

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

ESTATE OF WILLIAM M SCOTT,  
DECEASED

NO. 2005-131

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF PIKE

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Gerald M. McMillan, 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 William M. Scott, deceased, who was personally known to the affiant, and whose signature is affixed to said Last Will and Testament, which Last Will and Testament is dated August 24, 1998.

2. That on August 24, 1998, the said William M. Scott signed, published and declared said instrument of writing as his Last Will and Testament, in the presence of this affiant and in the presence of Janie Mae Williams, the other subscribing witness to said instrument.

3. That the said William M Scott was then and there of sound and disposing mind and memory, and well above the age of eighteen (18) years.

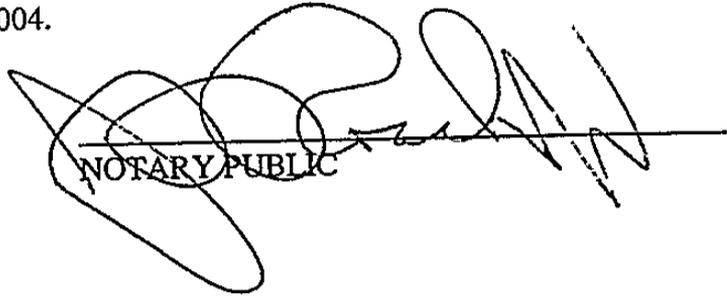
4. That this affiant, together with Janie Mae Williams, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of said William M. Scott, and in the presence of each other.

Gerald M. McMillan  
GERALD M. MCMILLAN

**FILED**  
THIS DATE  
APR 05 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY James D.C.

SWORN TO AND SUBSCRIBED BEFORE ME, this the 4<sup>th</sup> day of

OCTOBER, 2004.

  
NOTARY PUBLIC

My commission expires:  
AUG 30 2006

ANGELA B. HEALY - BAR # 9795  
KELLY, GAULT & HEALY, L.L.P.  
4400 OLD CANTON ROAD, SUITE 220  
POST OFFICE BOX 13926  
JACKSON, MISSISSIPPI 39236  
(601) 366-1243

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

ESTATE OF WILLIAM M. SCOTT,  
DECEASED

NO 2005-131

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the state and county aforesaid the within named Ken Barlow, who being by me first duly sworn on oath stated:

That affiant is the duly appointed, qualified and acting Executor of the Estate of William M. Scott, Deceased; that affiant has made reasonably diligent efforts to identify all persons having claims against the above-styled and numbered cause and has been unable to identify any persons having such claims. In the event that affiant later identifies any persons having claims against the above-styled and numbered cause, affiant will provide said person(s) notice by mail, at their last known address, informing them that a failure to have their claim probated and registered by the clerk of the court granting letters within the ninety (90) day period provided by Miss. Code of 1972, Ann., §91-7-145 will bar such claim.

WITNESS MY HAND, this the 5<sup>th</sup> day of April, 2004<sup>5</sup>.

Ken Barlow  
KEN BARLOW, EXECUTOR

SWORN TO AND SUBSCRIBED BEFORE ME, this the 5<sup>th</sup> day of April,

5  
2004.

My commission expires.  
3-31-06



June Duran  
NOTARY PUBLIC

**FILED**  
THIS DATE  
APR 05 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY Agnes D.C.

PRESENTED BY.

ANGELA B. HEALY, BAR # 9795  
KELLY, GAULT & HEALY, L.L.P.  
4400 OLD CANTON ROAD, SUITE 220  
POST OFFICE BOX 13926  
JACKSON, MISSISSIPPI 39236  
(601) 366-1243

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE GUARDIANSHIP  
OF JAZEMINE D. PURNELL, A MINOR

CASE NO. 2005-191

AFFIDAVIT

STATE OF MISSISSIPPI

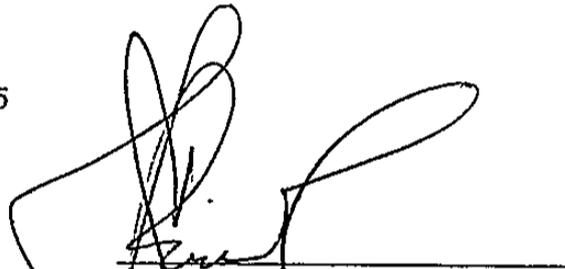
COUNTY OF MADISON

TONI K. PURNELL, after by me being duly sworn does testify and depose as follows.

1. That she is the natural mother of JAZEMINE D. PURNELL, a minor, born February 3, 1993.
2. That the natural father of JAZEMINE D. PURNELL is Dan Chisolm, who is, to the best of Affiant's knowledge, a non-resident of the State of Mississippi, and who is, after diligent search and inquiry, not to be found within the State of Mississippi.
3. That the post office address of Dan Chisolm is not known to Affiant.
4. That summons by publication should be issued for Dan Chisolm, father of JAZEMINE D. PURNELL.

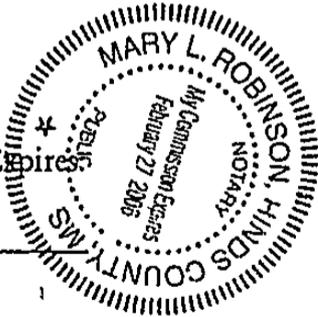
FURTHER, Affiant sayeth not

This, the 7<sup>th</sup> day of April, 2005

  
 \_\_\_\_\_  
 TONI K. PURNELL

SWORN TO AND SUBSCRIBED BEFORE ME, this the 7 day of April, 2005.

My Commission Expires \_\_\_\_\_



  
 \_\_\_\_\_  
 NOTARY PUBLIC

<b>FILED</b>
THIS DATE
APR 07 2005
ARTHUR JOHNSTON, CHANCERY CLERK
BY <u>Arthur Johnston</u> D.C.

3 38 . 609

STATE OF MISSISSIPPI  
COUNTY OF MADISON

**FILED**  
THIS DATE  
APR 11 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *Kim S. [Signature]* D.C.

2005-321

LAST WILL AND TESTAMENT OF STEPHEN JOSEPH RIMMER

Being of sound and disposing mind and memory, and of lawful age, I, STEPHEN JOSEPH RIMMER, hereby revoke all Wills heretofore made by me and do hereby make, publish and declare this to be my Last Will and Testament, to-wit:

ITEM ONE: I hereby give, devise and bequeath all of my property of which I may die seized and possessed to my wife GLADYS LOUISE RIMMER.

ITEM TWO: I hereby name, constitute and appoint my wife, GLADYS LOUISE RIMMER, as Executrix of this Will without bond and without being required at any time to make any report to any Court.

SIGNED, PUBLISHED AND DECLARED by me as my Last Will and Testament on this the 21<sup>st</sup> day of April, 1986, in the presence of these witnesses who also signed the same as witnesses hereto, at my request, in my presence and in the presence of each other, on this day.

*Stephen Joseph Rimmer*  
STEPHEN JOSEPH RIMMER

WITNESSES:

*W. S. Cain*

*Roggy [Signature]*

LAST WILL AND TESTAMENT

OF

2005-327

EMMA GENE CAMPBELL

B 38 P 610

I, EMMA GENE CAMPBELL, of Madison County, Mississippi, being of the age of eighteen years and over and of sound and disposing mind and memory, do make, declare and publish this to be my Last Will and Testament, revoking all previous wills and codicils heretofore made by me.

I.

I name, constitute and appoint, Percy M. Campbell, my husband, as Executor of this my Last Will and Testament and direct that he be not required to give bond or make any formal accounting to any Court other than the probate of this my Last Will and Testament. Should my husband, Percy M. Campbell, predecease me or refuse or be unable to serve as Executor hereunder, I name, constitute and appoint my daughter, Sandra Jean White, as Executrix, also without bond.

II.

I direct that all of my just legal debts, expenses of my last illness and funeral expenses be paid as promptly after my death as practical.

III.

I will, devise and bequeath unto my husband, Percy M. Campbell, all of my estate of whatsoever nature and wheresoever located or situated. Should my husband predecease me, I will devise and bequeath all of my said estate unto Peggy Joyce Perry, Sandra Jean White and Ralph Stanley Campbell, my children, in equal shares, share and share alike.

IN WITNESS WHEREOF I have executed this Last Will and Testament on this the 30th day of April, 1993, in the presence of the undersigned attesting and credible witnesses, who, at my request and in my presence, and in the presence of each other, have witnessed my signature hereto.

<b>FILED</b> THIS DATE APR 11 2005 ARTHUR JOHNSTON, CHANCERY CLERK BY <u>[Signature]</u> D.C.
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Emma Gene Campbell  
EMMA GENE CAMPBELL

Last Will and Testament of Emma Gene Campbell-Page 2

Signed, published and declared by the Testatrix, Emma Gene Campbell, on the date shown hereinabove, as and for her Last Will and Testament in the presence of us, who, at her request and in her presence and in the presence of each other, subscribe our names hereto as attesting witnesses.

W. R. ...

Lucie C. Hart

WITNESSES

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
EMMA GENE CAMPBELL, DECEASED

CIVIL ACTION NO. 2005-327

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AFFIDAVIT

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STATE OF MISSISSIPPI

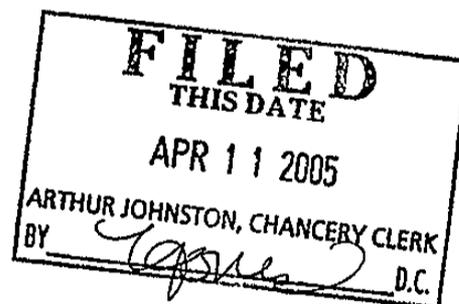
COUNTY OF Madison

This date personally appeared before me, the undersigned authority at law in and for the state and county aforesaid, the within named LESLIE NICHOLS (formerly known as LESLIE HUNT), 14740 Highway 18, Raleigh, MS 39153, 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 to the Last Will and Testament of Emma Gene Campbell, deceased, who was known to the affiant, and whose signature is affixed to the said Last Will and Testament, dated the 30th day of April, 1993, a true and correct copy of which is attached hereto as an Exhibit.

(2) That on the 30th day of April, 1993, said Emma Gene Campbell signed, published and declared the instrument of writing as her said Last Will and Testament, in the presence of this affiant and in the presence of Joe R. Fancher, Jr, the other subscribing witness to the instrument

(3) That Emma Gene Campbell was then and there of sound and disposing mind and memory, and well above the age of twenty-one (21) years



3 38 P 613

(4) That this affiant, together with the other said witness, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of said Emma Gene Campbell, and in the presence of each other.

*Leslie Nichols*

LESLIE NICHOLS (formerly known as  
LESLIE HUNT)

SWORN TO AND SUBSCRIBED before me, as of the 10<sup>th</sup> day of March, 2005.

*Karen S. King*  
Notary Public



My Commission Expires:

Feb 23, 2008

OF COUNSEL:

Thomas M. Milam, Esq.  
Post Office Box 1247  
Madison, Mississippi 39130-1247  
Telephone No (601) 853-1268  
Mississippi Bar No. 3264

LAST WILL AND TESTAMENT

3 38 P 614

OF

EMMA GENE CAMPBELL

I, EMMA GENE CAMPBELL, of Madison County, Mississippi, being of the age of eighteen years and over and of sound and disposing mind and memory, do make, declare and publish this to be my Last Will and Testament, revoking all previous wills and codicils heretofore made by me.

I.

I name, constitute and appoint, Percy M. Campbell, my husband, as Executor of this my Last Will and Testament and direct that he be not required to give bond or make any formal accounting to any Court other than the probate of this my Last Will and Testament. Should my husband, Percy M. Campbell, predecease me or refuse or be unable to serve as Executor hereunder, I name, constitute and appoint my daughter, Sandra Jean White, as Executrix, also without bond.

II.

I direct that all of my just legal debts, expenses of my last illness and funeral expenses be paid as promptly after my death as practical.

III.

I will, devise and bequeath unto my husband, Percy M. Campbell, all of my estate of whatsoever nature and wheresoever located or situated. Should my husband predecease me, I will devise and bequeath all of my said estate unto Peggy Joyce Perry, Sandra Jean White and Ralph Stanley Campbell, my children, in equal shares, share and share alike.

IN WITNESS WHEREOF I have executed this Last Will and Testament on this the 30th day of April, 1993, in the presence of the undersigned attesting and credible witnesses, who, at my request and in my presence, and in the presence of each other, have witnessed my signature hereto.

Emma Gene Campbell  
EMMA GENE CAMPBELL

Last Will and Testament of Emma Gene Campbell-Page 2

Signed, published and declared by the Testatrix, Emma Gene Campbell, on the date shown hereinabove, as and for her Last Will and Testament in the presence of us, who, at her request and in her presence and in the presence of each other, subscribe our names hereto as attesting witnesses.

John P. Francis, Jr.

Julia C. Hunt

WITNESSES

LAST WILL AND TESTAMENT

2005-328

OF

3 38 616 JOSEPHINE MCLAURIN POWELL

I, Josephine McLaurin Powell, an adult resident citizen of the City of Madison, 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.

