

2008-502

LAST WILL and TESTAMENT  
OF  
ALICE RIDDELL HART

I, ALICE RIDDELL HART, an adult resident citizen of Madison County, Mississippi, being of sound mind and memory, do hereby make and declare this to be my Last Will and Testament, and I do hereby revoke any and all other wills heretofore made by me.

ITEM I

I direct my Executrix to pay all of my just debts, obligations, and funeral expenses as soon as may be conveniently done.

ITEM II

To my children, Wilmer Evans Hart, Jr., Betty Louise Hart Watkins, William Louis Hart, and Janice Leene Hart if living at my death I devise and bequeath the following:

- A. Any and all interest I might hold in oil rights in and around Madison County, Choctaw County, and Montgomery County, Mississippi, referenced in The Last Will and Testament of Samuel Lee Riddell, The Last Will and Testament of Belle Hood Riddell, The Last Will and Testament of Wirt Cooper, The Last Will and Testament of Patty Cooper Hart, and The Estates of Earl Evans, Sr. and Minnie Lewis Evans, to share and share alike.
- B. All property situated at 1113 East Peace Street, Canton, Madison County, Mississippi, to share and share alike.
- C. All property situated in Choctaw County, Mississippi, to share and share alike.
- D. Any cash, personal bank accounts, stocks, bonds, clothing and all other personal effects which I may own at my death except items listed in ITEM IV.

## ITEM IV

To my daughter BETTY LOUISE HART WATKINS, I leave the following items: My yellow gold opal and diamond pin, Crystal Punch Bowl and Cups, Yukon China, Grasmere China, Duncan Phyfe Sofa, 2 Round Mahogany End Tables, 2 Satin Antique vases, Antique Silver Plate Tea Set, Mary Bacon Painting, Gold and Pearl Slide Bracelet, Bamboo Porch Furniture, All everyday China, Linens, Dining Room Table and Chairs, Empire Buffet, Portrait of her Father, Patty Hart's Fruit Picture, Seed Pearl Bangle Bracelet, Antique Mantle, Diamond and Gold Bar Pin, Allison Wells Picture, Wing Back Chair, and all Gifts she has given me in the past.

To my daughter JANICE LEENE HART, I leave the following items: My Gold Cross and Chain, Oak Antique Bed and Dresser Sets, Brown Marble Top Wash Stand, Oak Pie Safe, , Hunter Picture, Bird Pictures, Magnolia Picture, Walnut Marble Top Dresser, Fostoria Crystal, Pink Depression Glassware, 8 Place Setting of Apple Blossom China by Haviland, White Gold Bar Pin with Sapphire, 18K gold wedding band, Gold Mesh Bracelet, 20 Dollar Gold Piece, Old Mirror by Towle Sterling Silver, Oak Sideboard.

To my son, Wilmer Evans Hart, Jr., I leave the following items: Grandfather Clock, All Rifles and/or Shotguns, Oak 2 tiered Table, Walnut Office Desk, White Marble Wash Stand, Drop leaf Coffee Table.

To my son, William Louis Hart, I leave the following items: Antique Mantle Clock, 3 Tiered Round Table, Four Shelf What-Not, Cherry End Table, Marble top Victorian Table, Mahogany Secretary.

To my grand daughter, Amy Louise Watkins I leave the following items: Diamond Solitaire Ring, White Gold Diamond Ring, Pearls with Amethyst Enhancer, Gold Bead Necklace, Coffee Grinder, Spinning Wheel, Limoges Punch Bowl Set, Grape Vintage Silverware, Flower Picture in Gold Frame, All Farm Tools, Gold Watch, and Cherry Bedroom Set.

To my grandson Robert Michael White I leave The following items: One third of Coin Collection, and any items his mother wishes to give him out of her part.

To my grandson, John Renfro Watkins, I leave the following items: Oak Drop Leaf Table and Six Bamboo Chairs, One Third of Coin Collection, Iron Fire Engine, and any items his mother wishes to give out of her part.

To my grandson Steven Hart, I leave the following items:  
One Third of Coin Collection, and \$ 5000.00 in cash.

To my grandson Douglas Hart if his where abouts are known I  
leave him \$ 5000.00 in cash when he reaches 21 years of age.

To my grand daughter Ashley Elizabeth Hart, I leave the  
following items: Diamond and Emerald Gold Bracelet, Gold  
intial Pin, Porcelain Cat Collection, and Hand Painted Tilso  
Tea Set.

To my granddaughter, Lauren Michell Hart, I leave the  
following items: Gold Ruby and Diamond Bangle Bracelet,  
Round Pearl Pin, Porcelain Cat Collection, and Hand Painted  
Tilso Tea Set.

ITEM V

Should any or all of my children precede me in death, their  
part of my estate will be passed to their surviving  
children.

ITEM VI

All other material items in my estate will be divided by my  
surviving children.

ITEM VII

And now, having disposed of my entire estate, I hereby  
nominate and appoint Betty Louise Watkins, and Amy Louise  
Watkins, Executrix of my estate under this my Last Will and  
Testament. In the event my said Executrix's shall be unable  
to serve I appoint William Louis Hart, to serve as successor  
Executor. I direct that neither my Executrix or Sucessor  
Executor shall be required to make any bond as Executrix;  
neither shall either be required to make a formal appraisal  
of my estate, or provide an investory or an accounting to be  
filed with any court.

WITNESS WHEREOF, I ALICE RIDDELL HART, have hereunto set my hand to this Last Will and Testament on this the \_\_\_\_\_ day of June 20, 1994.

Alice Riddell Hart  
Alice Riddell Hart

WITNESSES:

Brandelyn G. Miles  
Lera S. Page

Subscribed an sworn to and before me, in the presence, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, a Notary Public in and for the county of Madison state of Mississippi.

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

My commission expires \_\_\_\_\_, 19\_\_\_\_

**FILED**  
THIS DATE  
MAY 29 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY Stacey Tota D C

PROOF OF WILL

STATE OF MISSISSIPPI  
COUNTY OF MADISON

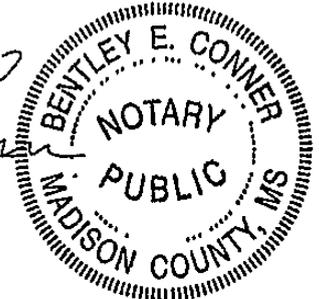
PERSONALLY APPEARED before me, the undersigned authority in and for said county and state, Gwendolyn G. Miles, one of the subscribing witnesses to a certain instrument of writing, a copy of which is attached hereto, purporting to be the Last Will and Testament of Alice Riddell Hart, who, being duly sworn, deposed and said that the said Alice Riddell Hart signed, published and declared said instrument as her Last Will and Testament on the 20<sup>th</sup> day of June, 1994, the day of the date of said instrument, in the presence of this deponent, and in the presence of Sara D Cage, the other subscribing witness, and that said Testator was then of sound and disposing mind and memory, and more than twenty-one years of age, and having her usual place of abode in Madison County, Mississippi, and this deponent and Sara D. Cage subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of said Testator, and in the presence of the said Testator and in the presence of each other, on the day and year of the date of said instrument.

Gwendolyn G. Miles  
Gwendolyn G. Miles

SWORN TO AND SUBSCRIBED before me this 11 day of

March, 2008.

Bentley E. Conner  
Notary Public



My Commission Expires:  
3-24-2010

YM INITIALS

**FILED**  
THIS DATE  
MAY 29 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Signature]* D.C.

PROOF OF WILL

STATE OF MISSISSIPPI  
COUNTY OF MADISON

PERSONALLY APPEARED before me, the undersigned authority in and for said county and state, Sara D. Cage, one of the subscribing witnesses to a certain instrument of writing, a copy of which is attached hereto, purporting to be the Last Will and Testament of Alice Riddell Hart, who, being duly sworn, deposed and said that Alice Riddell Hart signed, published and declared said instrument as her Last Will and Testament on June 20, 1994, in the presence of this deponent, and in the presence of Gwendolyn G. Miles, the other subscribing witness, and that Alice Riddell Hart was then of sound and disposing mind and memory, and more than twenty-one years of age, and this deponent and Gwendolyn G. Miles subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of Alice Riddell Hart, and in the presence of Alice Riddell Hart and in the presence of each other, on the day and year of the date of said instrument.

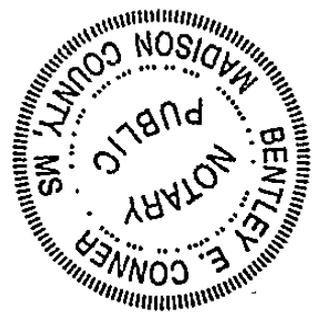
*[Signature: Sara D. Cage]*  
Sara D. Cage

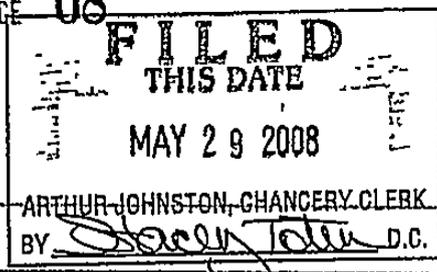
SWORN TO AND SUBSCRIBED before me this 22 day of

May 2008.

*[Signature: Bentley E. Conner]*  
Notary Public

My Commission Expires:  
3-24-2010





February 25, 2006

Scam Duncan, Lawyer

Please add these changes to my will:

Thank you and Masjie for all you have done. I don't know what I would have done without your love and friendship.

Love,  
Alice

February 25, 2006

Hart  
 of, Alice Riddle being, being of  
 sound mind, I request the following  
 changes to my will.

Any proceed of the sale of my  
 home, 1113 East Peace Street, Canton will  
 after my death will be divided  
 equally between Dolores Evans  
 Hart, Jr. and Janice L. Hart. ~~It~~  
 I have divided my furniture +  
 and house hold items among children  
 + grand-children on November 24,  
 2005.

I want to make changes to the  
 the distribution of my jewelry,  
 China + Silver

1. Betty Lee: The Opal brooch, emerald +  
 diamond bracelet, gold with pearl which <sup>bracelet</sup>  
 she gave me and the enhancer.
2. Jan: Will receive the \$20 gold  
 piece, 2 gold piece, gold pocket <sup>watch</sup>  
 chain, gold cross medallion gold bracelet  
 which she gave me, plus the small  
 gold bracelet with ruby + chip diamonds

(1)

Jan Cont. Also my diamond  
 solitaire + "Dallin's" wedding ring  
 She will also receive 8 place <sup>set</sup> of  
 of Apple Blossom Haviland China,  
 8 place setting of Old Mission  
 Jewel silver + Mana Belle's  
~~also~~

Gary will receive the \$500 gold  
 piece, small string of pearls, gold  
 wrist watch. The <sup>at</sup> she gave  
 me, the white gold dinner  
 ring + the yellow gold bar  
 pin.

Ashley will receive, the gold  
 mesh slide bracelet, 1 one white  
 gold broach, my initial pin,  
 the Chinese bracelet with words,  
 1 string of white <sup>pearls</sup> (I got in China)  
 1 8 place set of Apple Blossom  
 China + 8 place setting of Old  
 Mission silver.

Additions:

The following ~~the~~ mineral rights  
of Wilbur Egan Hart, Sr. estate  
in Madison County, Samuel Lee  
Riddell estate, Montgomery County  
~~and~~ to be divided equally  
among the 4 children or heirs.

Jan & Betty Lee was left oil  
& mineral rights by Patti Cooper Hart  
in northern Madison County.

Alice R. Hart  
2-25-2006

4

1 Lauren ! Gold bracelet with pearls in circles, Jade bracelet, 1 white gold pin, the yellow with pearl, the ~~red~~ white pearl gold & blue necklace. 8 setting of Apple blossom China and 8 place setting of silver.

Charlie Anne the Chinese necklace with my name in Chinese.

John + Michael will receive the coin collect which Summer & I collected before 12-8-1.

If there is money in my saving account left after I retire I want \$5,000 to Stephen Hart, Douglas Hart & Cody Hart with balance going to Jan + Wilmer Hart

② Some Duncanson Lawyer

Alice Ballard Hart  
2-25-2006

MADISON COUNTY MS This instrument was filed for record May 21<sup>st</sup> 2008.  
Book 43 Page 2  
ARTHUR JOHNSTON C. C.  
BY: [Signature] D.C.



**FILED**

THIS DATE

JUN 12 2008

ARTHUR JOHNSTON, CHANCERY CLERK  
BY *Arthur Johnston* D.C.

WILL OF MARY TAYLOR SANDEFUR SIGMAN

Page 1 of 4

BOOK 043 PAGE 13

2008-568

I, Mary Taylor Sandefur Sigman, a resident of Jackson, Mississippi, Hinds County, declare that this is my will.

1. I revoke all wills and codicils that I have previously made.

2. I was previously married to John Lynch Sigman. That marriage was terminated on December 3, 1992 by his death. I am the mother of the following children whose names and dates of birth are:

Andrea Kate Sigman Hendricks -- October 13, 1957

Charles Lynch Sigman -- November 28, 1958

3. I give all of my real and personal property to Andrea Kate Sigman Hendricks and Charles Lynch Sigman to be divided equally by them. If either one or both of my children should predecease me, I direct that any such share be given to his or her issue.

4. I nominate Andrea Kate Sigman Hendricks and Charles Lynch Sigman to serve as co-executors of my estate, to serve without bond. If either one is unable by death or other reason to serve, I direct the other to serve as sole executor of my estate. I direct that my executors take all actions legally permissible to have the probate of my estate done as simply as possible, including filing a petition in the appropriate court for the independent administration of my estate. I hereby grant to my executors the following powers, to be exercised as they deem to be in the best interests of my estate:

(a) to retain property without liability for loss or

depreciation resulting from such retention;

(b) to dispose of property by public or private sale, or exchange, or otherwise, and receive or administer the proceeds as part of my estate;

(c) to vote stock, to exercise any option or privilege to convert bonds, notes, stocks or other securities belonging to my estate into other bonds, notes, stocks or other securities, and to exercise all other rights and privileges of a person owning similar property in his own right;

(d) to lease any real property that may at any time form part of my estate;

(e) to abandon, adjust, arbitrate, compromise, sue on or defend and otherwise deal with and settle claims in favor of or against my estate;

(f) to continue, maintain, operate or participate in any businesses which is a part of my estate and to effect, incorporation, dissolution or other change in the form of organization of the business;

(g) to pay all my debts and all taxes that may be by reason of my death, be assessed against my estate or any portion of it, whether passing by probate or not, provided that such debts and taxes shall be first satisfied out of my residuary estate;

(f) to do all other acts, which in their judgment may be necessary to appropriate for the proper and advantageous management, investment and distribution of my estate.

The foregoing powers, authority and discretion granted to my

executors are intended to be in addition to the powers, authority, and discretion vested in them by operation of law by virtue of his or her office, and may be exercised as often as is deemed necessary or advisable, without application to or approval by any court in any jurisdiction.

I subscribe my name to this will this 28<sup>th</sup> day of April, 1943, and do hereby declare that I sign and execute this instrument as my last will and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am of the age of majority or otherwise legally empowered to make a will, and under no constraint or undue influence.

