

Filed on the 27 day of Sept 19 95

Lillie Virginia Allmon, Clerk  
By *[Signature]* d.c.

BOOK 28 PAGE 500

L A S T W I L L A N D T E S T A M E N T  
OF  
LILLIE SUE RASBERRY

KNOW ALL MEN BY THESE PRESENTS:

THAT I, Lillie Sue Rasberry, being of sound mind and disposing memory and over twenty-one years of age and knowing the uncertainties of life and the certainty of death, do make and publish this instrument as my Last Will and Testament, hereby revoking all other Wills and Codicils heretofore made by me.

ARTICLE I.

I direct that all of my just and legal debts be paid as soon as possible after my death.

ARTICLE II.

I nominate, constitute and appoint my son, Ronald Vinson Rasberry as Executor of this my Last Will and Testament and request that he be permitted to serve without bond. If he is unwilling or unable to serve as Executor of this my Last Will and Testament, then I nominate, constitute and appoint my sister, Jo Ann Gallman as Executrix of this my Last Will and Testament and request that she be permitted to serve without bond.

ARTICLE III.

Without diminution or restriction of the powers vested in him or her by law, or elsewhere in this Will, and subject to all other provisions of this Will, my personal representative, without the necessity of procuring any judicial authorization therefor, or approval thereof, shall be vested with, and in the

*Lillie Sue Rasberry*

application of his or her best judgment and discretion in behalf of the beneficiaries of this Will, shall be authorized to exercise the powers specifically enumerated in Ark. Code Ann. §28-69-304, insofar as the same relate to personal representatives.

ARTICLE IV.

All or any Certificates of Deposit that I may own at the time of my death, I hereby give, devise, and bequeath as follows:

Ronald Vinson Rasberry	One-Half (1/2)
Joe Rasberry	One-Eighth (1/8th)
Jan Rasberry	One-Eighth (1/8th)
Jim Rasberry	One-Eighth (1/8th)
John Rasberry	One-Eighth (1/8th)

ARTICLE V.

I hereby give, devise, and bequeath all of the rest, residue, and remainder of my estate, either real or personal, and wheresoever the same may be located, to my son, Ronald Vinson Rasberry. If Ronald Vinson Rasberry should predecease me, then I give, devise, and bequeath all of said rest, residue and remainder to the following named beneficiaries, to-wit: Joe Rasberry, Jan Rasberry, Jim Rasberry, John Rasberry, Lea Ann Rasberry, Lindsey M. Rasberry, Justin D. Rasberry, and Ronald V. Rasberry, Jr., in equal shares, share and share alike.

WITNESS my hand this 12th day of August, 1994.

Lillie Sue Rasberry  
Lillie Sue Rasberry



IN THE PROBATE COURT OF COLUMBIA COUNTY, ARKANSAS

IN THE MATTER OF THE ESTATE OF  
LILLIE SUE RASBERRY, DECEASED

NO. P-95- 100

ORDER ADMITTING WILL TO PROBATE AND  
APPOINTING PERSONAL REPRESENTATIVE

ON this 27<sup>th</sup> day of September, 1995, there is presented to the Court the verified petition of Ronald V. Rasberry of Magnolia, Arkansas, for probate of the Will of Lillie Sue Rasberry, deceased, and for appointment of a personal representative for the estate, and upon consideration of such petition and the facts and evidence in support thereof, the Court finds: That the testatrix of said Will is deceased; that the instrument offered for probate was executed in all respects according to law when the testatrix was competent to do so and acting without undue influence, fraud, or restraint; that the Will was not revoked, and the instrument offered for probate is her last Will; that no interested person has filed a demand for notice as provided in ACA § 28-40-118; and that this Court has jurisdiction and venue properly lies in this county. The Court further finds that Ronald V. Rasberry is a proper person and fully qualified by law to serve as Executor of said Will and administer the estate of the deceased.

IT IS THEREFORE BY THE COURT CONSIDERED AND ORDERED that the said Will be, and it hereby is, admitted to probate as the last Will of said decedent; that administration is hereby opened in said estate and that Ronald V. Rasberry be and he hereby is, named and appointed Executor of the estate of the decedent without bond; and that Letters Testamentary shall be issued to said personal representative.

Filed on the 27 day of Sept 1995  
Debbie Louise Atkinson, Clerk  
By [Signature] DC

[Signature]  
Probate Judge



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at        o'clock — M., and was duly recorded on the December 8, 1995, Book No. 28, Page 503.

STEVE DUNCAN, CHANCERY CLERK BY: Stacey Hill D.C.

IN THE PROBATE COURT OF COLUMBIA COUNTY, ARKANSAS

IN THE MATTER OF THE ESTATE OF  
LILLIE SUE RASBERRY DECEASED

NO. P-95- 100

**LETTERS TESTAMENTARY**

**BE IT KNOWN:**

THAT Ronald V. Rasberry, whose address is 1915 LaCari, Magnolia, Arkansas 71753, having been duly appointed Executor of the will of Lillie Sue Rasberry, deceased, who died on or about August 11, 1995, and having qualified as such Executor, is hereby authorized to act as such Executor, for and in behalf of the estate and to take possession of the property thereof as authorized by law.

ISSUED this 27 day of September, 1995.

DEBBIE LONGINO ATKINSON, Clerk

By: [Signature] D.C.



Filed on the 27 day of Sept 1995

[Signature], Clerk  
By: [Signature] D.C.

**STATE OF MISSISSIPPI, COUNTY OF MADISON:**

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at        o'clock     M., and was duly recorded on the December 8, 1995, Book No. 28, Page 504.

STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill D.C.



### Clerk's Certificate

STATE OF ARKANSAS

COUNTY OF COLUMBIA  
DEBBIE LONGINO ATKINSON

I, \_\_\_\_\_, County and Probate Clerk within and for the County and State aforesaid do hereby certify that the foregoing 7 pages are true, full and

complete copies of LILLIE SUE RASBERRY- P.95-100, PETITION FOR PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE, LAST WILL AND TESTAMENT, ORDER ADMITTING WILL TO PROBATE AND APPOINTING PERSONAL REPRESENTATIVE AND LETTERS TESTAMENTARY

and the same are and remain on file and of record in my office

IN WITNESS WHEREOF, I have herein set my hand and affixed the seal of said Court at my office in the City of Magnolia, County of Columbia, and State of Arkansas, this the 27TH day of SEPTEMBER, 19 95

*Debbie Longino Atkinson*  
County and Probate Clerk



### Certificate of Chancellor

STATE OF ARKANSAS

COUNTY OF COLUMBIA  
HAMILTON H. SINGLETON

I, \_\_\_\_\_, presiding Chancellor of the 13th Judicial Circuit of the State of Arkansas (said district including the county of Columbia) do hereby certify that \_\_\_\_\_

DEBBIE LONGINO ATKINSON whose genuine signature appears to the foregoing Certificate of Clerk is now, and was at the date of said Certificate the Clerk of the Probate Court of said County, duly elected and qualified according to law, and that all his official acts as such are entitled in full faith and credit, that his said Certificate is in due form of law, that the seal therein attached is the genuine seal of said Probate Court

Given under my hand at Magnolia, Arkansas 27TH day of SEPTEMBER, 19 95

*Hamilton H. Singleton*  
Chancellor

### Clerk's Certificate of Chancellor

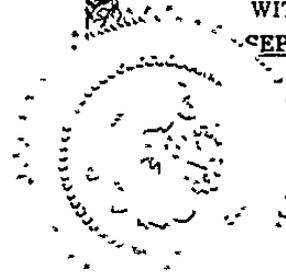
STATE OF ARKANSAS

COUNTY OF COLUMBIA  
DEBBIE LONGINO ATKINSON

I, \_\_\_\_\_, duly elected and qualified County and Probate Clerk for the aforesaid County and State, do hereby certify that the signature signed to the above certificate is the true and genuine signature of HAMILTON H. SINGLETON, Chancellor of the 13th Judicial Circuit of the State of Arkansas

WITNESS my hand and seal of said Court this 27TH day of SEPTEMBER, 19 95

*Debbie Longino Atkinson*  
County and Probate Clerk



### STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at \_\_\_\_\_ o'clock — M, and was duly recorded on the December 8, 1995, Book No. 28, Page 505.

STEVE DUNCAN, CHANCERY CLERK

BY Stacey Hill DC



FILED

DEC 08 1995

BOOK 28 PAGE 506

AT 9:45 O'CLOCK A.M.  
STEVE DUNCAN, CHANCERY CLERK*by: Karen Hupp*  
Last Will and Testament

#95-742

OF

LULA POTTS

I, Lula Potts, a widow, of 220 First Avenue, Canton, Madison County, Mississippi, being over the age of eighteen (18) years, being of sound and disposing mind and memory, and considering the uncertainty of this life, do make, publish and declare this to be my Last Will and Testament and hereby revoking all other Wills or Codicils heretofore made.

ARTICLE I.

I direct that all my just debts and funeral expenses duly probated be first paid out of my estate.

ARTICLE II.

I hereby appoint Gloria Bennett to serve as executrix of this my last Will and Testament and to serve without bound or accounting except to the extent required by law.

ARTICLE III.

I give, devise and bequeath unto Gloria Bennett, all of right title and interest in and to my residence situated in the City of Canton at 220 First Avenue, Canton, Mississippi. The said Gloria Bennett, however, shall hold title to said property only until such time after probate of this my Last Will and Testament as the property may be sold for cash, at such price as Gloria Bennett in her discretion may determine. My residence, herein is described as:

Lot 10 in Firebaugh's First Addition to the City of Canton, Madison County, Mississippi, when described with reference to map or plat thereof now of record in the Chancery Clerk's office of said county, reference to said map or plat being here made in aid of and as a part of this description, and being the same tract, piece or parcel of land conveyed unto Georgia Pacific Investment Company by deed from R. H. Powell, Jr., substituted Trustee, dated the 4th. day of November, 1963, and recorded in the office of the Clerk of the Chancery Court of Madison County, Mississippi in Record of Deed Book No. 90, Page 413.

It is my further desire that my executrix shall divide the

proceeds from the sale of my residence above described between herself and any other person or persons, if any, as she in her good judgment and discretion may see fit to do.

ARTICLE V.

I give devise and bequeath the rest and residue of my estate, be it real personal or mixed character and wherever located which I may own at the time of my death, to Gloria Bennett for her exclusive use and enjoyment.

This the 2nd day of May, 1995.

Lula Potts  
LULA POTTS

We Katarsha A. Smith and Joyce Alchuck,

the witnesses, whose names are signed to the attached and foregoing instrument, do hereby certify that we subscribed our signatures as attesting witnesses to said instrument on the date herein stated at the request of Lula Potts, who declared the said instrument in our presence to be her Last Will and Testament and who signed said instrument in our presence and that at her request we affixed our signatures hereto as attesting witnesses in her presence and in the presence of each other.

WITNESS OUR SIGNATURES, this 2nd day of May, 1995.

WITNESSES:

Katarsha A. Smith  
Name

107 Pine Knoll Dr.  
Address  
Ridgeland, MS 39157

Joyce Alchuck  
Name

Route 4, Box 431-B  
Address  
Cashase, MS 39051

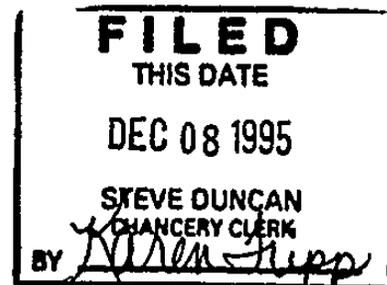
STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at 9:45 o'clock A.M., and was duly recorded on the December 8, 1995, Book No. 28, Page 506.



STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill D.C



IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
LULA POTTS, DECEASED

CIVIL ACTION  
FILE NO. 95-742

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF MADISON

This date personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named JOYCE A. CHEEKS, who being by me first duly sworn according to law states on oath as follows, to-wit:

(1). That this affiant is one of two subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Lula Potts, and whose signature is affix to the Last Will and Testament dated May 2, 1995.

(2). That on the 2nd day of May, 1995, the said Lula Potts, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of the affiant and in the presence of Latasha A. Smith, the other subscribing witness to the instrument.

(3). That Lula Potts was then and there of sound and disposing mind and memory and well above the age of eighteen (18) years.

(4). That this affiant, together with Latasha A. Smith, subscribed and attested said instrument as witnesses to the

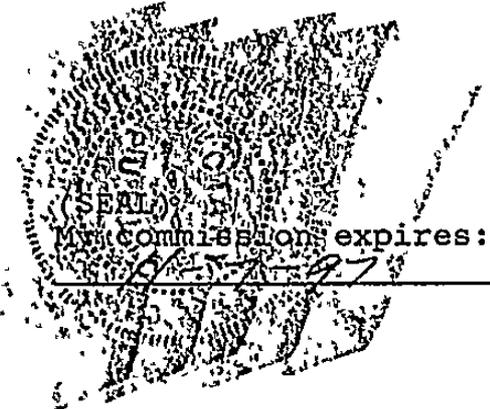
signature and publication thereof at the special instance and request, and in the presence of Lula Potts, and in the presence of each other.

*Joyce A. Cheeks*  
JOYCE A. CHEEKS

SWORN to and SUBSCRIBED before me, this the 7th day of

December, 1995.

*Bessie M. Davis*  
NOTARY PUBLIC



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at 9:45 o'clock A M., and was duly recorded on the December 8, 1995, Book No 28, Page 508

STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill D.C



FILED

DEC 08 1995

BOOK 28 PAGE 510

STATE OF TENNESSEE )  
COUNTY OF PUTNAM )

AT 2:55 O'CLOCK P. M.  
STEVE DUNCAN, CHANCERY CLERK  
By: Karen Supp, Ac.

I, Ruth Ann Woolbright, Clerk of the County Probate Court, in and for the County of Putnam, State of Tennessee, and Custodian of the Records and of the Seal of said Court, do hereby certify that the attached and foregoing is a true and correct copy of:

The Will, Order Allowing Probate, and Letters of Testamentary in the estate of Lottie Perry Farr.

In testimony whereof, I have hereunto set my hand and official seal this the 30th day of May, A.D., 1995

*Ruth Ann Woolbright*  
Clerk of the County Probate Court  
Putnam County, Tennessee

STATE OF TENNESSEE )  
COUNTY OF PUTNAM )

I, John Hudson, Judge of the Probate Court of Putnam County, Tennessee, do hereby certify that the foregoing attestation is in due form and made by the proper officer.

Witness my hand this 1 day of June, A.D., 1995.

*John Hudson*  
Probate Court Judge

STATE OF TENNESSEE )  
COUNTY OF PUTNAM )

I, Ruth Ann Woolbright, Clerk of the County Probate Court of Putnam County, State of Tennessee, do hereby certify that the Honorable John Hudson, who signed the foregoing document, is duly commissioned and qualified Judge of the Probate Court of Putnam County.

In testimony whereof, I have hereunto set my hand and official seal of the said Court this the 30th day of May, A.D., 1995.

*Ruth Ann Woolbright*  
Clerk of the County Probate Court  
Putnam County, Tennessee

#95-748

# Last Will and Testament

OF

LOTTIE PERRY FARR

I, LOTTIE PERRY FARR, currently a resident of 255 East 8th Street, Cookeville, Putnam County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all wills and codicils thereto which I may have heretofore made.

## FIRST

I direct that my just debts and funeral expenses, costs of administration of my estate and any taxes due because of or at my death, including inheritance and estate taxes, be paid by my Executrix out of my general estate and not apportioned among the devisees of this will.

## SECOND

I will, devise and bequeath all the residue of my estate as follows: One-fourth (1/4) to PATRICIA A. LEONARD, my beloved daughter-in-law, one-fourth (1/4) to ELIZABETH ANN FARR, one-fourth (1/4) to VIRGINIA SUE FARR, and the remaining one-fourth (1/4) to THOMAS J. FARR, to be divided among them in equal shares, share and share alike.

## THIRD

I hereby appoint PATRICIA A. LEONARD; to be the Executrix of this will and direct that she be permitted to serve as such without bond. I authorize my Executrix (including any substitute or successor personal representative) in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate or any trust, to exercise any or all the powers set forth in Section 3 of Chapter 110 of the Public Acts of the Tennessee General Assembly of 1963, T.C.A. 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted, notwithstanding that said statute may be amended hereafter or repealed at the time of my death. In the

*Lottie Perry Farr*

7-18-94  
 COUNTY, TENNESSEE  
 Putnam County



event of any conflict between specific provisions of this will and the provisions of said T.C.A. 35-50-110, the provisions specifically set forth in the will shall govern.

IN WITNESS WHEREOF, my signature on this my Last Will and Testament this 19, day of January, 1993.