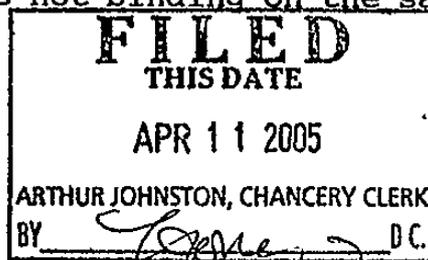
I hereby appoint, nominate and constitute my nieces, Sandra Lavern McLaurin, of 232 Fairfield Drive, Jackson, MS 39206 and Helen J. McLaurin McDowell of 509 McLaurin Street, Madison, MS 39110 or 10860 S. Beverly Avenue, Chicago, IL 60643, as Co-Executrixes of this my Last Will and Testament and if either be unable or unwilling to so serve, then my nephew, Charles Daniel McLaurin of Route 1, Box 419 B Carthage, MS 39051, as one of the Co-Executors, and in any event I waive all bond, inventory, appraisal and accounting, insofar as I am legally entitled to waive same.

ITEM II.

I hereby direct my Co-Executrixes 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. The following entities may provide benefits for payment of funeral benefits or other debts:

- a. People Burial Association
- b. Standard Fraternity Society
- c. Arementine Chapter 325 OES
- d. Wilson Court #15, Clante
- e. Precious Jewel Court, Heroine of Jericho
- f. Willing Worker Society (Bennett Chapel)

Several individuals are named as beneficiaries of the above entities at my death. It is my desire, however, for the named beneficiaries to apply the funds to my burial expenses or other debts, if needed. This is a request and is not binding on the said beneficiaries.



## ITEM III.

I direct that my remains be buried in the Natchez Trace Cemetery, Lot 47B after suitable funeral services are held at the Ridley Hill Missionary Baptist Church in Madison, Mississippi.

## ITEM IV.

My husband, Sherman R. Powell, died in August of 1979 and I have not remarried. I have no children.

## ITEM V.

I give and devise my home place, which is located on a lot of approximately 175 feet by 200 feet, to Josephine McLaurin Trice. Said lot is in the southeast corner of a 9.3 acre (more or less) (This property was previously deeded as a 10 acre tract) tract I own located on Madison Avenue, (Dorrah) just west of the Scott Subdivision in the City of Madison, Madison County, Mississippi. This 9.3 acre (more or less) tract is described as Parcel No. 072C-07D-005 in the Madison County Tax Assessor's records and is located in the SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 7 Township 7N and Range 2E, Madison County, Mississippi. The lot I am devising under this Item has approximately 175 feet of frontage on Madison Avenue and runs from the southeast corner of Doristine Redd's Lot (Parcel No. 072C-07D-006) east along the north right of way line of Madison Avenue to the southeast corner of said 9.3 acre tract, then north along the east boundary line of said 9.3 acre tract for approximately 200 feet to a point; then west approximately 175 feet to the northeast corner of Doristine Redd's enlarged lot (more fully described in Item VI below) then south along Doristine Redd's east property line approximately 200 feet to the southeast corner of Redd's lot, which was the point of beginning. This Item V devises only the lot of approximate 175 X 200 and does not devise any other part of said 9.3 acre tract.

## ITEM VI.

Doristine Redd, currently owns a 100 feet X 150 feet parcel (see parcel No. above) located just west of the 175 X 200 parcel described in Item V above. I give and devise to said Doristine Redd 50 additional feet on the north side of her lot, thereby

changing her lot from 100 X 150 to 100 X 200 feet. Said 50 X 100 additional parcel is also located in the 9.3 acre tract described in Item V above.

ITEM VII.

I give and devise the east half of 150 feet evenly off the north side of said 9.3 acre tract (Parcel No. 072C-07D-005 described in Item V above) to Barbara Tucker Lee of San Francisco, California. I give and devise west half of 150 feet evenly off the north side of said 9.3 acre tract to Emma Fry Prince of Jackson, Mississippi.

ITEM VIII.

I direct that my Executives sell a certain house (If I have not already sold same before my death) and lot on Road of Remembrance, Hinds County, Jackson, MS, at or above the market price. The mortgage balance is to be paid off and the remaining proceeds are to be paid to my estate. If a reasonable price cannot be received for said house then said property shall pass under Item XII of this Will. This property is more particularly described as Lot 1, Block 187, Country Club Place.

ITEM IX.

I previously conveyed lot 30, Richland Plantation, Madison Mississippi, to Tom and Janice Espy, who signed a promissory note to pay the balance of \$98,000.00 for the property. I direct that if the note is not paid in full at the time of my death, the balance is to be immediately paid in full to my estate according to the terms of the promissory note. I authorize and direct my Executives to use all legal means to collect any unpaid balance of said note on behalf of the estate.

ITEM X.

At this time, I plan to sell Lot 31, Richland Plantation, Madison County, Mississippi, (less and except a part of same previously conveyed to Bill Robertson) to my niece and nephew, Helen J. McLaurin McDowell and James L. McLaurin. Any payments for said sale that remain unpaid at the time of my death are to be paid

to my estate according to the terms of the original contract.

ITEM XI.

If I still own at my death a portion of Lot 32, Richland Plantation, Madison, Mississippi, my Executrixes should offer the said parcel to my niece Helen J. McLaurin McDowell at \$10,000.00 per acre. If she does not wish to purchase or is not able to purchase said land, then my Executrixes are to sell said property at market value and all the proceeds from the sale are to go to my estate. However, if a fair price cannot be received within a reasonable time, the land shall pass according to the terms of Item XII of this Will.

ITEM XII.

I give, devise and bequeath all the rest, residue and remainder of my property, of whatsoever kind or character and wheresoever situated, to a Trust with my niece, Helen J. McLaurin McDowell, my niece, Sandra Laveren McLaurin and my nephew, James L. McLaurin, as Trustees. The Trust is to have the following purposes and operate under the following terms and conditions:

1. My desire is that the Trust property (income or corpus) be used to help build a child care center, a senior citizens home or adequate housing for those who are unable to afford adequate child care, senior care or housing. Should my trustees decide to undertake any of those projects, I leave all the details to their discretion.

2. My Trustees may decide the projects listed in 1. above are not advisable due to the size of my remaining estate or due to the circumstances then existing. In such case my Trustees shall expend Trust income and principal in their discretion to help those unable to afford adequate housing, child care or senior care.

3. I require that in selecting the individuals who are to benefit from this Trust, an emphasis be placed by the Trustees on selecting individuals of high moral character and that are attempting to help themselves. My Trustees are given discretion in selecting organizations or ministries which exist for the purpose of providing child care, senior care or housing.

4. My Trustees shall have all the powers granted under Uniform Trustees Powers Law and any other powers granted under Mississippi law. These powers include but are not limited to the power to buy, sell or encumber property, both personal and real, and make investments of Trust assets.

5. This Trust shall remain in operation as long as assets remain in the Trust, but in any event shall terminate after 20 years from my death.

6. If any of my named Trustees is unable or unwilling to serve as Trustee, then the remaining Trustees shall serve. The Trustees shall give written notice to the other trustees of their intent to serve or not serve as Trustee. Actions on behalf of the Trust must be taken by unanimous vote and action of the then serving Trustees. Should all of my named Trustees be unable or unwilling to serve, then I appoint and nominate Trustmark National Bank of Jackson, Mississippi as Trustee of this Trust. If there are Trust assets remaining in the Trust upon the termination of the Trust, said assets shall be paid in the discretion of my then Trustee to any organization designated by the IRS as a 501 (c)(3) organization which has as its main purpose to provide child care, senior care or housing to those unable to afford same. There is no requirements that gifts during the term of the Trust be to 501 (c)(3) organizations.

IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament on this the 24 day of Nov., 1993.

*Josephine McLaurin Powell*  
 JOSEPHINE MCLAURIN POWELL

This instrument was, on the day and year shown above, signed, published and declared by Josephine McLaurin Powell 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. Wilson  
 ADDRESS: 428 Brentwood Dr.  
Jackson, MS 39110

WITNESS: Amber & Heriard

ADDRESS: 920 Park Lane  
Jackson MS 39211

WITNESS: Loren L. Donnell

ADDRESS: 1012 Macdole Ln  
Madison, Ms. 39110

38 622 REVISIONS  
TO THE LAST WILL AND TESTAMENT  
OF  
JOSEPHINE MCLAURIN POWELL

2005-328

I, Josephine MCLaurin Powell, being of sound mind, do hereby make the following revisions to my Last Will And Testament.

1. Item II.: Delete a. and b. only.  
Item VIII.: Delete entirely.
2. Item XII.: Delete entirely and replace with the following:  
I, hereby direct my executrixes to sell all that remains of my property and, after all expenses and debts are paid, divide the proceeds among the following persons and Tougaloo College in the following manner:

- a. Barbara Ann Lee.....5%
- b. Emma Fry Prince.....5%
- c. Tougaloo College .....5%
- d. Raphael J. Trice.....5%
- e. Rose Mary Livingston.....2%
- f. Laura Dell Franklin.....2%
- g. Patricia Collins.....2%

**FILED**  
THIS DATE  
APR 11 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Signature]* D.C.

All remaining proceeds are to be equally divided between the following of my nieces and nephews:

- a. Janice MCLaurin Espy (Only if debt, refer to Item IX, has been paid in full).
- b. Sandra L MCLaurin
- c. Roland MCLaurin
- d. Charles MCLaurin
- e. Robert Golden
- f. Helen MCLaurin McDowell
- g. Howard W. MCLaurin
- h. James L. MCLaurin

This concludes all revisions that I wish to make to to my Last Will and Testament everything else shall remain as originally published.

I hereto suscribe my name to this, the revisions to my Last Will and Testament, on this the 29th day of July, 1999.

*Josephine MCLaurin Powell*  
Josephine MCLaurin POWELL

This instrument was, on the day and year shown above, signed Published and declared by Josephine MCLaurin Powell, in our Presence at her request, and we have subscribed our names hereto as witnesses in her presence, and in the presence of each other.

Witness: Lena B. Williams  
Address: 836 Madison Ave  
Madison, Mo 39110

Witness: Laura B. McDowell  
Address: 509 McLaurin St.  
Madison, Mo 39110

Witness: Helen J. McDowell  
Address: 10860 S. Beverly Ave  
Chicago Ill 60643

James H. Gilbert

My Commission Expires April 21, 2000

CODICIL NO. TWO TO THE

LAST WILL AND TESTAMENT OF

2005-328

3 38 = 624

JOSEPHINE MCLAURIN POWELL

I, JOSEPHINE MCLAURIN POWELL, an adult resident citizen of Madison County, Mississippi, being of sound and disposing mind and memory, do hereby make, publish and declare this instrument of writing to be Codicil No. Two to my Last Will and Testament heretofore made by made on November 24, 1993. I previously executed Codicil No 1 to my said Last Will and Testament. Said Codicil No 1 was entitled "Revisions to the Last Will and Testament of Josephine McLaurin Powell," and was executed by me on July 29, 1999 This Codicil No. 2 replaces and takes the place of said Codicil No. 1. Although Codicil No. 1 and Codicil No 2 accomplish basically the same distribution, Barbara Ann Lee's share of the amount distributed under Item XII has been increased to 10%, and Rose Mary Livingston has been intentionally removed as a beneficiary

1

I do hereby revoke Item II of my said Last Will and Testament and do hereby substitute in lieu thereof the following as Item II:

ITEM II

I hereby direct my Co-Executrixes 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. The following entities may provide benefits for payment of funeral benefits and other debts:

- a. Arementine Chapter 325 OES
- b. Wilson Court #15, Clante
- c. Precious Jewel Court, Heroine of Jericho
- d. Willing Worker Society (Bennett Chapel)

JMP *JMP*

**FILED**  
 THIS DATE  
 APR 11 2005  
 ARTHUR JOHNSTON, CHANCERY CLERK  
 BY *[Signature]* D.C.

Several individuals are named as beneficiaries of the above entities at my death. It is my desire, however, for the named beneficiaries to apply the funds to my burial expenses or other debts, if needed. This is a request and is not binding on the said beneficiaries.

2.

I do hereby revoke ITEM VIII of my said Last Will and Testament in its entirety for the reason I have sold the real estate referred to in said Item

3.

I do hereby revoke ITEM XII of my said Last Will and Testament and do hereby substitute in lieu thereof the following as ITEM XII

#### ITEM XII

I hereby direct my Co-Executrixes to sell all that remains of my property (including real property, personal property, and mixed), and after all legally valid expenses and debts of the estate are paid, said Co-Executrixes shall first divide the below stated portions of proceeds among the following persons and Tougaloo College in the following manner:

- |    |                       |     |
|----|-----------------------|-----|
| a. | Barbara Ann Lee -     | 10% |
| b. | Emma Fry Prince -     | 5%  |
| c. | Tougaloo College -    | 5%  |
| d. | Raphael J Trice -     | 5%  |
| e. | Laura Dell Franklin - | 2%  |
| f. | Patricia Collins -    | 2%  |

If any of said persons listed above in this Item XII predeceases me, said predeceased person's share shall pass to said predeceased person's children, share and share alike, per stirpes.

After the above stated distributions of the proceeds, the rest and remainder of the proceeds shall be divided among the following of my nieces and nephews, share and share alike, per stirpes:

- a. Janice McLaurin Espy (However, if any part of the debt referred to in Item IX above has not been paid, the share of Janice McLaurin Espy shall first be applied to said debts.)