Mary Taylor Saudefur Sigman

WITNESSETH:

On this 28<sup>th</sup> day of April, 1993, Mary Taylor Sandefur Sigman declared to us, the undersigned, that this instrument was her will and requested us to act as witnesses to it. Mary Taylor Sandefur, Sigman thereupon signed this will in our presence, all of us being present at the time. We now, at her request, in her presence, and in the presence of each other, subscribe our names as witnesses and declare we understand this to be her will, and that to the best of our knowledge the testator is of the age of majority, or is otherwise legally empowered to make a will, and under no constraint or undue influence.

We declare under penalty of perjury that the foregoing is true and correct, this 28<sup>th</sup> day of April, 1993 at Jackson, Mississippi.

Kay King Valentine  
Witness Signature

Ken Robert  
Witness Signature

KAY KING VALENTINE  
Name of Witness [Print Name]

Ken Roberts  
Name of Witness [Print Name]

216 W. Virginia  
Address CLINTON, MS 39056

Box 1092 - Jackson, MS 39215-1092  
Address

MADISON COUNTY MS This instrument was  
filed for record June 12, 2008.  
Book 43 Page 13  
ARTHUR JOHNSTON, C. C.  
BY: K. Sivers D.C.



STATE OF MISSISSIPPI  
COUNTY OF LAUFERDALE  
I CERTIFY THAT THIS IS A TRUE COPY  
CAROLYN MOONEY, Chancery Clerk

BY Ruby G. Skelton D.C.

TODAY'S DATE 4-4-08 F5265

WB-36 Last Will and Testament

P 457

OF  
W. RAY MOORE

I, W. RAY MOORE, of the Borough of Sharpsville, County of Mercer and Commonwealth of Pennsylvania, being of sound and disposing mind, memory and understanding, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils at any time heretofore made by me.

FIRST: I direct that all my legal debts and funeral expenses be paid as soon as conveniently may be after my decease.

SECOND: I give and bequeath all my household furniture, household furnishings, wearing apparel, jewelry, personal effects, silverware, automobiles, and the balance of my tangible personal property unto my wife, MAY F. MOORE.

THIRD: I give and bequeath the sum of Five Thousand (\$5,000.00) Dollars unto the CHURCH OF GOD, on Center Street, Moundsville, West Virginia, in memory of my parents, J. C. and Ardella Moore.

FOURTH: All the rest, residue and remainder of my real, personal or mixed, of whatsoever nature and wheresoever situated, which may die seized or possessed, and all the property of which I may be entitled to dispose at my decease, I give, devise and bequeath unto my son, WILLIAM R. MOORE IN TRUST, NEVERTHELESS, for the following uses and purposes, and with the hereafter set forth powers:

A. My Trustee shall pay to or for the benefit of my wife, MAY F. MOORE, the entire net income from said trust for and during the term of her natural life, in regular quarterly installments.

B. My Trustee, during the continuation of the trust, shall have the right to distribute to or for the benefit of my wife, MAY F. MOORE, such part or parts of the principal of said trust as my Trustee, in his sole and absolute discretion, shall deem necessary or advisable from time to time for the medical care, maintenance and support of my wife, MAY F. MOORE, in order to maintain her in her station in life, having the right to take into consideration all other resources and income available to her, for such purposes from all sources known to my said Trustee.

C. Upon the death of my wife, MAY F. MOORE, said trust shall cease and terminate, and my Trustee shall pay over, assign and convey unto my son, WILLIAM R. MOORE, absolutely and in fee, the entire remaining principal of said trust, free and discharged of all trusts.

D. In the event of the death of my son, WILLIAM R. MOORE, prior to the death of my wife, MAY F. MOORE, I direct my Trustee, upon the termination of said trust, to pay over, assign, transfer and convey such share of the principal that would otherwise have passed to my son, WILLIAM R. MOORE, under the provisions of this my Will unto the issue of my son, WILLIAM R. MOORE, per stirpes and not per capita.

E. In the event that a beneficiary hereunder shall be under the age of twenty-one (21) years at the time of the termination of any trust, said beneficiary's share shall be held in a separate trust by the Trustee until he or she attains the age of twenty-one (21) years, and so much of the income and so much of the principal thereof as the Trustee, in his discretion, may deem advisable for the maintenance, education and support of such beneficiary shall be paid to such person as may have the custody of the person of that beneficiary at the time any such payment is made, but without liability on the part of the Trustee to see to the application of such payment, or may be expended by the Trustee directly for such purposes. Any income not so expended shall be added to the principal and invested in accordance with the terms thereof. When such beneficiary attains the age of twenty-one (21) years, the then principal shall be transferred and delivered to such beneficiary absolutely.

F. My Trustee, in addition to any powers conferred upon him by statute or common law, in his sole and absolute discretion, is authorized to continue in operation, whether as a sole proprietorship or as a member of a

W. Ray Moore 10/20/82

FILED IN THE CHANCERY COURT OF THE COUNTY OF LAUFERDALE, MISSISSIPPI, THIS 11th DAY OF APRIL, 2008.

partnership, any business in which I might have an interest at the time of my death, without prior approval of any Court; to purchase or otherwise acquire and to retain, whether originally a part of my estate or subsequently acquired, any and all stocks, bonds, notes or other securities or any variety of real or personal property, as he may deem advisable, whether or not such investments be of the character permissible for investments by fiduciaries; to sell, lease, pledge, mortgage, transfer, exchange, convert or otherwise dispose of or grant options with respect to any and all property at any time forming a part of my estate, in such manner, at such time or times, for such purposes, for such prices and upon such terms and conditions as he deems advisable; to vote, either in person or by general or limited proxy, or to refrain from voting any corporate securities for any purpose, and exercise or sell any subscription or conversion rights therein; to execute, acknowledge and deliver documents of title; to compromise and adjust any claims of my estate against others or others against my estate; to make distribution in kind; and to enter into leases which may extend beyond the period fixed by statutes for leases made by fiduciaries and beyond the duration of the trust.

G. No interest of any beneficiary of the corpus or income of my estate or of any trust created hereunder shall be subject to assignment, alienation, pledge, attachment or claims of creditors of such beneficiary, and may not otherwise be voluntarily or involuntarily alienated or encumbered by such beneficiary, except as may be otherwise expressly provided herein.

H. In the event of the death, resignation, disability or inability of my son, WILLIAM R. MOORE, to serve or continue to serve as Trustee, I nominate, constitute and appoint my grandson, STEVEN MOORE, as Substituted or Successor-Trustee, with the same powers as if originally appointed. No Trustee shall be required to give any bond.

FIFTH: In the event that my wife, MAY F. MOORE, fails to survive me, I then provide, in lieu of Items Second and Fourth, as follows:

(A) I give and bequeath all my household furniture, household furnishings, wearing apparel, jewelry, personal effects, silverware and the balance of my tangible personal property unto my son, WILLIAM R. MOORE.

(B) All the rest, residue and remainder of my estate, whether real, personal or mixed, of whatsoever nature and wheresoever situate, of which I may die seized or possessed, and all the property of which I may be entitled to dispose at my decease, I give, devise and bequeath unto my son, WILLIAM R. MOORE, to be his, his heirs and assigns, absolutely and in fee.

SIXTH: I nominate, constitute and appoint my son, WILLIAM R. MOORE, to be the Executor of this my Last Will and Testament, he to serve as such without bond. In the event that my son, WILLIAM R. MOORE fails to survive me, declines or is unable to serve as Executor, I then nominate, constitute and appoint my grandson, STEVEN MOORE, to be Executor, he to serve as such without bond. Said Executor shall have the right to sell in whole or in part any of my real or personal property, at public or private sale, without approval of any Court, and without liability upon any person dealing with the said Executor to see to the proper application of the purchase price, for such prices and upon such terms as my said Executor may deem proper, making, acknowledging, executing and delivering all deeds and other documents of title necessary to make an effective conveyance of said real or personal property.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of July, in the year of our Lord, one thousand nine hundred and eighty-two (1982).

W. Ray Moore (SEAL)  
W. RAY MOORE

Signed, sealed, published and declared by the above Testator, W. RAY MOORE, as his Last Will and Testament, in our presence, who in his presence, and at his request, and in the presence of each other, have hereunto set our names as subscribing witnesses.

David Goodwin residing at Sharon, Pa.

Deborah S. Griffith residing at Sharpsville, Pa.

Commonwealth of Pennsylvania :  
: ss.  
County of Mercer :

I, W. RAY MOORE, Testator, whose name is signed to the foregoing instrument, having been duly qualified according to law, do hereby acknowledge that I signed and executed the instrument as my Last Will; that I signed it willingly; and that I signed it as my free and voluntary act for the purposes therein expressed.

W. Ray Moore  
W. RAY MOORE

Sworn to and acknowledged before me,  
by W. RAY MOORE, Testator, this  
20th day of July, 1982.

Becky L. Battany  
NOTARY PUBLIC  
Sharon, Mercer County, Pennsylvania  
My commission expires:  
BECKY L. BATTANYI, Notary Public  
Sharon, Mercer County, Pa.  
My Commission Expires May 13, 1985

Commonwealth of Pennsylvania :  
: ss.  
County of Mercer :

We, DAVID GOODWIN and DEBORAH S. GRIFFITH, the witnesses whose names are signed to the foregoing instrument, being duly qualified according to law, do depose and say that we were present and saw Testator sign and execute the instrument as his Last Will; that he signed it willingly, and that he executed it as his free and voluntary act for the purposes therein expressed; that each of us in the hearing and sight of the Testator signed the Will as witnesses; and that to the best of our knowledge the Testator was at that time eighteen (18) or more years of age, of sound mind and under no constraint or undue influence.

David Goodwin  
DAVID GOODWIN

Deborah S. Griffith

Sworn to and acknowledged before me  
this 20th day of July, 1982.

Becky L. Battany  
NOTARY PUBLIC  
Sharon, Mercer County, Pennsylvania  
My commission expires:  
BECKY L. BATTANYI, Notary Public  
Sharon, Mercer County, Pa.  
My Commission Expires May 13, 1985

WB-36  
P. 460

STATE OF PENNSYLVANIA  
MERCER COUNTY  
CERTIFY THIS INSTRUMENT  
WAS FILED & RECORDED

1986 JAN 10 PM 3:04

F5265

NOTARY PUBLIC  
I HAVE BEEN SWORN  
IN BY MY HAND AND SEAL  
*[Signature]*

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MERCER

Personally appeared before me, the undersigned, authority of law in and for the above state and county, David Goodwin, one of the subscribing witnesses to the annexed instrument of writing purporting to be the Last Will and Testament of W. Ray Moore (hereinafter referred to as the deceased), bearing date October 20, 1982, who being first duly sworn, deposes and says that the said deceased signed, published and declared the said annexed instrument of writing as the Last Will and Testament of the deceased in the presence of this deponent on the day and year thereof, and that said deceased was then of sound and disposing mind and memory and more than eighteen years of age, and that this deponent subscribed his name to said will as witness thereto at the special instance and request of, and in the presence of, the said deceased, and, also, in the presence of Deborah S. Griffith, and that the said Deborah S. Griffith subscribed her name to said will as witness thereto at the special instance and request of, and in the presence of, the said deceased, and, also, in the presence of this deponent.

*[Signature of David Goodwin]*

DAVID GOODWIN

SWORN to and subscribed before me on this the 13th day of December, 1985.

*[Signature of Becky L. Battany]*  
NOTARY PUBLIC

Sharon, Mercer County, Pennsylvania

My Commission Expires:

BECKY L. BATTANY; Notary Public  
Sharon, Mercer County, Pa  
My Commission Expires May 13, 1989

MADISON COUNTY MS, this instrument was  
filed for record June 12, 2008

Book 43 Page 17

ARTHUR JOHNSTON, C. C.

BY: *[Signature]* DC



# Last Will and Testament

OF

JAMES A. STEWART

**FILED**

THIS DATE

JUN 18 2008

ARTHUR JOHNSTON, CHANCERY CLERK

BY *L. Jones* D.C.

KNOW ALL MEN BY THESE PRESENTS that I, JAMES A STEWART, a resident of Daphne, Alabama, in Baldwin County, Alabama, being over the age of nineteen (19) years and of sound mind and disposing memory, do hereby make, publish and declare this, my Last Will and Testament, hereby revoking, canceling and annulling any and all former Wills and Codicils thereto at any time heretofore made by me

### ARTICLE I

I direct that all of my just debts, funeral expenses, expenses and costs of administration of my estate and all taxes due by me and/or by my estate be paid as soon as practicable after my death. However, in the event there is any indebtedness owed by me, whether secured or unsecured, which has not matured at the time of my death, I authorize my Executor to pay such indebtedness either in full or according to the terms and tenor of any instrument evidencing such indebtedness as my Executor may deem best advisable under the then existing circumstances

### ARTICLE II

I give, devise and bequeath all of the rest, residue and remainder of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible of whatever nature and wheresoever situated, including any property which I may acquire or to which I may become entitled after execution of this Will, to my three children, JAMES LAMAR STEWART MARGARET ADELINE STEWART GARRISON and JAMIE ELIZABETH STEWART KAYE, share and share alike, provided they survive me. In the event that either of my said daughters, MARGARET ADELINE STEWART GARRISON or JAMIE ELIZABETH STEWART KAYE shall predecease me, then and in that event, the share which such deceased daughter would have received hereunder

*James A Stewart*  
\_\_\_\_\_  
JAMES A STEWART

*LAB*  
*MSU*

shall go to the lineal descendants of such deceased daughter, per stirpes In the event that my son, JAMES LAMAR STEWART, shall predecease me, then, in that event, the share which he would have received hereunder shall go to his wife, Gwendolyn S Stewart, provided she survives him and in the event she should predecease him, then the share which my son would have received shall go to his lineal descendants, per stirpes

My son, JAMES LAMAR STEWART, and I own land in Madison County, Mississippi, jointly with right of survivorship However, we sold this land approximately four years ago and the purchaser of this property is paying for such property under an installment sales contract with the property being held as security for such payment It is my understanding and intention that my share of the income received from the sale of this property is to be considered personal property of my estate and divided as hereinabove set forth

ARTICLE III

In the event that any beneficiary who takes under this will, as herein provided, be then under the age of nineteen (19) years, in that event, the share of such minor beneficiary shall go **IN TRUST** to the minor beneficiary's surviving parent, to be held in trust for the maintenance, welfare, education, and medical attention for such minor beneficiary

Each such trust for any such minor beneficiary shall remain in existence until such trust beneficiary should reach the age of nineteen (19) years or shall have died without reaching such age, and such trust shall, at that time, be paid over, **free from trust**, to such beneficiary (having reached nineteen years of age) or his/her heirs at law (such trust beneficiary having died before reaching nineteen years of age) as the case may be

The Trustee hereinabove named shall handle each such respective trust estate in the following manner for the following purposes

The Trustee shall take possession of, hold, manage and control said property

James A Stewart  
JAMES A STEWART

and shall collect the income, rents, issues, profits of, and shall pay all costs, taxes and expenses of each such trust and until the termination of said trust as hereinafter provided shall pay over to or for the benefit of such minor beneficiary during his or her lifetime so much of the annual net income and such amount or amounts of the corpus as in the Trustee's sole discretion shall be deemed advisable to provide adequately and properly for the support, maintenance, education, care, medical and surgical attention, sustenance and welfare of such trust beneficiary