Lottie Farr  
TESTATRIX

We, the undersigned, have signed this instrument as attesting witnesses at the request of and in the sight and presence of the Testatrix, LOTTIE PERRY FARR, who signed this instrument in our sight and presence and acknowledged the same to be her Last Will and Testament, and in the sight and presence of each other

H. S. Barnes

Brenda Kay Newman

STATE OF TENNESSEE )

COUNTY OF PUTNAM )

We, H.S. Barnes and Brenda Kay Newman,  
 being severally duly sworn on our respective oaths, depose and say that we  
 witnessed the execution of the attached will of LOTTIE PERRY FARR on Jan. 19th  
 1993, that the Testatrix in our sight and presence, subscribed such at the end  
 thereof and at the time of making such subscription declared the instrument so  
 subscribed by her to be her Will; that we at the request of the Testatrix and in  
 her sight and presence, and in the sight and presence of each other, thereupon  
 witnessed the execution of such Will by the Testatrix by subscribing our names  
 as witnesses thereto; that the Testatrix at the time of the execution of such  
 Will was of sound mind and disposing memory and not under any restraint, and was  
 more than 18 years of age.

Further affiants saith not.

Brenda Kay Newman  
H.S. Barnes

Severally subscribed and  
 sworn to before me this the  
19th day of JAN, 1993.

Patricia Qualls  
 NOTARY PUBLIC

My Commission Expires:

2/26/95

IN THE PROBATE COURT OF PROBATE COUNTY, TENNESSEE

RE: PROBATE OF THE LAST WILL AND TESTAMENT OF  
 LOTTIE PERRY FARR, DECEASED

7-18-94  
 by Thelma Helms

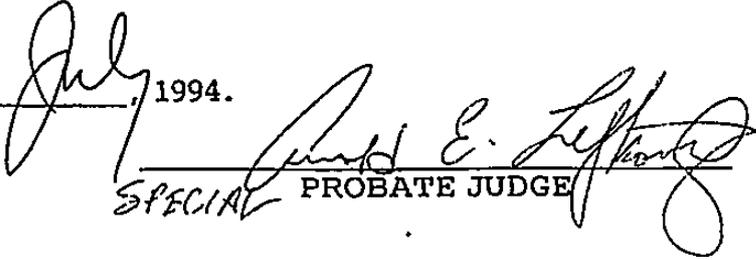
Be it remembered that on this the 18th day of July, 1994, before the Honorable \_\_\_\_\_, Judge of the Probate Court of Putnam County, Tennessee, PATRICIA A. LEONARD, the person named Executrix therein, produced in open Court a paper writing purporting to be the Last Will and Testament of LOTTIE PERRY FARR, lately deceased, bearing date the 19th day of January, 1993, and having the name of LOTTIE PERRY FARR signed thereto and being subscribed by H.S. Barnes and Brenda Kay Newman as attesting witnesses thereto and moved the Court that the same be admitted to probate and recorded as the Last Will and Testament of LOTTIE PERRY FARR, deceased; and it appearing to the Court from the sworn affidavit of H.S. Barnes and Brenda Kay Newman, the subscribing witnesses, who deposed that the said paper writing bearing date the 19th day of January, 1993, and signed by LOTTIE PERRY FARR, was written in the lifetime of the said LOTTIE PERRY FARR and signed by her and subscribed in her presence, at her request, and in the presence of each other by the said H.S. Barnes and Brenda Kay Newman, as attesting witnesses thereto, and that said instrument was executed by the said LOTTIE PERRY FARR on the day it bears date as and for her Last Will and Testament, and that the said LOTTIE PERRY FARR was at the time of sound mind and disposing memory and was more than 18 years of age; and it further appearing to the Court that the said LOTTIE PERRY FARR died July 8, 1994 in Putnam County, Tennessee, and that her usual place of residence at the time of her death was in said county; all of which is therefore accordingly ordered, adjudged and decreed by the Court.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the said instrument dated January 19, 1994 is the true, whole and Last Will and Testament of the said LOTTIE PERRY FARR, deceased, and the same is hereby admitted to probate as such; and the Clerk of this Court is hereby directed to file and record the same.

The said Will appointing PATRICIA A. LEONARD as Executrix thereof and directing that she be permitted to serve without bond, and for satisfactory

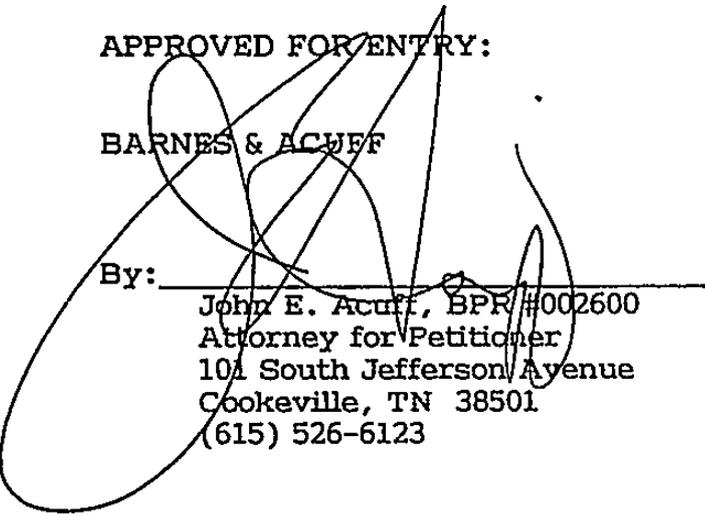
reasons appearing, the Clerk will issue Letters Testamentary to the said  
PATRICIA A. LEONARD.

ENTER: This 18<sup>th</sup> day of July, 1994.

  
SPECIAL PROBATE JUDGE

APPROVED FOR ENTRY:

BARNES & ACUFF

By: 

John E. Acuff, BPR #002600  
Attorney for Petitioner  
101 South Jefferson Avenue  
Cookeville, TN 38501  
(615) 526-6123

LETTERS TESTAMENTARY

STATE OF TENNESSEE, PUTNAM COUNTY

To PATRICIA A. LEONARD, a Citizen of Putnam County:

It appearing to the satisfaction of the County Court of said County that \_\_\_\_\_

LOTTIE PERRY FARR has died, leaving a will, in

which you are appointed EXECUTRIX, and said will having been duly proven in open Court, and you having given bond and qualified according to law, and it being ordered that Letters Testamentary issue to you:

These are, therefore, to empower you to enter upon the execution of said will and take unto your possession all the property of the estate of said LOTTIE PERRY FARR, deceased.

and make a true inventory thereof and return the same to the next term of our County Court, and to make collection of all debts due said estate; and after paying all just and lawful demands upon said estate, and settling up said estate according to law, you will pay over and deliver all property and effects remaining in your hands according to the direction of said will and the law of the land.

Witness RUTH ANN WOOLBRIGHT, Clerk of said Court, at office this 18th day of JULY, 1994 and the 218th year of American Independence.

RUTH ANN WOOLBRIGHT, Clerk.

MAELENA A. HOLMES, D.C.

STATE OF TENNESSEE  
PUTNAM COUNTY

LETTERS TESTAMENTARY

to

PATRICIA A. LEONARD

<sup>R.I.X</sup>  
Executor of LOTTIE PERRY FARR

Issued 18th day of JULY, 19 94

RUTH ANN WOOLBRIGHT

Clerk

MAELENA A. HOLMES

Deputy

STATE OF TENNESSEE, PUTNAM COUNTY:

I, RUTH ANN WOOLBRIGHT, Clerk of the Probate Court of Putnam County, Tennessee, do hereby certify that the foregoing is a full, true and perfect copy of the Letters Testamentary Issued to PATRICIA A. LEONARD, as Executor of the <sup>R.I.X</sup> estate of LOTTIE PERRY FARR, as appears of record in Executor's Bond Book 0, Page 90 in my office

I further certify that on this date, the said PATRICIA A. LEONARD, the duly and legally appointed, qualified and acting Executor of the estate of LOTTIE PERRY FARR and to this date SHE <sup>XX</sup> has, have not made final settlement, and not <sup>R.I.X</sup> been released by the Court as Executor

Witness my hand and seal, at office in Cookeville, Tennessee, this 18th day of July

1994  
*[Signature]*  
Probate Court Clerk, Putnam County, TN

Deputy Clerk



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at 2:55 o'clock P M, and was duly recorded on the December 8, 1995, Book No 28, Page 510

STEVE DUNCAN, CHANCERY CLERK

BY Stacey Hill D.C.

#95-734

THE STATE OF TENNESSEE )  
 )  
 Madison County )

I, Freddie Pruitt

General Sessions Clerk, Probate Division, of said County, certify that the foregoing and attached is a full, true and correct copy of the proceedings had in said Court in the matter of: David F. Whitlock Estate; R. D. #94-10496

MADISON COUNTY, MS

FILED

Last Will and Testament

DEC 08 1995

Order of Probate

AT 12:20 O'CLOCK P.

Letter of Testamentary

STEVE DUNCAN, CHANCERY CLERK.

By: Karen Jupp, Jr

as the same appears of record in my office, in Will Book EE 611 Book 80 at page 183 by order of said Court.

Witness my hand and official seal of office, at Jackson, Tennessee, this 7th day of September, 19 95.

Freddie Pruitt

General Sessions Clerk, Probate Division

THE STATE OF TENNESSEE )  
 )  
 Madison County )

I, Walter Baker Harris

Judge of the Court of General Sessions, Division II, Probate Division, certify that Freddie Pruitt, whose genuine signature is attached to the foregoing certificate, is, and was at the time of signing the same, the General Sessions Clerk, Probate Division, of Madison County, Tennessee, that his official acts are entitled to full faith and credit, and that the assertions are in due form of law.

Witness my hand (having no official seal), at office, at Jackson, Tennessee, this 7th day of September, 19 95.

Walter Baker Harris

General Sessions Judge, Division II

THE STATE OF TENNESSEE )  
 )  
 Madison County )

I, Freddie Pruitt

General Sessions Clerk, Probate Division, of said County, certify that Walter Baker Harris, whose genuine signature appears above, is, and was at the time of signing the same, the duly commissioned Judge for the Court of General Sessions, Division II, of Madison County, Tennessee, and that his official acts are entitled to full faith and credit.

Witness my hand and official seal of office, at Jackson, Tennessee, this 7th day of September, 19 95.

Freddie Pruitt

General Sessions Clerk, Probate Division

LAST WILLANDTESTAMENT

KNOW ALL MEN BY THESE PRESENTS: That I, DAVID F. WHITLOCK, a resident of Jackson, Madison County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this my Last Will and Testament, hereby revoking any and all other Wills heretofore made by me, WITNESSETH.

## I.

I direct that all of my just debts, including funeral expenses, administrative expenses and all inheritance and estate taxes which may be a proper charge against my estate be paid.

## II.

I give and bequeath unto Mrs. Hortense Ross of 106 Oxford Street, Martin, Tennessee, my twin bedroom suite.

## III.

I give and bequeath the following sums of money unto the following named persons, to-wit:

(1) Mary Louise Brooks Cooper, 209 Campbell Street, Jackson, Tennessee, the sum of Thirty-Five Thousand (\$35,000.00) Dollars.

(2) Mrs. Hortense Ross, 106 Oxford Street, Martin, Tennessee, the sum of Thirty-Five Thousand (\$35,000.00) Dollars.

(3) Arthur Merriwether Jones, Route 1, Box 392, Santa Rosa Beach, Florida, the sum of Twenty Thousand (\$20,000.00) Dollars.

(4) Laurie Kay Cooper, c/o Mary Louise Brooks Cooper, 209 Campbell Street, Jackson, Tennessee, the sum of Five Thousand (\$5,000.00) Dollars.

(5) Mrs. Barney Fondren, 92 Chipwood, Jackson, Tennessee, the sum of Two Thousand (\$2,000.00) Dollars.

(6) Christian Cooper, c/o Mary Louise Brooks Cooper, 209 Campbell Street, Jackson, Tennessee, the sum of Five Thousand (\$5,000.00) Dollars.

(7) Ronnie Fondren, 82 Culpepper Cove, Jackson, Tennessee, the sum of One Thousand (\$1,000.00) Dollars.

(8) Marguerite Holder, 27 Sunnyside Drive, Jackson, Tennessee, the sum of Five Thousand (\$5,000.00) Dollars.

Should any of the above-named legatees predecease me leaving children or issue surviving, such children or issue shall take the share such beneficiary would have received, per stirpes.

Should any of the above-named legatees predecease me leaving no children nor issue surviving, then and in such event, the bequest to such beneficiary shall become null and void and the amount such deceased legatee would have received shall become a part of my residuary estate to pass as hereinafter set out.

III.

My son, Charles David Whitlock, is buried in New Haven Cemetery, Ridgley, Tennessee, and I will and direct that the sum of One Thousand (\$1,000.00) Dollars be provided by my Executor for said cemetery, and my Executor is authorized and directed to pay and deliver said sum of One Thousand (\$1,000.00) Dollars to the proper person or official in charge of the maintenance of said cemetery at the time of my death, to be used for the upkeep and maintenance of said cemetery.

IV.

Should Miss Pearl Stapp of 329 Linden Street, Jackson, Tennessee, be living at the time of my death, I bequeath unto her, the said Miss Pearl Stapp, the sum of Five Thousand (\$5,000 Dollars. Should the said Miss Pearl Stapp be deceased at the ti-

- 3 -

of my death, this bequest to such beneficiary shall become null and void and shall become a part of my residuary estate to pass as hereinafter set out.

## V.

I will and bequeath unto Lambuth Memorial United Methodist Church of Jackson, Tennessee, the sum of Five Thousand (\$5,000.00) Dollars.

## VI.

I will and bequeath all the rest, residue and remainder of the property owned by me at the time of my death unto the following named persons in the following proportions, to-wit:

- (1) Fifty (50%) percent to Mrs. Hortense Ross,  
106 Oxford Street, Martin, Tennessee 38237
- (2) Fifty (50%) percent to Mary Louise Brooks Cooper,  
209 Campbell Street, Jackson, Tennessee 38301

Should either of the above-named beneficiaries predecease me leaving no children nor issue surviving, then and in such event, the devise and bequest to such deceased beneficiary shall become null and void and the share such deceased beneficiary would have received shall go to the above-named beneficiary surviving me and the issue of either who might predecease me, per stirpes, should either beneficiary predecease me leaving issue.

## VII.

I nominate and appoint First American Trust Company, N.A. of Jackson, Tennessee, or its successor, as Executor of this Will and direct that it be permitted to qualify as such without bond

WITNESS MY HAND this the 22nd day of August, 1988

David F. Whitlock  
David F. Whitlock

The undersigned, at the request of David F. Whitlock, who acknowledged the foregoing to be his Last Will and Testament, witnessed his signature thereto, and in his presence and in the presence of each other, have hereunto affixed our signatures as attesting witnesses, this the 22nd day of August, 1988.

Deloris Wofford  
Charles R Harrison  
Attesting Witnesses

AFFIDAVIT

STATE OF TENNESSEE :  
COUNTY OF MADISON :

We, the undersigned, being first duly sworn, make oath that DAVID F. WHITLOCK, on the day and date above written, declared and signified to us that the above instrument is his Last Will and Testament; that he then signed said instrument in our sight and presence; that we, at his request and in his sight and presence, and in the sight and presence of each other, then subscribed our names thereto as attesting witnesses; that at the time of execution, the testator was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than eighteen (18) years of age, make and sign this Affidavit at the testator's request on the day and date above written.

Deloris Wofford  
Charles R Harrison

Sworn to and subscribed before me,  
this the 22nd day of August, 1988.

Brenda F. Jones  
Notary Public

My commission expires May 17, 1992

Probated as Last Will and Testament  
David F. Whitlock  
before me this the 17 day of Nov 1988  
Walter Belton Jones  
General Sessions Judge, Division 11  
Madison County, Tenn

True Copy Attest  
Eredde Pruitt Clerk  
Walter Belton Jones  
Deputy Clerk  
Date: 9-6-95

EE614

## IN THE GENERAL SESSION COURT OF MADISON COUNTY, TENNESSEE

## DIVISION II, PROBATE DIVISION

IN RE:

DAVID F. WHITLOCK  
DeceasedR.D. NO. 94-10496ORDER OF PROBATE

BE IT REMEMBERED that on the 17th day of November, 1994, before the Honorable Walter Baker Harris, Judge of the General Sessions Court of Madison County, Tennessee, Division II, Probate Division, First American Trust Company, N.A., the named Personal Representative therein, produced in open Court a paper writing purporting to be the Last Will and Testament of David F. Whitlock, deceased, bearing date of August 22, 1988, having the name of David F. Whitlock signed thereto with Deloris Wofford and Charles R. Harrison as attesting witnesses, and the sworn affidavit thereto signed by Deloris Wofford and Charles R. Harrison, and moved the Court that same be admitted to probate and be recorded as the Last Will and Testament of the said David F. Whitlock, deceased.

And it appearing to the Court from the testimony of Deloris Wofford and Charles R. Harrison, the subscribing witnesses to said Will as set out in the sworn affidavit attached thereto, that the said paper writing was written in the lifetime of the said David F. Whitlock, signed by him in the presence of said witnesses and subscribed in his presence and in the presence of each other and at his request by said attesting witnesses. Said instrument was executed by the said David F. Whitlock on the day it bears date as and for his Last Will and Testament, and he was at the time of sound mind, disposing memory, and more than eighteen years of age.