JMP 

- b. Sandra L. McLaurin
- c. Charles McLaurin
- d. Robert Golden
- e. Helen McLaurin McDowell
- f. Howard W. McLaurin
- g. James L. McLaurin

J 38 - 626

EXCEPT AS CHANGED ABOVE, I DO HEREBY REPUBLISH, REAFFIRM AND READOPT MY SAID LAST WILL AND TESTAMENT DATED NOVEMBER 24, 1993.

IN WITNESS WHEREOF, I, JOSEPHINE MCLAURIN POWELL, have signed this my Codicil No. Two to my Last Will and Testament of November 24, 1993, consisting of three (3) typewritten pages, including this page, on this the 22<sup>nd</sup> day of December, 2000

Josephine McLaurin Powell  
JOSEPHINE MCLAURIN POWELL

This instrument was, on the day and year shown above, signed, published and declared by JOSEPHINE MCLAURIN POWELL to be Codicil No. Two to 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. Melvin

ADDRESS

PO Box 1247  
Madison, MS 39130

WITNESS

Janice E. Mayhew

ADDRESS

P.O. Box 1926  
Madison, MS 39130

JMP

JMP

38 627  
2005-328

**CODICIL NO. THREE TO THE  
LAST WILL AND TESTAMENT OF  
JOSEPHINE MCLAURIN POWELL**

I, JOSEPHINE MCLAURIN POWELL, an adult resident citizen of Madison County, Mississippi, being of sound and disposing mind and memory, do hereby make, publish and declare this instrument of writing to be Codicil No. Three to my Last Will and Testament heretofore made by made on November 24, 1993. I previously executed Codicil No. 1 and No. 2 to my said Last Will and Testament. Said Codicil No. 1 was entitled "Revisions to the Last Will and Testament of Josephine McLaurin Powell," and was executed by me on July 29, 1999. Codicil No. 2 was executed on December 22, 2000. This Codicil No. 3 replaces and takes the place of said Codicil No. 1 and No. 2. Although Codicil No. 2 and this Codicil No. 3 accomplish basically the same distribution, Roland McLaurin has been added as a beneficiary under Item XII of said Last Will and Testament by this Codicil No. 3.

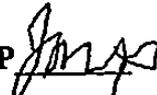
1.

I do hereby revoke Item II of my said Last Will and Testament and do hereby substitute in lieu thereof the following as Item II:

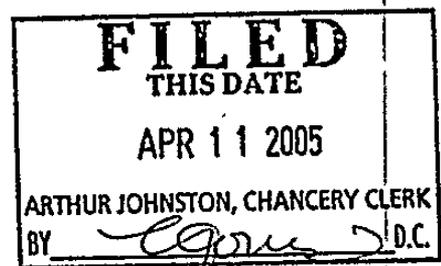
ITEM II.

I hereby direct my Co-Executrixes 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. The following entities may provide benefits for payment of funeral benefits and other debts:

- a. Arementine Chapter 325 OES
- b. Wilson Court #15, Clante

JMP 

Page 1 of 3



- c. Precious Jewel Court, Heroine of Jericho
- d. Willing Worker Society (Bennett Chapel)

Several individuals are named as beneficiaries of the above entities at my death. It is my desire, however, for the named beneficiaries to apply the funds to my burial expenses or other debts, if needed. This is a request and is not binding on the said beneficiaries

2.

I do hereby revoke ITEM VIII of my said Last Will and Testament in its entirety for the reason I have sold the real estate referred to in said Item

3.

I do hereby revoke ITEM XII of my said Last Will and Testament and do hereby substitute in lieu thereof the following as ITEM XII.

ITEM XII.

I hereby direct my Co-Executrixes to sell all that remains of my property (including real property, personal property, and mixed), and after all legally valid expenses and debts of the estate are paid, said Co-Executrixes shall first divide the below stated portions of proceeds among the following persons and Tougaloo College in the following manner:

- a. Barbara Ann Lee - 10%
- b. Emma Fry Prince - 5%
- c. Tougaloo College - 5%
- d. Raphael J. Trice - 5%
- e. Laura Dell Franklin - 2%
- f. Patricia Collins - 2%

If any of said persons listed above in this Item XII predeceases me, said predeceased person's share shall pass to said predeceased person's children, share and share alike, per stirpes

After the above stated distributions of the proceeds, the rest and remainder of the proceeds shall be divided among the following of my nieces and nephews, share and share alike, per stirpes.

JMB 

- a. Janice McLaurin Espy (However, if any part of the debt referred to in Item IX above has not been paid, the share of Janice McLaurin Espy shall first be applied to said debts.)
- b. Sandra L. McLaurin
- c. Roland McLaurin
- d. Charles McLaurin
- e. Robert Golden
- f. Helen McLaurin McDowell
- g. Howard W. McLaurin
- h. James L. McLaurin

EXCEPT AS CHANGED ABOVE, I DO HEREBY REPUBLISH, REAFFIRM AND READOPT MY SAID LAST WILL AND TESTAMENT DATED NOVEMBER 24, 1993.

IN WITNESS WHEREOF, I, JOSEPHINE MCLAURIN POWELL, have signed this my Codicil No Three to my Last Will and Testament of November 24, 1993, consisting of three (3) typewritten pages, including this page, on this the 5<sup>th</sup> day of January, 2001.

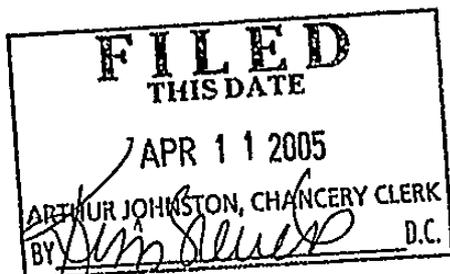
*Josephine McLaurin Powell*  
 JOSEPHINE MCLAURIN POWELL

This instrument was, on the day and year shown above, signed, published and declared by JOSEPHINE MCLAURIN POWELL to be Codicil No. Three to 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. Walker*  
 ADDRESS: P.O. Box 1247  
Madison, MS 39130

WITNESS: *Gwynne E. Maubey*  
 ADDRESS: P.O. Box 1926  
Madison, MS 39130

JMP *[Signature]*



LAST WILL AND TESTAMENT

OF

ELIZABETH WEEMS HEINEN

2005-257

I, Elizabeth Weems Heinen, an adult resident citizen of 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, and I do hereby revoke any and all other wills and codicils heretofore made by me.

## ITEM I.

I hereby appoint my brother, Thomas S. Weems, as Executor of this my Last Will and Testament. If he is unable or unwilling to serve as Executor, then and in that event I do hereby appoint my niece, Betty Weir, as sole successor Executor of this my Last Will and Testament. I hereby direct that the Executor or the successor Executor as the case may be shall not be required to give any bond and I hereby waive the necessity of inventory, accounting to any court, and formal appraisement of my estate.

## ITEM II.

I hereby request my Executor to pay my funeral expenses and all of my legally binding and just debts which may be properly probated, registered and allowed against my estate as soon as may be conveniently done.

## ITEM III.

I give and bequeath my diamond solitaire ring and my great aunt's ruby ring to my niece, Betty Weir, and acknowledge that I have previously given to her my grand piano.

Subject to the gifts in the preceding paragraph of Item III, I give and bequeath my household furnishings, furniture and articles of a personal nature to my niece, Betty Weir, and my

nephew, Tommy Weems, in equal shares per stirpes. In the event of a dispute between said beneficiaries as to the distribution of any item or items of my personal property, I authorize and direct my Executor, in his or her sole discretion, to determine the distribution of such items.

ITEM IV.

I give all of the rest, residue and remainder of my property, tangible and intangible, to the Trustee under the ELIZABETH W. HEINEN REVOCABLE TRUST, established September 22, 1989, and subsequently amended, to be held pursuant to the terms of said trust and any amendments made to it prior to my death. It is my intent not to create a separate trust by this Will, nor to subject the ELIZABETH W. HEINEN REVOCABLE TRUST, nor the property added to it by the terms of this Will, to the jurisdiction of the Chancery Court. If for any reason the disposition in this paragraph is not operative or is invalid, or if the trust referred to in this subparagraph fails or has been revoked, then I give the residue of my estate to the Trustee named in the ELIZABETH W. HEINEN REVOCABLE TRUST executed on September 22, 1989 and subsequently amended, to be held and distributed according to the terms thereof as if that trust were then valid and existent.

ITEM V.

I desire to be cremated and my remains buried in the Weems Family cemetery plot in Shubuta, Mississippi.

IN WITNESS WHEREOF, I have hereunto subscribed my name, on this 6th day of December, 1994.

*Elizabeth Weems Heinen*  
 ELIZABETH WEEMS HEINEN

ATTESTATION

We, the undersigned, as subscribing witnesses, do hereby acknowledge and affirm that the foregoing written instrument was

*EWH*  
 EWH

exhibited and declared to us by Elizabeth Weems Heinen as her Last Will and Testament, that she signed the same in our presence and in the presence of each of us, and that we, at her request, and in her presence and in the presence of each other, hereto affixed our signatures as subscribing witnesses this 6<sup>th</sup> day of December, 1994.

NAMES:

RJ Hastings

M. J. Hastings

Richard A. Courtney

ADDRESS:

600 S. Pear Orchard Road, #258  
Ridgeland, MS 39157

600 S. Pear Orchard Road, #258  
Ridgeland, MS 39157

136 Ingleside Road  
Madison, MS 39110

C:\ESTATE\3572.WIL

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE  
LAST WILL AND TESTAMENT OF  
ELIZABETH WEEMS HEINEN, DECEASED

PROBATE NO. 2005-257

AFFIDAVIT

STATE OF Colorado  
COUNTY OF Adams

Personally appeared before me the undersigned authority in and for the state and county aforesaid the within named ELIZABETH WEEMS WEIR ("Affiant") who, being by me first duly sworn on oath, stated:

Affiant is the duly appointed, qualified and acting executor of the estate of Elizabeth Weems Heinen having claims against the above styled and numbered estate in order to give notice by mail to persons so identified, at their last known address, informing them that a failure to have their claim probated and registered by the clerk of the court granting letters testamentary within the ninety (90) day period provided by Mississippi Code Annotated, Section 91-7-151 (1972) will bar such claim. After such reasonably diligent efforts, Affiant has identified the following persons believed by Affiant to have claims against the estate in the following attached addendum.

WITNESS MY HAND this the 14 day of February, 2005.

Elizabeth Weems Weir  
ELIZABETH WEEMS WEIR

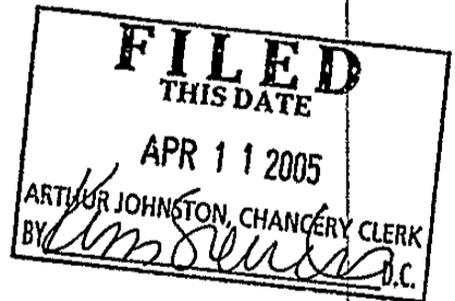
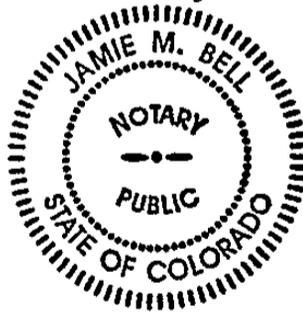
SWORN TO AND SUBSCRIBED before me this the 14 day of February, 2005.

Jamie M. Bell  
NOTARY PUBLIC

My Commission Expires

01/07/2007

LISA N FRASCOGNA, MSB#100172  
Attorney for the Executor  
FRASCOGNA COURTNEY, PLLC  
6360 I-55 North, Suite 150  
Jackson, Mississippi 39211  
Telephone (601) 987-3000



P.O. Box 24056  
Jackson, MS 39225-4056

**St. Dominic Hospital**  
**Patient Accounts Department**  
**601-200-6806**

Return Service Requested

3 38 634

02-03-05

**ACCOUNT IDENTIFICATION**

ACCOUNT NUMBER 1600383  
LAST CHARGE : 01-31-04  
ACCOUNT FILE 1126333  
BALANCE : \$59.12

Dorothy R Weems  
200 Dominican Dr APT 5104  
Madison MS 39110

1126333

This notice is to advise you that the referenced account is currently being maintained by our Patient Accounts Department. Your current balance is stated above. If you have private or group insurance an attempt to collect from your insurance carrier has been made and your current balance reflects any insurance payments received.

The balance of the account is now due from you. If you've been making payments on your account, while we appreciate those payments, we ask that you contact our office so that we can review your payoff details and update your payment schedule.

If you have insurance coverage that you feel hasn't been filed please contact our office with that information as well.

If you've paid this balance already, please disregard this notice.

Sincerely,

St. Dominic Hospital  
Patient Accounts Department

Account #	Dt Of Sv	Balance	Patient
1600383	01-31-04	59.12	Heinen, Elizabeth W

**DO NOT TEAR APART**

**PLEASE RETURN LETTER WITH PAYMENT**

Enter the requested information in the spaces provided below.