Said Trustee shall have the following rights and powers

(A) To sell at public or private sale, for cash or on terms, to lease for periods within or beyond the duration of the trust, and to exchange all of any portion of the Trust Estate (including real, personal or mixed property) at such time, for such consideration, and upon such terms and conditions as the Trustees may deem advisable, and to execute all instruments necessary or proper to effect or evidence such sale, lease or exchange

(B) To grant and convey by lease or other instrument, for terms within or beyond the duration of the trust, the right to explore for and to produce and remove oil, gas and minerals on, in or from any lands at any time constituting a part of the Trust Estate, and to grant perpetual easements or easements for terms within or beyond the duration of the trust, on, over and with respect to any such lands

(C) To retain any of the insurance policies, bonds, shares of stock, real property or other property passing to the Trustee hereunder for such time as to the Trustee shall deem advisable, without liability for any loss the Trust Estate may sustain by reason of its so doing, and to dispose of the same by sale or exchange or otherwise as and when the Trustee shall deem advisable, and to invest and reinvest the proceeds of the property of in accordance with the provisions of paragraph (k) below, in expansion of the foregoing, Trustee is particularly authorized to retain any insurance policies deposited hereunder for the period of the Trustor's lifetime

(D) To determine what losses, expenses and other items shall be charged against principal and what against income and to charge the premiums of securities purchased at a premium either against principal or income or partly against income and partly against principal in such manner as to provide a fair distribution or apportionment between income and principal

(E) To compromise, arbitrate or otherwise adjust claims in favor of or against the Trust Estate or the Trustee

(F) To insure, repair, rebuild, improve, maintain, remove or replace any buildings or improvements that may be a part of the Trust Estate and for any such purposes to set up reserves out of income received

(G) To vote all shares of stock at any time forming a part of the Trust Estate at corporate meetings, to waive any notice and give consent for or with respect to such shares of stock and to give and delegate to any attorney-in-fact or proxy and power given herein to said Trustee with respect to such share of stock, to exercise any rights

  
JAMES A. STEWART

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or options with respect to any such stock and to cause any stocks, bonds or other securities to be registered in the name of the nominee or nominees of the Trustee, and to participate in any reorganization or liquidation of any corporation in which the Trustee hold stock

(H) To treat stock dividends and other extraordinary non-cash dividends, realized appreciation of assets, and other assets received by the Trustee as income or principal of the Trust Estate or to apportion the same between income and principal, in such manner as to provide a fair distribution or apportionment between income and principal

(I) To give and execute powers of attorney for the cancellation of any mortgages, to continue mortgages beyond and after maturity, with or without renewal or extension, upon such terms as may seem to the Trustee advisable, to foreclose, as an incident to collection of any bond or note, any mortgage or pledge securing such bond or note, and to purchase the mortgaged or pledged property or acquire the same by conveyance without foreclosure, and to retain any property bought in under foreclosure or taken over without foreclosure for such time as to the Trustee shall seem best

(J) To pay from the income or corpus of the Trust Estate any taxes which may be assessed thereon and any and all expenses that may properly be incurred in or about the management of the trust

(K) To invest and reinvest said Trust Estate and the proceeds of sale or disposal of any portion thereof in such bonds, mortgages, stocks (common or preferred), securities, real property or other property or interests in property of any kind, including any common trust fund or funds administered by the Trustee as the Trustee may deem advisable without regard to any constitutional, statutory or other restrictions or limitations on or rules or regulations with respect to investment of trust funds, all of which restrictions, limitations, rules and regulations are hereby waived and may be entirely disregarded by the Trustee

(L) To make distribution of principal, when such becomes payable or distributable, in kind or in cash or partly in kind and partly in cash, and if advisable in the Trustee's opinion, convert into cash any securities, property or other subject or investment then constituting a part of the Trust Estate before making such distribution

(M) To employ and consult with attorneys, tax advisers, accountants, appraisers and other advisers as the Trustee may deem necessary or proper, to pay their fees in reasonable amounts as charged on either income or corpus as the Trustee may deem appropriate, and, acting in good faith, to rely and act upon the advice of them or any of them

Such expenditures of income and of principal of each such trust shall be made according to the respective needs of each such minor beneficiary as the Trustee, in his or her discretion may determine

I expressly exempt said Trustee(s) from giving any bond or other security as such, but if bond shall for any reason nevertheless be required by a proper court, the reasonable cost of such bond shall be paid out of said trust I further exempt said

  
JAMES A. STEWART

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Trustee(s) from making any inventory, report or settlement to any court, provided, however, that nothing contained in this will shall be construed as limiting or otherwise affecting the jurisdiction of the court with respect to the trust estate herein created, where the aid of such court is sought by the Trustee(s) for or with respect to the interpretation and construction of this will

**ARTICLE IV**

I hereby nominate and appoint my son, JAMES LAMAR STEWART, as Executor of this my Last Will and Testament. In the event that my said son shall fail to qualify, die, resign, be incompetent, or otherwise fail or cease to serve as Executrix, then and in that event, I appoint my daughters, MARGARET ADELINE STEWART GARRISON and JAMIE ELIZABETH STEWART KAYE, or the survivor of them, as Alternate Co-Executrices (or Executrix as the case may be) hereunder

No Executor or Executrix named herein shall be required to give any bond, or to file any inventory or accounting, or to render any report in any court upon final settlement of her acts as such. I vest my Executor/Executrix with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death, or which he or she may thereafter acquire, at such time and price, and upon such terms and conditions as he or she may determine, and do every other thing necessary for the complete administration of my estate

IN WITNESS WHEREOF, I, JAMES A STEWART, the Testator, sign my name to this instrument on this 17th day of March, 2004, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am over 19 years of age, of sound mind, and under no constraint or undue influence

James A Stewart  
JAMES A STEWART

James A Stewart  
JAMES A STEWART

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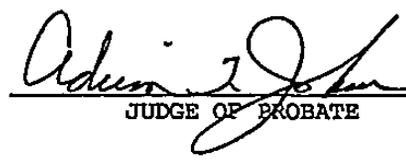


CERTIFICATE

STATE OF ALABAMA     )  
COUNTY OF BALDWIN    )

I, Adrian T Johns, Judge of Probate in and for said County and State, do hereby certify that the within instrument of writing has this day in said Court and before me as the Judge thereof, been shown to be the self-proved Last Will and Testament of JAMES A. STEWART, Deceased, according to the provisions of Act No 81-1209, Alabama Acts, 1981, and that said Will, together with the self-proving provisions as required by said Act No 81-1209, has been duly recorded in my office in Case Number 25429, at Page 1 - 7

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the said Court this the 15th day of January, 2008

  
\_\_\_\_\_  
JUDGE OF PROBATE

**CODICIL TO  
LAST WILL AND TESTAMENT OF  
JAMES A. STEWART**

I, JAMES A STEWART, residing in Baldwin County, Alabama, do hereby MAKE, PUBLISH, and DECLARE this to be the First Codicil to the Last Will and Testament executed by me on March 17, 2004

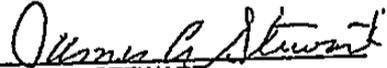
I hereby amend ARTICLE IV of my said Last Will and Testament so that such shall read as follows

ARTICLE IV

I hereby nominate and appoint my son, JAMES LAMAR STEWART, as Executor of this my Last Will and Testament I vest said Executor with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death, provided he obtains the written agreement and consent of my daughters, MARGARET ADELINE STEWART GARRISON and JAMIE ELIZABETH STEWART KAYE, to any such sale at such time and price, and upon such terms and conditions as they may agree upon, and to do every other thing necessary for the complete administration of my estate

In the event that my said son shall fail to qualify, die, resign, be incompetent, or otherwise fail or cease to serve as Executor, then and in that event, I appoint my daughters, MARGARET ADELINE STEWART GARRISON and JAMIE ELIZABETH STEWART KAYE, as Co-Executrices of my estate, or the survivor of them, as Alternate Executrix as the case may be hereunder

I vest such Executrices (or the survivor of them as the case may be) with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death, provided they both agree in writing to the sale of such property, at such time and price, and upon such terms and conditions as they may determine, and to do every other thing necessary for the complete administration of my estate

  
JAMES A STEWART

No Executor, Co-Executrices or Executrix (as the case may be) named herein shall be required to give any bond or to file any inventory of accounting, or to render any report in any court upon final settlement of his of their acts as such

In all other respects I hereby ratify and confirm all of the provisions of my said Will dated March 17, 2004

IN WITNESS WHEREOF, I have hereunto signed my name to this Codicil to my Last Will and Testament consisting of a total of three (3) pages, in the presence of the persons witnessing it at my request on this 17th day of August, 2004, at Mobile, Alabama

James A Stewart (SEAL)  
JAMES A STEWART

We LISA Bryant and MARGARET S O'DER

witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signed and executed this instrument as a Codicil to his Last Will and Testament as originally executed on March 17, 2004, and that he signs such Codicil willingly, and that each of us, in the presence and hearing of the Testator, hereby sign this Codicil as witness to the Testator's signing, and that to the best of our knowledge, the Testator is nineteen (19) years of age or older, or sound mind, and under no constraint or undue influence

WITNESSES

ADDRESS

Lisa Bryant

7917 Oak Springs Dr  
SARASOTA AL 36571

Margaret S O'Der

13115 Border Dr  
Sharon Bay, AL

STATE OF ALABAMA  
COUNTY OF MOBILE

Subscribed, sworn to and acknowledged before me by JAMES A STEWART,  
the Testator, and subscribed and sworn to before me by

Lisa Bryant and Margaret A O'Neil

witnesses, this 11th day of August, 2004

Catharine B. Jett  
NOTARY PUBLIC  
My Commission Expires 9-21-2005 J.S.  
R.H.  
W.H.S.

This instrument was prepared by  
FRED W KILLION, JR  
KILLION LAW FIRM, P C  
2513 Dauphin Street  
Post Office Box 7807  
Mobile, AL 36670  
(251) 476-5900

STATE OF ALABAMA  
SALDWIN COUNTY

2008 JAN 14 A 10 11

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Page 3 of 3

**CERTIFICATE**

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

I, Adrian T Johns, Judge of Probate in and for said County and State, do hereby certify that the within instrument of writing has this day in said Court and before me as the Judge thereof, been shown to be the self-proved First Codicil to the Last Will and Testament of JAMES A. STEWART, Deceased, according to the provisions of Act No 81-1209, Alabama Acts, 1981, and that said Codicil, together with the self-proving provisions as required by said Act No 81-1209, has been duly recorded in my office in Case Number 25429, at Page 8 - 11

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the said Court this the 15th day of January, 2008

*Adrian T. Johns*

JUDGE OF PROBATE  
STATE OF ALABAMA, BALDWIN COUNTY  
I, Adrian T. Johns, Judge of Probate in and for said state and county, hereby certify that the within is a true and correct copy of  
Last Will and Testament and  
Codicil of James A. Stewart  
as it appears on record in my office.  
Given under my hand this 23rd day of January, 2008

*Adrian T. Johns*  
Judge of Probate

MADISON COUNTY MS This instrument was filed for record June 18, 2008

Book 43 Page 21  
ARTHUR JOHNSTON, C C  
BY: *L. Jones* D C



**FILED**  
THIS DATE  
JUN 19 2008  
ABRAHAM JOHNSTON, CHANCERY CLERK  
BY *Kim [Signature]* D.C.

LAST WILL AND TESTAMENT  
OF  
JOSEPH W. SEGURA

2008-608

I, JOSEPH W. SEGURA, a resident of Olmsted County, Minnesota, hereby declare this instrument to be my Last Will and Testament and revoke any and all prior wills and codicils.

ARTICLE 1

1.1 My family. I am divorced and unremarried at the date of this will. On April 1, 2005, LINDSEY ARDEN KERR and I obtained a marriage license in San Diego County, California. On April 9, 2005, LINDSEY ARDEN KERR and I participated in a ceremony that appeared to be a marriage ceremony. Prior to commencement of the ceremony, however, LINDSEY ARDEN KERR and I decided that we did not want to complete the marriage, so we instructed the officiant of the ceremony not to sign the marriage certificate or to complete the certificate of registry. Pursuant to these instructions, the officiant of the ceremony did not sign the marriage certificate and did not complete the certificate of registry. I am, therefore, not now, and never have been, married to said LINDSEY ARDEN KERR.

My children living at the date of this will are ALISON ANN FRIEDLANDER, SARAH JANE SEGURA, CYNTHIA LOUISE SEGURA, LEAL GILCHRIST SEGURA and SUZANNE FELICE SEGURA. All references in this will to my "children" shall mean said persons and any child or children of mine born or adopted after the date of this will. All references in this will to my "child" shall mean one of my children.

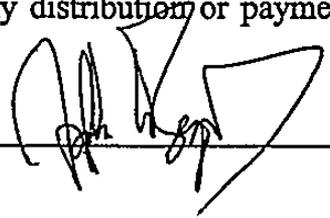
1.2 Intentional omission. In disposing of the assets of my estate under the provisions of this will, I have not provided for LINDSEY ARDEN KERR or any of her issue. Notwithstanding any finding contrary to my understanding that LINDSEY ARDEN KERR and I are not now, and never have been, married to each other, such omission is

*[Signature]*  
\_\_\_\_\_

intentional and has not be occasioned by accident or mistake. Under no circumstance do I intend to leave any portion of the assets of my estate to LINDSEY ARDEN KERR or any of her issue under the provisions of this will.

ARTICLE 2

Payment of debts, expenses and death taxes. I direct the Personal Representative of my estate to pay out of my residuary estate my just debts, the expenses of my last illness, funeral and burial, and the expenses of administering my estate. I direct that all inheritance, estate, succession and transfer taxes (except any generation-skipping transfer tax imposed by Chapter 13 of the Code and any additional estate tax imposed by Sections 2032A(c) and 2056A(b)(6) of the Code) which may be imposed by any domestic or foreign law by reason of my death or because of the transfer, disposition or distribution of any property deemed a part of my taxable estate at my death shall be paid out of the principal of the Trust Estate held pursuant to and as provided by the provisions of Article 3 of the Amendment and Restatement of Trust Agreement dated 5/5, 2005, by and between myself, as Settlor, and myself, as Trustee, which Amendment and Restatement of Trust Agreement is in full force and effect on the date hereof. Except as provided in such Amendment and Restatement of Trust Agreement or in this will, such taxes shall not be apportioned (including, without limitation, apportionment pursuant to Section 2207B of the Code) to or among any person or persons holding any interest in or entitled to receive any item or items included in my taxable estate; provided, however, that the Personal Representative shall recover from the holder or recipient of any qualified terminable interest property includible in my gross estate by reason of Section 2044 of the Code or its counterpart under any state law the amount of any taxes recoverable, including interest and penalties thereon, in accordance with the provisions of Section 2207A of the Code or its counterpart under any state law that permits recovery of estate tax attributable to qualified terminable interest property, or under any state statute or judicial doctrine generally allowing for the apportionment of estate taxes. Nothing in this Article shall prevent the Personal Representative of my estate from receiving any distribution or payment from any trust or

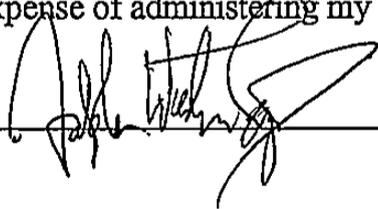
  
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fund pursuant to the governing instrument for such trust or fund, including, without limitation, any such payment or distribution which is determined, in whole or in part, by the taxes described in this Article.