And it further appearing to the Court that David F. Whitlock died November 4, 1994, and that his usual place of residence at the time of his death was in Madison County, Tennessee, it is so adjudged.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that said Last Will and Testament dated August 22, 1988, is the true, whole and Last Will and Testament of the said David F. Whitlock, deceased, and the same is hereby admitted to probate as such, and the Clerk is directed to file and record the same.

It appearing to the Court that First American Trust Company, N.A. was appointed Personal Representative without bond and upon the said First American Trust Company, N.A., by

and through its Trust Officer, taking the oath prescribed by law, the Clerk will issue to it Letters Testamentary.

THIS THE 17 DAY OF November, 1994.

Walter B. Helm  
JUDGE

APPROVED FOR ENTRY:

Nancy L Choate  
NANCY L CHOATE  
206 E. Main, Suite 207  
Jackson, TN 38301  
(901) 427-5643

True Copy Attest  
Freddie Pruitt, Clerk  
Luella Mackay  
Deputy Clerk  
Date: 9-7-95

Letters Testamentary

STATE OF TENNESSEE, MADISON COUNTY

TO First American Trust Co. N. A., a citizen of said State.

It appearing to the Court of General Sessions, Probate Division, now in session, that David F. Whitlock

has died, leaving Will, and the Court being satisfied as to your claim to the administration, and no Bond being required, and you have qualified as directed by law, and the Court having ordered that Letters Testamentary be issued to you:

These are, Therefore, To authorize and empower you to take into your possession and control, all the goods, Chattels, Claims, and Papers of said testate and return a true and perfect inventory thereof to our next General Sessions Court, Probate Division; to collect and pay all debts, and to do and transact all the duties in relation to said estate, which lawfully devolve on you as Personal Representative \_\_\_\_\_ and after having settled up said estate, to deliver the residue thereof to those who are by law entitled.

Witness: Freddie Pruitt, Clerk of said Court, at office, this 17th day of November, 19 94

Freddie Pruitt Clerk

By Lula Scarbrough D. C.

STATE OF TENNESSEE  
MADISON COUNTY.

I, Freddie Pruitt, Clerk of the General Sessions Court, Probate Division, of Madison County, Tennessee, hereby certify that the foregoing is a full, true and correct copy of the Letters Testamentary issued to First American Trust Co., N. A.

\_\_\_\_\_ who was on the 17th day of November, 19 94, duly and legally qualified Personal Representative \_\_\_\_\_ of the estate of David F. Whitlock deceased, as appears of record in my office.

Witness my hand and seal of office, this 7th day of September, 1995.

Freddie Pruitt  
GENERAL SESSIONS CLERK, Probate Division

BY Lula Scarbrough  
DEPUTY CLERK

LAYCOCK JACKSON



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 8 day of December, 1995, at 12:20 o'clock P. M., and was duly recorded on the December 8, 1995, Book No. 28, Page 518

STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill D.C.

MADISON COUNTY, MS

LAST WILL AND TESTAMENT

**FILED**

OF

DEC 15 1995

FRANK D. NAUGHTON

AT 11:10 O'CLOCK A M  
STEVE DUNCAN, CHANCERY CLERKBy: *Karen Trupp, D.C.*

I, FRANK D. NAUGHTON, an adult resident citizen of Ridgeland, Madison County, Mississippi, being of sound and disposing mind and memory, hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all other wills and codicils heretofore made by me.

## ITEM I.

EXECUTRIX AND SUCCESSOR EXECUTOR

I appoint my nephew, ROBERT A. MURPHY, JR., as Executor of my Estate under this Will. If Robert A. Murphy, Jr. is or becomes unable or unwilling to serve as Executor, I appoint my nephew, TIMOTHY A. CRAIN, as successor Executor.

## ITEM II.

FAMILY

I declare that I am unmarried and have no children.

## ITEM III.

PAYMENT OF DEBTS AND EXPENSES

I direct my Executor to pay all of my just debts and obligations which are probated, registered and allowed against my estate as soon as may be conveniently done, provided, however, that my Executor shall specifically be authorized to pay any debt of my estate which does not exceed \$2,000 without the necessity of probating said debt. Pursuant to the provisions of Article II, Section 1 of the Frank D. Naughton Revocable Trust dated October 28, 1994 ("Revocable Trust"), I have directed the payment of my funeral expenses, costs of administration of my estate and taxes assessed by reason of my death. I hereby confirm this direction. If for some reason the Revocable Trust is unable to pay such

*JDN*

claims, expenses and taxes, I direct my Executor to pay the following:

(a) all of my funeral expenses (including the cost of a suitable monument at my grave);

(b) expenses of my last illness;

(c) any unpaid charitable pledges (regardless of whether said pledges may be enforceable obligations of my estate);

(d) all inheritance and estate taxes payable by reason of my death; and

(e) the costs of administration of my estate, as soon as practicable after my death; provided, however, my Executor shall not be required to pay any obligation in advance of its maturity. My Executor, in my Executor's sole discretion, may pay from my domiciliary estate all or any portion of the costs of ancillary administration and similar proceedings in other jurisdictions.

ITEM IV.

POUR-OVER

A. Pour-Over to Revocable Trust. I give, devise and bequeath all the rest and residue of my estate, of whatever kind and character, whether real, personal or mixed, and wheresoever located, of which I shall be seized or possessed or to which I shall be entitled in any way at the date of my death, to the Trustees of the FRANK D. NAUGHTON REVOCABLE TRUST dated October 28, 1994 heretofore executed by and between me, as Grantor, and Merrill Lynch Trust Company of America and me as Co-Trustees, to be added to and become a part of the trust estate of said Revocable Trust, and to be held, administered and distributed pursuant to the provisions of said Revocable Trust as it may have been amended prior to my death.

B. Incorporation by Reference. If the gift, devise and bequest to the Trustees of the Revocable Trust shall fail or shall be legally ineffective for any reason, my residuary estate shall be distributed pursuant to the terms and provisions of the Trust

*JW*

Agreement of the Revocable Trust, which terms and provisions I hereby specifically incorporate by this reference as part of this my Last Will and Testament.

ITEM V.

EXECUTOR POWERS

A. Successor Executor to Have Powers and Duties of Original Executor. All rights, powers, duties and discretions granted to or imposed upon my Executor shall be exercisable by and imposed upon any successor Executor or Administrator. Where used throughout this Will, the terms "Executor" and "Administrator" may be used interchangeably and shall apply to whoever may be serving as personal representative of my estate, whether one or more than one.

B. Waiver of Bond, Appraisal, Inventory and Accounting. I direct that neither my Executor nor any successor Executor or personal representative shall be required to make any bond as Executor. To the extent permissible by law, I waive the requirement that my Executor or any successor Executor be required to make a formal appraisal, provide an inventory or file an accounting for my estate with any court.

C. Discretion to Select Property to be Distributed. My Executor shall have discretion to select property to be distributed in satisfaction of any devise or bequest provided in this Will. My Executor may satisfy any pecuniary bequest provided in this Will in cash or in kind or partly in cash and partly in kind; however, any asset distributed in kind shall be valued at its date of distribution value.

D. Third Parties Not Obligated to See to Application of Property Delivered to Executor. No person dealing with my Executor shall be obligated to see to the application of any moneys, securities, or other property paid or delivered to my Executor, or to inquire into the expediency or propriety of any transaction or the authority of my Executor to enter into and consummate the transaction upon such terms as my Executor may deem advisable.

E. Executor's Right to Disclaim. My Executor shall have the power to disclaim any part or all of my interest in any property which is or has been devised or bequeathed to me, whether outright or in trust, provided such disclaimer is made within the time period required for the disclaimer to qualify under Section 2518 of the Internal Revenue Code of 1986, as amended, or corresponding provisions of any future law.

F. Executor to Have All Powers Conferred by Law. My Executor shall have the power to exercise all powers conferred by law upon trustees by the Uniform Trustees' Powers Law of Mississippi and all powers conferred by law upon executors and all powers granted herein without prior authority from any Court; however, my Executor may seek Court authority if doing so is in the best interest of my Executor, my estate or my beneficiaries.

G. Executor to Determine Dates of Distribution. My Executor may pay or deliver part or all of the property bequeathed or devised herein as soon as it is convenient to do so without jeopardizing the ability of my estate to satisfy its taxes and obligations. In any event, the date or dates of distribution shall be determined in the discretion of my Executor.

H. Executor May Continue Any Business Operations. To avoid depreciation in value of the interests or losses to my estate or my business associates, my Executor shall have authority to continue any business operations in which I am engaged at my death for the time permitted by law. My Executor may continue to act as a partner, engage in any partnership, and take all actions with regard to any partnership my Executor deems advisable.

I. Right to Borrow. I specifically authorize my Executor to borrow in the name of my estate such funds as may be necessary to pay my debts, administration expenses, and taxes of my estate; to pledge such of my property, real or personal, as may be necessary to secure such loan; and to execute notes, security instruments or documents necessary or required to secure such loans. However, my Executor shall not pledge any property specifically devised or

bequeathed herein. My Executor shall not be required to pay or otherwise satisfy any such loan prior to the closing of my estate and the discharge of my Executor, but in satisfaction of any bequest herein, my Executor may distribute such property at its date of distribution value net of such loan.

J. Power to Invest. My Executor shall have the power to invest or reinvest my assets in such bank accounts, securities, or real or personal property or to retain any of my assets as my Executor determines.

K. Right to Sell or Lease Without Court Approval. My Executor shall not be required to reduce all or any of my personal or real property to cash during the administration of my estate, but in my Executor's discretion may sell or lease any of my property in such manner and on such terms and conditions as my Executor may deem advisable, without notice and without the necessity of Court approval or authorization. In connection with a sale or lease, my Executor may execute and deliver such deeds, leases or other instruments relating thereto.

L. Right to Comply With My Lifetime Agreements. My Executor shall take all actions necessary to comply with any agreements I have made during my lifetime, including the consummation of any agreements relating to the stock of corporations I own or interests in partnerships I own whenever the terms of any such agreement obligate my estate or my personal representatives to sell my interest therein. My Executor shall have the power to continue or permit the continuance of any business which I own or in which I have an interest at the time of my death.

M. Right to Employ Agents. My Executor may employ and compensate from estate assets any attorneys, accountants, custodians or other agents necessary to the administration of my estate.

N. Ancillary Administration. I further nominate and appoint my Executor herein named to petition the proper Court and to take all necessary action to effect an ancillary administration covering any property I may own in another jurisdiction. I direct that no

bond or other security shall be required of my Executor named herein, nor shall my Executor be required to file an inventory or accounting with any court in any foreign jurisdiction. If the laws of any other jurisdiction in which I may own property require that a resident of that jurisdiction serve as Executor or Administrator in any ancillary proceeding by my estate, my Executor shall have the power and right to select and designate a proper party resident of the foreign jurisdiction involved to serve with the Executor of my estate as Co-Administrators. In such event, the Co-Administrators shall not be required to post any bond or other security or file any accounting or inventory with any court in the foreign jurisdiction.

ITEM VI.

CREMATION

I direct that my body be cremated and my ashes placed in Crypt #G3-E14 in the Memorial Gardens of the Episcopal Church of St. Mark The Evangelist situated in the City of Oakland Park, Florida.

IN WITNESS WHEREOF, I have signed and declared this to be my Last Will and Testament on this the 28 day of October, 1994.

Frank D. Naughton  
FRANK D. NAUGHTON

This instrument was, on the day and year shown above, signed, published and declared by FRANK D. NAUGHTON to be his Last Will and Testament in our presence and we have subscribed our names as witnesses in his presence and in the presence of each other.

China Gayle Lomax  
Witness  
James A. Bennett  
Witness

*JDN*



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 15 day of December, 1995, at 10:10 o'clock A M, and was duly recorded on the December 15, 1995, Book No 28, Page 526

STEVE DUNCAN, CHANCERY CLERK BY Stacey Hill DC

FILED THIS DATE DEC 15 1995 STEVE DUNCAN CHANCERY CLERK BY *[Signature]*

PROOF OF WILL

China Gayle Donnell and Shawn L. Bennett, being duly sworn according to law on oath state:

Each of us is a subscribing witness to the attached written instrument dated October 28, 1994, which purports to be the Last Will and Testament of FRANK D. NAUGHTON, Testator, who is personally known to each of us. On the execution date of the instrument, the Testator, in our presence, signed, published and declared the instrument to be his Last Will and Testament, and requested that we attest his execution thereof. In the presence of the Testator and each other, each of us signed our respective names as attesting witnesses. At the time of execution of the instrument the Testator appeared to be eighteen years of age or older, of sound mind, and acting without undue influence, fraud, or restraint.

DATED this 28 day of October, 1994.

China Gayle Donnell  
(Witness)

P.O. Box 4234  
(Address)

Jackson, MS. 39246

Shawn L. Bennett  
(Witness)

1215 Woodbell  
(Address)

Jackson MS 39211

STATE OF MISSISSIPPI  
COUNTY OF Hinds

Subscribed and sworn to before me, the undersigned Notary Public, on this the 28 day of October, 1994.

Regina Ann Proctor  
Notary Public

My Commission Expires:  
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES June 27, 1997  
BONDED THROUGH WILCHETTI INC.



*[Handwritten initials]*



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 15 day of December, 1995, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and was duly recorded on the December 15, 1995, Book No 28, Page 532.

STEVE DUNCAN, CHANCERY CLERK BY Stacey Hill D.C.

**FILED**

THIS DATE

DEC 15 1995

STEVE DUNCAN  
CHANCERY CLERK

BY

*Steve Duncan*

Book 28 Page 533

LAST WILL AND TESTAMENT

OF

LORINE HERRING

#95-765

I, LORINE HERRING, a resident of Hinds County, Mississippi, being of sound mind and memory, and being over the age of twenty-one years, and being desirous of making orderly disposition of all of my worldly goods, do make, publish and declare this instrument of writing as, for and to be my Last Will and Testament, hereby revoking any and all former wills and codicils made by me at any time.

ARTICLE I

It is my will and desire that my Executor, hereinafter named, or his successor, pay out of my estate as soon as practical all of my just debts, funeral expenses, including a suitable grave marker, and the expenses of my last illness.

ARTICLE II

I give, devise and bequeath to the Salvation Army the sum of \$5,000.00 cash.

ARTICLE III

I give, devise and bequeath to Steven and Tanya Dutro the sum of \$5,000.00 cash.

ARTICLE IV

I give, devise and bequeath to the Herring Cemetery Fund the sum of \$15,000.00 cash.

ARTICLE V

All of the rest, residue and remainder of my estate,

Page 1 of 3

Signed for Identification:

*Lorine Herring*

whether it be real property, personal or mixed property, and wheresoever the same be situated, I give, devise and bequeath in equal and undivided shares, to VIRGIE H. JACKSON and HATTIE H. RUTHERFORD.

ARTICLE VI

I hereby nominate and appoint ARNOLD J. HERRING, as Executor of this my Last Will and Testament, and request that he serve without the necessity of a bond or accounting of any nature. In the event that ARNOLD J. HERRING, should predecease me or for any other reason be unable to serve, I hereby nominate and appoint VIRGIE H. JACKSON, to act as my Executrix and that she serve without bond.

ARTICLE VII

I hereby authorize and empower my said Executor or his successor, in his or her absolute discretion to sell, convey, transfer, assign, mortgage, pledge, invest or reinvest the whole or any part of my real or personal property, and no approval of any court shall be required therefor.

IN WITNESS WHEREOF, I, LORINE HERRING, have to this my Last Will and Testament subscribed my name on this, the 3 day of June, 1992.

Lorine Herring  
LORINE HERRING

The foregoing instrument, consisting of three (3) pages, was subscribed, published, and declared by the above named Testatrix to be her Last Will and Testament, in the presence of us, who, in her presence, at her request, and in the presence of each other, have hereunto subscribed our

Page 2 of 3

Signed for Identification:

Lorine Herring

names as witnesses; and we declare that at the time of the execution of this instrument the said Testatrix, according to our best knowledge and believe, was of sound mind and disposing memory and over the age of twenty-one years.

Ruby S. Hester  
WITNESS Date: 6/8/92

Address: 106 Sandy Cove  
Brandon MS 3902

Mary Tadlock  
WITNESS Date: 6/8/92

Address: 711 Lake Harbour Dr. #1200  
Ridgeland, MS 39157

Page 3 of 3

Signed for Identification:

Louise Herring

STATE OF MISSISSIPPI, COUNTY OF MADISON:



I certify that the within instrument was filed for record in my office this 15 day of December, 1995, at        o'clock        M, and was duly recorded on the December 15, 1995, Book No 28, Page 533.

STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill DC

**AFFIDAVIT OF SUBSCRIBING WITNESS**

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Gay Tadlock, who being by me first duly sworn on oath states that she is one in the same person as the "Gay Tadlock" appearing as a witness for the signature of Lorine Herring to her Last Will and Testament dated June 8, 1982.

Affiant states on oath that said Lorine Herring did execute said Will as her own voluntary act and deed in (his/her) presence and at a time when (he/she) and the said Lorine Herring were in the presence of the other attesting witness, Paul S. Hester.

