5997

6 Attorney for Executor

(Handwritten mark)
FILED
AUG 13 1985
FRANK R. ZOLN
CLERK OF COURT
COURT HOUSE
LOS ANGELES, CALIF.

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NO. P 679 356
12 PAULINE SMITH ALLEN, ETC.) RECEIPT ON DISTRIBUTION
13 Deceased.)
14

15 RECEIVED FROM GEORGIA MAE SMITH, Executor of the Will of PAULINE
16 SMITH ALLEN, ETC., deceased, the property distributed to the
17 undersigned by judgment of distribution of the above entitled
18 estate made on September 7, 1984 consisting of:

19 100 shares of the common stock of Tri-State Bank of
20 Memphis, Tennessee.

21 DATED: Feb. 13th, 1985.

22
23 *Mary Harris Jones*
24 MARY HARRIS JONES

25
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1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212

(213) 271-5997

5 Attorney for Executor,
6 GEORGIA MAE SMITH

FILED

AUG 13 1985

FRANK SLZEMUN County Clerk

Frank Slzemun

BY: D. SWAIN, Clerk

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF)
12 PAULINE SMITH ALLEN, ETC.,)
13 Deceased.)

CASE NUMBER: P 679 356

RECEIPT ON DISTRIBUTION
BY MILDREN ALLEN STENSON

14
15 Received from GEORGIA MAE SMITH, Executor of the Will of
16 PAULINE SMITH ALLEN, Deceased, the property distributed to the
17 undersigned by Judgement of Distribution in the above-entitled
18 estate made on September 7, 1984, consisting of: 675 shares of the
19 common stock of Tri-State Bank of Memphis, Tennessee; one-half of
20 the residue of cash remaining in the estate; 50 shares, common, of
21 American Inter-State Development Corporation; 35 shares, common,
22 Citizens Investment Company, Inc.; a one-half undivided interest
23 in a Promissory Note in the face amount of \$20,000.00, dated June
24 10, 1975, by General J. Brown and Grace Donaldson Brown, bearing
25 interest at 8.5% per annum, in installments of \$196.95 per month
26 until paid in full, secured by a Deed of Trust; a one-half un-
27 divided interest in a Promissory Note of Melvin L. Allen and Earl
28 B. Allen, in the face amount of \$10,000.00, bearing interest at the

1 rate of 14% per annum, payable monthly in installments of \$200.00
2 or more per month until paid in full, secured by a Deed of Trust.

3 DATED: March 22, 1985.

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6 MILDRED ALLEN STINSON

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1 BERNARD NEWMAN, ESQ.
 2 9100 Wilshire Blvd.
 3 Suite 600 - East Tower
 4 Beverly Hills, CA 90212
 5 (213) 271-5997

6 Attorney for Executor,
 7 GEORGIA MAE SMITH

C

FILED

AUG 13 1995
 FRANK S. ZOLIN
 CLERK OF COURT
 LOS ANGELES COUNTY

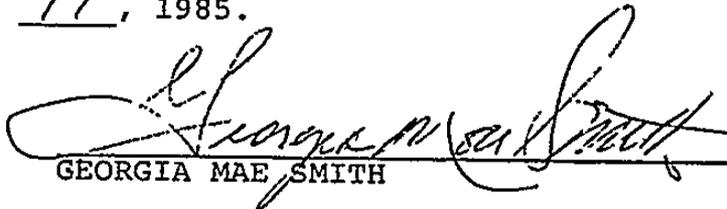
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 9 FOR THE COUNTY OF LOS ANGELES

10
 11 IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
 12 PAULINE SMITH ALLEN, ETC.,) RECEIPT ON DISTRIBUTION
 13 Deceased.) BY GEORGIA MAE SMITH
 14