ARTICLE 3

3.1 Devise of automobile. I devise any interest I may have at my death in my 1955 MG TF-1500 to my brother, THOMAS N. SEGURA, if he survives me. If THOMAS N. SEGURA does not survive me, this devise shall lapse and such property shall be distributed as a part of the residue of my estate pursuant to the provisions of Article 4 of this Agreement.

3.2 Devise of tangible personal property. Subject to the provisions of paragraph 3.1, I intend to prepare prior to my death a written statement or list to dispose of certain items of my tangible personal property. Subject to the provisions of paragraph 3.1, I direct the Personal Representative of my estate to distribute such items in accordance with the provisions of such statement or list. Subject to the provisions of paragraph 3.1, I devise the balance (or all thereof in the absence of a written statement or list effectively disposing of any of my tangible personal property) of my household furniture and furnishings and of my articles of personal use and adornment of every kind I own at my death, including wearing apparel, jewelry, automobile or automobiles, boats, cameras, sporting equipment, appliances, pictures, silverware and books, but not including money, cash, coins or property used in my trade or business, in equal shares to my children who survive me. It is my hope that my children will divide such property in accordance with my wishes, however my wishes may be made known to them, but I do not intend to create any trust in law or in equity with regard to such property. In the event my children are unable to agree upon the division of such property within six (6) weeks after they are requested to do so by the Personal Representative, I direct the Personal Representative, in the Personal Representative's sole discretion, to divide and distribute such property among my children in shares as nearly equal in value as possible. I direct that the costs of shipping (including packing and insuring) such property to any devisee shall be paid as an expense of administering my estate

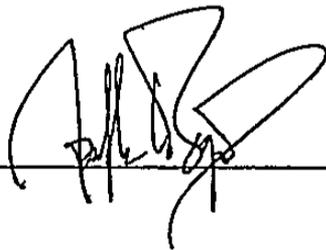
  
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## ARTICLE 4

4.1 Disposition of residuary estate to trust. All the residue of my property of whatever kind and wherever located that I own at my death, including any of the foregoing gifts in this will which for any reason shall fail to take effect, but not including any property over which I may have a power of appointment at my death (hereinafter called my "residuary estate"), I devise to the Trustee under the Amendment and Restatement of Trust Agreement dated 5/5, 2005, by and between myself, as Settlor, and myself, as Trustee, which Amendment and Restatement of Trust Agreement is in full force and effect on the date hereof, to be added to and commingled with the trust assets of that trust and held, managed, administered and distributed according to the terms, conditions and provisions of the Amendment and Restatement of Trust Agreement, including any amendments thereto made before my death, regardless of whether made before or after the execution of this will.

4.2 Disposition if devise of residuary estate to trust is not effective. If for any reason the devise under paragraph 4.1 next preceding fails to take effect in whole or in part, then, and to that extent, I devise all or such part of my residuary estate as is not effectively disposed of pursuant to the provisions of paragraph 4.1 to the person designated as Trustee under the Amendment and Restatement of Trust Agreement described in paragraph 4.1, as Trustee, UPON TRUST, however, and direct said Trustee to hold, manage, administer and distribute the portion of my residuary estate not effectively disposed of by the provisions of paragraph 4.1 in accordance with the terms, conditions and provisions of the Amendment and Restatement of Trust Agreement described in paragraph 4.1, as amended through the date of this will, the terms of which are hereby incorporated by reference.

4.3 Waiver of confirmation. I hereby waive any statutory requirement that the appointment of the Trustee of said trust be confirmed or that said trust be qualified in any court of competent jurisdiction before distribution is made from my estate to such Trustee.

  
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## ARTICLE 5

5.1 Paragraph headings. The paragraph headings used in this will are for purposes of convenience only, and it is my intention that no such heading shall be considered in the construction of any provision of this will or any related instrument by me.

5.2 Definitions. As used in this will:

- (1) The terms "child", "children" and "issue" shall include natural and adopted persons as well as persons in gestation who are later born alive; provided, however, that if a person is adopted after such person has attained the age of twenty-one (21) years, such person and such person's lineal descendants shall not be deemed to be lineal descendants of the adoptive parent (or of the adoptive parent's lineal ancestors) and such person shall remain a lineal descendant of any former parents whose parental rights were terminated by the adoption (and of that former parent's lineal ancestors).
- (2) The masculine, feminine, or neuter gender, and the single or plural number, shall each be deemed to include the others whenever the context so indicates.
- (3) "Code" shall mean the Internal Revenue Code of 1986, as amended, and references to sections or other subdivisions of the Code shall mean and include, as now enacted or hereafter amended, such section or other subdivision and any provision of federal law that is, or may hereafter be, cognate to such section or other subdivision.
- (4) "Personal Representative" shall refer to the one or more individuals or corporations serving in the office of Personal Representative or Co-Personal Representative from time to time; provided, however, that when the context indicates that such reference is to less than all of the individuals and corporations then serving, such reference shall refer to the one or more individuals or corporations to which such reference applies.
- (5) "Trustee" shall refer to the one or more individuals or corporations serving in the office of Trustee or Co-Trustee from time to time; provided, however, that when the context indicates that such reference is to less than all of the individuals and corporations then serving, such reference shall refer to the one or more individuals or corporations to which such reference applies.



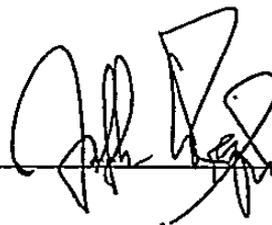
- (6) The terms "person" or "persons" shall include any natural person, corporation, limited liability company, partnership, firm, association, trust, government, governmental agency or any other entity, whether acting in an individual, fiduciary or other capacity.

ARTICLE 6

6.1 Personal Representative. I nominate and appoint my brother, THOMAS N. SEGURA, as Personal Representative of my estate. If THOMAS N. SEGURA shall for any reason be unable or unwilling to act or to continue to act as such Personal Representative, then I nominate and appoint my brother, JOHN STEPHEN SEGURA, as Personal Representative of my estate, with all of the powers, discretions and duties granted to and imposed upon THOMAS N. SEGURA as Personal Representative.

6.2 Administrative powers of Personal Representative. I hereby confer upon the Personal Representative of my estate full power to sell, convey, lease, mortgage, transfer, assign or exchange any and all property, real, personal or mixed, which I may own at the time of my death or which may be acquired by my estate without license or leave of court, and I direct the Personal Representative to do each and every act and thing necessary or proper to the full and complete administration of my estate under this will.

The Personal Representative may enter into any transaction authorized by this my Last Will and Testament with any personal representative individually or in its corporate capacity, or with a corporation of which any personal representative is an officer, director, shareholder, subsidiary or affiliate, or with trustees or representatives of other trusts or estates even though any such trustee or representative is also the Personal Representative hereunder, provided only that such action is not taken in bad faith, and in any such transaction the Personal Representative may purchase property or make loans on notes, securities and property even though similar or identical property constitutes all or a large portion of the balance of my estate, and the Personal Representative may retain any such property or note with the same freedom as if it had been an original part of my estate.



6.3 Waiver of bond. I direct that no bond be required of any individual named as Personal Representative of my estate, but if a bond be required, then I direct that it be made as nominal as possible.

IN WITNESS WHEREOF, I have hereunto set my hand to this my Last Will and Testament this 5 day of May, 2005.

Joseph W. Segura  
Testator

THIS INSTRUMENT, consisting of seven (7) typewritten pages (up to and including this certificate), each bearing the signature or initials of the above-named JOSEPH W. SEGURA, was by him on the date hereof signed, published and declared by him to be his Last Will and Testament, in our presence, who, at his request and in his presence and in the presence of each other, we believing him to be of sound mind and disposing memory, have hereunto subscribed our names as witnesses.

Judy Starr Residing at 1932 43<sup>rd</sup> St. NW  
Rochester, MN 55901

Rachel Pearson Residing at 1915 18 1/2 Avenue, #104  
Rochester, MN 55901

STATE OF MINNESOTA )  
 ) ss.  
COUNTY OF OLMSTED )

BOOK 043 PAGE 39

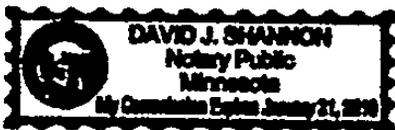
We, JOSEPH W. SEGURA, Judy Starr, and Rachel Pearson, the testator and the witnesses, respectively, whose names are signed to the attached or foregoing instrument, being first duly sworn, do hereby declare to the undersigned authority that the testator, in the presence of the witnesses, signed and executed the instrument as his last will, that he signed it willingly, that he executed it as his free and voluntary act for the purposes therein expressed, and that the witnesses, in the presence and hearing of the testator and in the presence and hearing of each other, signed the will as witnesses, and that to the best of their knowledge the testator was at the time of legal age, of sound mind and under no constraint or undue influence.

[Signature]  
Testator

Judy Starr  
Witness

Rachel Pearson  
Witness

Subscribed, sworn to and acknowledged before me by JOSEPH W. SEGURA, the testator, and subscribed and sworn to before me by Judy Starr and Rachel Pearson, witnesses, this 5<sup>th</sup> day of May, 2005.



[Signature]  
Notary Public, \_\_\_\_\_ County, MN  
My Commission Expires:

MADISON COUNTY MS this instrument was  
filed for record June 19, 2008.  
Book 43 Page 32  
ARTHUR JOHNSTON, C. C.  
BY: [Signature]



2008-570-6

LAST WILL AND TESTAMENT

of

PAULINE L. HESTER

I, Pauline L. Hester, an adult resident of Ridgeland, Madison County, Mississippi, make this my Will and revoke all prior Wills and Codicils

ITEM I.

My husband is deceased, and I have two (2) children now living, James Lawson Hester and Lea Anne Brandon.

The words "child," "children," "grandchild," or "grandchildren" as used herein shall include any children hereafter born to any of my children and "descendants" shall include any person hereafter born to any of my descendants. 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.

ITEM II.

I appoint James Lawson Hester as Executor of my estate under this Will. In the event my Executor is or becomes unable or unwilling to serve, I appoint Kimberly Walker Hester to serve as successor Executor.

FOR IDENTIFICATION:

Page 1 of 19 Pages

P. L. H.

FILED  
THIS DATE  
JUN 19 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY: [Signature] D.C.

## ITEM III.

My Executor shall pay all funeral expenses, costs of administration and other proper claims against my estate. My Executor may, in my Executor's discretion, pay all or any portion of the administration expenses out of the income and/or principal of the estate during the period of administration and may elect in accordance with applicable federal tax laws, to deduct such expenses either for federal estate tax purposes or federal income tax purposes, or partly for one and partly for the other, irrespective of the source of payment, and without reimbursement or adjustment of the estate accounts or the amounts to which the beneficiaries of my estate may otherwise be entitled. 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 IV.

All Section references, as used in this Will, refer to the Internal Revenue Code of 1986, as amended, or any corresponding provisions of future laws.

Unless otherwise provided, in referring to the Trustee, 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.

Where used throughout this Will, the terms "Executor," "Executrix," and "Administrator" may be used interchangeably and shall apply to whoever may be serving as personal

FOR IDENTIFICATION:

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P. L. H.

representative of my estate, whether one or more than one, and to any successor Executor or Administrator.

ITEM V.

I give, devise and bequeath to my daughter, Lea Anne Brandon, the sum of Twenty-Five Thousand and no/100 Dollars (\$25,000) provided that she survives me. In the event my daughter does not survive me, then the asset bequeathed herein shall be distributed to the son of my daughter, James Michael Brandon, Jr., or if he is deceased such bequest shall lapse and become part of the rest and residue of my estate.

ITEM VI.

I give, devise and bequeath the rest and residue of my estate, real and personal, of whatsoever kind or character and wheresoever situated to my son, James Lawson Hester. If I am not survived by my son, James Lawson Hester, I give, devise and bequeath the rest and residue of my estate to Kimberly Walker Hester, Madison, Mississippi, as Trustee under the terms set forth in this Will, my entire estate, real and personal, of whatsoever kind or character and wheresoever situated. This trust shall be for the benefit of the children of my son, James Lawson Hester, being my grandchildren, born to my son, James Lawson Hester.

The Trustee shall hold, administer and distribute the assets of the trust under the following provisions.

FOR IDENTIFICATION:

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Paul

A. The Trustee shall pay to and among beneficiaries (but not necessarily in equal shares) as much of the net income as the Trustee, in the Trustee's discretion, deems advisable for the education, support, maintenance, and health, including any hospital or other institutional care, of these beneficiaries, and for the maintenance of their accustomed standard of living. These distributions shall be made in proportions and amounts and at such intervals as the Trustee determines. Any income not distributed shall be added to principal and distributed in accordance with subsequent provisions.

B. In addition to the income distributions the Trustee shall pay to or for the benefit of these beneficiaries, or any of them, (but not necessarily in equal shares) as much principal as the Trustee, in the Trustee's discretion, deems advisable for the education, support, maintenance and health, including any hospital or other institutional care, of my beneficiaries or for the maintenance of their accustomed standard of living at the time of my death. In making principal distributions, the Trustee shall consider the needs of the beneficiaries and the funds available to them from other sources.

The Trustee shall hold any personal effects, jewelry, and other items, particularly household contents, antiques, silver, and the like and shall distribute them in substantially equal shares to my children. Each grandchild shall take his or her share when he or she attains twenty-one (21) years of age, or earlier in the discretion of the Trustee if that child is capable of handling his or her property.

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P.L.A.

C When my oldest living grandchild attains the age of twenty-five (25) years, the Trustee shall divide this trust into separate trusts. There shall be a separate trust for each of the then living children, collectively, of James Lawson Hester (being my grandchildren by James Lawson Hester). These trusts shall be equal in amounts. The Trustee shall hold, administer and distribute the funds of each trust under the following provisions

1. The Trustee shall distribute, at least annually, to each beneficiary of each trust (but not necessarily in equal shares) as much of the net income of that trust as the Trustee, in the Trustee's discretion, deems advisable for the beneficiary's education, support, maintenance and health, including any hospital or other institutional care, and for the maintenance of the beneficiary's accustomed standard of living. Any income not distributed shall be added to principal and distributed in accordance with subsequent provisions.
2. In addition to the income distributions, the Trustee may distribute to or for the benefit of a beneficiary, as much principal as the Trustee, in the Trustee's discretion, deems advisable for the beneficiary's education, support, maintenance and health, including any hospital or other institutional care, and for the maintenance of the beneficiary's accustomed standard of living
3. As and when each grandchild who is a beneficiary to each trust attains the age of thirty (30) years, the Trustee shall distribute to that child one-half (1/2) of that

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P. L. H.

child's trust estate at that date. Thereafter when each of my children attains age thirty-five (35) years, the Trustee shall distribute to such child the remainder of that child's trust estate. If at the time of my death, any child of mine has attained the age required herein for distribution of part or all of the principal of his or her trust, such part or all of that principal shall be distributed to that child at that time.