Affiant further states on oath that the said Lorine Herring was of sound mind and fully aware of the objects of her bounty at the time the undersigned witnessed her signature to her Last Will and Testament.

Gay Tadlock  
Witness

SWORN TO AND SUBSCRIBED BEFORE ME on this the 8th day of June, 1992  
Ypome B. Duhon  
Notary Public

My Commission Expires July 29, 1993



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 15 day of December, 1995, at \_\_\_\_\_ o'clock — M, and was duly recorded on the December 15, 1995, Book No. 28, Page 536

STEVE DUNCAN, CHANCERY CLERK

BY: Stacey Hill

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI  
COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Linda S Howell, who being by me first duly sworn on oath states that she is one in the same person as the "Linda Howell" appearing as a witness for the signature of Lorine Herring to her Last Will and Testament dated 6/8/92.

Affiant states on oath that said Lorine Herring did execute said Will as her own voluntary act and deed in (his/her) presence and at a time when (he/she) and the said Lorine Herring were in the presence of the other attesting witness, Ray Tadlock.

Affiant further states on oath that the said Lorine Herring was of sound mind and fully aware of the objects of her bounty at the time the undersigned witnessed her signature to her Last Will and Testament.

Linda Herring  
Witness

SWORN TO AND SUBSCRIBED BEFORE ME on this the 8th day of June, 1992

James B. Tucker  
Notary Public

My Commission Expires July 29, 1993



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 15 day of December, 1995, at \_\_\_\_\_ o'clock \_\_\_\_\_ M, and was duly recorded on the December 15, 1995, Book No 28, Page 537

STEVE DUNCAN, CHANCERY CLERK BY Stacey Hill DC

MADISON COUNTY, MS

FILED

DEC 22 1995

AT 2:50 O'CLOCK P M  
STEVE DUNCAN, CHANCERY CLERK  
By: Stacy Hill D.

LAST WILL AND TESTAMENT  
OF  
HAROLD W. BUSCHING

I, HAROLD W. BUSCHING, an adult resident citizen of Ridgeland, Madison County, Mississippi, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all other wills and codicils heretofore made by me.

ITEM I.

I appoint my wife, BEVERLY GARTIN BUSCHING, of Ridgeland, Mississippi, as Executor of my Estate under this Will. I direct my Executor to pay all of my just debts and obligations which may be probated, registered and allowed against my estate as soon as may be conveniently done.

ITEM II.

My wife's name is BEVERLY GARTIN BUSCHING, and she is sometimes referred to herein as "my wife." I have three (3) children now living and they are:

- BARBARA BUSCHING GRACE, born April 30, 1955,
- CURT CHARLES BUSCHING, born November 27, 1957, and
- WILLIAM WRIGHT BUSCHING, born November 13, 1959.

They are herein referred to as "my children."

ITEM III.

I devise and bequeath to my wife, BEVERLY, if she survives me, any interest I may own in our residence which is occupied by us as a family home, subject to any indebtedness that may be against our home at my death. If my wife shall not survive me, I devise and bequeath my interest in our home to my children in equal shares.

*Handwritten initials*

## ITEM IV.

I give and bequeath to my wife, BEVERLY, if she survives me, my automobiles, clothing, books, jewelry, sport equipment and other personal effects. If my wife does not survive me, I bequeath these items of personal property to my children in equal shares.

## ITEM V.

All furniture, furnishings, ornamental decorations, silverware, china, pictures, linens, glassware and the like located in our home is the property of my wife. I have no right to dispose of these items and hereby confirm her title to them. However, if my wife predeceases me and I become the owner of any such property, I give and bequeath my interest therein to my children in equal shares.

## ITEM VI.

A. After the payment of any debts, obligations and expenses of my estate, I devise and bequeath to the "Harold W. Busching Family Trust" provided for in Item VIII of this Will, to be held, administered and disposed of in accordance with the terms of that trust, assets having a value equal to the following:

1. If my death shall occur in 1985, the sum of \$400,000, less any taxable transfers I may have made since 1976.
2. If my death shall occur in 1986, the sum of \$500,000, less any taxable transfers I may have made since 1976.
3. If my death shall occur in 1987, or thereafter, the sum of \$600,000, less any taxable transfers I may have made since 1976.

As used herein, the term "taxable transfers" shall mean transfers made by me that are subject to the transfer tax provided for in Section 2001 of the Internal Revenue Code of

1954, as amended. The term "value" shall mean the value as finally determined for federal estate tax purposes.

The amount determined above shall be increased by an amount of property which will allow my estate to receive the maximum benefit from the Credit for State Death Taxes provided by Section 2011 of the Internal Revenue Code of 1954, as amended. However, this increase shall not cause the total of this bequest to exceed the maximum amount on which there would be no federal estate tax due on my estate.

B. It is my intention to convey by this bequest the maximum portion of my estate which, at the time of my death, is exempt from the federal transfer tax.

ITEM VII.

A. If my wife, BEVERLY, survives me, I give, devise and bequeath to DEPOSIT GUARANTY NATIONAL BANK, Jackson, Mississippi, as Trustee for my wife, all the rest and residue of my estate.

B. The Trustee shall hold, manage, invest and reinvest the trust property and, commencing with the date of my death, pay to or apply for the benefit of my wife all the net income of this trust. These income payments shall be made to my wife in convenient installments, at least quarter-annually.

C. In addition to the net income, the Trustee, in the exercise of its sole and uncontrolled discretion, may pay to or apply for the benefit of my wife so much of the principal of this trust as the Trustee deems needful or desirable for my wife's health, support and maintenance, including medical, surgical, hospital or other institutional care, having in mind both the standard of living to which she has been accustomed and the funds available to her from other sources.

D. In addition to all the net income and to so much of the principal that the Trustee may from time to time pay to or apply for her, my wife shall have the right to demand and to receive

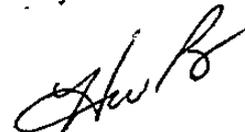
*Hub*

from the trust during any one calendar year up to but not more than five percent (5%) of the principal of this trust determined as of the first day of the trust's tax year in which the demand is made. Any such demand shall be made by written instrument signed by my wife and delivered to the Trustee. In the event of such payment of principal to my wife, her receipt therefor shall be complete acquittance to the Trustee. This right of my wife to demand principal shall not be accumulative from one year to another.

E. Upon the death of my wife any undistributed income of the trust shall be paid to my wife's estate or as she appoints by her Last Will and Testament. The entire remaining principal of this trust shall be paid over and distributed to the "Harold W. Busching Family Trust" provided for in Item VIII of this Will and shall be held, administered and disposed of in accordance with the terms of that trust.

F. My wife shall have the right to disclaim all or any part of her interest in any property which I have devised or bequeathed to her, whether outright or in trust, provided she shall do so within the time period required for the disclaimer to qualify under Section 2518 of the Internal Revenue Code of 1954, as amended, or corresponding provisions of any future law. Any such disclaimer shall be made in writing, clearly stating the portion or assets disclaimed, and shall be timely filed in the Court in which my estate is being probated. If my wife disclaims in whole or in part, the property in which she disclaims her interest shall be disposed of in accordance with the provisions of Item VIII of this Will.

G. In establishing this trust for the benefit of my wife, I direct (a) that except to the extent this trust cannot otherwise be funded by property of my estate which would qualify for the marital deduction, there shall not be allocated to the trust any property, or the proceeds of any property, which would not



qualify for the marital deduction allowable in determining the federal estate tax on my estate, or any property, or the proceeds of any property, includable in my gross estate for federal estate tax purposes and also, subject (by reason of my death) to any inheritance tax, transfer tax, estate tax or other death duty in any foreign country, state, province or other political subdivision thereof; (b) that except upon the direction of my wife, the Trustee shall not invest in or retain beyond a reasonable time any unproductive property, as that property is defined in applicable tax laws, or any other property with respect to which the marital deduction would not be allowed; and (c) that none of the powers granted to the Trustee by this Will shall be exercised in such a manner as to disqualify this trust or any part thereof from the marital deduction allowable in determining the federal estate tax on my estate.

H. None of the assets of this trust shall be used for the payment of any estate, inheritance or other death taxes that shall become payable upon or by reason of my death.

I. By the provision of this Item VII, I have established a "qualified terminable interest property" trust, as that term is defined in Section 2056(b)(7) of the Internal Revenue Code of 1954, as amended, and in effect on the date of this Will. I hereby direct my Executor to file on the federal estate tax return of my estate the election necessary to treat this trust as such for purposes of that provision of the Internal Revenue Code provided my wife is living on the date my estate tax return is required to be filed. If my wife is not living on the date my estate tax return is due to be filed, my Executor shall make this election as to all or part of the assets of this trust or not make any election as my Executor shall determine advisable to obtain the maximum estate tax benefits for both my estate and the estate of my wife.



J. This trust shall be designated and known as the "Beverly G. Busching Trust."

K. If my wife shall not survive me, then I devise and bequeath the residue of my estate to the "Harold W. Busching Family Trust" provided for in Item VIII of this Will to be held, administered and disposed of according to the terms of that trust.

ITEM VIII.

From the assets conveyed by Item VI hereof, my Executor shall pay any and all estate and inheritance taxes payable by my estate. The remainder of those assets shall be held by DEPOSIT GUARANTY NATIONAL BANK, Jackson, Mississippi, as Trustee, under the terms hereafter set forth, for the benefit of my wife and my children. The Trustee shall hold, administer and distribute the funds of this trust under the following provisions:

A. The Trustee shall distribute to or for the benefit of my wife and children (but not necessarily in equal shares) as much of the net income as the Trustee deems advisable for the education, support, maintenance and health of any of the beneficiaries; for the maintenance of their accustomed standard of living; or for any medical, hospital or other institutional care which any beneficiary may require. These distributions shall be made in such proportions, amounts, and intervals as the Trustee determines. Any income not distributed shall be added to principal and shall be distributed in accordance with provisions of this Item.

B. In addition to the income distributions, the Trustee may pay to or for the benefit of my wife and children (but not necessarily in equal shares) as much principal as the Trustee deems advisable for the education, support, maintenance and health of any of the beneficiaries; for the maintenance of their accustomed standard of living; or for any medical, hospital or

other institutional care which any beneficiary may require. In making principal distributions, the Trustee shall consider the needs of the beneficiaries and the funds available to them from other sources.

C. In making distributions of income and principal, I direct the Trustee to consider my wife as the primary beneficiary of this trust and to consider her needs above those of my children. If possible, the Trustee shall see that my wife has sufficient funds to enable her to continue her accustomed standard of living. Before making distributions of income or principal to my children, the Trustee shall counsel with my wife to determine the needs of the beneficiaries.

D. In making expenditures of income and principal to or for the benefit of my children, while it is my desire that my children be treated impartially and without favoritism, nevertheless realizing that their needs may vary, I specifically direct that the Trustee need not treat them with equality. The Trustee shall be impartially guided by the needs of each of my children as those needs present themselves. Insofar as practicable, the Trustee shall afford to each of my children funds necessary to satisfy those needs. I give this broad discretion to the Trustee so that it may act at all times in the best interest of all of my children as the Trustee may, in its discretion, deem advisable.

E. Upon the death of my wife, the Trustee shall divide the assets of this trust into equal and separate shares, one share for each of my then living children, and one share for each child of mine who is then deceased but who is survived by children. Each share shall be held as a separate trust and the Trustee shall hold, administer and distribute the funds of each trust under the following provisions:

1. The Trustee shall distribute to or for the benefit of the beneficiary of each trust as much of the net income

of the trust as the Trustee deems advisable for the education, support, maintenance and health of a beneficiary; for the maintenance of their accustomed standard of living; or for any medical, hospital or other institutional care which any beneficiary may require. These distributions shall be made in such proportions, amounts and intervals as the Trustee determines. Any income not distributed shall be added to principal and shall be distributed in accordance with provisions of this Item.

2. In addition to the net income, the Trustee may distribute to or for the benefit of a beneficiary, as much principal of that beneficiary's trust as the Trustee deems advisable for the beneficiary's education, support, maintenance and health. In making distributions of principal, the Trustee shall consider the needs of each beneficiary and the funds available to each of them from other sources.

3. As and when a child of mine who is the beneficiary of a trust attains the age of thirty (30) years, the Trustee shall distribute to that child one-third (1/3) of that child's trust estate at that date. Thereafter, when such child attains the age of thirty-five (35) years, the Trustee shall distribute to that child one-half (1/2) of that child's trust estate at that date. Thereafter, when such child attains the age of forty (40) years, the Trustee shall distribute to such child the remainder of that child's trust estate, free and clear of any trust. The assets of a trust held for the surviving children of a deceased child of mine shall be distributed to such children, in equal shares, when the youngest of such children attains the age of twenty-one (21) years. Upon distribution of the entire trust estate to the beneficiary of each trust, the trust shall terminate.

4. In the event of the death of one or more of my children after the division of this trust into separate trusts and prior to receipt by that child of his or her entire trust estate, the balance in the trust of such deceased child shall be retained in trust for the benefit of that deceased child's then living children. The net income and principal of the trust shall be distributed among such surviving children in such proportions and at such intervals as the Trustee determines advisable for the education, support, maintenance and health of such children. While equal distributions between such children shall not be required, distributions shall be equal except in unusual circumstances. The assets of the trust shall be distributed to such children, in equal shares, when the youngest of such children attains the age of twenty-one (21) years.

5. If at the death of a child of mine he or she leaves no surviving children, that deceased child's trust estate shall be distributed in equal shares, one share to each of the trusts created for my other children to be administered and disposed of in accordance with the provisions of those trusts, and one share outright to each of my children who has previously reached the age set forth in 3. above to have received a distribution of his or her trust estate.

F. The Trustee shall permit any beneficiary to elect, at the time that beneficiary's trust is to be distributed to him or her, to have such trust continue for the balance of that beneficiary's life or until such time as that beneficiary shall request that the trust estate, or any part thereof, be distributed. In addition, any of the beneficiaries may voluntarily convey other property to his or her trust to be held and administered as a part of that trust. Such extended trust shall be held and administered as follows:

*Hub*

1. During the existence of any trust so extended, the Trustee shall pay or apply the entire net income, at least quarterly, to or for the benefit of the beneficiary who elected to have his or her trust continued. At any time, and from time to time, during the life of that beneficiary, the principal of the trust shall be distributed as the beneficiary shall direct by written notice to the Trustee. If at any time that beneficiary is incapable of requesting distributions of principal, the Trustee in its sole discretion shall distribute principal to, or for the benefit of, the beneficiary for his or her maintenance, health, comfort and support.

2. Upon the death of the beneficiary during the existence of this extended trust, the Trustee shall pay over and distribute the balance of the principal of the trust, as then constituted, to or for the benefit of such person or persons and/or the beneficiary's estate in such amounts or proportions, and in such interests or estates, either absolutely or in trust, as that beneficiary may appoint by his or her Last Will and Testament duly admitted to probate within three hundred sixty-five (365) days after the beneficiary's death. The appointment provision in the beneficiary's Will shall clearly provide that he or she is exercising this right to dispose of the trust estate. If the beneficiary makes no appointment by his or her Will, upon the death of the beneficiary, the Trustee shall pay over and distribute any balance of the beneficiary's trust not so appointed, absolutely and free of trust, in equal shares and per stirpes, to the beneficiary's then living children or, if the beneficiary shall have no surviving children, to my children who survive the beneficiary. However, if any portion of the trust principal is to be distributed as aforesaid to a child of mine (or to children

of my child who is deceased) for whom a trust created in this Will is then in existence, such distribution shall not be made directly to that child, but shall be added to that child's trust to be held, administered and distributed as a part of that trust.

G. None of the principal or income of this trust shall be liable for the debts or obligations of any beneficiary or be subject to seizure by creditors of any beneficiary. The beneficiaries have no power to sell, assign, transfer, encumber or in any manner to anticipate or dispose of any part of their interest in the trust funds or the income produced from the funds.

H. In the event all of the persons and classes designated as beneficiaries of this trust die prior to the distribution of all trust assets, upon death of the survivor of them, the assets shall be distributed outright and free of any trust to my heirs at law, in accordance with the intestacy laws then in effect in the State of Mississippi.

I. This trust shall be designated and known as the "Harold W. Busching Family Trust."

ITEM IX.

A. Unless otherwise provided herein, the terms "trust" and "trusts" may be used interchangeably and shall mean all trusts created by this Will.

B. Any trust created by this Will is a private trust. The Trustee shall not be required to obtain the order or approval of any court for the exercise of the Trustee's powers and discretions. The income of any trust created by this Will shall accrue from the date of my death. During the administration of my estate and until the trust is established and activated, I authorize the Trustee to request of my Executor, in which case my Executor shall comply with that request, to pay at least annually

out of my estate advanced payments of income to the income beneficiaries of the trust. These payments shall be an amount which in the joint judgment of the Trustee and the Executor equals the trust income which the beneficiaries would have received had the trust been established and activated.