15 Received from GEORGIA MAE SMITH, Executor of the Will of
 16 PAULINE SMITH ALLEN, Deceased, the property distributed to the
 17 undersigned by Judgement of Distribution in the above-entitled
 18 estate made on September 7, 1984 consisting of 675 shares of the
 19 common stock of Tri-State Bank of Memphis, Tennessee, the residue
 20 of the cash on hand in said estate, 50 shares, common, American
 21 Inter-State Development Corporation; 35 shares, common, Citizens
 22 Investment Company, Inc.; a one-half undivided interest in the
 23 Promissory Note of General J. Brown and Grace Donaldson Brown, in
 24 the face amount of \$20,000.00, dated June 10, 1975, bearing
 25 interest at 8.5% per annum in installments of \$196.95 per month
 26 until paid, secured by a Deed of Trust; a one-half undivided
 27 interest in a Promissory Note of Melvin L. Allen and Earl B. Allen
 28 in the face amount of \$10,000.00, bearing interest at the rate of

1 14% per annum, payable monthly in installments of \$200.00 or more
2 per month until paid in full, secured by a Deed of Trust; the
3 additional sum of \$1,000.00 out of the cash to which Mildred Allen
4 Stinson is entitled.

5 DATED: ~~March~~ ^{April} 17, 1985.

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8 GEORGIA MAE SMITH

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1 BERNARD NEWMAN, ESQ.
 2 9100 Wilshire Blvd.
 3 Suite 900 - East Tower
 4 Beverly Hills, CA 90212
 5 (213) 271-5997

6 Attorney for Executor,
 7 GEORGIA MAE SMITH

FILED

AUG 13 1985

FRANK S. ZOLNI County Clerk

D. Swain
 WZ D. SWAIN, Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 9 FOR THE COUNTY OF LOS ANGELES

10
 11 IN THE MATTER OF THE ESTATE OF) CASE NO. P 679 356
 12 PAULINE SMITH ALLEN, ETC.) RECEIPT ON DISTRIBUTION
 13 Deceased.)
 14

15 RECEIVED FROM GEORGIA MAE SMITH, Executor of the Will of PAULINE
 16 SMITH ALLEN, ETC., deceased, the property distributed to the
 17 undersigned by judgment of distribution of the above entitled
 18 estate made on September 7, 1984 consisting of:

19 50 shares of the common stock of Tri-State Bank of
 20 Memphis, Tennessee.

21 DATED: Feb. 8, 1985.

22
 23 *Jeremiah Harris*
 24 JEREMIAH HARRIS
 25
 26
 27
 28

1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 900 - East Tower
4 Beverly Hills, CA 90212
5 (213) 271-5997

6 Attorney for Executor,
7 GEORGIA MAE SMITH

FILED

AUG 13 1985

FRANK S. ZOLIN County Clerk

S. Swain
BY D. SWAIN, Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NO. P 679 356
12 PAULINE SMITH ALLEN, ETC.) RECEIPT ON DISTRIBUTION
13 Deceased.)
14

15 RECEIVED FROM GEORGIA MAE SMITH, Executor of the Will of PAULINE
16 SMITH ALLEN, ETC., deceased, the property distributed to the
17 undersigned by judgment of distribution of the above entitled
18 estate made on September 7, 1984 consisting of:

19 50 shares of the common stock of Tri-State Bank of
20 Memphis, Tennessee.

21 DATED: February 6, 1985.

22
23 *Yvonne Smith Buford*
24 YVONNE SMITH BUFORD
25
26
27
28

BERNARD NEWMAN, ESQ.
9100 Wilshire Blvd.
Suite 900 - East Tower
Beverly Hills, CA 90212

(213) 271-5997

Attorney for Executor,
GEORGIA MAE SMITH

C. J.
FILED

AUG 13 1985

FRANK J. ZOLIN County Clerk

L. J. ...
BY D. CHAIK, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

IN THE MATTER OF THE ESTATE OF	)	CASE NO. P 679 356
PAULINE SMITH ALLEN, ETC.	)	RECEIPT ON DISTRIBUTION
Deceased.)	

RECEIVED FROM GEORGIA MAE SMITH, Executor of the Will of PAULINE SMITH ALLEN, ETC., deceased, the property distributed to the undersigned by judgment of distribution of the above entitled estate made on September 7, 1984 consisting of:

50 shares of the common stock of Tri-State Bank of Memphis, Tennessee.

DATED: 2-10, 1985.

Henry C. Smith, Jr.
HENRY C. SMITH, JR.