Patient Name : Elizabeth W Heinen

Account Number : 1600383

Amount Enclosed : \$ \_\_\_\_\_

IF PAYING BY VISA, MASTERCARD, AMERICAN EXPRESS OR DISCOVER, FILL OUT BELOW	
<input type="checkbox"/> VISA 	<input type="checkbox"/> MASTERCARD 
<input type="checkbox"/> AMER. EXP. 	<input type="checkbox"/> DISCOVER 
CARD NUMBER	AMOUNT
SIGNATURE	EXPIRATION DATE

1600383 1

000059120

If you wish to pay by credit card, please enter the requested information in the spaces provided.

St. Dominic Hospital  
Patient Accounts Department  
P O Box 24056  
Jackson, MS 39225-4056

Enclosing this notice with your payment  
will expedite credit to your account

2005-307

LAST WILL AND TESTAMENT

I, Salvador Ranatza, Jr., make and declare this my last will and testament, hereby revoking any and all other wills I may heretofore have made.

## I.

1.1 I give and bequeath to my son, Anthony, the sum of \$100,000 cash and my 1989 Ford F150 pickup truck.

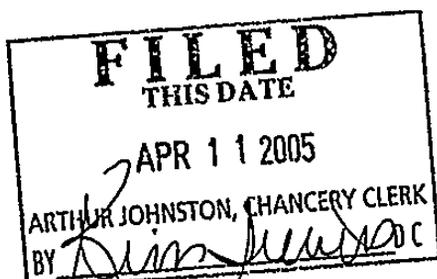
1.2 I give and bequeath to my ex-wife, Linda Kunzelman Ranatza (hereinafter referred to as "Linda"), my 2004 Saturn Vue, my computer and related equipment, and all other furnishings that I own and that are located in her residence at the time of my death. I also give and bequeath to Linda all genealogy materials that I own at my death, but I direct that Linda make available such genealogy materials to my sisters, Frances and Theresa, and my children, Anthony and Sherry, upon request.

1.3 I direct my executor or executrix to distribute, in his or her uncontrolled discretion, all of my remaining furnishings and personal effects to my children, Anthony and Sherry, or in the entirety to the survivor if only one of my said children survives me.

1.4 I give and bequeath to my granddaughter, Kaitlyn, the sum of \$100,000 cash but to be held and administered in trust on the terms and conditions hereinafter set forth in Article II. If my said granddaughter does not survive me, I give and bequeath to my daughter, Sherry, the sum of \$100,000 cash.

1.5 I give and bequeath all of the rest and residue of the property, real and personal, of which I die possessed in equal proportions to my children, Anthony and Sherry, or in the entirety to the survivor if only one of my said children survives me, provided, however, that if either of my said children does not survive me and leaves a child or children who survive me, such child or children shall take the share of my residuary estate which my deceased child would have taken hereunder if living at the time of my death.

1.6 If any legatee herein named does not survive me by at least thirty (30) days, all property herein bequeathed to such legatee shall devolve as if such legatee had predeceased me.



*Salvador Ranatza, Jr.*  
SALVADOR RANATZA, JR.

2.1 The legacy which my granddaughter, Kartlyn, takes under Paragraph 1 4 shall be held in trust for my said granddaughter until the twenty-fifth anniversary of her birth.

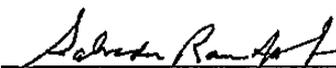
2.2 I appoint my niece, Donna Phillips Currault, trustee of the trust hereby established. If my said niece fails to qualify as trustee of such trust, or qualifies as trustee of such trust and thereafter ceases for any reason to be trustee of such trust, I appoint Linda trustee of such trust.

2.3 After giving effect to the appointments specified in Paragraph 2.2 above, the trustee of the trust hereby established at any time serving as such shall have the power to appoint one or more persons to serve as a co-trustee and to appoint one or more persons to succeed such trustee in the event of a vacancy in the office of trustee. Any such appointment shall be by written instrument in authentic form, and may be amended by the trustee at any time prior to the event that makes the appointment effective.

2.4 Each substitute and successor trustee of the trust hereby established shall have all of the rights and powers conferred on the original trustee I dispense each trustee and each substitute and successor trustee of such trust from the necessity of furnishing bond

2.5 The trustee of the trust hereby established, in her uncontrolled discretion, may retain in such trust any property received from my estate. In the administration of such trust, the trustee shall have all of the powers which are conferred upon trustees generally by applicable law, as same may be from time to time amended, and, without limitation upon any other powers, but, on the contrary, in extension thereof, the trustee shall have the power, in her unlimited discretion, to invest trust funds but only as a prudent investor would and only in conservative and high grade investments (including securities of any legal entity of which the trustee is an officer or a director), to become a member of a partnership, limited liability company or joint venture, to borrow money on the credit of the trust estate, and to sell, exchange, lease (including leasing for periods which may extend beyond the termination of such trust and including leasing for mineral purposes), mortgage, pledge or otherwise alienate or encumber any of the original trust property and any property into which it may be converted.

2.6 The trustee of the trust hereby established is authorized to serve as a director or an officer, including, without limitation, the president, vice-president, secretary, treasurer, manager or

  
 \_\_\_\_\_  
 SALVADOR RAMATZA, JR.

managing partner, of any legal entity in which trust funds are invested, regardless of whether such legal entity is formed before or after such trust is created.

2.7 The trustee of the trust hereby established may retain the services of a professional investment manager, advisor or broker, and may authorize such person to invest in and to trade securities on behalf of the trust independently of the trustee and without the necessity of obtaining the prior approval of the trustee

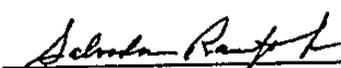
2.8 The trustee of the trust hereby established may distribute to or for the beneficiary of such trust, at any time and from time to time, so much of the net income of such trust as the trustee, in her uncontrolled discretion, may deem necessary or desirable for the education of such beneficiary while such beneficiary is enrolled as a student in grades 1 through 12, a college or university, and graduate school, including for tuition, registration fees, books, other educational materials and on-campus room and board. Any and all net income not so distributed shall be accumulated and added to the principal of such trust.

2.9 The trustee of the trust hereby established may distribute to or for the beneficiary of such trust, at any time and from time to time, so much of the principal of such trust as the trustee, in her uncontrolled discretion, may deem necessary or desirable for the education of such beneficiary while such beneficiary is enrolled as a student in grades 1 through 12, a college or university, and graduate school, including for tuition, registration fees, books, other educational materials and on-campus room and board.

2.10 The trustee of the trust hereby established is relieved from all liability except for breach of duty of loyalty to the beneficiary of such trust and for breach of trust committed in bad faith

2.11 Neither the principal nor the income of the trust hereby established shall be subject to voluntary or involuntary alienation by the beneficiary thereof

2.12 The trustee of the trust hereby established shall have the power, in her uncontrolled discretion, to terminate such trust, in whole or in part, if, in the sole judgment of the trustee, the trustee is satisfied that termination of such trust, in whole or in part, is in the best interest of the beneficiary thereof.

  
SALVADOR RANATZA, JR.

2.13 If the beneficiary of the trust hereby established dies without descendants during the term of such trust, the interest of such deceased beneficiary in such trust shall vest in my daughter, Sherry; or if my said daughter is not then alive, then in my descendants who survive such deceased beneficiary, per stirpes

III

3.1 I appoint my son, Anthony, executor of my estate. If my said son fails to qualify as executor, or qualifies as executor and thereafter ceases for any reason to be executor, I appoint Linda executrix. I give my executor or executrix full seizin without bond

3.2 I direct that there shall be an independent administration of my estate if permitted by the laws in effect at the time of my death, and my executor or executrix shall act as independent executor or executrix.

3.3 My executor or executrix shall have the authority, in his or her uncontrolled discretion, to select specific assets to satisfy the residuary legacies hereinabove made by me to the extent allowed by law. The decision of my executor or executrix as to any asset so allocated and its value shall be final, conclusive and binding upon all legatees

Witness my hand at Harahan, Louisiana, this 16<sup>th</sup> day of February, 2005

Salvador Ranatza  
SALVADOR RANATZA, JR.

In our presence the testator has declared or signified that this instrument is his last will and testament and has signed it at the end and on each other separate page, and in the presence of the testator and each other we have hereunto subscribed our names this 16<sup>th</sup> day of February, 2005.

WITNESSES

Francis R. Koppeler  
Print Name: FRANCIS R. KOPELER

Salvador Ranatza  
SALVADOR RANATZA, JR.

Joy C. Hoffmann  
Print Name: JOY C. HOFFMANN

Deborah Catherine Faust  
DEBORAH CATHERINE FAUST  
NOTARY PUBLIC - BAR ROLL NO 13785

AFFIDAVIT OF SUBSCRIBING WITNESS

<p><b>FILED</b> THIS DATE APR 11 2005 ARTHUR JOHNSTON, CHANCERY CLERK BY <i>Kim Stevens</i></p>
---

STATE OF LOUISIANA

PARISH OF *Orleans*

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Francia R. Kopfler of *NEW ORLEANS* Louisiana, 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 Salvador Ranatza, Jr., Deceased, whose signature is affixed to said Last Will and Testament, which is dated the 16<sup>th</sup> day of February, 2005

(2) That on the 16<sup>th</sup> day of February, 2005, Salvador Ranatza, Jr. published and declared the instrument of writing as his Last Will and Testament in the presence of this affiant and in the presence of Joy C Hoffmann, the other subscribing witness to the instrument

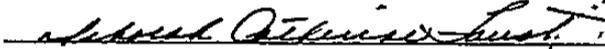
(3) That Salvador Ranatza, Jr was then and there of sound and disposing mind and memory and above the age of eighteen (18) years

(4) That this affiant, together with Joy C. Hoffmann, subscribed and attested the instrument as witnesses to the signature and publication thereof at the special instance and

38 P 640  
request and in the presence of Salvador Ranatza, Jr and in the presence of each other

  
\_\_\_\_\_  
Franca R. Kopfler

SWORN TO AND SUBSCRIBED before me, this the 14<sup>th</sup> day of March  
2005

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

At Death

Deborah Catherine Faust, 13785  
Notary Public in and for  
the State of Louisiana  
My Commission is for Life

AFFIDAVIT OF SUBSCRIBING WITNESS

**FILED**  
THIS DATE  
APR 11 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *Kim Heavner* D.C.

STATE OF LOUISIANA

PARISH OF ORLEANS

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Joy C. Hoffmann of NEW ORLEANS Louisiana, 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 Salvador Ranatza, Jr., Deceased, whose signature is affixed to said Last Will and Testament, which is dated the 16<sup>th</sup> day of February, 2005.

(2) That on the 16<sup>th</sup> day of February, 2005, Salvador Ranatza, Jr. published and declared the instrument of writing as his Last Will and Testament in the presence of this affiant and in the presence of Francia R. Kopfler, the other subscribing witness to the instrument

(3) That Salvador Ranatza, Jr was then and there of sound and disposing mind and memory and above the age of eighteen (18) years

(4) That this affiant, together with Francia R. Hopfler, subscribed and attested the instrument as witnesses to the signature and publication thereof at the special instance and

38 - 642  
request and in the presence of Salvador Ranatza, Jr and in the presence of each other

*Joy C. Hoffmann*  
Joy C. Hoffmann

SWORN TO AND SUBSCRIBED before me, this the 14<sup>th</sup> day of March,  
2005.

*Deborah Catherine Faust*  
Notary Public

My Commission Expires  
AT DEATH

Deborah Catherine Faust, 13785  
Notary Public in and for  
the State of Louisiana  
My Commission is for Life.

LAST WILL AND TESTAMENT OF MRS. MYRTLE H. RATLIFF

THE STATE OF MISSISSIPPI  
COUNTY OF LEAKE

I, Mrs. Myrtle H. Ratliff, being above the age of twenty-one years, and of sound and disposing mind and memory, do hereby make, publish and declare this instrument in writing as and for my last will and testament, hereby revoking any and all wills or instruments of a testamentary nature by me heretofore made, if any, as follows:

ITEM ONE

After payment of my just debts, if any, I will, devise and bequeath everything I own at the time of my death, or own any interest in, whereo- ever and howsoever the same may be located, situated and described and evidenced, including all personal property, money, bank accounts or deposits, choses in action, bonds, stocks or other evidences of indebtedness to me, and, in fact, all personal property I own, and also all real estate and land and improvements thereon, and mineral rights, and other interests in land of every sort, kind and description, which I own at the time of my death, to my husband, T. F. Ratliff.

ITEM TWO

I appoint the said T. F. Ratliff as Executor of this will and of my Estate, and direct that he not be required to make bond as such Executor, or to have any appraisal made of my estate, or to be required to make any court reports, either annual or final in connection with same.

IN WITNESS WHEREOF, I have executed this instrument in writing as and for my last will and testament, at the Mississippi Baptist Hospital, in Jackson, Mississippi, this 23rd day of February, 1970.