C. The Trustee shall not be required to make physical division of the properties of any trust created herein, except where necessary, but may keep the trusts in one (or more) consolidated fund. The Trustee shall maintain books of account containing accurate records of separate principal, income and expense of each trust.

ITEM X.

A. In making distributions to beneficiaries from a trust created under this Will, and especially where the beneficiaries are minors or incapable of transacting business due to incapacity or illness, the Trustee, in the Trustee's discretion, may make payments either (a) directly to the beneficiary, (b) to the legal or natural guardian of the beneficiary, (c) to a relative or guardian of the person of the beneficiary who has custody and care of the beneficiary, or (d) by applying the payments for the benefit of the beneficiary by paying expenses directly. In any event, the Trustee shall require such reports and take such steps as the Trustee deems necessary to assure and enforce the application of such payments for the exclusive benefit of the beneficiary.

B. If at any time in following the directions of this Will the Trustee is required to distribute all or any part of the principal of a trust created herein outright to a person who is a minor, the Trustee is directed to continue to hold the share of the minor in trust for that minor's benefit until the minor attains age twenty-one (21). Until distribution is made, the Trustee is directed to expend such part of the income and/or

principal of the share belonging to that minor as the Trustee, in the Trustee's discretion, deems necessary to provide for the proper education, support, maintenance and health of the minor.

C. The interest of every beneficiary of any trust created herein shall vest within the period prescribed by the Rule against Perpetuities. Upon vesting, any trust property held by the Trustee shall be distributed to the current income beneficiary or beneficiaries of the trust property (or to his or her legal guardian or other personal representative) as though such income beneficiary had reached the age at which final distribution was required.

#### ITEM XI.

A. No Trustee shall be required to enter into any bond as Trustee or to file with any court any periodic or formal accounting of the administration of any trust. The Trustee shall render annual accounts to each of the beneficiaries of any trust (or his or her guardian if a beneficiary is a minor). No persons paying money or delivering property to the Trustee shall be required to see to its application.

B. The Trustee may resign at any time by giving each of the beneficiaries of the trust (or his or her guardian) written notice specifying the effective date of such resignation. The notice may be sent by personal delivery or by registered mail. My wife may demand the resignation of the Trustee by giving written notice to the Trustee.

C. If the Trustee resigns or becomes unable to serve, regardless of the cause, a successor Trustee shall be appointed by my wife, if she is then living. If she fails to make the appointment within thirty (30) days, such appointment shall be made by the Chancery Court of Madison County, Mississippi, upon petition brought by or on behalf of the beneficiaries of the trust. After the death of my wife, the Advisor to the Trustee

shall have the right to remove the Trustee and appoint a successor. The successor Trustee shall be a bank possessing trust powers and an active, fully-staffed Trust Department.

D. The resignation of the Trustee shall become effective upon the qualification of the successor Trustee and submission of a full accounting by the resigning Trustee; however, the successor Trustee and the beneficiaries may agree to waive a final accounting by the Trustee being replaced.

E. Any successor Trustee shall be vested with all the rights, powers, duties and discretions conferred upon the original Trustee.

F. Any bank serving as Trustee shall receive reasonable compensation for its services based on its regular compensation schedule for administering trusts of this size and type. Any individual serving as Trustee shall receive reasonable compensation based upon the then current hourly rates being charged in Jackson, Mississippi, for services comparable to those being rendered by the individual Trustee.

G. Unless otherwise provided, in referring to the Trustee, any masculine terminology also includes the feminine and neuter or vice versa and any reference in the singular shall also include the plural or vice versa.

H. BOLAN M. OVERSTREET, of Little Rock, Arkansas, shall serve as Advisor to the Trustee. The Trustee shall consult the Advisor on all matters of importance, both personal and business, related to the trust and to the beneficiaries thereof and shall consult the Advisor on all matters regarding the exercise of discretion as to the payment or distribution of income or principal of the trust.

I. The Trustee shall have the authority and responsibility for proposing the investment and reinvestment of the funds of the trust and shall consult with the Advisor concerning such matters. Before making any investment, reinvestment, sale, exchange,



transfer or other disposition of assets or funds of the trust, the Trustee shall obtain the approval of the Advisor. The decision of the Advisor on those matters shall be final. The Trustee shall not be responsible nor liable for any loss suffered by the trust because the Advisor shall approve or disapprove of any proposed sale, purchase or investment of trust assets. However, if at any time the Trustee shall deem it absolutely necessary to take immediate action with reference to the purchase or sale of assets of the trust and shall deem it inadvisable to postpone such action until such time as the Advisor may be consulted, the Trustee may take such action without consulting the Advisor. In such event, the Trustee shall immediately thereafter notify the Advisor, in writing, of the action taken and the reasons that the action was taken without prior consultation with the Advisor.

J. Except as specifically provided herein, the Advisor shall have no legal responsibility or liability to, or with respect to, the trust, nor shall the designation of the Advisor relieve the Trustee of any responsibilities or liabilities.

#### ITEM XII.

Unless otherwise provided, the administration of any trust herein created, the sale and conveyance of trust assets, the investment and reinvestment of trust assets, and the rights, powers, duties and liabilities of the Trustee shall be governed by the terms and provisions of the Uniform Trustees' Powers Law of Mississippi, as amended. In addition to the powers contained in that Law, and the power to make "legal investments" under Mississippi law, the Trustee shall have full power and authority:

A. To place such funds on time deposit in a savings account or certificates of deposit in any federally insured bank or savings and loan association, including any bank which may be serving as Trustee.

B. To receive additional property conveyed to the trust by any person, and to administer and dispose of the property in accordance with the terms of the trust.

C. To distribute income of the trust in cash or in kind. In making distributions of both principal and income, the Trustee may make a non pro rata distribution of property in kind. The judgment of the Trustee concerning values and purposes of such division or distribution of the property or securities held in the trust shall be binding and conclusive on all interested parties. In making a division or distribution, the Trustee is specifically excused from a duty of impartiality with respect to the income tax basis of the property distributed. The Trustee may select assets to be allocated or distributed without regard to the income tax basis of the property.

D. To sell, transfer, convey, mortgage, lease and dispose of the trust property upon such terms and in such manner and for such prices as the Trustee shall deem proper, and any lease or other instrument which is executed by the Trustee shall continue in full force and effect under its terms, notwithstanding the termination of the trust.

E. To determine the allocation of receipts and expenses between income and principal. However, such allocation shall not be inconsistent with the beneficial enjoyment of trust property accorded to a life tenant or remainderman under the general principles of the law of trusts. Further, all rights to subscribe to new or additional stocks or securities and all liquidating dividends shall be deemed to be principal.

F. To invest funds in a common fund established by the Trustee pursuant to the Uniform Common Trust Fund Act of Mississippi.

G. To receive and retain all types of property and especially to receive and retain shares of stock in closely-held corporations and nonincome producing real estate regardless of

where it may be situated, without liability and without regard to the proportion such property or property of a similar character so held may bear to the entire amount of the trust estate and whether or not such property is of the class in which trustees generally are authorized to invest by law. This power shall not apply to any trust which qualifies for the estate tax marital deduction.

H. To carry out agreements made by me during my lifetime, including the consummation of any agreements relating to the capital stock of corporations owned by me at the time of my death, and including the continuation of any partnership of which I may be a member at the time of my death whether the terms of the partnership agreement obligate my estate or my personal representative to continue my interest therein, and to enter into agreements for the rearrangement or alteration of my interests or obligations under any such agreements in effect at the time of my death.

I. To borrow money to pay taxes; to exercise subscriptions, rights and options; to pay assessments; to accomplish any other purpose of any nature incidental to the administration of the trust, and to pledge any securities or other property held by it as security for such loan.

#### ITEM XIII.

If my wife and I die simultaneously, or under circumstances which make it difficult to determine which of us died first, I direct that my wife be deemed to have survived me for purposes of this Will. I direct that the provisions of this Will be construed upon that assumption, irrespective of any provisions of law establishing a contrary presumption or requiring survivorship as a condition of taking property by inheritance.



ITEM XIV.

A. In the event my wife, BEVERLY, is or becomes unable or unwilling to serve as my Executor, I appoint BOLAN M. OVERSTREET, of Little Rock, Arkansas to serve as my successor Executor. All rights, powers, duties and discretions granted to or imposed upon my Executor shall be exercisable by and imposed upon any successor Executor or Administrator. Where used throughout this Will, the terms "Executor" and "Administrator" may be used interchangeably and shall apply to whoever may be serving as personal representative of my estate, whether one or more than one.

B. I direct that neither my Executor nor any successor Executor shall be required to make any bond as Executor. To the extent permissible by law, I waive the requirement that my Executor or any successor Executor be required to make a formal appraisal, provide an inventory or file an accounting for my estate with any court.

C. My Executor shall have discretion to select property to be distributed in satisfaction of any devise or bequest provided in this Will without respect to the income tax basis of the property. In making a selection, my Executor is excused from any duty of impartiality with respect to the income tax basis of the property. However, my Executor shall not exercise this discretion in any manner that will result in a loss of or decrease in the marital deduction otherwise allowable in determining the federal estate tax due by my estate.

D. No person dealing with my Executor shall be obligated to see to the application of any moneys, securities, or other property paid or delivered to my Executor, or to inquire into the expediency or propriety of any transaction or the authority of my Executor to enter into and consummate the transaction upon such terms as my Executor may deem advisable.

E. My Executor shall have the power to disclaim any part or all of my interest in any property which is or has been devised or bequeathed to me, whether outright or in trust, provided such disclaimer is made within the time period required for the disclaimer to qualify under Section 2518 of the Internal Revenue Code of 1954, as amended, or corresponding provisions of any future law.

F. In order to avoid depreciation in value of the interests or losses to my estate or my business associates, my Executor shall have authority to continue any business operations in which I am engaged at my death for the time permitted by law. My Executor may continue to act as a partner, engage in any partnership, and take all actions with regard to any partnership my Executor deems advisable.

G. I specifically authorize my Executor to borrow such funds as may be necessary to pay my debts, administration expenses, and taxes of my estate; and to pledge such of my property, real or personal, as may be necessary to secure such loan. However, my Executor shall not pledge any property specifically devised or bequeathed herein. My Executor shall not be required to pay or otherwise satisfy such loan prior to the closing of my estate and the discharge of my Executor, but in satisfaction of any bequest herein, my Executor may distribute such property at its value net of such loan.

H. My Executor shall not be required to reduce any or all of my personal or real property to cash during the administration of my estate, but in my Executor's discretion may sell only so much of my property as is necessary to obtain cash to pay taxes, debts and costs of the administration of my estate. After the payment of debts, taxes and costs, in the sole discretion of my Executor, my Executor is authorized to make distributions to devisees and legatees either in cash or in kind or a combination of each.

*Handwritten signature*

I. My Executor shall take all actions necessary to comply with any agreements made by me during my lifetime, including the consummation of any agreements relating to the stock of corporations in which I am a stockholder at the time of my death, and including the continuation of any partnership of which I may be a partner at the time of my death whenever the terms of any such agreement obligate my estate or my personal representatives to sell or continue my interest therein.

IN WITNESS WHEREOF, I have signed and declared this to be my Last Will and Testament on this the 16<sup>th</sup> day of September, 1985.

Harold W. Busching  
Harold W. Busching

This instrument was, on the day and year shown above, signed, published and declared by HAROLD W. BUSCHING to be his Last Will and Testament in our presence, and we have subscribed our names as witnesses in his presence and in the presence of each other.

Henry W. White of P.O. Box 338, Kosciusko, MS  
Witness Address

Robert H. Autry of P.O. Box 338, Kosciusko MS  
Witness Address

45.13



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 22 day of Dec, 1995, at 2:50 o'clock P.M., and was duly recorded on the December 22, 1995, Book No 28, Page 538

STEVE DUNCAN, CHANCERY CLERK BY [Signature] D C

THIS DATE  
DEC 22 1995  
STEVE DUNCAN  
CHANCERY CLERK  
BY [Signature]  
BOOK 28 PAGE 550

FIRST CODICIL TO  
LAST WILL AND TESTAMENT OF  
HAROLD W. BUSCHING

I, HAROLD W. BUSCHING, an adult resident citizen of Ridgeland, Madison County, Mississippi, being of sound and disposing mind and memory do hereby make, publish and declare this instrument of writing to be the First Codicil to the Last Will and Testament made by me on September 16, 1985.

I.

I hereby amend Items VII and VIII of my said Last Will and Testament to delete DEPOSIT GUARANTY NATIONAL BANK and appoint TRUSTMARK NATIONAL BANK, Jackson, Mississippi, as Trustee of the trusts created by those Items.

II.

Except as changed by the above provisions, I republish, reaffirm and readopt my said Last Will and Testament of September 16, 1985.

IN WITNESS WHEREOF, I have hereunto set my hand and seal to this the First Codicil to my Last Will and Testament of September 16, 1985, consisting of 1 page on the 19<sup>th</sup> day of December, 1991.

[Signature: Harold W. Busching]  
HAROLD W. BUSCHING

WITNESSES:

[Signature: Philip W. Hubbs]  
[Signature: James B. Stewart]

ATTESTATION

We, the undersigned, as subscribing witnesses, do hereby acknowledge and affirm that the foregoing written instrument was exhibited to us by HAROLD W. BUSCHING as the First Codicil to his Last Will and Testament, that he signed the same in our presence and in the presence of each of us, and that we, at his request, and in his presence and in the presence of each other, hereto affixed our signatures as subscribing witnesses thereto, this the 19<sup>th</sup> day of December, 1991.

[Signature: Philip W. Hubbs]  
[Signature: James B. Stewart]

PROOF OF CODICIL

BOOK 28 PAGE 558

STATE OF MISSISSIPPI

COUNTY OF Madison

We, Philip J. Hubbuch, Jr. and James B. Stuarz, Jr., on oath state that we are the subscribing witnesses to the attached written instrument dated the 19<sup>th</sup> day of December, 1991, which has been represented to us to be the First Codicil to the Last Will and Testament of HAROLD W. BUSCHING, who indicated to us that he is a resident of and has a fixed place of residence in the City of Ridgeland, County of Madison, State of Mississippi. On the execution date of the instrument, the Testator, in our presence and in the presence of each of us, signed the instrument at the end thereof and declared the instrument to be the First Codicil to his Will, and requested that we attest to the execution thereof; whereupon, in the presence of the Testator and in the presence of each other, each of us signed our respective names as attesting witnesses. At the time of the execution of the instrument, the Testator was over eighteen (18) years of age, and in our opinion was of sound mind, in full possession of his mental faculties, and acting without undue influence, fraud or restraint.

DATED this 19<sup>th</sup> day of December, 1991.

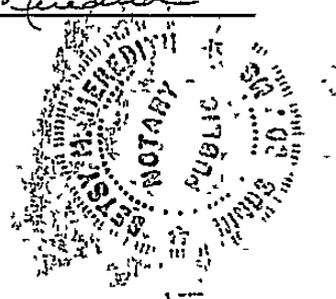
Philip J. Hubbuch, Jr.  
James B. Stuarz, Jr.

Subscribed and sworn to before me on this the 19<sup>th</sup> day of December, 1991.

Debra Lynn Medina  
NOTARY PUBLIC

My Commission Expires:

March 25, 1995



Page 2.



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 22 day of Dec, 1995, at - o'clock - M, and was duly recorded on the December 22, 1995, Book No 28, Page 558

STEVE DUNCAN, CHANCERY CLERK

BY W. Boregan DC

FILED

THIS DATE

DEC 22 1995

STEVE DUNCAN  
CHANCERY CLERK

BY Stacey Head

BOOK 28 PAGE 560

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

ESTATE OF HAROLD W. BUSCHING,  
DECEASED

No. 95-78c

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF Hinds

This date personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named George W. Hester, who being by me first duly sworn, according to law, says on oath:

1. That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Harold W. Busching, Deceased, who was personally known to the affiant, and whose signature is affixed to the Last Will and Testament, which is dated the 16th day of September, 1985.

2. That on the 16th day of September, 1985, Harold W. Busching signed, published and declared the instrument of writing as his Last Will and Testament, in the presence of this affiant and in the presence of Robert Autry, the other subscribing witness to the instrument.

3. That Harold W. Busching was then and there of sound and disposing mind and memory, and well above the age of eighteen (18) years.

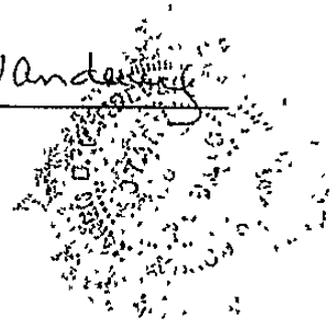
4. That this affiant, together with Robert Autry, subscribed and attested the instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of Harold W. Busching and in the presence of each other.

George W. Hester  
GEORGE W. HESTER

SWORN TO AND SUBSCRIBED before me, this the 14th day of December, 1995.