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1 BERNARD NEWMAN, ESQ.
2 9100 Wilshire Blvd.
3 Suite 600 - East Tower
4 Beverly Hills, CA 90212
5 (213) 271-5997

6 Attorney for Executor,
7 GEORGIA MAE SMITH

FILED
AUG 13 1985
FRANK S. ZORN County Clerk
D. Swain
BY D. SWAIN, Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

10
11 IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
12 PAULINE SMITH ALLEN,)
13 Deceased.) RECEIPT ON DISTRIBUTION
14) BY SURVIVING SPOUSE OF
HENRY C. SMITH

15 Received from GEORGIA MAE SMITH, Executor of the Will of
16 PAULINE SMITH ALLEN, etc., deceased, the property distributed to
17 HENRY C. SMITH by judgement of distribution in the above-entitled
18 estate made on September 7, 1984, consisting of 100 shares of the
19 capital stock of Tri-State Bank of Memphis.

20 DATED: March 25, 1985.

21
22 *Rosie Smith*
23 ROSIE SMITH, surviving spouse of
24 HENRY C. SMITH, deceased
25
26
27
28

Court convened at 0915A
Hon BILLY G HILLS
W SANDERS Deputy Sheriff.

BOOK 24 PAGE 95
AUG 20
M FOLLINGS
Deputy County Clerk

present
Reporter

LA 11

and the following proceedings were had

~~THOMAS~~
A. N...

137 - P 678947

COHN, DANIEL E

- DECEASED

FINAL REPT, FEES & LIST

ORDER TO BE PREPARED BY:
CLERK:
ATTORNEY:

Petitioner (s) ROBERT LIGHT ET AL-CO-EXTRS
Attorney (s) MITCHELL-SIL BERBERG-KNUPP

No rep nec. NO NTC TO AFF PARTIES (14) OK
Acctg W No Medi Cal Benefits OK
Q4+ rept, cons (50,000) ea less than stat and waiver by C. Cohn stat fees (138,837.26) and dist and dist to trust pursuant to decree dtd 12-5-83 OK

RMA
OK

(T)

138 - P 679356

ALLEN, PAULINE SMITH-ETC

- DECEASED

FINAL REPT, FEES, EXTRA FEES & DIST

ORDER TO BE PREPARED BY:
CLERK:
ATTORNEY:

Petitioner (s) GEORGIA MAE SMITH-EXTR
Attorney (s) R NEWMAN

No rep nec. No Medi-Cal Benef OK Ntc to aff party OK
Acctg Waived
Rept, fees (3254.) ea, ex fees (1687.50) reser (2500) and dist OK

258

RMA

(T)

139 - P 680179

SANDSTROM, KARL O N

- DECEASED

FINAL ACCT, FEES, EXTRA FEES & DIST - TR

ORDER TO BE PREPARED BY:
CLERK:
ATTORNEY:

Petitioner (s) VIRGINIA H TAYLOR-EXTR
Attorney (s) PORTANOVA-PENSIG

No rep nec. No Medi-Cal Benefits Petnr sole leg
Acctg W
Rept, fees (12753.80) ea, ex fees (1440), closing costs (300) and dist to i.v. trust dtd 9-15-82 OK

RFA

140 - P 680187

AYER, GLENDON E-ETC

- DECEASED

FINAL ACCT, FEES, EXTRA FEES & DIST

ORDER TO BE PREPARED BY:
CLERK:
ATTORNEY:

Petitioner (s) MAXINE MISCOVICH-EXTRX
Attorney (s) TOMPKINS-PARRINGTON

No rep nec. Spec Ntc OK Ntc to aff parties OK Medi-Cal Benefit-No
(1) CR CLM, MORRIS PLAN PAID. NOT ALLOW BY EXTRX O/W OK
(1) CR CLM (GREATER EL MONTE COM HOSP (733.38) - ~~FILED~~ NOT IN FILE
Q4+ Acct, fees (1492.73) each ex fees (500) reser (500) and dist OK

RFA
OK

(T)

cb

1 BERNARD NEWMAN
9100 Wilshire Blvd.
2 Suite 600 - East Tower
Beverly Hills, CA 90212
3 (213) 271-5997

BILLY G. MILLS

8-100
FILED
SEP 7 1984
JOHN J. CONORAN, County Clerk
By *OBgnum*
B. D. BYNUM, DEPUTY