Mrs. Myrtle H. Ratliff *her marks*  
MRS. MYRTLE H. RATLIFF

Barbara Allerton  
SUBSCRIBING WITNESS

Barbara Allerton  
SUBSCRIBING WITNESS  
H.W. Davidson

**FILED**  
APR 20 1970

OTIS E. SIKES, Chy. Clk.  
By (Otis E. Sikes)  
Will Book 5, page 27

Exhibit "A"

**FILED**  
THIS DATE  
APR 13 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY Arthur Johnston D.C.

B 38 644

IN THE CHANCERY COURT OF LEAKE COUNTY, MISSISSIPPI  
IN VACATION, 1970

IN THE MATTER OF THE LAST WILL  
AND TESTAMENT OF MRS. MYRTLE M.  
RATLIFF, DECEASED

NO. 8013

AFFIDAVIT OF SUBSCRIBING WITNESS

THE STATE OF MISSISSIPPI  
COUNTY OF LEAKE

Personally appeared before me, the undersigned authority in and for said County and State, Rev. Lavon Holifield, one of the subscribing witnesses to a certain instrument in writing, dated February 23, 1970, purporting to be the last will and testament of Mrs. Myrtle M. Ratliff, an adult resident of Leake County, Mississippi, in her life-time, who, after being first duly sworn, on oath states that the said Mrs. Myrtle M. Ratliff signed, published and declared said instrument in writing to be her true last will and testament, on the 23rd day of February, 1970, the date of said instrument, in the presence of this affiant, and in the presence of Barbara Albritton, R. N., and H. W. Davidson, the other subscribing witnesses thereto, and that the testatrix, Mrs. Myrtle M. Ratliff, was then of sound and disposing mind and memory, was above the age of twenty-one years. That this affiant and the said Barbara Albritton, R.N., and H. W. Davidson, each subscribed and attested the said instrument as witnesses to the signature and publication thereof, at the special instance and request of the testatrix, Mrs. Myrtle M. Ratliff, and in the presence of the said Mrs. Myrtle M. Ratliff, and in the presence of each other, on the date of said instrument.

*Rev. Lavon Holifield*  
SUBSCRIBING WITNESS

Sworn to and subscribed before me this

17<sup>th</sup> day of April, 1970.

*Shedd W. Davidson*

NOTARY PUBLIC  
My Commission expires 1-8-1971

**FILED**  
APR 20 1970

Exhibit "B"

OTIS E SIKES, Chy Clk  
By *Otis E. Sikes*  
Will Book 5, page 28

2005-343

LAST WILL AND TESTAMENT

OF

LEAH S. MALONEY

I, LEAH S. MALONEY, an adult resident citizen of Jackson, Hinds 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 son, JAMES CORNELIUS (CON) MALONEY, JR., 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.

I have four (4) children now living and they are:

EDWARD CHARLES MALONEY;

BRIDGET LOUISE MALONEY CHASE;

JAMES CORNELIUS (CON) MALONEY, JR.; and

JOHN ANDREW MALONEY.

They are herein referred to as "my children."

ITEM III.

I give and bequeath to each of my grandchildren living on the date of my death the sum of \$5,000.00. If any grandchild has not attained the age of twenty-one (21) years at the time of my death, that minor grandchild's bequest shall be paid to my son or daughter who is the parent of that minor grandchild, to be held

FILED  
THIS DATE  
APR 14 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY Arthur Johnston D.C.

L.S.M.  
LEAH S. MALONEY

for the benefit of that grandchild and to be distributed to him or her at age twenty-one (21) years.

ITEM IV.

A. I give and bequeath the sum of \$2,500.00 to FATHER TONY PUDENZ of Jackson, Mississippi. If he does not survive me, this bequest shall go to SISTER JOSEPHINE THERESE UHL of Jackson, Mississippi.

B. I give and bequeath the sum of \$2,500.00 to SISTER JOSEPHINE THERESE UHL of Jackson, Mississippi. If she does not survive me, this bequest shall go to FATHER TONY PUDENZ.

C. If neither FATHER TONY PUDENZ nor SISTER JOSEPHINE THERESE UHL survive me, I give and bequeath the sum of \$5,000.00 to COMMUNITY HEALTH SERVICES - ST. DOMINIC, INC. to be used for ST. CATHERINE'S VILLAGE, Madison County, Mississippi, in honor of FATHER TONY PUDENZ and SISTER JOSEPHINE THERESE UHL.

D. I give and bequeath the sum of \$2,500.00 to ST. DOMINIC HEALTH SERVICES, INC., Jackson, Mississippi for a plaque on the Tree of Life.

ITEM V.

I give, devise and bequeath all the rest and residue of my estate to my children, EDWARD CHARLES MALONEY, BRIDGET LOUISE MALONEY CHASE, JAMES CORNELIUS MALONEY, JR., and JOHN ANDREW MALONEY, in equal shares, per stirpes.

ITEM VI.

Any share of my estate to be distributed under Item V of this Will to a grandchild of mine who is then under the age of twenty-one (21) years shall be held in trust for the benefit of that minor grandchild. The Trustee for any minor children of my daughter, BRIDGET, shall be JOHN ANDREW MALONEY. The Trustee

L. A. M.  
LEAH S. MALONEY

for any minor children of my other children, EDWARD, CON, or JOHN, shall be the surviving parent of my minor grandchild, or if there is no surviving parent, the Trustee shall be JAMES CORNELIUS MALONEY, JR., or if he is not able to serve, the Trustee shall be JOHN ANDREW MALONEY. The trust estate for each minor grandchild shall be held in accordance with the following provisions:

A. The Trustee shall distribute to or for the benefit of the beneficiary as much of the net income of the beneficiary's trust as the Trustee deems advisable for his or her education, support, maintenance and health. Any income not distributed shall be retained in the trust and added to principal and shall be distributed in accordance with the provisions of this Item.

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

C. The Trustee may use funds of a beneficiary's trust to help provide an education for the beneficiary, including as many years of graduate study in any private or public college or university as may be required for the completion of the beneficiary's training for his or her career. The Trustee may pay the necessary costs of clothing, tuition, books and room and board.

D. As and when a beneficiary attains the age of twenty-five (25) years, the Trustee shall distribute to the beneficiary the remainder of his or her trust estate.

E. In the event of the death of one of the beneficiaries after the establishment of this trust and prior to receipt by

*L. S. M.*

LEAH S. MALONEY

that beneficiary of his or her entire trust estate, the balance in the trust of such deceased beneficiary shall be retained in trust for the benefit of his or her 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.

F. If at the death of a beneficiary he or she leaves no surviving children, that deceased beneficiary's trust estate shall be distributed in equal shares, one share to each of the trusts created for the beneficiary's siblings to be administered and disposed of in accordance with the provisions of those trusts, and one share outright to each of the beneficiary's then living siblings for whom no trust is in existence.

G. None of the principal or income of any of the trusts created under this Item shall be liable for the debts or obligations of any beneficiary or be subject to seizure by creditors of the beneficiary. The beneficiaries of these trusts 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.

*L. S. Maloney*

LEAH S. MALONEY

I. This trust shall be designated and known as the "Leah S. Maloney Grandchildren's Trust."

## ITEM VII.

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 VIII.

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

*L. S. M.*

LEAH S. MALONEY

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 IX.

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. Any 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

*L.S.M.*

LEAH S. MALONEY

persons paying money or delivering property to a Trustee shall be required to see to its application.

B. Any Trustee appointed in this Will 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.

C. 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.

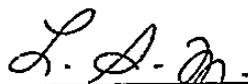
D. Any successor Trustee shall be vested with all the rights, powers, duties and discretions conferred upon the original Trustee.

E. 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.

ITEM X.

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

  
LEAH S. MALONEY

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 merge and consolidate the assets of this trust with another trust if at the time of my death the Trustee herein named shall then be serving as Trustee of another trust created by me

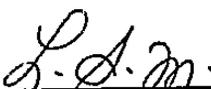
  
LEAH S. MALONEY

during my lifetime or by the terms of the Will of one of my children, and if the beneficiaries are the same and the terms of that other trust are substantially similar to the trust created herein. The Trustee shall administer the two trusts as one if such consolidation shall result in more effective and efficient management of the two trusts.

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.

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.

  
LEAH S. MALONEY

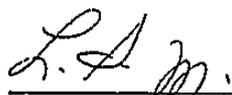
ITEM XI.

A. In the event my son, CON, is or becomes unable or unwilling to serve as my Executor, I appoint my daughter, BRIDGET LOUISE M. CHASE, 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. 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. 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.

  
LEAH S. MALONEY

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 1986, 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

*L. S. M.*

LEAH S. MALONEY

devises and legatees either in cash or in kind or a combination of each.

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 hereunto set my hand and seal to this my Last Will and Testament, consisting of 12 pages on the 7<sup>th</sup> day of September, 1989.

Leah S. Maloney  
LEAH S. MALONEY

WITNESSES:

Hugh Montgomery  
Neil C. Butler

ATTESTATION

We, the undersigned, as subscribing witnesses, do hereby acknowledge and affirm that the foregoing written instrument was exhibited to us by LEAH S. MALONEY as her Last Will and Testament, that she signed the same in our presence and in the presence of each of us, and that we, at her request, and in her presence and in the presence of each other, hereto affixed our signatures as subscribing witnesses thereto, this the 7<sup>th</sup> day of September, 1989.

Hugh Montgomery  
Neil C. Butler

PROOF OF WILL

STATE OF MISSISSIPPI

COUNTY OF Hinds

We, Hugh Montgomery and Hail C Butler, on oath state that we are the subscribing witnesses to the attached written instrument dated the 7<sup>th</sup> day of September, 1989, which has been represented to us to be the Last Will and Testament of LEAH S. MALONEY, who indicated to us that she is a resident of and has a fixed place of residence in the City of Jackson, County of Hinds, State of Mississippi. On the execution date of the instrument, the Testatrix, in our presence and in the presence of each of us, signed the instrument at the end thereof and declared the instrument to be her Will, and requested that we attest to the execution thereof whereupon, in the presence of the Testatrix 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 Testatrix was over eighteen (18) years of age, and in our opinion was of sound mind, in full possession of her mental faculties, and acting without undue influence, fraud or restraint.

DATED this 7<sup>th</sup> day of September, 1989.

Hugh Montgomery  
Hail C Butler

Subscribed and sworn to before me on this the 7<sup>th</sup> day of September, 1989.

Florence L. Lane  
NOTARY PUBLIC

My Commission Expires:  
8-18-92





Helen J. McDowell  
HELEN J. MCDOWELL, Co-Executrix

SWORN TO, subscribed and signature acknowledged, as of the 11<sup>th</sup> day of

April, 2005.

[Signature]  
NOTARY PUBLIC



My Commission Expires:  
MISSISSIPPI STATEWIDE NOTARY PUBLIC  
MY COMMISSION EXPIRES JULY 15, 2006  
BONDED THRU STEGALL NOTARY SERVICE,

Sandra Lavern McLaurin  
SANDRA LAVERN MCLAURIN,  
Co-Executrix

SWORN TO, subscribed and signature acknowledged, as of the 12th day of

April, 2005

Karen R. [Signature]  
NOTARY PUBLIC



My Commission Expires:

Feb 28, 2008

OF COUNSEL:

Thomas M. Milam  
Post Office Box 1247  
Madison, Mississippi 39130-1247  
Telephone No.: (601) 853-1268  
Mississippi Bar No. 3264

LAST WILL AND TESTAMENT 2005-293

FILED  
THIS DATE  
APR 18 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *Kim Miller* D.C.

OF

JUANITA TUCKER COCKE

I, JUANITA TUCKER COCKE, being over the age of eighteen years and of sound and disposing mind and memory, an adult resident citizen of Madison County, State of Mississippi, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me.

*BSK  
20K*

ITEM I

I am married to JAMES WILLIAM COCKE, JR. I have two (2) adult children, JAMES WILLIAM COCKE, III, and VIRGINIA LEE COCKE.

The words "child" or "children" as used herein shall include any children born to me or adopted by me, and "descendants" shall include any person born to any of my children. Each of the words "child," "children," and "descendants" shall be deemed to include an adopted child or adopted children, irrespective of any provisions of law establishing a contrary presumption.

*Juanita Tucker Cocke*  
\_\_\_\_\_  
JUANITA TUCKER COCKE  
TESTATRIX

ITEM II

I hereby nominate and appoint as Co-Executors of my estate, my children, JAMES WILLIAM COCKE, III, and VIRGINIA LEE COCKE. I waive all bond, appraisal, inventory and accounting insofar as I am legally entitled to waive same for them and any other person named or appointed to serve. In the event my children, JAMES WILLIAM COCKE, III, and VIRGINIA LEE COCKE, are unable to serve, I appoint as Alternate Executrix, my daughter-in-law, NANCY K COCKE.

ITEM III

Where used throughout this Will, the terms "Executor," "Executrix," "Administrator," and "Administratrix" may be used interchangeably and shall apply to whomever may be serving as personal representative of my estate, whether one or more than one, and to any Successor Executor or Administrator.

*BSK  
PDS*

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

ITEM IV

My Co-Executors shall pay all funeral expenses, costs of administration and properly probated and allowed claims against my estate.

*Juanita Tucker Cocke*  
\_\_\_\_\_  
JUANITA TUCKER COCKE  
TESTATRIX

ITEM V

I will, devise and bequeath my entire estate, of whatsoever kind and character, both real and personal, and wheresoever located to my husband, JAMES WILLIAM COCKE, JR.

ITEM VI

In the event my husband, JAMES WILLIAM COCKE, JR., predeceases me or we die together in a common disaster, I hereby will, devise and bequeath my entire estate, both real and personal, of whatsoever kind and character and wheresoever located, to my children, JAMES WILLIAM COCKE, III, and VIRGINIA LEE COCKE, share and share alike, per stirpes.