Karen B Vandenberg  
NOTARY PUBLIC

My Commission Expires:  
My Commission Expires September 28, 1998  
[SEAL]



Lauch M. Magruder, Jr. (#1830)  
BUTLER, SNOW, O'MARA, STEVENS & CANNADA, PLLC  
17th Floor, Deposit Guaranty Plaza  
Post Office Box 22567  
Jackson, Mississippi 39225-2567  
(601) 948-5711  
403\MD04380



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 22 day of Dec, 1995, at — o'clock — M, and was duly recorded on the December 22, 1995, Book No. 28, Page 500

STEVE DUNCAN, CHANCERY CLERK BY Karapuy DC

LAST WILL AND TESTAMENT  
OF  
MAUDINE FRAGAPANE

**FILED**  
THIS DATE  
JAN 03 1996  
SIEVE DU...  
CHANCERY CLERK  
BY *Karen Stepp*

#96-004

I, MAUDINE FRAGAPANE, an adult resident citizen of the Madison County, Mississippi, being of sound and disposing mind and memory, and being over the age of eighteen (18) years, do hereby make, publish, and declare this to be my Last Will and Testament, and I hereby revoke any and all other wills and codicils heretofore made by me.

ARTICLE I.

I direct my executors to pay my debts and funeral expenses, the expenses of my last illness, and the expenses of administering my estate.

ARTICLE II.

I hereby nominate and appoint my niece, Dorothy Blackledge, Executrix of this my Last Will and Testament, to serve without inventory, appraisal, bond or accounting to any court and to have all the powers during the administration of this estate that are given to trustees in the Uniform Trustees' Powers Act.

If my niece, Dorothy Blackledge, should fail to serve as Executrix for any reason whatsoever, then I appoint Roy Ward as the Alternate Executor of my estate, with all the powers given to trustees in the Uniform Trustees' Powers Act.

ARTICLE III.

I give all of my tangible property, in equal shares to my brothers, Amos McCarty and

Signed for Identification

Page 1 of 5 Pages

M.F. 1/20/94

Leo McCarty, and my nieces and nephews, Larry McCarty, Terry McCarty, Gilford Ray McCarty, Imogene Henderson, Ann Laura Jackson, Frances Buster, Carolyn Flowers, Peggy Roberts, Gail Long, Patsy King, Jennifer Runnels, Andy Minor, Denise Pinar, and Dorothy Blackledge.

I, MAUDINE FRAGAPANE, have signed this Will which consists of 5 pages on this the 20<sup>th</sup> day of January, 1998, in the presence of Linda P. Walsh and June W. Johnson, who attested it at my request.

Maudine Fragapane  
MAUDINE FRAGAPANE

The above and foregoing Will of MAUDINE FRAGAPANE was declared by her in our presence to be her Last Will and Testament and was signed in our presence; and at her request and in her presence, and in the presence of each other, was attested by us.

Linda P. Walsh  
WITNESS

107 Twilight Drive  
STREET ADDRESS

Clinton, MS 39056  
CITY AND STATE

Signed for Identification

Page 2 of 5 Pages

7-7-1/20/94

The above and foregoing Will of MAUDINE FRAGAPANE was declared by her in our presence to be her Last Will and Testament and was signed in our presence; and at her request and in her presence, and in the presence of each other, was attested by us.

*James W. Johnson*  
WITNESS

775 Woodlands Pkwy St 100  
STREET ADDRESS

Ridge land, MS 39157  
CITY AND STATE

STATE OF MISSISSIPPI

COUNTY OF Madison

Before me, the undersigned authority, on this day personally appeared MAUDINE FRAGAPANE, known to me to be the Testatrix, and *Linda Walsh*

\_\_\_\_\_ and *James W. Johnson*, known to me to be the Witnesses, respectively, whose names are signed to the attached or foregoing instrument, and all of these persons being by me first duly sworn, MAUDINE FRAGAPANE, the Testatrix, declared to me and to the Witnesses in my presence that the instrument is her Last Will and that she has willingly signed, and that she executed it as her free and voluntary act for the purposes therein expressed; and each of the Witnesses stated to me in the presence and

Signed for Identification

Page 3 of 5 Pages

70.7. 1/20/94

hearing of the Testatrix that he or she signed the Will as Witness and that to the best of his or her knowledge the Testatrix was 18 years of age or over, of sound mind and under no constraint or undue influence.

Each Witness further stated that he or she, upon the request and express direction of MAUDINE FRAGAPANE, the Testatrix herein, were the subscribing Witnesses to the foregoing instrument and that the same was duly signed by her on January 20, 199<sup>4</sup>. Further, MAUDINE FRAGAPANE declared said instrument to be her Last Will and Testament in the presence of said Witnesses, and said Witnesses did then and there sign as subscribing Witnesses to said Will upon the express request of MAUDINE FRAGAPANE and that all signatures thereto were affixed while in the presence of MAUDINE FRAGAPANE and in the presence of each other.

Maudine Fragapane  
MAUDINE FRAGAPANE

Linda P. Walsh  
WITNESS

James W. [Signature]  
WITNESS

Signed for Identification

Page 4 of 5 Pages

M.F. 1/20/94

Subscribed, sworn and acknowledged before me by MAUDINE FRAGAPANE, the Testatrix, by Linda Walsh and Joe W. Jones, Witnesses, on 20<sup>th</sup> January, 1993.

Beta H Miller  
NOTARY PUBLIC

My Commission Expires:  
5.5.95

Signed for Identification

Page 5 of 5 Pages

M.F. 1/20/94



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 3rd day of January, 1996, at 1:00 o'clock P M, and was duly recorded on the 3rd day of January, 1996, Book No. 28, Page 561

STEVE DUNCAN, CHANCERY CLERK

BY: Karen Fypp D C

FILED  
THIS DATE  
JAN 03 1996  
STEVE DUNCAN  
CHANCERY CLERK  
BY *[Signature]*

#96-004

FIRST CODICIL TO THE  
LAST WILL AND TESTAMENT

OF

MAUDINE FRAGAPANE

I, MAUDINE FRAGAPANE, a resident of Madison County, Mississippi, declare this to be the First Codicil to that certain Last Will and Testament executed by me on January 20, 1994, in Madison County, Mississippi.

WHEREAS, the purpose of this codicil is to clarify my wishes contained in Article III; and

WHEREAS, it is my desire that Dorothy Blackledge will have complete control of my estate and the distribution of my personal property is at her sole discretion; and

WHEREAS, if any of my named heirs wish to have any specific item out of my personal estate, then it is at the sole discretion of DOROTHY BLACKLEDGE as to whether that person shall receive the desired item of personalty. If there is any controversy among my heirs over my personalty, then it is my desire that my Executrix sell all the personalty and distribute the money, along with the other money, after all expenses are paid, to the heirs as named in Article III of my Last

Signed For Identification

*Maudine Fragapane*

Will and Testament dated January 20, 1994.

IN WITNESS WHEREOF, I sign, seal, publish and declare this instrument to be the First Codicil to the Last Will and Testament of MAUDINE FRAGAPANE dated November 22, 1995, in Ridgeland, Mississippi.

Maudine Fragapane  
MAUDINE FRAGAPANE  
Testatrix

The foregoing instrument, consisting of four (4) pages was signed, sealed, published and declared by MAUDINE FRAGAPANE, the Testatrix, to be her First Codicil to the Last Will and Testament of MAUDINE FRAGAPANE dated November 22, 1995, in our presence, and we, at her request and in her presence and in the presence of each other have hereunto subscribed our names as witnesses, this the 22nd day of November, 1995.

Jua Andrews  
WITNESS

219 Glenwood Dr.  
ADDRESS  
Madison, Ms 39110  
CITY, STATE, ZIP

Signed For Identification

Maudine Fragapane  
Page 2

Glenda Quarles  
WITNESS

109 Pine Knoll Dr. Apt. 359  
ADDRESS

Ridgeland, MS 39157  
CITY, STATE, ZIP

STATE OF MISSISSIPPI

COUNTY OF MADISON

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, Tina Andrews and Glenda Quarles respectively, whose names appear as subscribing witnesses to the foregoing and attached instrument of writing, who, after being duly sworn, state on oath that on the 22nd day of November, 1995, in their presence, MAUDINE FRAGAPANE signed her name thereto, and in their presence declared the same to be her First Codicil to the Last Will and Testament dated November 22, 1995; that at her request, in their presence, and in the presence of each other, the said affiants subscribed their names thereto as witnesses to its execution and publication; that MAUDINE FRAGAPANE was over the age

Signed For Identification

*Maudine Fragapane*

of twenty-one (21) years, and was of sound and disposing mind and memory at the time of execution of the First Codicil to the Last Will and Testament of MAUDINE FRAGAPANE dated November 22, 1995.

Ira Andrews

WITNESS

Glenda Quarles

WITNESS

SWORN TO AND SUBSCRIBED BEFORE ME, this the 22<sup>nd</sup> day of November, 1995.

Janine K. McDowell  
NOTARY PUBLIC

My Commission Expires:  
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
BY COMMISSION EXPIRES DATE 02, 1997  
BONDED THROUGH HESSE-MARSHALL, INC.



Signed For Identification

Maudine Fragapani

Page 4



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 3rd day of January, 1996, at 1 00 o'clock P.M., and was duly recorded on the 3rd day of January, 1996, Book No. 28, Page 567

STEVE DUNCAN, CHANCERY CLERK

BY: Karen Trupp DC

BOOK 28 PAGE 571

**FILED**  
THIS DATE

JAN 03 1996

STEVE DUNCAN  
CHANCERY CLERK

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

In The Matter Of The Estate Of  
MAUDINE FRAGAPANE, Deceased

CAUSE NO. 96004

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF MADISON

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, Fred W. Johnson, Jr., who, being by me first duly sworn, makes oath to the following:

1. That he was personally acquainted with Maudine Fragapane, late of Madison County, Mississippi; that the said Maudine Fragapane was a resident of and had a fixed place of residence in the City of Ridgeland, Madison County, Mississippi, at the time of her death;

2. That Affiant, in the presence of Linda P. Walsh, the other subscribing witness, and at the special request of Maudine Fragapane, deceased, did, on the 20th day of January, 1994, sign and subscribe an instrument of writing represented to be the Last Will and Testament of Maudine Fragapane, Deceased.

3. That said instrument was signed by Maudine Fragapane as Testatrix, and the said Testatrix declared in the presence of the Affiant and in the presence of Linda P. Walsh, the other subscribing witness, that this instrument was the Last Will and Testament of said Testatrix; and Fred W. Johnson, Jr. signed and subscribed the

said instrument as one of the attesting witnesses thereto, both of the witnesses signing the said Will in the presence of the Testatrix and in the presence of each other. At the time of the attestation and signing of said instrument, the said Maudine Fragapane was above the age of eighteen (18) years, was then of sound and disposing mind and memory, and in full possession of all of her mental faculties

4. This Affidavit is executed by this Affiant in proof of said Will, and for the purpose of probating the same in the Chancery Court for Madison County, Mississippi.

Further, Affiant sayeth not.

*Fred W. Johnson, Jr.*  
FRED W. JOHNSON, JR.

SWORN TO AND SUBSCRIBED BEFORE ME, this the 2<sup>nd</sup> day of January, 1996.

*Glenda Barber*  
NOTARY PUBLIC

My Commission Expires:  
My Commission Expires July 21, 1996



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 3<sup>rd</sup> day of January, 1996, at 1:00 o'clock P. M., and was duly recorded on the 3<sup>rd</sup> day of January, 1996, Book No. 28, Page 571

STEVE DUNCAN, CHANCERY CLERK

BY: *Keren Hipp* D.C.



BOOK 28 PAGE 573

**FILED**  
THIS DATE  
JAN 03 1996  
JEFF DUNCAN  
CHANCERY CLERK  
MISSISSIPPI

IN THE CHANCERY COURT OF MADISON COUNTY BY

In The Matter Of The Estate Of  
MAUDINE FRAGAPANE, Deceased

CAUSE NO. 96-004

**AFFIDAVIT OF SUBSCRIBING WITNESS  
TO CODICIL TO THE LAST WILL AND TESTAMENT**

STATE OF MISSISSIPPI

COUNTY OF MADISON

PERSONALLY CAME AND APPEARED BEFORE ME, the under-  
signed authority in and for the jurisdiction aforesaid, Glenda Quarles, who, being by  
me first duly sworn, makes oath to the following:

1. That she was personally acquainted with Maudine Fragapane, late  
of Madison County, Mississippi; that the said Maudine Fragapane was a resident of  
and had a fixed place of residence in the City of Ridgeland, Madison County,  
Mississippi, at the time of her death;

2. That Affiant, in the presence of Tina Andrews, the other subscribing  
witness, and at the special request of Maudine Fragapane, deceased, did, on the 22nd  
day of November, 1995, sign and subscribe an instrument of writing represented to  
be the Codicil to the Last Will and Testament of Maudine Fragapane, Deceased.

3. That said instrument was signed by Maudine Fragapane as Testatrix,  
and the said Testatrix declared in the presence of the Affiant and in the presence of  
Tina Andrews, the other subscribing witness, that this instrument was the Codicil to  
the Last Will and Testament of said Testatrix; and Glenda Quarles signed and

subscribed the said instrument as one of the attesting witnesses thereto, both of the witnesses signing the said Codicil to the Last Will and Testament in the presence of the Testatrix and in the presence of each other. At the time of the attestation and signing of said instrument, the said Maudine Fragapane was above the age of eighteen (18) years, was then of sound and disposing mind and memory, and in full possession of all of her mental faculties.

4. This Affidavit is executed by this Affiant in proof of said Codicil to the Last Will and Testament of Maudine Fragapane, and for the purpose of probating the same in the Chancery Court for Madison County, Mississippi.

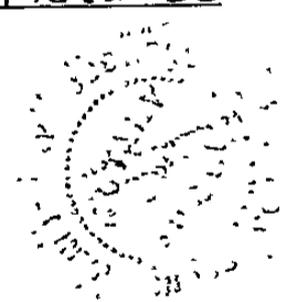
Further, Affiant sayeth not.

Glenda Quarles  
GLENDA QUARLES

SWORN TO AND SUBSCRIBED BEFORE ME, this the 3<sup>rd</sup> day of January, 1996.

Janine Kay McDowell  
NOTARY PUBLIC

My Commission Expires:  
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES FEB 22, 1997  
ELECTED THIS YEAR, 1996/1997



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 3<sup>rd</sup> day of January, 1996, at 1:00 o'clock P. M., and was duly recorded on the 3<sup>rd</sup> day of January, 1996, Book No 28, Page 573.

STEVE DUNCAN, CHANCERY CLERK

BY Karen Jupp DC



FILED

BOOK 28 PAGE 575

JAN 23 1996

STATE OF MISSISSIPPI

COUNTY OF GEORGE

AT 2:50 O'CLOCK P. M.  
STEVE DUNCAN, CHANCERY CLERKBy: *Karen Jupp, Sec*LAST WILL AND TESTAMENT OF CAMILLE ELIZABETH COVINGTON FREEMAN

KNOW ALL MEN BY THESE PRESENTS that I, CAMILLE ELIZABETH COVINGTON FREEMAN, of Lucedale, George County, Mississippi, being over the age of twenty-one years and of sound and disposing mind and memory, do make, declare and publish this to be my last will and testament, hereby revoking all wills and codicils by me heretofore made.

1. It is my will that all of my just debts, funeral expenses, doctor, hospital and medical bills be fully paid and that my executor hereinafter named provide at the expense of my estate and erect a suitable monument to perpetuate my memory in the minds of my family and friends.

2. I give, devise and bequeath all of the rest and residue of my estate, real, personal and mixed, whatsoever and wheresoever located unto my beloved husband, WILLIAM THOMAS FREEMAN, if he be living at the time of my death, but, in the event, he shall predecease me, then in that event, all of the rest and residue of my estate, after payment of all of my just debts and funeral expense and the cost of a marker or monument at my grave, I give, devise, and bequeath unto my beloved daughter: CHARLOTTE ELIZABETH FREEMAN SCRUGGS, all of my real property and personal property of whatsoever kind and nature and wheresoever located.

3. I hereby appoint my beloved husband, WILLIAM THOMAS FREEMAN, executor of this my last will and testament and direct that he be not required to put up bond, nor to cause an inventory to be made of same. However, should the said WILLIAM THOMAS FREEMAN, predecease me then, in that event, I hereby appoint my beloved daughter, CHARLOTTE ELIZABETH FREEMAN SCRUGGS, as executrix of this my last will and testament, and would direct that she be not required to put up bond, nor to cause an inventory to be

*Camille Elizabeth Covington Freeman*  
CAMILLE ELIZABETH COVINGTON FREEMAN

WITNESSES:

*Francis C. Taylor*  
*J. M. Murphy*

made.

IN WITNESS WHEREOF, I have signed and published this to be my last will and testament on this the 3rd day of ~~August~~ <sup>September</sup>, 1991.