5 Attorney for Executor,
GEORGIA MAE SMITH
6

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

11	IN THE MATTER OF THE ESTATE OF	)	CASE NO. P 679 356
12	PAULINE SMITH ALLEN, ETC.,)	
13		)	ORDER APPROVING FIRST AND
14		)	FINAL REPORT OF EXECUTOR
15		)	AND WAIVER OF ACCOUNTING;
16		)	ALLOWING STATUTORY
17		)	COMMISSIONS AND FEES;
18	Deceased.	)	ALLOWING EXTRAORDINARY
19		)	ATTORNEY FEES; OF FINAL
20		)	DISTRIBUTION UNDER WILL

17 GEORGIA MAE SMITH, as Executor of the Will of PAULINE
18 SMITH ALLEN, ETC., deceased, filed her FIRST AND FINAL REPORT OF
19 EXECUTOR AND PETITION FOR ITS APPROVAL; WAIVER OF ACCOUNTING; FOR
20 ALLOWANCE OF STATUTORY COMMISSIONS AND FEES; FOR ALLOWANCE OF FEES
21 FOR EXTRAORDINARY SERVICES OF ATTORNEY; AND PETITION FOR FINAL
22 DISTRIBUTION. Said report came on regularly for hearing on August
23 20, 1984 in Department 11 of the above-entitled Court, the
24 Honorable BILLY G. MILLS, Judge Presiding. BERNARD NEWMAN appeared
25 as attorney for Executor, and no one appeared in opposition thereto.
26 The Court finds:

27 (a) Notice of the hearing of the petition has been
28 regularly given as prescribed by law;

1 (b) All acts and transactions of the Executor during the
2 period of the pendency of this estate should be approved, and all
3 allegations of said Petition are true;

4 (c) PAULINE SMITH ALLEN, ETC., died testate on January
5 26, 1983 in the County of Los Angeles, State of California, and was
6 at the time of her death a resident thereof;

7 (d) On March 16, 1983 decedent's Will was admitted to
8 probate and Letters Testamentary were issued to said Executor on
9 March 21, 1983, and at all times since then she has been and now is
10 the Executor of the decedent's Will;

11 (e) Notice of Death has been duly given, published and
12 filed, together with an affidavit showing its due publication;

13 (f) No claims have been filed or presented against the
14 estate;

15 (g) All debts of decedent and of the estate and all
16 expenses of administration have been paid except commissions, fees
17 and closing expenses;

18 (h) On March 16, 1983, Executor was granted authority by
19 Order of this Court to administer the estate without Court super-
20 vision under the INDEPENDENT ADMINISTRATION OF ESTATES ACT. The
21 Executor's authority to so administer the estate has not been
22 revoked;

23 (i) No federal estate tax return has been or will be
24 filed in which a state death tax credit will apply for property
25 located in California, and no California estate tax is due. All
26 personal property taxes due and payable by this estate have been
27 paid;

28 ////

1 (j) All California and federal income taxes due and pay-
2 able by the estate have been paid, except for closing returns which
3 will be filed hereafter and the sum of \$2,500.00 is being withheld
4 for final income tax returns, closing expenses, accountant's fees
5 and as a reserve for any liabilities that may hereafter be
6 determined due from the estate;

7 (k) The waiver of accounting heretofore filed by the
8 sole residuary legatees is hereby approved;

9 (l) All assets of the estate are decedent's separate
10 property;

11 (m) Distribution should be ordered as specified below:

12 IT IS ORDERED and adjudged that Notice of Death has been
13 given as required by law; that the Executor has in her possession
14 belonging to the estate, after deducting credits to which she is
15 entitled, a balance of \$101,081.20, of which \$27,388.64 is in cash,
16 and the remainder consisting of the property described below at the
17 appraised value; that out of the residue of cash in her hands, the
18 Executor shall pay to herself the sum of \$3,254.00 as statutory
19 commissions for her services, and that said Executor shall pay to
20 BERNARD NEWMAN the sum of \$3,254.00 as statutory attorney's fees
21 and the sum of \$1,687.50 as extraordinary fees for extraordinary
22 services to the Executor and the estate; that the property
23 described below be distributed to the following persons in the
24 specified manner:

25 1. Decedent's shares of stock in Security Life Insurance
26 Company consisting of 1,520 shares of Class A Common Stock, 364
27 shares of Class AA Common Stock, and 120 shares of Class B Common
28 Stock are each hereby distributed, in equal shares, to the following

1 named persons:

2 JAMES CHARLES LEWIS

3 MELVIN L. ALLEN

4 EARL ALLEN

5 HAZEL ALLEN WHITE, now known as RUTH HAZEL WHITE

6 MATTIE S. RICHARD

7 DAVID STEWART

8 EUNICE STEWART, now known as EUNICE C. BRETT

9 CURTIS TATE

10 PATRICIA WEBB LEE, formerly known as PATRICIA WEBB

11 ARVIS A. LATTING

12 PERRY E. WILLIAMS

13 RICHARD MIDDLETON

14 2. Decedent's 2,150 shares of stock in Tri-State Bank of
15 Memphis, Tennessee are hereby distributed to the following persons
16 in the following amounts:

17 PAULINE SMITH SCOTT, aka PAULINE C. SCOTT, 50 shares

18 YVONNE SMITH COX, aka as YVONNE SMITH BUFORD, 50 shares

19 RUBY HARRIS McMILLIN, 50 shares

20 JEREMIAH HARRIS, 50 shares

21 JAMES HARRIS, 50 shares

22 HENRY C. SMITH, aka HENRY C. SMITH, JR., 50 shares

23 DR. CHARLES SMITH, JR., 50 shares

24 THOMAS R. SMITH, 50 shares

25 MELVIN LUCIUS ALLEN, 50 shares

26 CHRISTOPHER ATKINS, 50 shares

27 ARVIS A. LATTING, 50 shares -

28 THOMAS C. WEBB, 50 shares

1 REV. HENRY C. SMITH, 100 shares

2 MARY HARRIS JONES, 100 shares

3 The balance of said shares of this estate, namely, 1350
4 shares is hereby distributed to the residuary legatees, GEORGIA MAE
5 SMITH and MILDRED ALLEN STINSON, in equal shares, namely, 675 of
6 said shares to GEORGIA MAE SMITH and 675 of said shares to MILDRED
7 ALLEN STINSON.

8 3. Decedent's 219 shares of the common stock of
9 Universal Life Insurance Co. are hereby distributed, in equal shares,
10 to LIVINGSTON COLLEGE OF SALISBURY, NORTH CAROLINA, and MCHARRY
11 MEDICAL COLLEGE OF NASHVILLE, TENNESSEE, namely, 109.5 shares
12 thereof to LIVINGSTON COLLEGE OF SALISBURY, NORTH CAROLINA, and
13 109.5 shares thereof to MCHARRY MEDICAL COLLEGE OF NASHVILLE,
14 TENNESSEE.

15 4. All the rest, residue and remainder of the estate,
16 whether described or not, and any other property of the estate not
17 now known or discovered that may belong to the estate or in which
18 the decedent or the estate may have any interest is hereby dis-
19 tributed, in equal shares, to the residuary legatees, namely,
20 GEORGIA MAE SMITH and MILDRED ALLEN STINSON, including the following
21 described assets:

22 Savings account #32-102-822-4 at Tri-State Bank of Memphis,
23 Tennessee with a balance on June 1, 1984 of \$ 7,337.58

24 Savings account #105-701-2569 of Western Federal Savings
25 & Loan Association, with a balance on June 18, 1984 of \$15,051.06

26 Certificate of Deposit #2008 of the Tri-State Bank of
27 Memphis, Tennessee of the appraised value of \$ 5,000.00

28 ////

1 100 shares, common, AMERICAN INTERSTATE DEVELOPMENT CORP.,

2 appraised at \$ 1.00

3 70 shares, common, CITIZENS INVESTMENT COMPANY, INC.