The assets of a trust for the children of a deceased child of mine (being my grandchildren by that deceased child) shall be distributed, in equal shares, to the children of such deceased child when the youngest living child of such deceased child of mine attains the age of twenty-one (21) years, except that the then living descendants of a deceased grandchild of mine shall take, per stirpes, the share the grandchild would have taken if living.

4. In the event of death of any of my children after division of this trust into separate trusts and prior to receipt by that child of his or her entire trust estate, the balance in the trust of my deceased child shall be retained in trust for the benefit of my deceased child's then living children (being my grandchildren by that deceased child). Income and principal shall be distributed among such surviving grandchildren as the Trustee determines in accordance with the directions and standards previously set forth in subparagraphs 1 and 2 of this

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W. J. N.

Paragraph C. The trust estate for the children of a deceased child of mine (being my grandchildren by that deceased child) shall be distributed, in equal shares, to the children of such deceased child when the youngest living child of such deceased child attains the age of twenty-one (21) years, except that the then living descendants of a deceased grandchild of mine shall take, per stirpes, the share the grandchild would have taken if living. If at the death of a child of mine, he or she leaves no surviving descendants, that deceased child's trust estate shall be paid over and added, in equal shares, to the trusts created for my other child or children and their descendants to be held, administered and distributed in accordance with the provisions of such trusts or shall be distributed outright to a beneficiary who had previously reached the age to have received a distribution of his or her trust estate.

D. Notwithstanding any provision herein to the contrary, the Trustee shall retain in trust for the benefit of any beneficiary, any distribution otherwise required to be made to such beneficiary, if in the Trustee's sole discretion such beneficiary is, at the time the distribution would otherwise be required, involved in a lawsuit, addicted to alcohol, drugs, or other chemical substances, is a party to a pending divorce or marital separation proceeding, is in bankruptcy, or is currently under suit or collection proceedings by creditors, whether or not such beneficiary is in bankruptcy proceedings. The Trustee shall make reasonable inquiries before making

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P.L.H.

distributions of principal to the beneficiaries to ascertain whether any beneficiary is then under any of the above described conditions. In making a determination that a beneficiary is addicted to alcohol, drugs, or other chemical substances, the Trustee may rely upon the opinion of a physician who has examined the beneficiary. The Trustee may request that the beneficiary be examined by a physician designated by the Trustee and if the beneficiary refuses to be examined by such physician, the Trustee shall not make any distributions to the beneficiary until such time as the beneficiary agrees to be examined by such physician. As and when the beneficiary whose distribution was delayed has recovered from, has resolved, or has been relieved of such condition, the Trustee may then make distribution to such beneficiary of the distribution which was delayed by the Trustee in accordance with this provision.

E. In the event all of the persons and classes designated as beneficiaries of this trust die prior to the distribution of all trust assets, the trust assets shall be distributed to First Baptist Church, Laurel, Mississippi, to be used for the foreign mission offering as directed by the Church.

F. The Trustee shall permit each beneficiary to elect by written direction to the Trustee, at the time all or any portion of his or her trust is to be distributed to him or her, to have such property remain in trust under the terms and provisions hereof for the balance of his or her life or until such time as such beneficiary shall request that the trust assets, or any part thereof, be distributed to him or her outright. In the event of the death of a beneficiary during the period in

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P. J. H.



a minor beneficiary under the Mississippi Uniform Transfers to Minors Act, or (c) by applying the distributions 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 requisite to assure and enforce the application of such distributions for the exclusive benefit of the beneficiary.

None of the principal or income of any trust created under this Will or any part of same, shall be liable for debts of any beneficiary or be subject to seizure by creditors of any beneficiary.

No beneficiary shall have the power to sell, assign, transfer, encumber or in any manner to anticipate or dispose of any part of his or her interest in the trust assets or the income produced from the assets.

#### ITEM VIII.

The Trustee of any trust created herein shall have the authority to distribute income or principal 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 and may select assets to be allocated or distributed without regard to the income tax basis of the property.

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P. J. H.

The Trustee shall not be required to make physical division of the trust property comprising the "Pauline L. Hester Family Trust," except when necessary for the purposes of distribution, but may, in the Trustee's discretion, keep the trusts in one or more consolidated funds. As to each consolidated fund, the division into the various shares comprising such fund need be made only on the Trustee's books of account, in which case each trust shall be allotted its proportionate part of the principal and income of the fund and charged with its proportionate part of expenses thereof.

ITEM IX.

Notwithstanding any provision of this Will to the contrary, the interest of every beneficiary of any trust created by this Will shall vest within the period prescribed by the Rule against Perpetuities or any statute pertaining thereto. Upon such vesting, any trust property then held by the Trustee shall be distributed immediately, free and clear of any trust, to the beneficiary or beneficiaries of this trust (or to his or her legal guardian or other personal representative) as though each such beneficiary had reached the date at which final distribution to him or to her were required pursuant to the provisions hereof.

ITEM X.

During the administration of my estate and until a trust created herein is funded, I authorize the Trustee, in the Trustee's discretion, to request that my Executor, in which case my Executor may comply with that request, make payments out of my estate to the beneficiaries of

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P.L.H.

such trust. These payments shall be an amount which in the judgment of the Trustee and the Executor, jointly, equals the distributions which the beneficiaries would receive from the trust had it been established and funded at my death.

ITEM XI.

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.

No Trustee hereunder shall be required to enter into any bond or to file with any court a formal accounting of the Trustee's administration. The Trustee shall render annual accounts to the income beneficiaries of each trust. No persons paying money or delivering property to the Trustee shall be required to see to its application.

ITEM XII.

A Trustee of any trust created in this Will may resign at any time by giving written notice, specifying the effective date of resignation, to the persons who are income beneficiaries of the trust at that particular time. The notice may be made by personal delivery or sent by registered mail.

The Trustee or any successor Trustee of any trust created by this Will may be removed by and a successor Trustee appointed by the law firm of Armstrong Allen, PLLC or its successor. In the event of the death, incapacity, or unwillingness to serve of a committee member, the other two (2) committee members shall select a replacement. In any event, the successor Trustee may

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P. L. H.

be an individual, a bank possessing trust powers or a trust company. The removal of a Trustee or successor Trustee and the appointment of a successor Trustee shall be effective upon written notice to the Trustee or successor Trustee removed or appointed.

The resigning Trustee shall deliver all trust assets to the successor Trustee on the effective date of the resignation, and shall, within sixty (60) days of such date, submit a full and final accounting to the successor Trustee and to the income beneficiaries of the trust. Any successor Trustee shall be vested with all the rights, powers, duties and discretions conferred upon the original Trustee.

**ITEM XIII.**

Unless otherwise provided, the administration and management of any trust created herein, the sale and conveyance of the 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 it now exists or may hereafter be amended. In addition to the powers contained in that Law, the Trustee shall have full power and authority:

A. 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 laws

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P. L. H.

of trusts. Further, all rights to subscribe to new or additional stocks or securities and all liquidating dividends shall be deemed to be principal.

B. To place, in the discretion of the Trustee, trust funds in a checking, savings or other types of accounts or certificates of deposit in any successor Trustee bank.

C. To receive, invest in, and retain in the trust all types of property and, especially, to receive, invest in, and retain in the trust shares of stock in closely held corporations, partnership interests in general and limited partnerships, oil, gas, and other mineral interests, standing timber, and unimproved 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 trust law.

D. To consolidate and merge any trust created hereunder with any other trust created by me or any other person, whether inter vivos or by Will, if the beneficiaries are the same and the terms of that other trust are substantially the same as this trust.

E. To retain or invest trust assets in a common fund established by a corporate Trustee pursuant to the Uniform Common Trust Fund Law of Mississippi or in any investment account, mutual fund, or other investment vehicle offered, sponsored, or advised for a fee by any other corporate Trustee, or any subsidiary, parent or affiliate of such corporate Trustee or any

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P.L.H.

successor or assign, or subsidiary, parent or affiliate of any successor or assign, to such corporate Trustee.

F. To surrender, disclaim, release, relinquish or amend, after providing written notice to the income beneficiaries, all or any portion of any administrative provision of any trust created herein which causes or may cause adverse or unanticipated tax liability to my estate, the trust, the Trustee, or the beneficiaries.

G. To take out, apply for, and maintain, paying premiums from income or principal, health, hospitalization, medical or similar insurance covering any beneficiary of the trust.

H. To hold for the benefit of any minor beneficiary of a trust or for an adult beneficiary who is incapable of handling his or her property, any personal effects, automobiles, jewelry and other objects, particularly household contents, antiques, silver, crystal and the like, that are bequeathed to any such beneficiary of a trust until the beneficiary attains the age of twenty-one (21) years or in the case of an adult beneficiary incapable of handling his or her property until such time as, in the sole discretion of the Trustee, that beneficiary is capable of handling his or her property. The Trustee may permit such items to remain in the residence in which the beneficiary resides or in such other storage facility as the Trustee deems appropriate for such items and shall pay all costs of maintaining, storing, and insuring the items. The Trustee shall have the authority to give the Executor or other personal representative of the estate of a decedent a receipt for such objects on behalf of such beneficiary

FOR IDENTIFICATION:

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P. L. H.

## ITEM XIV.

In addition to the powers and authorities specifically granted to my Executor under this Will, I expressly confer upon my Executor all rights, powers, duties, and authorities conferred upon a Trustee under the Uniform Trustees' Powers Law of Mississippi as it now exists or may hereafter be amended. I authorize my Executor to exercise any such powers and authorities granted in this Will or by the Uniform Trustees' Powers Law of Mississippi without the necessity of obtaining court approval. All rights, powers, duties and discretion 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.

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 or any other 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. I authorize my Executor to exercise, at such times and in such manner as my Executor shall deem

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P. R. N.

appropriate, any rights of election or other rights which are available to me or my estate in respect of the provisions of the Internal Revenue Code or of any other tax law. I specifically authorize my Executor to allocate any of my available generation-skipping tax exemptions from the federal generation-skipping tax as allowed by Section 2631 to any property of which I am deemed to be the transferor under Section 2652(a), including any property not in my probate estate and any property transferred by me during life as to which no allocation of the exemption was made prior to my death.

My Executor shall have the authority to disclaim or renounce any interest in property, in whole or in part, including any power with respect to property and including an undivided interest in property transferred to me or to my estate. Any disclaimer by my Executor shall be made in writing stating specifically the property or interest disclaimed and shall be delivered to the transferor of the property, the transferor's legal representative, or the holder of the legal title to the property to which the interest relates. Any disclaimer shall be made within the time period and in the manner required for the disclaimer to qualify under Section 2518.

My Executor shall have authority to continue all business operations in which I am interested at my death for the time permitted by law in order to avoid depreciation in value of the interests or losses to my estate or associates. My Executor may continue to act as partner, engage in any partnership, and take all actions with regard to any partnership my Executor deems advisable. I specifically authorize my Executor to sell, without the necessity of court approval,

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P.L.H.

any stock or partnership interest held by my estate under the terms of any stock agreement or partnership agreement to which I was a party during my lifetime.

I specifically authorize my Executor to borrow such funds as may be necessary to pay my debts and 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; provided, however, that 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 may distribute such property at its value net of such loan in satisfaction of any bequest herein.

IN WITNESS WHEREOF, I have signed and declared this to be my Last Will and Testament on this the 22<sup>nd</sup> day of July, 2005.

Pauline L. Hester  
Pauline L. Hester

FOR IDENTIFICATION:

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P. L. H.

This instrument was, on the day and year shown above, signed, published and declared by Pauline L. Hester 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.

Robert B. Bledsoe, III  
(ROBERT BLEDSOE, III)

# 20 Avery Circle (A) REXSON, AL  
39211  
601-713-1192  
(Address)

Thomas C. Gerity  
Thomas C. Gerity

107 Circassian Drive  
Ridgeland, MS 39157  
(601) 853-4677  
(Address)

FOR IDENTIFICATION:

Page 19 of 19 Pages

P. L. H.

MADISON COUNTY MS This instrument was  
filed for record June 19, 2008.

Book 43 Page 40  
ARTHUR JOHNSTON, C. C.

BY: A. Jones D.C.



IN THE CHANCERY COURT OF  
MADISON COUNTY, MISSISSIPPI

ESTATE OF PAULINE L. HESTER,  
DECEASED

NO 28-0570

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF HINDS

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Thomas C. Gerity, 244 Honours Drive, Madison, Mississippi 39110, who being by me first duly sworn according to law, says on oath:

A. That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Pauline L. Hester, 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 the 22<sup>nd</sup> day of July, 2005.

B. That on the 22<sup>nd</sup> day of July, 2005, the said Pauline L. Hester, 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 Robert A. Biggs, III, the other subscribing witness to said instrument.

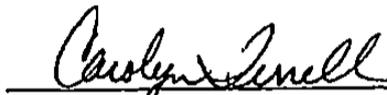
**FILED**  
THIS DATE  
JUN 19 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Signature]* D.C.

C. That the said Pauline L. Hester was then and there of sound and disposing mind and memory, and well above the age of twenty-one (21) years.

D. That this affiant, together with Robert A. Biggs, III, 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 Pauline L. Hester, and in the presence of each other.

  
Thomas C. Gerity

SWORN TO AND SUBSCRIBED BEFORE ME, this the 10<sup>th</sup> day of June, 2008.

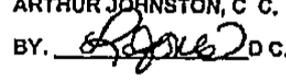
  
Notary Public



James L. Pettis, III, MSB #24151  
WYATT, TARRANT & COMBS, LLP  
Post Office Box 16089  
Jackson, Mississippi 39236-6089  
(601) 987-5300

ATTORNEYS

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MADISON COUNTY MS This instrument was  
filed for record June 19, 2008  
Book 43 Page 59  
ARTHUR JOHNSTON, C. C.  
BY:  D.C. 

IN THE CHANCERY COURT OF  
MADISON COUNTY, MISSISSIPPI

ESTATE OF PAULINE L. HESTER,  
DECEASED

NO. 08-0570

AFFIDAVIT OF SUBSCRIBING WITNESS

STATE OF MISSISSIPPI

COUNTY OF HINDS

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within named Robert A. Biggs, III, 1535 North State Street, Jackson, Mississippi 39202, who being by me first duly sworn according to law, says on oath:

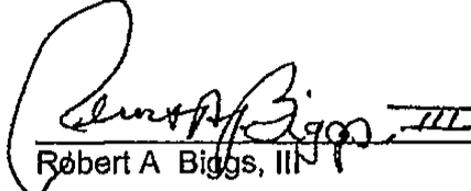
A. That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Pauline L. Hester, Deceased, who was personally known to the affiant, and whose signature is affixed to said Last Will and Testament, which Last Will and Testament is dated the 22<sup>nd</sup> day of July, 2005.

B. That on the 22<sup>nd</sup> day of July, 2005, the said Pauline L. Hester, 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 Thomas C. Genty, the other subscribing witness to said instrument.

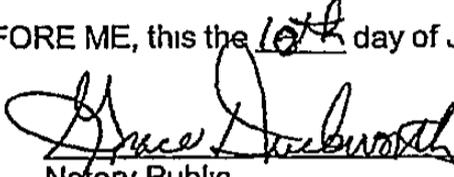
**FILED**  
THIS DATE  
JUN 19 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Signature]* D.C.