*Camille Elizabeth Covington Freeman*  
CAMILLE ELIZABETH COVINGTON FREEMAN

WITNESSES:

*Francis C. Taylor*  
*L. M. Murphy*

The foregoing instrument, consisting of two pages, was on this the 3rd day of ~~August~~ <sup>September</sup>, A.D., 1991, subscribed on each page and at the end thereof by CAMILLE ELIZABETH COVINGTON FREEMAN, above named testatrix and by her signed, published, and declared to be her last will and testament, in the presence of us, and each of us, who thereupon, at her request, in her presence, and in the presence of each other, have hereunto subscribed our names as attesting witnesses thereto.

*Francis C. Taylor* - P.O. Box 204, Lumberton, MS 39452  
*L. M. Murphy* - P.O. Box 35, Lumberton, MS 39452

STATE OF MISSISSIPPI  
County of George

I, Jerry Ray Harvey, Clerk of the Chancery Court, in and for said county and state, do hereby certify, that the foregoing is a true and correct copy of an instrument, as the same appears of record and on file in my office in my care and custody

Given under my hand and seal of office, this 10th day of January, 1996

Jerry R. Harvey Chancery Clerk

By Rene Rogers D.C.



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 23rd day of January, 1996 at 2:50 o'clock P. M., and was duly recorded on the 23rd day of January, 1996, Book No 28, Page 1

STEVE DUNCAN, CHANCERY CLERK

By: Karen Trupp

LAST WILL AND TESTAMENT

OF

LILY M. THOMAS

#96-037

**FILED**  
 THIS DATE  
 9:40 A.M.  
 JAN 24 1996  
 STEVE DUNCAN  
 CHANCERY CLERK  
 BY *Karen Hupp*

I, Lily M. Thomas, an adult resident citizen of Madison County, Mississippi, being above the age of twenty-one years and of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any previous Wills and/or Codicils heretofore made by me.

ITEM I.

I hereby appoint, nominate and constitute my sister, Ruth Chamblee, as my Executrix of this my Last Will and Testament and if she be unable or unwilling to so serve, then I appoint, nominate and constitute my friend, Calvin Greenwaldt, as my Executor, and in either event I waive all bond, inventory, appraisal and accounting, insofar as I am legally entitled to waive same.

ITEM II.

I hereby direct my Executrix to pay my funeral expenses and all of my just debts which may be probated, registered and allowed against my estate as soon as may be conveniently done.

ITEM III.

I give, devise and bequeath all of my property, of whatsoever kind or character and wheresoever situated, to my sister, Ruth Chamblee.

ITEM IV.

In the event that my said sister does not survive me, then I give, devise and bequeath all of my property of whatsoever kind or character and wheresoever situated, to my nieces, Judy Truesdale Hobson, Kaye Truesdale, Janelle Gober, and my nephew, Thomas McKay, share and share alike, per stirpes.

IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament on this the 31<sup>st</sup> day of January, 1995.

*Lily M Thomas*  
 \_\_\_\_\_  
 LILY M THOMAS

This instrument was, on the day and year shown above, signed,

published and declared by LILY M. THOMAS, to be her Last Will and Testament in our presence and we, at her request, have subscribed our names hereto as witnesses in her presence and in the presence of each other.

WITNESS: Thomas M. Miller WITNESS: Amber Y. Herring  
 ADDRESS: P.O. Box 1247 ADDRESS: 920 Park Lane  
Madison, MS 39130 Jackson MS 39211



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 24 day of January, 1996 at 9:40 o'clock A. M., and was duly recorded on the 24th day of January, 1996, Book No. 28, Page 578.

STEVE DUNCAN, CHANCERY CLERK

BY: Karen Fupis D.C.

FILED  
THIS DATE  
JAN 24 1996  
STEVE DUNCAN  
CHANCERY CLERK  
BY *Karen Supp*  
NO. 90-037

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE WILL AND ESTATE  
OF LILY M. THOMAS, DECEASED

AFFIDAVIT

STATE OF MISSISSIPPI

COUNTY OF MADISON

This date personally appeared before me, the undersigned authority at law in and for the state and county aforesaid, the within named THOMAS M. MILAM, P. O. Box 1247, Madison, MS 39130, who being by me first duly sworn according to law, says on oath:

(1) That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Lily M. Thomas, deceased, who was known to the affiant, and whose signature is affixed to the Last Will and Testament, dated the 31st of January, 1995, a true and correct copy of which is attached hereto as an Exhibit.

(2) That on the 31st day of January, 1995, the said Lily M. Thomas, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of Amber L. Heriard, the other subscribing witness to the instrument.

(3) That Lily M. Thomas was then and there of sound and disposing mind and memory, and above the age of twenty-one (21) years.

EXHIBIT "B"

(4) That this affiant, together with said Amber L. Heriard, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the present of said Lily M. Thomas, and in the presence of each other.

*Thomas M Milam*  
THOMAS M. MILAM

STATE OF MISSISSIPPI  
COUNTY OF MADISON

SWORN TO AND SUBSCRIBED before me, this the 23<sup>rd</sup> day of January, 1996.

*Jaymie E. Mayberry*  
NOTARY PUBLIC

My Commission Expires:  
3/23/99

SUBMITTED BY:  
THOMAS M. MILAM, Esq.  
MSB # 3264  
P. O. Box 1247  
Madison, MS 39130-1247  
(601) 853-1268

chamblee\affidavit



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 24 day of January, 1996, at 9:40 o'clock A. M., and was duly recorded on the 24<sup>th</sup> day of January, 1996, Book No. 28, Page 579

STEVE DUNCAN, CHANCERY CLERK BY: *Karen Jupp* D.C.

#96-036

LAST WILL AND TESTAMENT

<b>FILED</b>
THIS DATE
9:45 A.M.
JAN 24 1996
STEVE DUNCAN
CHANCERY CLERK
BY <i>[Signature]</i>

I, ROSIE LEE JEFFERSON, presently residing in Madison County, Mississippi, being of sound and disposing mind and memory and over the age of twenty-one years, do hereby make, declare and publish the following as my Last Will and Testament, hereby revoking all other wills and codicils that I have heretofore made.

CLAUSE I

I give, bequeath, and devise all of my estate and property, real and personal, and of whatsoever nature and kind and wheresoever located, that I may own at the time of my death unto my husband, Ollie Jefferson, if he shall survive me.

CLAUSE II

In the event that my said husband, Ollie Jefferson, should predecease me, then in such event I give, bequeath, and devise my estate and property as follows, to-wit:

(1) I give and devise to my son, Robert Lee Jefferson, all of my right, title, and interest in and to that parcel of land described in and conveyed by that deed executed by Ollie Jones to Ollie Jefferson, dated August 21, 1945, recorded in Land Record Book 30 at Page 518 thereof in the Chancery Clerk's Office for Madison County, Mississippi.

(2) I give and devise to my daughter, Eloise Jefferson Walls, and my son, James Edward Jefferson, share and share alike, all of my right, title, and interest in and to that parcel of land described in and conveyed by that deed executed by Ollie Jones to Ollie Jefferson and Rosie Lee Jefferson, dated August 12, 1946, recorded in Land Record Book 54 at Page 225 thereof in the Chancery Clerk's Office for Madison County, Mississippi.

(3) I give and devise to my daughter, Eloise Jefferson Walls, all of my right, title and interest in and to that parcel of land described in and conveyed by Pilgrim Rest Baptist Church of Madison, Mississippi, to Ollie Jefferson and Rosie Jefferson by deed dated

Last Will and Testament of Rosie Lee Jefferson - Page 2

December 2, 1967, recorded in Land Record Book 109 at Page 282 thereof in the Chancery Clerk's Office for Madison County, Mississippi.

(4) I give, bequeath, and devise all the balance, remainder, and residue of my estate and property, real and personal, and of whatsoever nature and kind and wheresoever located equally unto my children, Robert Lee Jefferson, Eloise Jefferson Walls, and James Edward Jefferson.

CLAUSE III

Should my said husband survive me, then I name, constitute, and appoint my husband, Ollie Jefferson, as my executor under this Will, but should he predecease me, or otherwise decline, refuse, or be unable to act in said capacity, then I name, constitute, and appoint Robert Lee Jefferson as executor hereunder. I direct that my executor hereunder as named above be relieved of making bond or accounting to any court.

IN WITNESS WHEREOF, I have hereunto subscribed my name, this the 18th day of April, 1983.

Witness:  
R. H. Powell  
Gene E. Levy

Rosie Lee Jefferson  
Rosie Lee Jefferson

The foregoing instrument was, on the date shown above, signed published, and declared by ROSIE LEE JEFFERSON to be her Last Will and Testament in our presence, and we, at her request, have subscribed our names hereto as witnesses in her presence and in the presence of each other.

R. H. Powell  
Gene E. Levy  
WITNESSES



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 24th day, of January, 1996, at 9:45 o'clock A. M., and was duly recorded on the 24th day of January, 1996, Book No 28, Page 551

STEVE DUNCAN, CHANCERY CLERK

BY: Karen Supp DC

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE WILL AND ESTATE  
OF ROSIE LEE JEFFERSON, DECEASED

NO. 96-036

AFFIDAVIT

<p><b>FILED</b> THIS DATE JAN 24 1996 STEVE DUNCAN CHANCERY CLERK BY <i>Karen Supp</i></p>
--

STATE OF MISSISSIPPI  
COUNTY OF MADISON

This date personally appeared before me, the undersigned authority at law in and for the state and county aforesaid, the within named IMOGENE E. LEVY, 735 East Kathy Circle, Canton, MS 39046, who being by me first duly sworn according to law, says on oath:

(1) That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Rosie Lee Jefferson, deceased, who was known to the affiant, and whose signature is affixed to the Last Will and Testament, dated the 18th of April, 1983, a true and correct copy of which is attached hereto as an Exhibit.

(2) That on the 18th day of April, 1983, the said Rosie Lee Jefferson, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of R. H. Powell, Jr., the other subscribing witness to the instrument.

EXHIBIT "B"

(3) That Rosie Lee Jefferson was then and there of sound and disposing mind and memory, and above the age of twenty-one (21) years.

(4) That this affiant, together with said R. H. Powell, Jr., subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the present of said Rosie Lee Jefferson, and in the presence of each other.

Imogene E. Levy  
IMOGENE E. LEVY

STATE OF MISSISSIPPI

COUNTY OF MADISON

SWORN TO AND SUBSCRIBED before me, this the 18<sup>th</sup> day of January, 1996.

Jarvis M. Ammerick  
NOTARY PUBLIC

My Commission Expires:

January 2, 1999

SUBMITTED BY:  
THOMAS M. MILAM, Esq.  
MSB # 3264  
P. O. Box 1247  
Madison, MS 39130-1247  
(601) 853-1268

jefferson\affidavit



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 24 day of January, 1996, at 9:45 o'clock A. M., and was duly recorded on the 24th day of January, 1996, Book No. 28, Page 583

STEVE DUNCAN, CHANCERY CLERK

BY: Karen Trupp D.C

JAN 24 1996

AFFIDAVIT OF HEIRSHIP/SUCCESSOR  
(RCW 11.62.010)

THURSTON COUNTY  
OLYMPIA, WA  
08/25/95 12:28 PM  
REQUEST OF: DITLEYSON  
Sam S. Peed, AUDITOR  
BY: TEFRA, DEPUTY  
\$15.00 AFF  
Vol: 2447 Page: 367  
File No: 9508290107

AT 4:10 O'CLOCK P M  
STEVE DUNCAN, CHANCERY CLERK  
By: Stacy Hill, D.C.

ESTATE OF MAY MILLER

STATE OF WASHINGTON )  
County of Thurston ) ss.

MERTIS JORGENSEN, being first duly sworn, on oath, deposes and says:

1. I reside at 1511 West 6th, Olympia, Washington, and I am one of the surviving children of MAY MILLER.

2. This Affidavit is for the purpose of supplying information for record pertaining to the Estate of MAY MILLER. It is intended that the statements set forth herein shall be considered representations of fact which may be relied upon by all parties dealing with the claimed property subject to probate as described on Exhibit "A" attached hereto and by this reference made apart hereof.

3. MAY MILLER died on July 22, 1995 in Olympia, Thurston County, Washington. A certified copy of her Certificate of Death is attached hereto and by this reference incorporated herein. At the time of her death, MAY MILLER was a resident and domiciliary of Thurston County, State of Washington.

4. MAY MILLER died testate. The value of decedent's entire estate subject to probate does not exceed Sixty Thousand Dollars (\$60,000.00).

5. The children and proper successors to the estate of the decedent are as follows:

- |  |   |
|--|---|
| Mertis Jorgensen<br>1511 West 6th sw<br>Olympia, Wa. 98512 | Myrtleene Sivak<br>2121 Prince George Drive<br>Gautier MS 39553 |
| Esmond Holliman<br>PO Box 83<br>Pembroke KY 42266          |   |

6. Pursuant to paragraphs FOURTH and FIFTH of the Will of MAY MILLER and RCW 11.04.015(2)(a), all such property is to descend, and be distributed to the children of the decedent. A

ORIGINAL

DITLEYSON BOHNGERS & HANDLY P.S.  
ATTORNEYS AT LAW  
JANUARY 1995  
OLYMPIA WASHINGTON  
REGISTRATION NO. 061027801

true and correct copy of her last Will and Testament is attached hereto and by this reference incorporated herein.

7. Forty days have elapsed since the death of the decedent and no application or petition for the appointment of a personal representative is pending or has been granted in any jurisdiction.

8. All obligations of the decedent owing at the date of death of decedent have been paid in full.

9. All known successors to the estate of MAY MILLER have received written notice identifying the property claimed by each named successor to the estate as indicated on Exhibit "A" attached hereto and at least ten days have elapsed since the mailing of such notice.

10. Pursuant to RCW 11.62.010(3), MERTIS JORGENSEN, individually and on behalf and with written authority of the aforementioned successors listed in paragraph 5 of this affidavit, is entitled to full payment or delivery of the property claimed. In the alternative, the undersigned is entitled to transfer the property claimed on behalf of the successors directly to said successors pursuant to paragraphs FOURTH and FIFTH of the Will of MAY MILLER.

DATED on this 27th day of August, 1995

Mertis Jorgensen  
MERTIS JORGENSEN

SUBSCRIBED AND SWORN to before me on this 27th day of August, 1995 by Mertis Jorgensen.

Debrae Goungablood  
Notary Public in and for the State  
of Washington, residing at Olympia  
My commission expires: 3/24/97

Vol. 2447 Page: 368  
File No: 9508290107

- (A) Automobile is bequested to MERTIS JORGENSEN.
- (B) Oil Company Leases are bequested to MERTIS JORGENSEN and MYRTLENE SIVAK, in equal shares.
- (C) Mobile Home, including furniture, located at 1111 Archwood Drive S.W., Olympia, Thurston County Washington is bequested to MYRTLENE SIVAK and ESMOND HOLLIMAN, in equal shares.
- (D) All the rest, residue and remainder of the property of the estate of May Miller is bequested to MERTIS JORGENSEN, MYRTLENE SIVAK and ESMOND HOLLIMAN, in equal shares.