*Handwritten initials: RSK*

ITEM VII

It is my desire that my Attorney, Marc K. McKay, of 368 Highland Colony Parkway, Ridgeland, Mississippi 39157, being familiar with my personal affairs and with my wishes relative to the disposition of my estate, be the Attorney of my Estate

WITNESS MY SIGNATURE this 27 day of June, 2004.

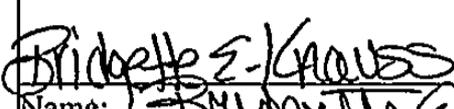
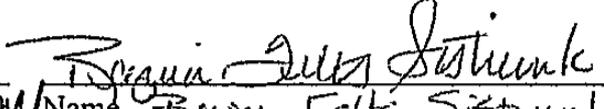
*Handwritten signature: Juanita Tucker Cocke*

JUANITA TUCKER COCKE  
TESTATRIX

WITNESSES

B 38 P 664

This instrument was, on the day and year shown above, signed, published and declared by JUANITA TUCKER COCKE, to be her Last Will and Testament in our presence, and we, at her request, have on said date subscribed our names hereto as witnesses in her presence and in the presence of each other.

	
Name: <u>Bridgett E. Krauss</u>	Name: <u>Regina Julia Sistrunk</u>
368 Highland Colony Parkway Ridgeland, MS 39157	576 Highland Colony Parkway, Ste. 300 Ridgeland, MS 39157

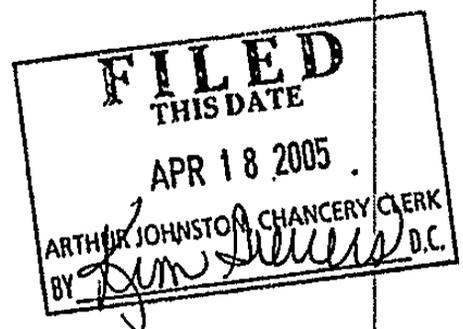
IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPIIN THE MATTER OF THE ESTATE OF  
JUANITA TUCKER COCKE, DECEASEDNO. 2005-293AFFIDAVIT OF SUBSCRIBING WITNESSESSTATE OF MISSISSIPPI  
COUNTY OF MADISON

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named REGINA SISTRUNK and BRIDGETTE E. KNAUSS, who being by me first duly sworn according to the law, say on oath:

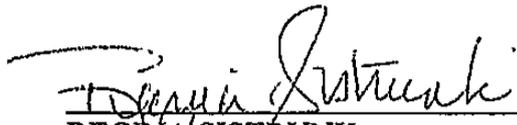
(1) That the affiants are the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of JUANITA TUCKER COCKE, deceased, who was personally known to the affiants, and whose signature is affixed to the Last Will and Testament, dated the 14<sup>th</sup> day of October, 2004.

(2) That on the 14<sup>th</sup> day of October, 2004, the said JUANITA TUCKER COCKE, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of the affiants and in the presence of each other as subscribing witnesses to the instrument

(3) That JUANITA TUCKER COCKE was then and there of sound and disposing mind and memory, and well above the age of eighteen (18) years.

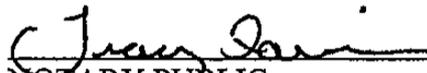


(4) That the affiants, together subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of said JUANITA TUCKER COCKE and in the presence of each other

  
REGINA SISTRUNK

  
BRIDGETTE E. KNAUSS

SWORN TO AND SUBSCRIBED BEFORE ME this 14<sup>th</sup> day of October, 2004.

  
NOTARY PUBLIC

MY COMMISSION EXPIRES: \_\_\_\_\_

Prepared by:  
Marc K. McKay, MSB #8732  
McKay Simpson Lawler Franklin & Feltman, PLLC  
P. O. Box 2488  
Ridgeland, MS 39158-2488  
(601) 572-8778



IN THE MATTER OF THE ESTATE  
OF LEONARD ELIJAH HUFFMAN,  
DECEASED

CIVIL ACTION FILE NO. 2005-211

AFFIDAVIT

STATE MISSISSIPPI  
COUNTY OF <sup>Carroll</sup> ~~MADISON~~

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the state and county aforesaid the within name, Teresa H. Davis, who being by me first duly sworn on oath stated:

That affiant is the duly appointed, qualified and acting Administratrix of the estate of Leonard Elijah Huffman, Deceased; that affiant has made reasonably diligent efforts to identify all persons having claims against the above styled and numbered estate and has given notice by mail to persons so identified, at their last known address informing them that a failure to have their claim probated and registered by the clerk of the court granting letters within the ninety (90) days period provided by Miss. Code of 1972 Ann., § 91-7-145 will bar such claim. The persons so identified and their last known addresses are:

None

**FILED**  
THIS DATE  
APR 18 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY Kim Miller D.C.

WITNESS MY HAND this the 14<sup>th</sup> day of April, 2005.

Teresa H. Daves  
Teresa H. Daves, Administratrix of the  
Estate of Leonard Elijah Huffman

SWORN TO AND SUBSCRIBED BEFORE ME, this the 14<sup>th</sup> day of April, 2005.

MY COMMISSION EXPIRES:  
My Commission Expires  
(SEAL) January 7, 2008

Stanley Mullins, Chancery Clerk  
NOTARY PUBLIC  
By: Dellie McClain DC

LAST WILL AND TESTAMENT OF FRANCES W. CANNON 2005-333

I, Frances W. Cannon, an adult resident citizen of 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, and I hereby specifically revoke any and all former wills and codicils heretofore executed by me.

ARTICLE I.

I give, devise and bequeath unto my husband James L. Cannon, Jr., all of my property, both real and personal, of whatsoever kind or character and wheresoever situated.

ARTICLE II.

In the event that my husband James L. Cannon, Jr., predeceases me, then I give, devise and bequeath all of my property, both real and personal, whatsoever kind or character, and wheresoever situated unto my children, Lesa C. Waggener, Laura C. Ueleke and James L. Cannon, III, in equal share, share and share alike, per stirpes. However, I specifically direct that our cabin in Yancy County, North Carolina is to be retained and shall not be sold for a period of at least five (5) years after the date of my death and upon the expiration of the five (5) year period any child desiring to sell his or her interest in the cabin and surrounding property shall first offer it to the other children who shall be allowed a reasonable period of time within which to acquire the interest in the selling child. It is my intention and my desire that the cabin and surrounding property in North Carolina be retained by my children for their pleasure and enjoyment so long as they desire to keep it.

ARTICLE III.

In the event my husband predeceases me, then, notwithstanding Article II hereinabove I specifically direct my Executors, James A. Cook and Lesa Waggener to pay off any

Frances W. Cannon  
FRANCES W. CANNON

<b>FILED</b>	
THIS DATE	
APR 18 2005	
ARTHUR JOHNSTON, CHANCERY CLERK	
BY <u>                    </u>	D.C.

indebtedness owed on the cabin and to set aside in trust the sum of \$25,000.00 which shall be used to maintain the property in North Carolina. I direct my Executors to set aside said sum of \$25,000.00 to be held in trust with my Co-executors to serve as trustees of the funds and direct that they should use these funds as herein directed until the funds are depleted. However, if the property is sold after the expiration of five years after my death any remaining funds shall be divided equally among my children.

ARTICLE IV.

I hereby nominate, appoint and constitute my husband, James L. Cannon, Jr., as Executor of my Last Will and Testament. My Executor shall have full and plenary power and authority to do and perform any act deemed by him to be to the best interest of my estate, without any limitation whatsoever and to serve without bond. Said authority shall include, but shall not be limited to the right to take possession, hold, manage, invest and reinvest the same, and to collect the income, dividends, rents, interest and profits therefrom, and to employ and to pay any attorneys, agents and accountants that he may deem necessary for the best interest of my estate. In addition, my Executor shall have full authority to sell any real or personal property of my estate either at a public or private sale, in his sole discretion, for cash or for such other conditions that he may deem appropriate, with said sale being made without the necessity of my Executor first securing a Court Order for the said sale.

ARTICLE V.

In the event my husband, James L. Cannon, Jr., predeceases me, fails to qualify or for any reason is unable to serve as Executor of my estate, then I nominate, appoint and constitute James A. Cook and Lesa C. Waggener as

Frances W. Cannon  
FRANCES W. CANNON

Co-executors of my Last Will and Testament and direct that they shall have the same powers as are hereinabove granted to my Executor, including the power to dispose of real or personal property without Court approval, and I direct that they serve without bond.

IN WITNESS WHEREOF, I have hereunto subscribed my name and published and declared this to be my Last Will and Testament on this the 7<sup>th</sup> day of May, 1987.

Frances W. Cannon  
FRANCES W. CANNON

This instrument was, on the date shown above, signed, published and declared by Frances W. Cannon, 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.

Kathryn G. Loring  
WITNESS  
315 N. Madison  
ADDRESS  
Canton, MS 39046  
ADDRESS

John W. Christy  
WITNESS  
146 N. Liberty St.  
ADDRESS  
Canton, MS 39046  
ADDRESS

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE  
OF FRANCES W. CANNON, DECEASED

CIVIL ACTION FILE NO. 2005-333 L

PROOF OF WILL

STATE OF MISSISSIPPI  
COUNTY OF MADISON

Personally appeared before me, the undersigned authority in and for the aforesaid jurisdiction, John W. Christopher, subscribing witness to a certain instrument of writing, purporting to be the Last Will and Testament of Frances W. Cannon who, being duly sworn, deposed and said that the said Frances W. Cannon published and declared said instrument as her Last Will and Testament on the 7<sup>th</sup> day of May, 1987, the day of the date of said instrument, in the presence of this deponent and in the presence of Kathryn G. Irving, as subscribing witnesses thereto, and that Frances W. Cannon was of sound and disposing mind and memory, and more than twenty-one years of age and this deponent and Kathryn Irving subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Frances W. Cannon and in the presence of the said Frances W. Cannon and in the presence of each other, on the day

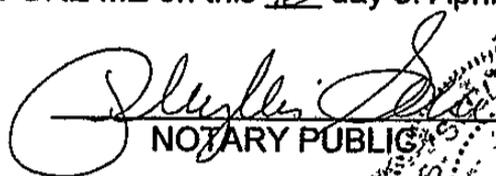
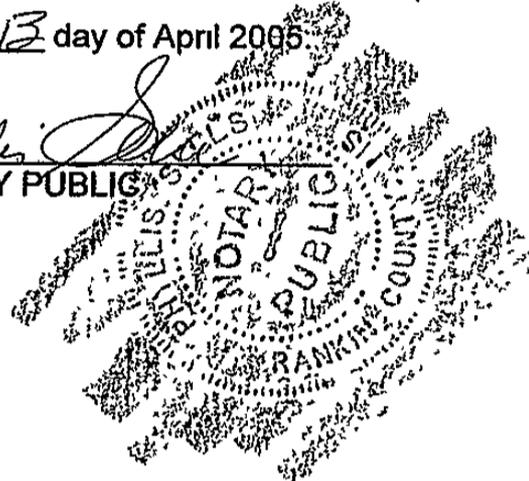
**FILED**  
THIS DATE  
APR 18 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Signature]* D.C.

and year of the date of said instrument.

WITNESS our signatures this 13<sup>th</sup> day of April 2005.

  
John W. Christopher

SWORN TO AND SUBSCRIBED BEFORE ME on this 13 day of April 2005.

  
NOTARY PUBLIC  


My Commission Expires:  
  
PHYLLIS SELLS, NOTARY PUBLIC  
My Commission Expires May 14, 2008  
RANKIN COUNTY, MS

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE  
OF FRANCES W. CANNON, DECEASED

CIVIL ACTION FILE NO. 2005-333 L

AFFIDAVIT

STATE OF MISSISSIPPI  
COUNTY OF MADISON

Personally appeared before me, the undersigned authority in and for the state and county of the aforesaid, within named JAMES L. CANNON, jr. who being by me first duly sworn on oath, stated;

That affiant is the duly appointed, qualified and acting Executor of the Estate of Frances W. Cannon, deceased;

That affiant has made a reasonably diligent effort to identify all persons having claims against the above styled and numbered estate and has given notice by mail to persons so identified, at their last known address informing them that a failure to have their claim probated and registered by the clerk of the Court granting letters within the ninety (90) day period provided by Miss. Code Ann. (1972) §91-7-145 will bar such claim. The persons who are identified and their last known addresses are:

<u>PERSON</u>	<u>LAST KNOWN ADDRESS</u>
1. None	
2.	

**FILED**  
THIS DATE  
APR 18 2005  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY [Signature] D.C.

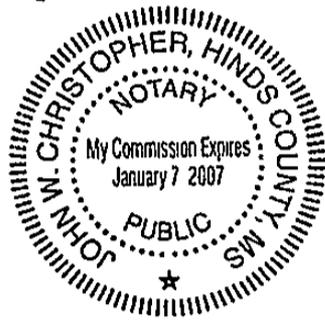
WITNESS my signature on this 15 day of April, 2004

*James L. Cannon, Jr.*  
JAMES L. CANNON, JR.

SWORN TO AND SUBSCRIBED before me on this 18 day of April, 2005.