C. That the said Pauline L. Hester was then and there of sound and disposing mind and memory, and well above the age of twenty-one (21) years.

D. That this affiant, together with Thomas C. Gerity, 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 Pauline L. Hester, and in the presence of each other.

  
Robert A. Biggs, III

SWORN TO AND SUBSCRIBED BEFORE ME, this the 10<sup>th</sup> day of June, 2008.

  
Notary Public

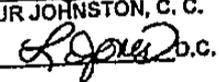


Notary Public State of Mississippi  
At Large  
My Commission Expires  
February 23, 2009  
BONDED THRU  
HEIDEN, BROOKS & GARLAND, INC

James L. Pettis, III, MSB #4151  
WYATT, TARRANT & COMBS, LLP  
Post Office Box 16089  
Jackson, Mississippi 39236-6089  
(601) 987-5300

ATTORNEYS

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MADISON COUNTY MS This Instrument was  
filed for record June 19, 2008  
Book 43 Page 61  
ARTHUR JOHNSTON, C. C.  
BY:  C.C. 

LAST WILL AND TESTAMENT

OF

MARGARET J. ALLEY

FILED  
THIS DATE  
JUN 30 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *Arthur Johnston* DC

I, MARGARET J. ALLEY, an adult resident citizen of the City 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, and I do hereby revoke any and all other Wills and Codicils heretofore made by me.

ITEM I.

My beloved husband, HARMON OWEN ALLEY, has predeceased me. I have no children. I have two adult stepchildren, JOE BEN ALLEY, whose present address is 562 Mobile Estate Drive, No. D-12, Ridgeland, Mississippi, 39157; and BETTY ANNE ALLEY, whose present address is P. O. Box 1180, Chesapeake, Maryland, 20732.

ITEM II.

I hereby nominate, appoint and designate my niece, EVA JORDAN THOMAS, whose present address is 2325 East Northside Drive, Jackson, Mississippi, 39211, as Executrix of this my Last Will and Testament; or if EVA JORDAN THOMAS shall predecease me or be unable or unwilling to serve in said capacity, then I nominate and appoint my niece, BILLIE FAYE KING, whose present address is Post Office Box 324, Mount Olive, Mississippi, 39119, as successor Executrix of this my Last Will and Testament. I do hereby waive the necessity of my Executrix (including any successor Executrix, as the case may be) entering into any bond as such, and I waive the necessity of any accountings, inventory or formal appraisal of my estate.

*Margaret J. Alley*  
MARGARET J. ALLEY

I do hereby grant my Executrix (including any successor Executrix, as the case may be) all the powers set forth in Sections 91-9-101 to 91-9-119 of the Mississippi Code of 1972, as amended, and any others that may be granted by law. I hereby grant to my Executrix (including any successor Executrix) the continuing, absolute, discretionary power to deal with any property, real or personal, held in my estate, as freely as I might in the handling of my own affairs. Such power may be exercised independently without prior or subsequent approval of any judicial authority, and no person dealing with my Executrix hereunder shall be required to inquire into the propriety of any of their actions.

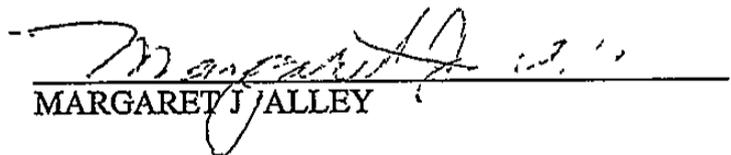
The terms "Executor," "Executrix," and "Executors" as used in this Will or any Codicil hereto, and all references thereto through any type of pronoun, shall include any person or persons, whether male or female, who may be serving hereunder at any time as a personal representative of my estate.

ITEM III

I hereby direct that all of my funeral expenses and all of my just debts which may be probated, registered and allowed against my estate be paid as soon after my death as can be conveniently done out of the principal of my Residuary Estate.

In the event any property or interest in property passing under this Will, or by operation of law, or otherwise by reason of my death shall be encumbered by a mortgage or a lien, or shall be pledged to secure any obligation (whether the property or interest in property so encumbered or pledged shall be owned by me jointly or individually), it is my intention that such indebtedness shall not mandatorily be charged to or paid by my estate, but that my Executor shall have absolute discretion as to whether said indebtedness, either in whole or in part, shall be paid.

It is my intention, however, that nothing in this Item of my Will should be construed as creating an express Trust or fund for the payment of debts and expenses, which

  
MARGARET J ALLEY

would in any way extend the normal statute of limitations for the payment of my debts or enlarge upon my statutory duty to pay debts.

It is my intention, however, that nothing in this Item of my Will should be construed as creating an express Trust or fund for the payment of debts and expenses, which would in any way extend the normal statute of limitations for the payment of my debts or enlarge upon my statutory duty to pay debts.

ITEM IV.

I direct that my Executor pay out of my Residuary Estate, without apportionment, all estate, inheritance, succession and other taxes, together with any interest or penalty thereon, (but not including any taxes imposed on generation-skipping transfers under the Federal tax laws) assessed by reason of my death and imposed by the government of the United States, or any state or territory thereof, or by any foreign government or political subdivision thereof, in respect of all property required to be included in my gross estate for estate or like tax purposes by any of such governments, whether the property passes under this Will or otherwise, including property over which I have a power of appointment, without contribution by any recipient of any such property.

ITEM V.

If at the time of my death I own any interest in and to any property located on Parkside Place, Jackson, Mississippi, consisting of seven lots, being Lots 3, 4, 5, 15, 16, 17 and 18 of Block "A" of Ehrman Subdivision, according to the map or plat thereof of record in the office of the Chancery Clerk of Hinds County, at Jackson, Mississippi, I give, devise and bequeath said property to JOE BEN ALLEY and BETTY ANNE ALLEY, share and share alike.

  
MARGARET J. ALLEY

ITEM VI.

At the time of the execution of this my Last Will and Testament, I live at 559 Woodson Drive, Jackson, Mississippi. I direct that my Executor shall sell my residence without the necessity of Court approval. I further direct that the proceeds of such sale shall be added to my Residuary Estate to be disposed of in accordance with Item VII below.

ITEM VII.

All the rest, residue and remainder of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devises (but excluding any property over or concerning which I have any power of appointment), I give, devise and bequeath in equal shares to the following individuals who shall survive me:

| <u>Name</u>              | <u>Current Address</u>                                   |
|--------------------------|--|
| EVA JORDAN THOMAS        | 2325 East Northside Drive<br>Jackson, MS 39211           |
| BILLIE FAYE JORDAN KING  | Post Office Box 324<br>Mount Olive MS 39119              |
| CHARLOTTE JORDAN TRAWICK | Post Office Box 184<br>Sand Hill, MS 39161               |
| BARBARA JORDAN AMAGUER   | 611 Stone Canyon<br>Irving, TX 75063                     |
| JUDY JORDAN              | 3960 Cliftdale Place<br>College Park, GA 30349           |
| OWEN C. ALLEY            | 562 Mobile Estate Drive, No. D-12<br>Ridgeland, MS 39157 |

  
MARGARET J. ALLEY

In the event OWEN C. ALLEY is a minor at the time of the distribution of my Residuary Estate, his share shall be distributed to JOE BEN ALLEY, as Custodian for Owen C. Alley under the Mississippi Uniform Transfers to Minors Act; or in the event JOE BEN ALLEY is not then living, to TRUSTMARK NATIONAL BANK, Jackson, Mississippi, as Custodian for OWEN C. ALLEY under the Mississippi Uniform Transfers to Minors Act.

In the event none of the individuals named hereinabove shall survive me, I give, devise and bequeath my Residuary Estate to my heirs-at-law under the laws of the State of Mississippi.

ITEM VIII.

All of my insurance policies which provide indemnity for the loss of any of my personal or real property by fire, windstorm, or other casualty (including any claim for such loss of any such property which I might have at the time of my death against any insurance company) I give and bequeath respectively to those persons or corporations, as the case may be, who shall become owners of such properties by reason of my death; whether such ownership be acquired under the provisions of this Will, by survivorship or by other means. I direct that any expenses incurred in safeguarding or delivering such property be paid from my estate as an administrative expense thereof.

ITEM IX.

If any beneficiary should die in a common accident or simultaneously with me, or under such circumstances that it cannot be determined which of us is the survivor, I hereby declare that said beneficiary shall be deemed to have predeceased me, and this Will and all of its provisions shall be construed upon that assumption.

*Margaret J. Alley*  
MARGARET J. ADLEY

ITEM X.

This Last Will and Testament consists of six (6) typewritten pages, on each of which I have for greater security and identification signed my name

IN WITNESS WHEREOF, I have hereunto subscribed my name this the 19<sup>th</sup> day of July, 2000.

Margaret J. Alley  
MARGARET J. ALLEY

This instrument was, on the day shown above, signed, published, and declared by MARGARET J. ALLEY 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.

WITNESSES

Carolyn M. Hood  
NAME  
72 Hamplighter Road  
ADDRESS  
Pearl, MS 39208

Joann Neal  
NAME  
4346 Manhassett  
ADDRESS  
Jackson, MS 39211

Patsy S. Duke  
NAME  
1500 Thigpen Rd.  
ADDRESS  
Raymond MS 39154

AFFIDAVIT OF SUBSCRIBING WITNESSES

BOOK 043 PAGE 69

STATE OF MISSISSIPPI

COUNTY OF HINDS

This day personally appeared before me, the undersigned authority in and for said county and state, Patsy S. Luke Murphy (being one and the same person formerly known as Patsy S. Luke) and Carolyn M Hood Barrett (being one and the same person formerly known as Carolyn M. Hood), the subscribing witnesses to a certain instrument of writing purported to be the Last Will and Testament of MARGARET J. ALLEY, of Jackson, Hinds County, State of Mississippi, who having been by me first duly sworn, make oath that the said MARGARET J. ALLEY signed, published and declared said instrument as her Last Will and Testament on July 19, 2000, in the presence of Patsy S. Luke Murphy and Carolyn M Hood Barrett, the subscribing witnesses, that said Testatrix was then of sound and disposing mind and memory and above the age of eighteen (18) years, and the affiants make oath that Patsy S. Luke Murphy and Carolyn M. Hood Barrett, the said witnesses, 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 Testatrix, and in the presence of each other.

SIGN NAME OF WITNESS:

Patsy S. Luke Murphy

Name & Address of Witness:

Patsy S. Luke Murphy

237 Dominion Parkway

Brandon, Mississippi 39042

SIGN NAME OF WITNESS:

Carolyn M. Barrett

Name & Address of Witness:

Carolyn M. Hood Barrett

119 Mandon Lane

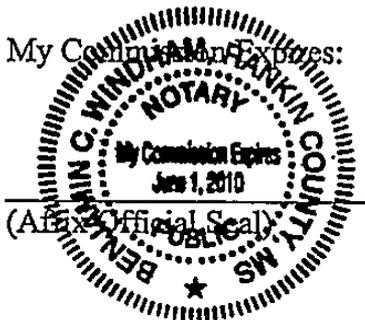
Pearl, Mississippi 39208

Sworn to and subscribed before me this, the 30<sup>th</sup> day of June, 2008.

[Signature]

NOTARY PUBLIC

My Commission Expires:



MADISON COUNTY MS. This instrument was filed for record June 30, 2008.

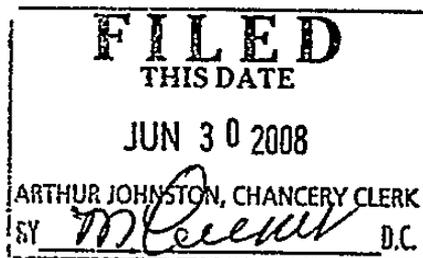
Book 43 Page 63

ARTHUR JOHNSTON, C. C.

BY K. Sievers c.



2593323 1/00000 000



**FILED**  
THIS DATE  
JUL 03 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY: *[Signature]* D.C.

BOOK 043 PAGE 70

LAST WILL AND TESTAMENT  
OF  
SYBIL LAVERNE HARDY

2008-572

I, Sybil LaVerne Hardy, having a fixed place of residence in Jackson, Hinds County, Mississippi, and being of sound and disposing mind and memory and over the age of twenty-one years, do hereby make and declare this instrument to be my true Last Will and Testament, and I do hereby revoke all other wills and codicils, if any.

I declare that I was born in Prentiss County, Mississippi and that I am married to Willie E. Hardy and to this union was born Michael Ray Hardy and Steven Gary Patrick Hardy. I have no other children.

I

I hereby give, devise and bequeath unto my husband, Willie E. Hardy, all of my property that I may own at the time of my death, real, personal and mixed and wheresoever situated.

II

I hereby appoint my husband, Willie E. Hardy as sole Executor hereunder, and if he is unable or unwilling to serve then I appoint Maureen Ries Hardy to serve as Executrix. I direct that my said Executor or Executrix shall be authorized to act without bond, and shall not be required to inventory the estate or have the same appraised, unless directed to do so by the Court.

III

In the event my said husband, Willie E. Hardy, has preceded me in death, or in the event we are killed simultaneously in a common disaster, I hereby give, devise and bequeath all of my said property, real, personal and mixed and wheresoever situated to my two sons, Michael Ray Hardy and Steven Gary, Patrick Hardy, or the heirs of their body, share and share alike.

Page 1 of the will of

*Sybil LaVerne Hardy*  
Sybil LaVerne Hardy

BOOK 043 PAGE 71

Witness my signature, affixed in the presence of the hereinafter named and attesting witnesses, this the 31 day of January, A. D. 1985.

Sybil Laverne Hardy  
SYBIL LAVERNE HARDY

WITNESSES:

Patti J. Maddox  
Address S. N. HILL PKWY, NSB  
JACKSON, MS 39206

Jann Jeyner  
Address Rd Box 8371  
Jackson, Ms. 39204

STATE OF MISSISSIPPI  
COUNTY OF HINDS

We, Patti J. Maddox and Jann Jeyner at the request of SYBIL LAVERNE HARDY, in her presence and in the presence of each other, have signed this instrument as attesting witnesses. The said Testatrix, Sybil LaVerne Hardy, having declared this to be her will, signed the same in our presence. Said Testatrix was over the age of twenty-one years and of sound and disposing mind, memory and understanding. Executed this 31 day of January, 1985.

Patti J. Maddox  
Jann Jeyner

Page 2 of the will of Sybil Laverne Hardy  
SYBIL LAVERNE HARDY

MADISON COUNTY MS This instrument was  
filed for record July 3, 2008.  
Book 43 Page 70  
ARTHUR JOHNSTON, C. C.  
BY A. Jewers C.



2008-694

Last Will and Testament  
of Catherine Hairston Tomtyck

FILED

THIS DATE

JUL 08 2008

THOMAS JOHNSTON, CHANCERY CLERK

D.C.

I, Catherine Hairston Tomtyck,  
widow of Leonard M. Tomtyck,  
being of sound mind, do declare  
this to be my last will and  
testament.

I leave to my brother, John  
Chauncy (Jack) Hairston, the  
sum of \$50,000<sup>00</sup>.