Vol. 2447 Page: 369  
File No: 3503290107

DILLON ROGERS & HANBY PS  
ATTORNEYS AT LAW  
104 DEARBORN ST. N.E.  
OLYMPIA, WASHINGTON 98501  
PHONE 343-1111 FAX 343-1111

STATE OF WASHINGTON DEPARTMENT OF HEALTH

OFFICE USE ONLY

TYPE OR PRINT IN PERMANENT INK OR BOLD  
0842 LOCAL FILE NUMBER



Attachment 146 STATE FILE NUMBER

CERTIFICATE OF DEATH

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1 NAME MAY D. MILLER	2 SEX (M/F) Female	3 DEATH DATE (MM Day Y) July 22, 1995
4 AGE LAST BIRTHDAY 90	5 UNDER 1 YEAR YES	6 UNDER 1 DAY HOURS
7 BIRTH DATE (MM Day Y) 3/17/1905	8 BIRTH PLACE Richton, Miss.	9 WAS OFFICER EVER IN U.S. ARMED FORCES? (Yes/No) No
10 COUNTY OF DEATH Thurston	11 CITY/TOWN OR LOCATION OF DEATH Olympia	12 PLACE OF DEATH (SEE INSTRUCTIONS) Capital Medical Center
13 MARRITAL STATUS Widowed	14 TYPE OF MARRIAGE (If with previous name) ---	15 SOCIAL SECURITY NO. 424-03-9232
16 OCCUPATION (Do not use "Retired") Dietician	17 KIND OF BUSINESS OR INDUSTRY Health Care	18 DECTOR'S REGISTRATION (Specify only highest grade) 12
19 RESIDENCE (NUMBER AND STREET) 1111 Archwood Dr. #392	20 CITY/TOWN OR LOCATION Olympia	21 RACE (Specify) White
22 FATHER'S NAME (Last, Middle, First) Hecage Meadows	23 MOTHER'S NAME (Last, Middle, First) Spicie Ann Bazon	24 STATE WA
25 DATE OF BURIAL 7/25/1995	26 NAME OF CEMETERY Olympic Memorial Gardens	27 LOCATION (CITY/TOWN STATE) Tumwater, Washington
28 SIGNATURE OF PHYSICIAN Gregory Blarbauer	29 NAME OF FACILITY Olympic Funeral Home	30 ADDRESS OF FACILITY 5725 Littlerock Rd., S.W. Tumwater, WA 98512
31 TO THE BEST OF MY KNOWLEDGE, DEATH OCCURRED AT THE TIME, DATE AND PLACE AND WAS DUE TO THE CAUSE(S) STATED	32 ON THE BASIS OF EXAMINATION AND/OR INVESTIGATION IN MY OPINION DEATH OCCURRED AT THE TIME, DATE AND PLACE AND WAS DUE TO THE CAUSE(S) STATED	33 SIGNATURE AND TITLE
34 DATE OF DEATH 7/24/95	35 HOUR OF DEATH (24 HRS) 1345	36 DATE SIGNED (MM Day Y) 7/24/95
37 NAME AND TITLE OF ATTENDING PHYSICIAN OR OTHER THAN PHYSICIAN (Type in Print) Gregory Blarbauer 403-B Black Hills Lane Olympia, WA 98502	38 HOURS FROM ONSET OF DEATH	39 HOURS FROM ONSET OF DEATH
40 NAME AND ADDRESS OF CERTIFIER (Print in Full) Gregory Blarbauer 403-B Black Hills Lane Olympia, WA 98502	41 INTERVAL BETWEEN ONSET AND DEATH 6 hours	42 INTERVAL BETWEEN ONSET AND DEATH 5 yrs
43 ENTER THE DISEASE, INJURY, OR COMPLICATION WHICH CAUSED THE DEATH	44 OTHER DISEASES, INJURIES, OR COMPLICATIONS (List all that were present in the patient's medical history)	45 INTERVAL BETWEEN ONSET AND DEATH
46 IMMEDIATE CAUSE OF DEATH (List in order of causality) A Myocardial infarction	47 DUE TO OR AS A CONSEQUENCE OF	48 INTERVAL BETWEEN ONSET AND DEATH
49 DO NOT ENTER THE MODE OF DEATH, SUCH AS CARDS OR RESPIRATORY ARREST, SHOCK OR HEART FAILURE, UNLESS ONLY ONE CAUSE OR FACILITATOR	50 DUE TO OR AS A CONSEQUENCE OF	49 INTERVAL BETWEEN ONSET AND DEATH
51 UNDERLYING CAUSE (List in order of causality)	52 DUE TO OR AS A CONSEQUENCE OF	50 INTERVAL BETWEEN ONSET AND DEATH
53 OTHER DISEASES, INJURIES, OR COMPLICATIONS (List all that were present in the patient's medical history)	54 AIDED BY (Yes/No) No	55 WAS CARE RECEIVED IN MEDICAL FACILITY (Yes/No) No
56 DATE OF DEATH (MM Day Y) 7/22/95	57 SIGNATURE AND TITLE OF PHYSICIAN J. M. MSPH	58 SIGNATURE AND TITLE OF PHYSICIAN J. M. MSPH
59 FILE NO. (SEE INSTRUCTIONS)	60 FILE NO. (SEE INSTRUCTIONS)	61 FILE NO. (SEE INSTRUCTIONS)
62 SIGNATURE AND TITLE OF PHYSICIAN	63 SIGNATURE AND TITLE OF PHYSICIAN	64 SIGNATURE AND TITLE OF PHYSICIAN
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File No: 2447 Case: 378 File No: 3508290107

JUL 26 1995

**USE BELOW FOR REQUESTING OFFICIAL CHANGES ONLY**

ANY CHANGES MADE BELOW VOID THIS CERTIFICATE, A NEW CERTIFICATE MUST BE ISSUED TO VALIDATE CHANGES

THE RECORD IS INCORRECT OR INCOMPLETE AS FOLLOWS	
THE RECORD NOW SHOWS	THE TRUE FACT IS

I REPRESENT THE PERSON AS (E.G. SELF, PARENT, GUARDIAN, ETC) SPECIFY \_\_\_\_\_

PHONE NUMBER \_\_\_\_\_

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FORGOING IS TRUE AND CORRECT

SIGNATURE	DATE	ADDRESS
-----------	------	---------

All vital records are registered as received. Changes must be made by affidavit. An item may be changed by affidavit only once. Subsequent changes must be made by court order.

**Birth Records**

1. Only a parent, legal guardian or the adult (18 or older) may change the birth certificate.
2. All changes must be established by documentary proof submitted with the affidavit.
3. The proof(s) must match exactly the asserted true fact(s). For example, if the affidavit says the name is Mary Ann Doe, then the proof must show the name to be Mary Ann Doe, Mary A. Doe or M.A. Doe does not prove the name is Mary Ann Doe.
4. The proof(s) for names must be five (or more) years old, while proof(s) for dates, places, or ages must have been established within five years of birth.
5. Examples of acceptable documents of proof:
 

Baptismal Certificate	Marriage Record	School Record
U.S. Census Record	Medical Record	Voter's Registration Card
Hospital Records	Military Record	(if it bears an effective date)
Insurance Records	Your Child's Birth Record	
6. Surname changes require a certified copy of a court ordered name change, except that minor spelling changes may be made with an affidavit and documentary proof.
7. Parents may change their child's given name with only their signature and the child's 18th birthday.

**Death Certificate**

1. Only the informant, the funeral director or executors/administrators (if evidence confirming such position is presented) may change the non-medical information.
2. The medical information (cause of death) may be changed only by the attending physician or the coroner/medical examiner.
3. Routine changes will normally be made only during the first year after death. Other changes will be made only for legally important reasons (typo, etc.) and must be approved by the State Registrar.

**Marriage Dissolution (Divorce) Certificates**

1. Personal fact (minor spelling changes in name, date, or place of birth or residence) may be changed by affidavit plus proof by the person. See description of proofs in births above.
2. To change the date or place of marriage or dissolution, the officiant (marriage) or clerk of court (dissolution) must sign the affidavit.

Please send the proofs and this form's certificate to:

Alaska Corrections  
Center for Health Statistics  
1112 Quince Street, South  
PO Box 610  
Olympia, WA 98512-0700

**C E R T I F I E D**

*Diana T. Yu*  
DR. DIANA T. YU, MD, MSPH HEALTH OFFICER/REGISTRAR

JUL 27 1995  
THURSTON COUNTY  
HEALTH DEPARTMENT  
OLYMPIA, WASHINGTON

CC270599

Vol: 2447 Page: 371  
File No: 9508290107

Attachment

BOOK 28 PAGE 500

LAST WILL AND TESTAMENT  
OF  
MAY D. MILLER

I, MAY D. MILLER, a resident of Olympia, Thurston County, Washington, declare that this is my Will.

FIRST: I declare that I am not married.

I further declare that I have three (3) children, namely, my daughter MERTIS JORGENSEN of Olympia, Washington; my daughter, MYRTLENE SIVAK, of Billings, Montana; and my son, ESMOND HOLLIMAN of Pembroke, Kentucky.

As used in this Will, the terms "my child" and "my children" shall be construed to include the above-named children.

SECOND: I revoke all Wills and Codicils previously made by me.

THIRD: I direct that all my just debts, expenses of any last illness, and funeral expenses be paid promptly; provided however, that this direction shall not authorize any creditor to require payment of any debt or obligation prior to its normal maturity in due course. The direction contained in this paragraph applies, but its application is not limited to, payment of any and all estate, inheritance, legacy, succession or transfer taxes, or interest or penalties thereon, with respect to all property taxable by reason of my death, whether or not such property passes under this Will, whether or not the same would otherwise be payable by my estate or by a recipient of any such property. Any payments hereunder made shall be treated as expenses of administration, and shall be paid first out of the assets which otherwise would be a part of my residuary estate to the full extent thereof with no right of reimbursement from my devisees or legatees or account of any property devised or bequeathed to them or on account of any

Page - 1  
7/23/73 M.D.M.

COPY

DITLEVSON RODGERS & HANNEY, P.S.  
ATTORNEYS AT LAW  
111 EAST 11TH AVE  
SEASIDE, WASHINGTON 98138  
206-322-8111

Vol. 2447 Page: 372  
File No. 2508290107

property passing to them outside this Will.

FOURTH: I make the following special bequests:

(A) I give my automobile to MERTIS JORGENSEN;

(B) I give all of my oil company leases to MERTIS JORGENSEN and MYRTLENE SIVAK, in equal shares;

(C) I give my mobile home, including its furniture, located at 111 Archwood Drive S.W., Olympia, Thurston County, Washington, to MYRTLENE SIVAK and ESMOND HOLLIMAN, in equal shares.

FIFTH: I give, devise and bequeath all the rest, residue and remainder of my property and estate, of every kind, character and description and wheresoever situated, together with all property over which I may have power of testamentary disposition at the time of my death pursuant to power of appointment, to my children named in Paragraph FIRST above, in equal shares.

SIXTH: If any of my children predecease me, that child's share of my estate I give to that child's issue, my grandchildren, if any, in equal shares, provided that if there be no such grandchildren then living, said share shall be given to my then living child.

If my children and their issue all predecease me, I wish my estate to be divided as provided by law as if I had died intestate.

SEVENTH: Except as provided in this Will, I have intentionally omitted to provide herein for any of my heirs living at the date of my death. If any beneficiary under this Will in any manner contests or attacks this Will or any of its provisions, any share or interest in my estate given to that contesting beneficiary under this Will is revoked and shall be disposed of in the same manner provided herein as if that contesting beneficiary had predeceased me.

EIGHTH: I nominate my daughter, MERTIS JORGENSEN, as Executrix of this Will, to serve without bond. In the event MERTIS JORGENSEN predeceases me or is unable to act for any reason

8/29/57 m a m



3. I believe the Testatrix to be of sound mind, and in so declaring and signing, she was not acting under any duress, menace, fraud or undue influence.

4. The other witness and I in the presence of the Testatrix and of each other now affix our signatures as witnesses to the Will and make this affidavit.

Paula Howell

Jill L. Wolf

SIGNED AND SWORN to before me this 23 day of August, 1993 by Paula Howell and Jill Wolf.

J. Craig Collins  
Notary Public in and for the State of Washington, residing at Olympia.  
My commission expires 2-20-93.

Vol. 2447 Page: 375  
File No: 9508290107

Page - 4  
8/23/93 m B'm

DITLEVSON, RODGERS & HANBEY, P S  
ATTORNEYS AT LAW  
114 EAST LEGION WAY  
OLYMPIA WASHINGTON 98501  
360.355.4311

WASHINGTON } S.S.  
County of Thurston

I, Sam S. Reed, County Auditor of Thurston County, State of Washington, do hereby certify that the foregoing true and correct copy of

Affidavit AF# 9508290107

as the same appears of record in my office IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of Dec., A.D. 95

By Heather Gray Sam S. Reed, County Auditor Dep.



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 24 day of January, 1996, at 4:10 o'clock P.M., and was duly recorded on the January 24, 1996, Book No 28, Page 555

STEVE DUNCAN, CHANCERY CLERK BY: Stacey Hill CC

31-278

FILED  
THIS DATE  
FEB 2 11 392  
BILLY V. COOPER  
CHANCERY CLERK  
BY *Carroll Dickson*

# Last Will and Testament

OF

EUGENE S. COLEMAN

I, EUGENE S. COLEMAN, being over the age of eighteen (18) years and of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby expressly revoking all former wills and codicils made by me at any time heretofore.

I.

I hereby appoint my son, EUGENE S. COLEMAN, JR., as Executor of this my Last Will and Testament, and it is my desire that my Executor shall have full and complete power and authority to do and to perform any act deemed by him to be in the best interest of my estate. Should EUGENE S. COLEMAN, JR., be unwilling or unable to serve, I hereby appoint DARNELL K. COLEMAN, SR., as Executor. I hereby direct that no bond be required of the Executor and I further waive the necessity of having a formal appraisal made of my estate and I further waive the necessity of an accounting.

II.

I hereby give, devise and bequeath unto my wife, ANNIE MAE COLEMAN, all real property owned by me in Madison County, Mississippi, for her life, the said ANNIE MAE COLEMAN having a life estate in said real estate for the period of her life and at her death said property shall pass as follows:

- (a) Undivided one-fourth interest unto EUGENE S. COLEMAN, JR.
- (b) Undivided one-fourth interest unto ANDREW J. COLEMAN.
- (c) Undivided one-fourth interest unto DARNELL K. COLEMAN, SR.
- (d) Undivided one-fourth interest unto EDWARD L. COLEMAN.

III.

I hereby give, devise and bequeath all the rest, residue and remainder of my property, real, personal and mixed, wheresoever situated or howsoever described unto my wife, ANNIE MAE COLEMAN.

IN WITNESS WHEREOF, I, EUGENE S. COLEMAN, have hereunto set my signature on, and published and declare this to be my Last Will and Testament on this the 14 day of FEBRUARY, 1991, in the presence of two witnesses who have each signed as witnesses at my request, in my presence and in the presence of each other.

Eugene S. Coleman  
EUGENE S. COLEMAN

WITNESSES:

Annie F. Dean  
T.C. Richardson

ATTESTATION CLAUSE

WE, each of the subscribing witnesses to the Last Will and Testament of EUGENE S. COLEMAN, do hereby certify that said instrument was signed in the presence of each of us, and that said EUGENE S. COLEMAN, declared the same to be his Last Will and Testament in the presence of each of us, and that we signed as subscribing witnesses to the said Will at the request of EUGENE S. COLEMAN, in his presence and in the presence of each other.

WITNESS OUR SIGNATURES on this the 14 day of FEBRUARY 1991.

Annie F. Dean  
T.C. Richardson  
WITNESSES

C2012101  
7188/29635



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 21 day of February, 1992, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and was duly recorded on the January 31, 1996, Book No. 28, Page 595.

STEVE DUNCAN, CHANCERY CLERK BY: Stacey Hill D.C.

will was not recorded in will book 5H 1-31-96 (oversight)

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

**FILED**  
**THIS DATE**  
FEB 2 11992  
**BILLY V. COOPER**  
CHANCERY CLERK  
BY *Connie DeBour*

IN THE MATTER OF THE ESTATE OF  
EUGENE S. COLEMAN, SR., DECEASED

CIVIL ACTION FILE NO. 31-278

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF Georgia  
COUNTY OF Fulton

THIS DAY personally appeared before me, the undersigned authority in and for the jurisdiction above mentioned, T. C. Richardson, one of the subscribing witnesses to a certain instrument in writing purporting to be the Last Will and Testament of Eugene S. Coleman, Sr., deceased, late of Fulton County, Georgia, who having been duly sworn makes oath that the said Eugene S. Coleman, Sr., signed, published and declared said instrument as his Last Will and Testament on the 14th day of February, 1991, the day and date of said instrument, in the presence of this affiant, and Annise K. Nunn, the other subscribing witness to said instrument; that the testator was then of sound and disposing mind and memory and twenty-one years and upward of age and that I, T. C. Richardson, the Affiant subscribed and attested said instrument as witnesses to the signatures of the testator and the subscribing witness the publication thereof at the special instance and request and in the presence of said testator.

*T.C. Richardson*  
T. C. Richardson

SWORN TO AND SUBSCRIBED BEFORE ME, on this the 17<sup>th</sup> day of February, 1992.

*Stacy Hill*  
NOTARY PUBLIC

MY COMMISSION EXPIRES:  
Notary Public, Georgia  
My Commission Expires June 30, 1992



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 21 day of February, 1992, at        o'clock    M, and was duly recorded on the January 31, 1996, Book No 28, Page 597.

STEVE DUNCAN, CHANCERY CLERK BY *Stacy Hill* DC

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

**FILED**  
THIS DATE  
FEB 21 1992  
**BILLY V. COOPER**  
CHANCERY CLERK  
BY *Loanne Hill*

IN THE MATTER OF THE ESTATE OF  
EUGENE S. COLEMAN, SR., DECEASED

CIVIL ACTION FILE NO. 31-278

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

THIS DAY personally appeared before me, the undersigned authority in and for the jurisdiction above mentioned, Annise K. Nunn, one of the subscribing witnesses to a certain instrument in writing purporting to be the Last Will and Testament of Eugene S. Coleman, Sr., deceased, late of Fulton County, Georgia, who having been duly sworn makes oath that the said Eugene S. Coleman, Sr., signed, published and declared said instrument as his Last Will and Testament on the 14th day of February, 1991, the day and date of said instrument, in the presence of this affiant, and T. C. Richardson, the other subscribing witness to said instrument; that the testator was then of sound and disposing mind and memory and twenty-one years and upward of age and that I, Annise K. Nunn, the Affiant and T. C. Richardson, subscribed and attested said instrument as witnesses to the signature of the testator and the publication thereof at the special instance and request and in the presence of said testator and in the presence of each other.

*Annise K. Nunn*  
Annise K. Nunn

SWORN TO AND SUBSCRIBED BEFORE ME, on this the 7<sup>th</sup> day of January, 1992.

*Susan Lubovich*  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

My Commission Expires November 29, 1994



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 21 day of February, 1992, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and was duly recorded on the January 31, 1996, Book No. 28, Page 598.

STEVE DUNCAN, CHANCERY CLERK BY: *Stacey Hill* D.C.