*John M. Christopher*  
NOTARY PUBLIC

My Commission Expires:



# Last Will and Testament

2005-354

<p><b>FILED</b> THIS DATE</p> <p>APR 18 2005</p> <p>ARTHUR JOHNSTON, CHANCERY CLERK BY <i>Kim Lewis</i> D.C.</p>
--

OF

MILDRED MEADOR

I, Mildred Meador, an adult resident of Ridgeland, Madison County, Mississippi, being above the age of eighteen (18) years and being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament and revoke all prior Wills and Codicils heretofore made by me.

ITEM I.

I am unmarried at the date of the execution of this my Last Will and Testament, and I have no children born to me.

ITEM II

I appoint my nephew, Dennis L Meador, as Executor of my estate under this Will. In the event Dennis L. Meador is or becomes unable or unwilling to serve, I appoint my nieces, Kristie Williams and Janis Cowart as Successor Co-Executrixes.

ITEM III

My Executor shall pay all funeral expenses, costs of administration and properly probated and allowed claims against my estate

ITEM IV.

Where used throughout this Will, the terms "Executor," "Executrix," "Administrator," and "Administratrix" may be used interchangeably and shall apply to whomever may be serving as personal representative of my estate, whether one or more than one, and to any Successor Executor or Administrator.

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

ITEM V.

I give, devise and bequeath to my nephew, Dennis L Meador, all of my estate, real or personal, tangible or intangible, of whatsoever kind or character, wheresoever situated, and to which I either may be entitled at my death or over which I shall have a power of appointment

ITEM VI.

If I am not survived by my nephew, Dennis L Meador, I give, devise and bequeath the rest, residue and remainder of my estate, real and personal, tangible or intangible, of whatsoever kind or character, and wheresoever located, and to which I either may be entitled at my death or over which I shall have a power of appointment to my nieces, Kristie Williams and Janis Cowart, in equal shares, per stirpes.

ITEM VII

All of my insurance policies which provide indemnity for the loss of or damage to any of my personal or real property by fire, windstorm, or other similar casualty or liability, including any claim for the loss of or damage to any such property which I might have at the time of my death against any insurance company, I give, devise, and bequeath, respectively, to those persons, corporations, trusts, or other entities, as the case may be, who shall or would have become the owners of such properties by reason of my death, whether such ownership be acquired under the provisions of this Will, by survivorship, by operation of law, or by other means. If any of the individual beneficiaries affected by this Item VII shall not survive me, or if any corporation, trust or other entity so affected by this Item VII shall not be in existence at the time of my death, the bequest to such individuals, corporations, trusts or other entities shall lapse and same shall become a part of my residuary estate hereinafter disposed of.

ITEM VIII.

Any devisee or legatee under this Will shall have the right to disclaim all or any part of their interest in any property which I have devised or bequeathed to them. Any disclaimer shall be made within the time period and in a manner required for the disclaimer to qualify under IRC Section

2518, or as hereafter amended, as well as applicable state law and shall be made in writing, stating specifically the property or interest disclaimed, and may be filed with the Chancery Court in which my Will is probated and shall also be delivered to my Executor. If any devisee or legatee under this Will disclaims any portion of a bequest or devise to them, the property disclaimed shall be distributed in equal shares to the remaining beneficiaries of this my Last Will and Testament.

## ITEM IX.

If at the time any distribution of assets is required and a minor is entitled to a share thereof, including any distribution of vested property under Item VI above, the Executor is directed to hold the share of the minor in trust for the minor's benefit until such minor attains the age twenty-one (21) years. Until distribution is made, the Executor shall expend such part of the income and/or principal of the share belonging to the minor as the Executor in the Executor's discretion deems necessary to provide for the education, support, maintenance and health of the minor, including any hospital or other institutional care and for the maintenance of said minor's accustomed standard of living at the time of my death. In the event a minor whose share of my estate is in trust dies prior to obtaining the age of twenty-one (21) years, the assets remaining in trust shall be distributed to in equal shares to the remaining beneficiaries of this my Last Will and Testament.

## ITEM X.

I grant to my Executor the rights, powers, duties and discretions granted under the Uniform Trustees' Powers Law of Mississippi, being § 91-9-101 and following of the Mississippi Code of 1972. 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. I direct that neither my Executor nor any Successor Executor or Administrator shall be required to make any bond as Executor or Administrator. To the extent permissible by law, I waive the requirement that my Executor, or any Successor Executor or Administrator, be required to make a formal appraisal, provide an inventory, or file an accounting for my estate with any court.

My Executor shall have authority to disclaim any asset, power of appointment, or other interest in property in which I am entitled to at my death, or to which my estate later becomes entitled.

Except where specific property is devised or bequeathed, my Executor shall have discretion to select property to be distributed in satisfaction of any devise or bequest provided in this Will. 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 a manner that

will result in loss of or decrease in, the marital deduction otherwise allowable in determining the federal estate tax due by my estate.

ITEM XI.

If any devisee, legatee or beneficiary in this Will or any person who would be entitled to share in my estate through intestate succession shall in any manner whatsoever, either directly or indirectly, oppose, contest or attack this Will or the distribution of my estate hereunder, or seek to impair, invalidate or set aside any of the provisions of this Will or shall aid in doing any of the above acts, then in that event I hereby give and bequeath to any such person the sum of One Dollar (\$1.00) only, in lieu of any other share or interest in my estate, either under this Will or through intestate succession.

IN WITNESS WHEREOF, I have signed and declared this to be my Last Will and Testament on this the 14 day of July, 2005

[Signature]  
MILDRED MEADOR

This instrument was, on the day and year shown above, signed, published and declared by Mildred Meador to be her Last Will and Testament in our presence, and we at her request, have subscribed our names as witnesses in her presence and in the presence of each other.

[Signature]  
WITNESS

30 Ashland Ave.  
Brandon, MS 39047  
ADDRESS

[Signature]  
WITNESS

465 Shadowood Drive  
Ridgeland, MS 39157  
ADDRESS

ESTATE OF MILDRED MEADOR,  
DECEASED

B 38 P 679

NO. \_\_\_\_\_

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF Madison

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Angela B Healy, 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 Mildred Meador, who was personally known to the affiant, and whose signature is affixed to said Last Will and Testament, which Last Will and Testament is dated February 4, 2005.

2. That on February 4, 2005, the said Mildred Meador signed, published and declared said instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of Darren Gibbs, the other subscribing witness to said instrument.

3. That the said Mildred Meador 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 Darren Gibbs, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of said Mildred Meador, and in the presence of each other.

Angela B Healy  
ANGELA B HEALY

SWORN TO AND SUBSCRIBED BEFORE ME, this the 4 day of  
Feb, 2005.

Dorine W Bates  
NOTARY PUBLIC

My commission expires:  
3-17-06

ESTATE OF MILDRED MEADOR,  
DECEASED

NO. \_\_\_\_\_

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF Madison

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Darren Gibbs, 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 Mildred Meador, who was personally known to the affiant, and whose signature is affixed to said Last Will and Testament, which Last Will and Testament is dated February 4, 2005.

2. That on February 4, 2005, the said Mildred Meador signed, published and declared said instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of Angela B. Healy, the other subscribing witness to said instrument.

3. That the said Mildred Meador 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 Angela B. Healy, subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance and request, and in the presence of said Mildred Meador, and in the presence of each other.

Darren Gibbs

SWORN TO AND SUBSCRIBED BEFORE ME, this the 4 day of Feb., 2005.

Dianne W Bates  
NOTARY PUBLIC

My commission expires:  
3-11-06

## IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE  
OF SALVADOR RANATZA, JR.,  
DECEASED

CAUSE NO. 2005-307

AFFIDAVIT OF EXECUTOR

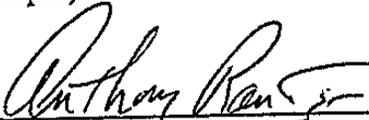
STATE OF MISSISSIPPI

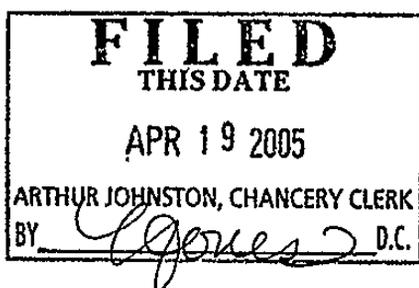
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the state and parish aforesaid, the within named Anthony Ranatza, who being by me first duly sworn on oath stated

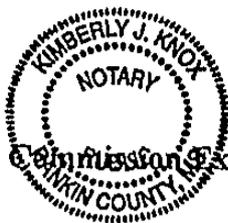
That the affiant is the duly appointed, qualified and acting Executor of the Estate of Salvador Ranatza, Jr, Deceased, that the affiant has made reasonably diligent efforts to identify all persons having claims against the above styled and numbered estate and has given notice by mail to persons so identified, at their last known address, informing them that a failure to have their claim probated and registered by the Clerk of the Court granting letters within the ninety (90) day period provided by the *Mississippi Code of 1972 Annotated*, Section 91-7-145, will bar such claim

Witness my hand, this the 18 day of April, 2005

  
\_\_\_\_\_  
Anthony Ranatza, Executor of the Estate  
of Salvador Ranatza, Jr., Deceased



Sworn to and subscribed before me this the 18 day of April, 2005



  
Notary Public

My Commission Expires:

My Commission Expires July 26, 2005

**OF COUNSEL:**

Kenneth Harmon (MSB No. 3091)  
BRUNINI, GRANTHAM, GROWER & HEWES, PLLC  
1400 Trustmark Building, 248 East Capitol Street  
Post Office Drawer 119  
Jackson, MS 39205  
(601) 948-3101



STATE OF MISSISSIPPI

COUNTY OF MADISON

Personally appeared before me, the undersigned authority in and for said county and state, the within named JAMES CORNELIUS (CON) MALONEY, JR., who, being first duly sworn by me, states on his oath that the matters and facts contained and set forth in the above and foregoing Affidavit are true and correct as therein stated.

James Cornelius (Con) Maloney Jr  
JAMES CORNELIUS (CON) MALONEY, JR

SWORN TO AND SUBSCRIBED before me on this the 16<sup>th</sup> day of April, 2005.

Robert W. Long  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

1-15-06

(SEAL)



#0005-38

# Last Will and Testament

**FILED**  
 THIS DATE  
 APR 29 2005  
 ARTHUR JOHNSTON, CHANCERY CLERK  
 BY *Stacy Tolson* D.C.

**EDDIE HILLIARD**

I, Eddie Hilliard, of Madison County, Mississippi, being over twenty-one years of age and of sound and disposing mind and memory, and not being unduly influenced by any person, do hereby make, declare and publish this my Last Will and Testament, revoking any and all wills and codicils of whatever kind and nature, which I may have made heretofore.

**WITNESSETH:**

**ITEM I**

I hereby name, nominate, constitute and appoint my wife, Lula Hilliard, as the Executrix of my Last Will and Testament. Should she decline or be unable to serve, I appoint my daughter Gladys Hilliard Wilson, Executrix of my Last Will and Testament.

**ITEM II**

I hereby direct that my Executrix be allowed to act without bond; and I do, furthermore, hereby expressly relieve her of the necessity of making an inventory or appraisal of my estate or accounting to any Court, except as otherwise may be required by law.

**ITEM III**

I hereby direct that my Executrix pay all of my just and legal debts and that I be buried in a manner becoming to my station in life.

**ITEM IV**

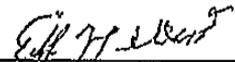
After the payment of my just and legal debts and the expenses of my last illness and burial, I do hereby give and bequeath my entire estate, including all my real, personal or mixed property of every kind and character, nature and description, including but not limited to any bonds, notes, cash, insurance policy proceeds made payable to my estate, personal effects, household fixtures, furniture and equipment, and all other property of which I may be seized and possessed of now and in the future at

*EW H*

the time of my death to my wife, Lula Hilliard. Should Lula Hilliard, predecease me, or should we die simultaneously, I hereby bequeath my entire estate, including all my real, personal or mixed property of every kind and character, nature and description, including but not limited to any bonds, notes, cash, insurance policy proceeds made payable to my estate, personal effects, household fixtures, furniture and equipment, and all other property of which I may be seized and possessed of now and in the future at the time of my death to the following:

1. The business E & L Barbeque, and all real property located on Bailey Avenue, Jackson, Mississippi, I leave solely to my daughter, Gladys Hilliard Wilson;
2. The real property located in Flora, Mississippi, I leave solely to my daughter, Ida Brenda Hilliard;
3. From my savings account I leave \$100,000.00 to my grandson, Corey Wilson;
4. The remainder of my estate, including my residence, the residue in my savings account, automobiles and other personal property, shall be liquidated and the proceeds divided equally between Gladys Hilliard Wilson and Ida Brenda Hilliard; notwithstanding the above, Gladys and Ida may elect to divide personal property—whatever cannot be mutually agreed upon to be divided shall be sold and the proceeds divided.

IN WITNESS WHEREOF, I have signed, published and declared this instrument as my Last Will and Testament in the County of Hinds, State of Mississippi, on this the 3<sup>rd</sup> day of September, 2003.