The remainder of my worldly  
goods are to be divided equally  
between my two nieces, Ruth  
Hairston Siegel of Gainesville,  
Florida, and Barbara Hairston  
Joch of O. Highland, Florida.

My brother, Jack Hairston of  
Gainesville, Florida, is to be  
executor of this will. In the  
event that he is unable to serve,  
my niece, Ruth Hairston Siegel  
is to be the executor.

Written on July 21, 2001, at  
St. Catherine's Village in  
Madison, Wisconsin.

Signed: Catherine H. Tomtyck

IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI  
IN THE MATTER OF THE ESTATE OF  
CATHERINE HAIRSTON TOMSYCK, DECEASED

~~CAUSE NO. NOT YET ASSIGNED~~

JACK HAIRSTON, EXECUTOR

STATE OF MISSISSIPPI

COUNTY OF NUMPHREYS

AFFIDAVIT FOR PROVING HOLOGRAPHIC WILL

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the state and county hereafter, the within named, **DORIS LIPE**, who being by first duly sworn, makes oath to the following:

That Affiant is familiar with the handwriting and signature of the later Catherine Hairston Tomsyck, who died February 28, 2008, in Madison County, Mississippi; that the attached Last Will and Testament of Catherine Hairston Tomsyck is authentic and is wholly written in her handwriting; that the signature subscribed thereto is the genuine signature of Catherine Hairston Tomsyck, and that said handwriting and signature were made and done by the said Catherine Hairston Tomsyck

That the said Catherine Hairston Tomsyck on the 21<sup>st</sup> day of July 2001, date of the Last Will and Testament, was then of sound and disposing mind and memory, and over the age of 18 years. Further, Affiant is in no way interested in the Estate of Catherine Hairston Tomsyck, deceased.

Doris Lipe  
DORIS LIPE, Affiant

SWORN TO and subscribed before me, this the 20<sup>th</sup> day of May 2005

*WC Trotter*

EX-OFFICIO NOTARY PUBLIC & MUNICIPAL JUDGE

My commission expires at will



IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI  
IN THE MATTER OF THE ESTATE OF  
CATHERINE HAIRSTON TOMSYCK, DECEASED

CAUSE NO. NOT YET ASSIGNED

JACK HAIRSTON, EXECUTOR

STATE OF FLORIDA

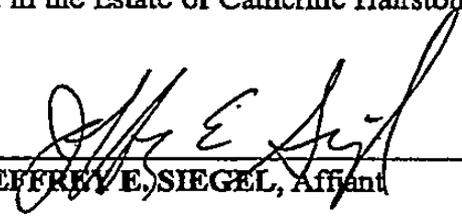
COUNTY OF Alachua

**AFFIDAVIT FOR PROVING HOLOGRAPHIC WILL**

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the state and county hereafter, the within named, JEFFREY E. SIEGEL, who being by first duly sworn, makes oath to the following:

That Affiant is familiar with the handwriting and signature of the later Catherine Hairston Tomsyck, who died February 28, 2008, in Madison County, Mississippi; that the attached Last Will and Testament of Catherine Hairston Tomsyck is authentic and is wholly written in her handwriting; that the signature subscribed thereto is the genuine signature of Catherine Hairston Tomsyck, and that said handwriting and signature were made and done by the said Catherine Hairston Tomsyck.

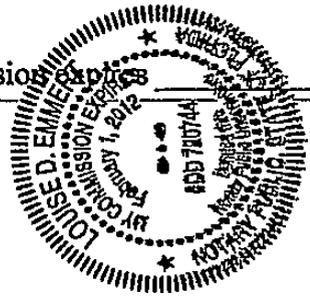
That the said Catherine Hairston Tomsyck on the 21<sup>st</sup> day of July 2001, date of the Last Will and Testament, was then of sound and disposing mind and memory, and over the age of 18 years. Further, Affiant is in no way interested in the Estate of Catherine Hairston Tomsyck, deceased.

  
\_\_\_\_\_  
JEFFREY E. SIEGEL, Affiant

SWORN TO and subscribed before me, this the 19<sup>th</sup> day of <sup>June</sup> ~~May~~ 2008.

*Louise D. Emmert*  
NOTARY PUBLIC  
Louise D. Emmert

My commission expires



MADISON COUNTY MS This instrument was  
filed for record July 8, 2008  
Book 43 Page 72  
ARTHUR JOHNSTON, C. C.  
BY: *K. Newlin* S.C.



2008-0712

# Last Will and Testament

OF

**HUBBERT McDONALD**

I, **HUBBERT McDONALD** a widower, and a resident of 182 McDonald Road, in the City of Madison in Madison County, Mississippi, being over the age of eighteen (18) years and over, of sound and disposing mind and memory and realizing the uncertainties of this life, do make, publish and declare this to be my Last Will and Testament, hereby revoking any and all previous Wills or Codicils heretofore made by me.

I.

I hereby direct my executor, hereinafter named, to pay all of my just debts and funeral expenses as soon after my demise as can be lawfully done.

II.

I appoint as Executor of this my Last Will and Testament, **Tommy McDonald**, to serve without bond and to act as his good judgment and discretion will determine, and he shall not be required to file any accounting, annual or final, to any Court of his actions as Executor. If however, for any reason, the said **Tommy McDonald** is unwilling or unable to serve as my executor, then I appoint in his stead, **Sam Anderson, Jr.**, who is granted the same rights, powers and authority as I have herein granted to **Tommy McDonald**.

Page 1 of 3 *[Handwritten signature]*

**FILED**  
THIS DATE  
JUL 10 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *[Handwritten signature]* D.C.

III.

I give, devise and bequeath unto Danny McDonald, my house and two acres of land in which the dwelling is situated on, for his exclusive use and enjoyment.

IV.

I give, devise and bequeath unto Tommy McDonald, for his exclusive use and benefit, my 1989 Chevrolet pickup truck.

V.

I give, devise and bequeath unto Georgia McDonald the light brown china cabinet for her exclusive use and enjoyment.

I give, devise and bequeath the rest and residue of any and all property, both real and personal, of whatever kind or character and wherever located, which I may own at the time of my death to Tommy McDonald and Danny McDonald, in equal shares, share and share alike.

WITNESS MY SIGNATURE, this the 16<sup>th</sup> day of February, 2005.

Hubbert McDonald  
HUBBERT McDONALD

WITNESSES:

James H. Parker  
James C. Welch

STATE OF MISSISSIPPI

COUNTY OF MADISON

We, the undersigned, do hereby certify that we subscribed our signatures as attesting witnesses to the above and foregoing instrument on the date therein stated at the request of **HUBBERT McDONALD**, who declared the said instrument to be his Last Will and Testament, and who signed this instrument in our presence, and that at his request we affixed our signatures hereto as attesting witnesses in his presence and in the presence of each other.

WITNESS OUR HANDS, this the 16<sup>th</sup> day of February, 2005.

Joyce A. Chizels  
Joyce A. Chizels  
95 Lee Green Rd  
Coartledge, MS 39051

George C. Nichols  
George C. Nichols  
P.O. Box 1091, Canton, MS 39046

MISSISSIPPI STATE DEPARTMENT OF HEALTH  
VITAL RECORDS

BOOK 043 PAGE 80

|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|
| TYPE OF PRINT WITH BLACK INK   |  | FILING DATE: <b>SEP. 22 2006</b>   |  | CERTIFICATE OF DEATH   |  | STATE FILE NUMBER: <b>123-06-019174</b>                                  |  |
| DECEASED   |  | 1. NAME: <b>HUBBERT, McDONALD</b>  |  | 2. SEX: <b>MALE</b>  |  | 3a. HOUR OF DEATH: <b>12:45p</b>   |  |
| 4. RACE: <b>BLACK</b>  |  | 5a. AGE AT LAST BIRTHDAY: <b>92</b>  |  | 6. DATE OF BIRTH: <b>07-12-1914</b>  |  | 7a. COUNTY OF DEATH: <b>HINDS</b>  |  |
| 7b. CITY OR TOWN OF DEATH: <b>JACKSON</b>  |  | 7c. HOSPITAL OR OTHER INSTITUTION NAME AND NUMBER: <b>ST. DOMINIC JACKSON MEM. HOSP. (25S)</b> |  | 7d. IF IN HOSP OR INST SPECIFY: <b>INPT.</b>                                 |  | 8. STATE OF BIRTH: <b>MS</b>   |  |
| 9. DECEDENT'S EDUCATION: <b>Elem/High School</b>   |  | 10. MARRIED NEVER MARRIED WIDOWED DIVORCED: <b>Widowed</b>                                     |  | 11. SURVIVING SPOUSE: <b>N/A</b>   |  | 12. WAS DECEASED EVER IN U.S. ARMED FORCES? <b>No</b>                    |  |
| 13. ORIGIN OR DESCENT: <b>Afro-American</b>  |  | 14. SOCIAL SECURITY NUMBER: <b>428-07-4311</b>   |  | 15a. USUAL OCCUPATION: <b>Laborer</b>  |  | 15b. KIND OF BUSINESS OR INDUSTRY: <b>Retired</b>                        |  |
| 16a. RESIDENCE-STATE: <b>MS</b>  |  | 16b. COUNTY: <b>MADISON</b>  |  | 16c. CITY OR TOWN: <b>MADISON</b>  |  | 16d. INSIDE CITY LIMITS: <b>Yes</b>                                      |  |
| 17. FATHER-NAME: <b>George McDonald</b>  |  | 18. MOTHER-NAME: <b>ELLA Unknown</b>   |  | 16e. STREET AND NUMBER OR RURAL LOCATION: <b>182 McDonald Rd.</b>            |  |  |  |
| INFORMANT  |  | 19a. INFORMANT-NAME: <b>Danny McDonald</b>   |  | 19b. MAILING ADDRESS: <b>4176 Obannon Dr., Jackson, MS 39213</b>             |  |  |  |
| DISPOSITION  |  | 20a. BURIAL CREMATION: <b>Burial</b>   |  | 20b. CEMETERY/CREMATORY-NAME: <b>Ridley Hill Cem.</b>                        |  | 20c. LOCATION: <b>Jackson, MS</b>  |  |
| 20d. FUNERAL HOME-NAME AND MISSISSIPPI ID NUMBER: <b>Westhaven Memorial 25E</b>          |  | 20e. EMBALMER-SIGNATURE AND NUMBER: <b>Gregory Owens FS439</b>                                 |  | 21c. MAILING ADDRESS: <b>3580 Robinson Rd., Jackson, MS 39209</b>            |  |  |  |
| PRONOUNCEMENT  |  | 22a. PERSON WHO PRONOUNCED DEATH-NAME AND TITLE: <b>ON</b>                                     |  | 22b. PRONOUNCED DEAD (Month, Day, Year): <b>AT</b>                           |  | 22c. PRONOUNCED DEAD (Hour): <b>m.</b>                                   |  |
| CERTIFIER  |  | 23a. CERTIFIER-NAME: <b>Cassandra Thomas</b>   |  | 23b. MAILING ADDRESS: <b>514c E. Woodrow Wilson Ave, Jackson, MS 39216</b>   |  |  |  |
| 24a. SIGNATURE: <b>[Signature]</b>   |  | 24b. DATE SIGNED: <b>9/18/06</b>   |  | 24c. STATE LICENSE NUMBER: <b>13653</b>                                      |  | 24d. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER: <b>[Blank]</b> |  |
| CAUSE OF DEATH   |  | 25. PART I. IMMEDIATE CAUSE: <b>Pneumonia</b>  |  | 25. PART II. OTHER SIGNIFICANT CONDITIONS: <b>Constrictive Heart Failure</b> |  | 27. AUTOPSY: <b>(Yes or No)</b>  |  |
| 25. PART I. DEATH CAUSED BY:   |  | (a) <b>Pneumonia</b>   |  | (b) <b>Renal Failure</b>   |  | (c) <b>Mesothelioma</b>  |  |
| 25. PART II. OTHER SIGNIFICANT CONDITIONS:   |  | <b>Constrictive Heart Failure</b>  |  | 28. WAS CASE REFERRED TO MEDICAL EXAMINER? <b>(Yes or No)</b>                |  | 29. DESCRIBE HOW OR BY WHAT MEANS INJURY OCCURRED                        |  |
| 29a. ACCIDENT SUICIDE, HOMICIDE PENDING INVESTIGATION, OR UNDETERMINED: <b>(Specify)</b> |  | 29b. DATE OF INJURY: <b>(Month, Day, Year)</b>   |  | 29c. HOUR OF INJURY: <b>m</b>  |  | 29d. STREET OR ROUTE NUMBER: <b>City or town: State</b>                  |  |
| 29e. INJURY AT WORK: <b>(Yes or No)</b>  |  | 29f. PLACE OF INJURY: <b>Factory, Office building etc.</b>                                     |  | 29g. LOCATION: <b>Street or route number: City or town: State</b>            |  | 29h. CITY OR TOWN: <b>State</b>  |  |

THIS IS TO CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF THE CERTIFICATE ON FILE IN THIS OFFICE.

*Brian W. Amy, MD*

Brian W. Amy, MD, MHA, MPH  
STATE HEALTH OFFICER

SEP 22 2006

*Judy Moulder*

Judy Moulder  
STATE REGISTRAR

WARNING:

A REPRODUCTION OF THIS DOCUMENT RENDERS IT VOID AND INVALID DO NOT ACCEPT UNLESS EMBOSSED SEAL OF THE MISSISSIPPI STATE BOARD OF HEALTH IS PRESENT. IT IS ILLEGAL TO ALTER OR COUNTERFEIT THIS DOCUMENT.



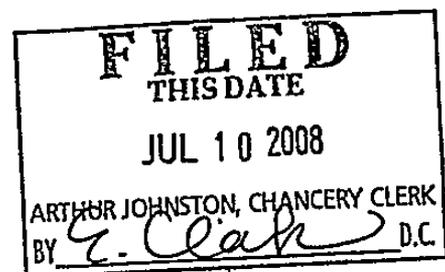
THE FACT OF THIS DOCUMENT HAS A COLORED BACKGROUND OR WHITE PAPER, THIS IS WATERMARKED PAPER. DO NOT ACCEPT WITHOUT FIRST HOLDING TO LIGHT TO VERIFY WATERMARK.

## IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

ESTATE OF HUBBERT MCDONALD  
DECEASEDCivil Action, File No. 2008-0712AFFIDAVIT OF SUBSCRIBING WITNESSSTATE OF MISSISSIPPI  
COUNTY OF MADISON

This date personally appeared before me, the undersigned authority at law in and for the jurisdiction aforesaid, the within George C. Nichols, 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 dated February 16, 2005, purporting to be the Last Will and Testament of HUBBERT MCDONALD, Deceased, who was personally known to the affiant, and whose signature is affixed to such instrument;
- (2) That on February 16, 2005, HUBBERT MCDONALD, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of George C. Nichols, the other subscribing witness to the instrument.



(3) That HUBBERT MCDONALD was then of sound and disposing mind and memory, was above the age of eighteen (18) years, and did not appear to be acting under duress or undue influence

(4) That this affiant, together with Joyce A. Cheeks, subscribed and attested the instrument as witnesses to the signature and publication thereof, at the special instance, request, and in the presence of HUBBERT MCDONALD, and in the presence of each other.