4 appraised at \$ 1.00

5 Promissory Note in the face amount of \$20,000.00, dated
6 June 10, 1975, by GENERAL J. BROWN and GRACE DONALDSON BROWN,
7 payable to bearer, interest at 8.5% per annum, installments of
8 \$196.95 per month until paid in full, secured by a Deed of Trust
9 on certain real property in Memphis, Tennessee, legally described
10 as follows:

11 Lot 101, South Memphis Land Company's 3rd addition
12 to Longview Heights Subdivision, as shown by plat
13 of record in plat book 13, page 33, in the
14 Registrar's Office of Shelby County, Tennessee,
15 to which plat reference is made for a more
16 particular description of said property.

17 Said note was appraised at \$ 12,651.48

18 Promissory Note of MELVIN L. ALLEN and EARL B. ALLEN, in
19 the face amount of \$10,000.00, bearing interest at the rate of
20 14% per annum, payable monthly in installments of \$200.00 or more
21 per month until paid in full, secured by a Deed of Trust on real
22 property in Canton, County of Madison, State of Mississippi, and
23 legally described as follows:

24 Beginning at the Southeast corner of Lot 14
25 on the North side of West Fulton Street,
26 according to the present map of the City of
27 Canton, prepared by George N. Dunlap and
28 running thence West along the North margin
of Fulton Street, 32' to a stake, thence
North parallel with East boundary line of said
lot 14, 75' to a stake; thence East 32' to
East boundary line of said lot 14; thence South
75' to the point of beginning. Said lot fronting
32' on the North side of Fulton Street and running
back between parallel lines 75'.

1 Said Note was appraised at \$ 8,740.00

2 5. Out of the cash on hand, Executor is hereby directed
3 to withhold the sum of \$2,500.00 to be used for closing expenses,
4 final tax returns, accounting fees and any other liabilities of
5 said estate.

6 6. Out of the cash to which legatee MILDREN ALLEN STINSON
7 is entitled, the sum of \$1,000.00 shall be deducted and credited to
8 GEORGIA MAE SMITH.

9 DATED: SEP 07 1984

Billy G. Mills

JUDGE OF THE SUPERIOR COURT

BILLY G. MILLS

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1 BERNARD NEWMAN, ESQ.
 2 9100 Wilshire Blvd.
 3 Suite 600 - East Tower
 4 Beverly Hills, CA 90212

(213) 271-5997

5 Attorney for Executor,
 6 GEORGIA MAE SMITH

FILED

AUG 13 1985

FRANK S. ZOLIN County Clerk

S. Swain

BY D SWAIN, Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF LOS ANGELES

10
 11 IN THE MATTER OF THE ESTATE OF) CASE NUMBER: P 679 356
 12 PAULINE SMITH ALLEN, ETC.,) MEHARRY
 13 Deceased.) RECEIPT OF MCHARRY MEDICAL
 14) COLLEGE ON DISTRIBUTION

15 Received from GEORGIA MAE SMITH, Executor of the Will of
 16 PAULINE SMITH ALLEN, deceased, the property distributed to the
 17 undersigned by judgment of distribution in the above entitled
 18 estate made on September 7, 1984, consisting of 109 shares of the
 19 capital stock of Universal Life Insurance Company of Tennessee.

20 DATED: December 13, 1984.

21 MEHARRY
 22 MCHARRY MEDICAL COLLEGE

23
 24 BY: Almeta E. Cooper
 25 Almeta E. Cooper, J.D.
 26 General Counsel
 27
 28

1 BERNARD NEWMAN, ESQ.
 2 9100 Wilshire Blvd.
 3 Suite 600 - East Tower
 4 Beverly Hills, CA 90212
 (213) 271-5997

5 Attorney for Executor,
 6 GEORGIA MAE SMITH

FILED

AUG 13 1985

FRANK S. ZOLIN County Clerk

(Signature)
 BY D. SWAIN, [unclear]

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 9 FOR THE COUNTY OF LOS ANGELES

11 IN THE MATTER OF THE ESTATE OF)	CASE NUMBER: P 679 356
12 PAULINE SMITH ALLEN, ETC.,)	RECEIPT OF LIVINGSTONE
13 Deceased.)	COLLEGE ON DISTRIBUTION

15 Received from GEORGIA MAE SMITH, Executor of the Will of
 16 PAULINE SMITH ALLEN, deceased, the property distributed to the
 17 undersigned by judgment of distribution in the above entitled
 18 estate made on September 7, 1984, consisting of 110 shares of the
 19 capital stock of Universal Life Insurance Company of Tennessee.