  
\_\_\_\_\_  
EDDIE HILLIARD

WITNESSES:

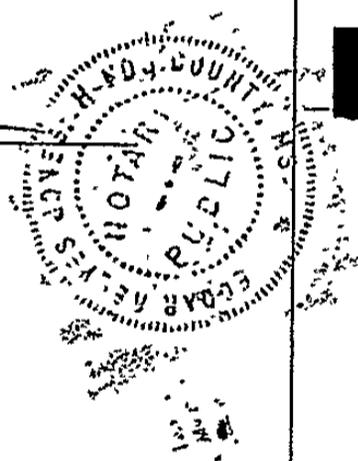
STATE OF MISSISSIPPI  
COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, Wayne Milner and Andrew Howell, who after being by me duly sworn state on their oaths that the foregoing instrument of three (3) pages was signed, published and declared by EDDIE HILLIARD as his Last Will and Testament, dated September 3<sup>rd</sup> 2003, in our presence and in the presence of each other, and believing him to be of sound and disposing mind and memory we have hereunto subscribed our names as Attesting Witnesses thereto, on this the 3<sup>rd</sup> day of September, 2003.

Wayne Milner      Andrew Howell

SWORN TO BEFORE ME, this the 3<sup>rd</sup> day of September, 2003.

[Signature]  
NOTARY PUBLIC



My Commission Expires:

Notary Public State of Mississippi At Large  
My Commission Expires: March 18, 2004  
Bonded Thru Holston, Wilson & Garland, Inc.

2005-393

B 38 P 688

CONGRESSIONAL CERTIFICATE

FILED THIS DATE APR 29 2005 ARTHUR JOHNSTON, CHANCERY CLERK BY [Signature] D.C.

THE STATE OF TEXAS § COUNTY OF HARRIS §

I, WILLIAM C. McCULLOCH, a presiding Judge of one of the Probate Courts of Harris County, Texas do hereby certify that the following attestation and certificate of BEVERLY B. KAUFMAN, is in due form of law, and that the said BEVERLY B. KAUFMAN, is now, and was, at the time of making said certificate and attestation, the Clerk of the Probate Courts in and for Harris County, Texas; that she is the proper officer to make such certificate and attestation, that her signature thereto is genuine, and that as such Clerk of the Probate Courts, she is the sole custodian of papers, documents, records and seal pertaining to said Court.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE SEAL OF SAID COURT, at my office in the Harris County Courthouse, Houston, Texas, on

JANUARY 5, 2005

[Signature] Judge, Probate Court, Harris County, Texas

THE STATE OF TEXAS § COUNTY OF HARRIS §

I, BEVERLY B. KAUFMAN, Clerk of the Probate Courts in and for Harris County Texas do hereby certify that the HONORABLE WILLIAM C. McCULLOCH, whose genuine signature appears on the foregoing certificate is now, and was, at the time of signing said certificate, a presiding Judge of one of the Probate Courts of Harris County, Texas, duly commissioned and qualified in accordance with the laws of the State of Texas, and that said attestation is in due form of law I further certify that the attached is a true and correct copy of the

LAST WILL AND TESTAMENT OF FRANCIS L. HERBERT

in Cause No. 351,587 the Estate of FRANCIS L. HERBERT as the same appears on file and of record in my office

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE SEAL OF SAID COURT, at my office in the Harris County Courthouse, Houston, Texas, on

JANUARY 5, 2005

[Signature] Beverly B. Kaufman Clerk, Probate Courts, Harris County, Texas

351587

PROBATE COURT 4

20297

33360

703-88-2468

333-25-2424

LAST WILL  
AND  
TESTAMENT  
OF  
FRANCIS L. HERBERT

FILED  
2004 NOV 10 PM 1:08  
*Beverly B. Kaufman*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS

A CERTIFIED COPY

ATTEST JAN 05 2005  
BEVERLY B. KAUFMAN, County Clerk  
Harris County, Texas

*Candace Anderson*  
\_\_\_\_\_  
Deputy  
CANDACE ANDERSON

LAST WILL AND TESTAMENT

I, FRANCIS L. HERBERT, a resident of Harris County, Texas, make and publish this my LAST WILL AND TESTAMENT, and I revoke all Wills and other testamentary instruments previously made by me.

ARTICLE I - IDENTIFICATION

1.1 Spouse. My wife's name is MARTHA B. HERBERT. All references in my Will to "my wife" are to her.

703-88-2469

1.2 Children and Descendants. I have five living children, FRANCIS L. HERBERT, JR., MELISSA H. VOORHEES, JAMES G. HERBERT, DANIEL S. HERBERT and WILLIAM A. HERBERT, and one deceased child, BRANDON HERBERT. All references in my Will to "my children" are to them. All references in my Will to "my descendants" are to my children and their respective descendants.

ARTICLE II - SPECIFIC GIFTS

2.1 Tangible Personal Property. I give all of my interest in any automobiles, clothing, jewelry, household goods, furniture and furnishings, antiques, objects of art, other articles of personal use or ornament, and other personal effects of a nature, use or classification similar to the foregoing to those persons who are designated in a memorandum to my Executor written entirely in my own handwriting, and I give any of such property not described in any such memorandum to my wife, if she survives me. If my wife fails to survive me and subject to my disposition of any such property as provided in such memorandum to my Executor, I give such property to my descendants who survive me, per stirpes, with particular items to be allocated among my descendants as they may agree, or if they cannot agree, as my Executor shall decide by drawing lots or some other equitable means.

2.2 Specific Gift of Interest in Any Retirement Plans of Wife. If my wife survives me, I give to her all of my interest in any individual retirement account or qualified plan or non-qualified plan as defined in section 8.3 which stands in her name (except a Roth IRA).

2.3 Specific Gift of Interest in Any Insurance on Life of Wife. I give all of my interest in any insurance policies on the life of my wife to those of my descendants who survive me, per stirpes.

ARTICLE III - DISPOSITION TO TRUST

I give all of my residuary estate to the then serving trustee or trustees of the FRANCIS L. Herbert Trust (the "Trust") created by that certain Trust Agreement dated July 19, 1999 executed by me, as Settlor, and me and Northern Trust Bank of Florida, N. A., as Trustees, as such agreement may be amended from time to time prior to my death (the "Trust Agreement").

ARTICLE IV - ALTERNATE DISPOSITION

A CERTIFIED COPY

ATTEST: JAN 05 2005  
BEVERLY B. KAUFMAN, County Clerk  
Harris County, Texas

GANDY R. ANDERSON Deputy







(j) To release, in the absolute and uncontrolled discretion of my Executor, any fiduciary power at any time, in whole or in part, temporarily or permanently, whenever my Executor may deem it advisable, by an instrument in writing executed and acknowledged by my Executor,

(k) To invest or reinvest all or part of the assets of my estate in any fund or account of any corporate Executor without regard to the length of time of deposit, including, but not limited to, any common trust fund of any corporate Executor, any certificates of deposit issued by and other deposit accounts at any corporate Executor, and any other obligations of any corporate Executor;

703-88-2473

(l) To continue any business (whether a proprietorship, corporation, partnership, limited partnership, limited liability partnership, limited liability company or other business entity) which I may own or in which I may be financially interested at the time of my death for such time as my Executor may deem it to be in the best interests of my estate; to employ in the conduct of any such business such capital out of my general estate as my Executor may deem proper; to borrow money for use in any such business alone or with other persons financially interested in such business, and to secure such loan or loans by a mortgage, pledge or any other manner of encumbrance of, not only my property and interest in such business, but also such portion of my general estate outside of such business as my Executor may deem proper; to organize, either alone or jointly with others, new corporations, partnerships, limited partnerships, limited liability partnerships, limited liability companies or other business entities; and generally to exercise with respect to the continuance, management, sale or liquidation of any business which I may own or in which I may be financially interested at the time of my death, or of any new business or business interest, all the powers which I could have exercised during my lifetime;

(m) To make, in my Executor's absolute and uncontrolled discretion, any distribution required or permitted to be made to any beneficiary under my Will in any of the following ways: (i) to such beneficiary directly, even if such beneficiary is a minor or a person who is incapacitated in the absolute and uncontrolled judgment of my Executor by reason of legal incapacity or physical or mental illness or infirmity; (ii) to the guardian of such beneficiary's person or estate, (iii) by utilizing the same, directly and without the interposition of any guardian, for the benefit of such beneficiary; (iv) to a person or financial institution serving as Custodian for such minor beneficiary under the Uniform Transfers to Minors Act of Texas or any other state, specifically including a Custodianship created by my Executor; or (v) by reimbursing the person who is actually taking care of such beneficiary (even though such person is not the legal guardian) for expenditures made by such person for the benefit of such beneficiary, and the written receipts of the persons receiving such distributions shall be full and complete acquittances to my Executor;

(n) To execute lease, pooling or unitization agreements (including agreements of such nature extending beyond the terms of all trusts created by the Trust Agreement) with respect to any mineral or royalty interest held or acquired by my estate, to drill or contract for the drilling of wells for oil, gas or other minerals; to make dry hole or bottom hole contributions; to enter into any operating agreements with reference to any mineral leases or properties held or acquired by my estate; and generally, with reference to oil, gas and other mineral properties and operations, to enter into such agreements and to do all such other things (whether or not presently recognized as common or proper practice by those engaged in the business of prospecting for, developing, producing, processing, transporting or marketing oil, gas or other minerals) as my Executor may deem to be advantageous;

*Handwritten initials*

A CERTIFIED COPY

ATTEST:  
BEVERLY B. KAUFMAN, County Clerk  
Harris County, Texas

*Signature of Candace Anderson*  
CANDACE ANDERSON  
Deputy

(o) To select and employ, at the discretion of my Executor but at the expense of my estate, any person, firm or corporation, engaged in rendering investment advisory services or investment management services, to furnish professional assistance or management in connection with making investments, managing securities, or making any other decisions with respect to the purchase, retention, sale or other disposition of property or securities belonging to my estate; and

(p) To employ a bank or trust company or other business firm or corporation located anywhere within the United States, at the discretion of my Executor but at the expense of my estate, as custodian or agent, whether or not such custodian or agent is an affiliate of my Executor or any person rendering services to my estate, to have stock and securities registered in the name of such agent or custodian or a nominee thereof without designation of fiduciary capacity; and to appoint such bank or trust company or other business firm or corporation to perform such other ministerial functions as my Executor may direct. While such stock or securities are in the custody of any such bank or trust company or other business firm or corporation, my Executor shall be under no obligation to inspect or verify such stock or securities nor shall my Executor be responsible for any loss by such bank or trust company or other business firm or corporation.

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72 All assets, books of account and records of my estate shall be subject to the exclusive custody of my corporate Executor, if one is serving. All such books of account and records shall be available for inspection at all times during business hours by any Executor under my Will, by any beneficiary including the Trustee of the Trust Agreement, or by any person or persons designated by any one of them.

73 Any Executor is relieved of any duty to examine the acts of any prior Executor, without the necessity of any court accounting, and any successor Executor shall be responsible only for those assets which are actually delivered to such Executor.

74 Any Executor may rely in good faith upon the written opinion of an attorney, any facts stated in any instrument in writing and believed true or any other evidence deemed sufficient. Any Executor shall be released and held harmless from any liability for any action such Executor may take, or for the failure of such Executor to take any action, if done in good faith and without gross negligence

ARTICLE VIII - MISCELLANEOUS PROVISIONS

81 Subject to the provisions of Article I, references in my Will to "descendant" or "descendants" mean lineal blood descendants of the first, second or any other degree of the ancestor designated; provided that, such references shall include, with respect to any provision of my Will, descendants who have been conceived at any specific point in time relevant to such provision and who thereafter survive birth; provided further, that an adopted child and such adopted child's lawful lineal descendants by blood or adoption shall be considered under this instrument as lawful lineal blood descendants of the adopting parent or parents and of anyone who is by blood or adoption a lineal ancestor of the adopting parent or of either of the adopting parents. Specifically, and without limiting the foregoing, ALINE MARG HERBERT, the adopted daughter of my deceased son, BRANDON HERBERT, shall be deemed to be a lawful lineal descendant of mine.

*[Handwritten initials]*

A CERTIFIED COPY  
ATTEST  
BEVERLY B. KAUFMAN County Clerk  
Harris County, Texas  
JAN 15 2005  
CANDICE ANDERSON  
Deputy



THE STATE OF TEXAS §  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared FRANCIS L. HERBERT, BRENDA D. FLORES and BRENDA S. EDMONDS, known to me to be the Testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and, all of said persons being by me duly sworn, the said FRANCIS L. HERBERT, Testator, declared to me and to the said witnesses in my presence that said instrument is his LAST WILL AND TESTAMENT, and that he had willingly made and executed it as his free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said Testator, that the said Testator had declared to them that said instrument is his LAST WILL AND TESTAMENT, and that he executed same as such and wanted each of them to sign it as a witness, and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the said Testator and at his request, that he was at that time eighteen years of age or over and was of sound mind; and that each of said witnesses was then at least fourteen years of age.

703-88-2476

Francis L. Herbert  
FRANCIS L. HERBERT, Testator

Brenda D. Flores  
Witness

Brenda S. Edmonds  
Witness

SUBSCRIBED AND SWORN TO before me by the said FRANCIS L. HERBERT, Testator, and by the said BRENDA D. FLORES and BRENDA S. EDMONDS, witnesses, this 21<sup>st</sup> day of November, 2002.



Marjorie Schultz  
Notary Public in and for  
the State of Texas

RECORDER'S MEMORANDUM.  
At the time of recording, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