20 DATED: December 18, 1984.

22 LIVINGSTONE COLLEGE

23
 24 BY: *(Signature)*
 25
 26
 27
 28

IN THE MATTER OF THE ESTATE OF PAULINE
STATE OF CALIFORNIA SMITH ALLEN)
County of Los Angeles)

P 679356

I, FRANK S. ZOLIN, County Clerk/Executive Officer of the Superior Court, of the State of California for the County of Los Angeles, do hereby certify and attest the foregoing to be a full, true and correct copy of the original Petition for Probate; Last Will and Testament; Application and Order Appointing Tax Referee; Letters Testamentary; Order for Probate; Inventory and Appraisement (2); Wavier of Accounting; First and Final Report of Executor; Notice of Hearing; Receipt on Distribution (2); Probate Minutes; Order Approving First and Final Report; Receipt of Livingston College; Receipt of Meharry Medical College; Receipt on Distribution (2); Receipt on Distribution(2); Receipt on Distribution (7), on file or of record in my office, and that I have carefully compared the same with the original.

Executed and Seal of the Said Superior Court
Affixed at Los Angeles, California

December 28, 1990

Frank S. Zolin
County Clerk/Executive Officer of the Superior Court of California, County of Los Angeles

STATE OF CALIFORNIA
County of Los Angeles

I, RICHARD P BYRNE, Presiding Judge of the Superior Court of the State of California for the County of Los Angeles do hereby certify that FRANK S. ZOLIN is County Clerk/Executive Officer of the Superior Court of California, County of Los Angeles (which is a court of record, having a seal), that the signature to the foregoing certificate and attestation is the genuine signature of the said FRANK S. ZOLIN as such officer; that the seal annexed thereto is the seal of said Superior Court, that said FRANK S ZOLIN as such Clerk is the legal custodian of the original records or documents described and referred to in the foregoing certificate, is the proper officer to execute the said certificate and attestation, and such attestation is in due form according to the laws of the State of California

Executed at Los Angeles, California

December 28, 1990

Richard P. Byrne
Presiding Judge of the Superior Court of the State of California, County of Los Angeles

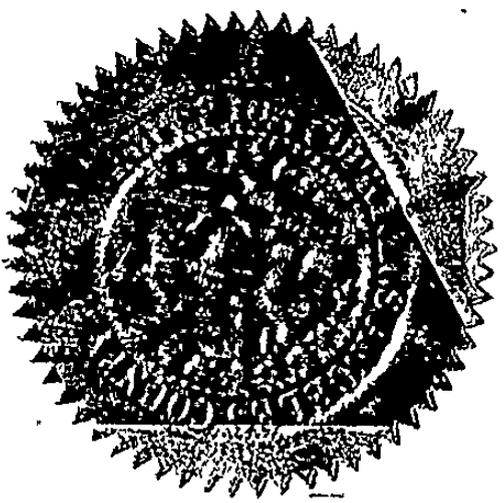
STATE OF CALIFORNIA
County of Los Angeles

I, FRANK S. ZOLIN, County Clerk/Executive Officer of the Superior Court, County of Los Angeles, State of California (which is a court of record having a seal which is annexed hereto), do hereby certify that RICHARD P BYRNE, whose name is subscribed to the foregoing certificate of due attestation was, at the time of signing same, Presiding Judge of the Superior Court aforesaid and was duly commissioned, qualified and authorized by law to execute said certificate And I do further certify that the signature of the Judge above named to said certificate of due attestation is genuine

Executed and Seal of Said Superior Court Affixed
at Los Angeles, California

December 28, 1990

Frank S. Zolin
County Clerk/Executive Officer of the Superior Court of California, County of Los Angeles



(U.S. Code (1958) Title 28; Section 1738 State and Territorial Statistics and Judicial proceedings, full faith and credit)



STATE OF MISSISSIPPI, County of Madison:

I certify that the within instrument was filed for record in my office this 19th day of February, 1991, at _____ o'clock _____ M., and was duly recorded on the February 19, 1991, Book No. 24, Page 1.

BILLY V. COOPER, CHANCERY CLERK BY: Lonnie Guthrie D.C.