*George C. Nichols*  
George C. Nichols

SWORN TO AND SUBSCRIBED BEFORE ME, this the 10 day of July, 2008.

*Brad D. Wilkinson*  
NOTARY PUBLIC

(Seal)

Brad D. Wilkinson  
Wilkinson Law Firm, P.C  
511 Keywood Circle  
Flowood, MS 39232  
601-355-0005  
MSB No.: 10285



IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

ESTATE OF HUBBERT MCDONALD  
DECEASED

Civil Action, File No. 2008-0712

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 Joyce A. Checks, 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 dated February 16, 2005, purporting to be the Last Will and Testament of HUBBERT MCDONALD, Deceased, who was personally known to the affiant, and whose signature is affixed to such instrument;
- (2) That on February 16, 2005, HUBBERT MCDONALD, signed, published and declared the instrument of writing as her Last Will and Testament, in the presence of this affiant and in the presence of George C. Nichols, the other subscribing witness to the instrument.

**FILED**  
THIS DATE  
JUL 10 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *C. Clark* J.C.

*Exh. "B"*

(3) That HUBBERT MCDONALD was then of sound and disposing mind and memory, was above the age of eighteen (18) years, and did not appear to be acting under duress or undue influence

(4) That this affiant, together with George C. Nichols, subscribed and attested the instrument as witnesses to the signature and publication thereof, at the special instance, request, and in the presence of HUBBERT MCDONALD, and in the presence of each other.

*Joyce A. Cheeks*  
Joyce A. Cheeks

SWORN TO AND SUBSCRIBED BEFORE ME, this the 10 day of July, 2008.

*Brad D. Wilkinson*  
NOTARY PUBLIC

(Seal)

Brad D. Wilkinson  
Wilkinson Law Firm, P.C.  
511 Keyword Circle  
Flowood, MS 39232  
601-355-0005  
MSB No.: 10285



MADISON COUNTY MS. This instrument was filed for record July 10, 2008.

Book 43 Page 77  
ARTHUR JOHNSTON, C. C.

BY: Erin Clark E.C.



*THIS*  
*SPACE LEFT*  
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*INTENTIONALLY*

2008-733

## LAST WILL AND TESTAMENT

OF

EARNESTINE TUCKER

FILED

THIS DATE

JUL 17 2008

ARTHUR JOHNSTON, CHANCERY CLERK

BY *L. Jones* D.C.

I, Earnestine Tucker, of 1056 Barnes Road, Canton, Mississippi 39046, a female being over the age of eighteen (18) years of age and of sound and disposing mind, realizing the certainty of death and the uncertainty of life, declare this to be my Last Will and Testament and revoke any other wills and codicils I may have heretofore made.

I.

I hereby nominate and appoint my son, Euleses Jackson, as Executor of my Last Will and Testament and estate. If he is unable or unwilling to serve or does not survive me, I hereby appoint my son, Johnny Jackson as contingent Executor of my Last Will and Testament and estate. In such event, I direct that no bond, appraisal, inventory or accounting be required insofar as same can be legally waived.

II.

I hereby direct my Executor to pay all of my just debts, including funeral expenses as soon as possible.

III.

I hereby give, devise and bequeath to my son, Euleses Jackson, any and all monies that I may have in any banking or financial institution at the time of my death.

IV.

I hereby give, devise and bequeath to my son, Johnny Jackson, my home and three (3) acres

*ET*

of the real property where my home is located, lying and being situated in Madison County, Mississippi more fully described as:

16.14 acres off of the South end of the West one-half (W ½) of the Northwest Quarter (NW ¼) of Section 5, Township 8, Range 4 East.

LESS AND EXCEPT: That parcel of land described in Book 99 at Page 433 as recorded in the office of the Chancery Clerk of Madison County, Mississippi, and being more particularly described as follows, to-wit:

One and one-half (1 ½) acres in the form of a square in the Northeast corner of 16.14 acres off the South end of the West one-half (W ½) of the Northwest Quarter (NW ¼) of Section 5, Township 8, Range 4 East.

V.

I hereby give, devise and bequeath to my son, Euleses Jackson, at the time of my death, the remainder of the real property as described in item IV above, and the following described real property:

One and one-half (1 ½) acres in the form of a square in the Northeast corner of 16.14 acres off the South end of the West one-half (W ½) of the Northwest Quarter (NW ¼) of Section 5, Township 8 North, Range 4 East, bounded on the East by the local public road.

**RESIDUARY ESTATE**

All of my residuary estate, being all of my other property, real, personal, or mixed, wherever situated, in which I may have any interest at the time of my death, not otherwise effectively disposed of, I give, devise and bequeath to my son, Euleses Jackson.

IN WITNESS WHEREOF, I, Earnestine Tucker, have signed, published, and declared this instrument as my Last Will and Testament, in the City of Jackson, Hinds County, Mississippi, on the 15 day of Sept. 2005.

*Earnestine Tucker*  
EARNESTINE TUCKER

ATTESTATION

We, the undersigned subscribing witnesses to the within and foregoing Last Will and Testament of Earnestine Tucker, do hereby acknowledge and attest that the same was exhibited to us by the said Earnestine Tucker as her Last Will and Testament, that she signed same in our presence and, in the presence of each other, we signed the same as subscribing witnesses thereto.

This, the 15 day of Sept. 2005.

Lee B Fields  
WITNESS SIGNATURE

LEE B FIELDS  
PRINTED NAME

343 CISNE AVE  
ADDRESS

CANTON MS 39046  
ADDRESS

Desmond Brown  
WITNESS SIGNATURE

DESMOND BROWN  
PRINTED NAME

343 CISNE AVE  
ADDRESS

CANTON MS 39046  
ADDRESS



LAST WILL AND TESTAMENT  
OF  
MARION MARKS WAGGONER HAYS

2008-731-B

I, MARION MARKS WAGGONER HAYS, an adult resident citizen of the County of Madison, 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 all prior will and codicils heretofore made by me

Article 1.

It is not the intention of the Testatrix to create or necessitate any probate proceedings simply by the execution of this will

Article 2.

The expenses of my last illness, my funeral and the administration of my estate, wherever situated, and all inheritance, estate and succession taxes, including interest and penalties, payable by reason of my death, shall be paid out of and be charged generally against the principal of my residuary estate.

Article 3.

If at any time I prepare a memorandum of wishes, I suggest but do not require that the Executor of my estate distribute my described items of tangible or personal property to my designated beneficiaries as provided by said memorandum.

Article 4.

I give, bequeath and devise to the Trustee(s) of the "MARION MARKS WAGGONER HAYS TRUST" of even date herewith, any and all property of which I die possessed, real, personal and mixed, tangible and intangible.

WITNESS MY SIGNATURE, this the 10<sup>th</sup> day of November, 1994.

*Marion Marks Waggoner Hays*  
MARION MARKS WAGGONER HAYS

FILED  
THIS DATE  
JUL 17 2008  
ARTHUR JOHNSTON, CHANCERY CLERK  
BY *L. Jones* D.C.

This instrument was, on the day shown above, signed, published and declared by MARION MARKS WAGGONER HAYS 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:

ADDRESS.

EE III

211 Winsmore Way  
Ridgeland, MS 39157

[Signature]

105 Faluck Cove  
Ridgeland, MS 39157

HBL3 PHAYS LWT  
VT



## IN THE CHANCERY COURT OF MADISON COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE OF  
MARION MARKS WAGGONER HAYS, DECEASED

CIVIL ACTION NO. 2008-731-B

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AFFIDAVIT

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STATE OF MISSISSIPPI  
COUNTY OF Madison

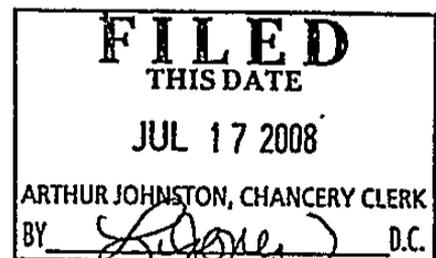
This date personally appeared before me, the undersigned authority at law in and for the state and county aforesaid, the within named DANNY CHANCELLOR, P. O. Box 479, Ridgeland, MS 39158, who being by me first duly sworn according to law, says on oath:

(1) That this affiant is one of the subscribing witnesses to an instrument of writing purporting to be the Last Will and Testament of Marion Marks Waggoner Hays dated November 10<sup>th</sup>, 1994. Said Marion Marks Waggoner Hays was personally known to the affiant, whose signature is affixed to the said Will, dated the 10<sup>th</sup> day of November 1994, a true and correct copy of which is attached hereto as an Exhibit.

(2) That on the 10<sup>th</sup> day of November 1994, said Marion Marks Waggoner Hays signed and declared the instrument of writing as her said Last Will and Testament, in the presence of this affiant and in the presence of the other subscribing witness to the instrument.

(3) That MARION MARKS WAGGONER HAYS was then and there of sound and disposing mind and memory, and well above the age of twenty-one (21) years.

(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 MARION MARKS WAGGONER HAYS and in the presence of each other.

*Danny Chancellor*  
DANNY CHANCELLOR

SWORN TO AND SUBSCRIBED before me, as of the 5<sup>th</sup> day of May, 2008

*Deanna Simkins*  
NOTARY PUBLIC

My Commission Expires.  
MISSISSIPPI STATEWIDE NOTARY PUBLIC  
MY COMMISSION EXPIRES AUG. 22, 2009  
NOTARY SERVICE



OF COUNSEL:

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

MADISON COUNTY MS. This instrument was  
filed for record July 17, 2008  
Book 43 Page 91  
ARTHUR JOHNSTON, C C  
BY: *Arthur Johnston* D.C.



LAST WILL AND TESTAMENT  
OF  
DOROTHY PURVIS PAXTON

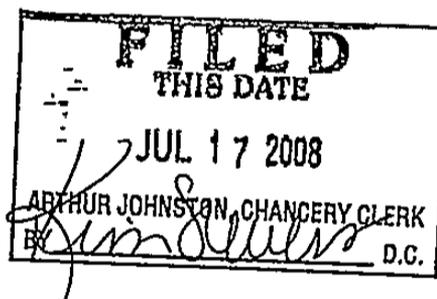
2008-732

I, DOROTHY PURVIS PAXTON, a resident of and domiciled in Hinds County, State of Mississippi, being over the age of twenty-one (21) years and of sound and disposing mind and memory, and in all respects competent and qualified, do hereby make, publish and declare this to be my true Last Will and Testament, hereby revoking all previous wills and codicils heretofore made by me.

ARTICLE ONE

Family Members

At the time of the execution of this Will, I am married to CHARLES BIRDSONG PAXTON and all references in this Will to "my husband" or "said husband" shall be deemed to refer to him. My husband and I have one child, namely, PAULA SUE SMITH. All references in this Will to "my children" or "said children" or a "child of mine" shall be deemed to refer to my previously-named child. My husband and I have one grandchild, namely JAMES STEVEN TAYLOR. All references in this Will to "my grandchild" or "said grandchild" shall be deemed to refer to my previously-named grandchild.



PAGE 1 OF 18 PAGES

D.P.P.  
D.P.P.

ARTICLE TWO

## Payment of Debts and Administrative Expenses

I hereby direct my Executor to pay all expenses of my last illness and funeral expenses, and to pay all of my just debts which may be probated, registered and allowed against my estate as soon as may be conveniently done; provided, however, that my Executor is authorized to pay any debt which I may owe at the time of my death not exceeding Five Hundred and No/100 Dollars (\$500.00) without the necessity of such debt being probated, registered or allowed against my estate so long as my said Executor determines that such debt is a valid debt of my estate. It is my intention, however, that nothing in this Article of my Will shall be construed as creating an express trust or fund for the payment of my debts and expenses of administration which would in any way extend the statute of limitations for the payment of debts, or enlarge upon my legal obligation or any statutory duty of my Executor to pay debts.

My Executor may, in his discretion, pay all or any portion of the expenses of the administration of my estate out of the income and/or principal of the estate during the period of administration and may elect in accordance with applicable federal tax laws to deduct such expenses either for federal estate tax purposes or federal income tax purposes, or partly for one and partly for the other, irrespective of the source of payment, and without reimbursement or adjustment of the estate accounts or the amounts to which the beneficiaries of my estate may otherwise be entitled. However, my Executor shall not exercise this discretion in a manner that would result in loss of, or decrease in, the marital deduction otherwise allowable in determining the federal estate tax due by my estate.

ARTICLE THREE

Payment of Taxes

I direct my Executor to pay out of my residuary estate all federal and state estate, inheritance, succession and other death taxes which are assessed against my estate, or against any beneficiary, if any, including estate and inheritance taxes assessed on account of life insurance proceeds or any other property which shall be included in my estate for the purpose of such taxes, whether or not included in my estate for probate purposes

ARTICLE FOUR

Specific Bequests of Tangible Personal Property

I will, give and bequeath unto my husband, if he survives me, the following described tangible personal property:

- (a) All of my personal belongings and effects, including jewelry, clothing and books,
- (b) All vehicles which I may own at the time of my death and all equipment relating thereto;
- (c) All of my interest in the household furniture, furnishings and effects including, but not limited to, chinaware, silverware, glassware, linens, rugs, fixtures, paintings, portraits and works of art which are in, or are used in connection with, our homestead; and
- (d) All club memberships that I own at the time of my death.

D.P.P.  
D.P.P.

I also will, give and bequeath unto my husband, if he survives me, any and all policies of insurance and rights thereunder pertaining to or insuring the tangible personal property bequeathed under this Article.

If my husband does not survive me, then the gifts and bequests provided for under this Article of my Will shall lapse and the property hereinabove described in this Article shall be added to and become a part of my residuary estate to be distributed as hereinafter set forth.

Notwithstanding the bequest of my personal belongings and effects, including jewelry, to my husband as hereinabove set forth in this Article, I may leave a written memorandum in which I direct the disposition of my jewelry and perhaps other personal effects to persons other than my husband. In such event, I direct my Executor to distribute the jewelry and other personal effects in accordance with the provisions of any such memorandum written entirely in my handwriting and signed by me which memorandum shall be treated as a codicil to this, my Last Will and Testament. If for any reason such a memorandum is not found and properly identified as such by my Executor within thirty (30) days after my death, then all of the property hereinabove described shall be distributed to my husband or, if he shall predecease me, as part of my residuary estate as set forth in this Article.

#### ARTICLE FIVE

##### Specific Devise of Homestead

I will, give and devise unto my husband, if he survives me, any interest in our homestead which I may own at the time of my death, including in this devise any land adjacent to said homestead and used as a part thereof. At the present time our homestead is located at 501 Northpointe Parkway, Apartment 203, Jackson, Mississippi 39211. I also will, give and bequeath

unto my husband, if he survives me, all insurance policies and rights thereunder which I may have under any policy of insurance insuring or pertaining to our homestead. If my husband does not survive me, then the devise and bequest provided for under this Article of my Will shall lapse and the property hereinabove described in this Article shall be added to and become a part of my residuary estate to be distributed as hereinafter set forth.

#### ARTICLE SIX

##### Disposition of Residuary Estate

I will, give, devise and bequeath all of the rest, residue and remainder of my property and estate, real, personal and mixed, of whatsoever kind or character and wheresoever situated, together with any lapsed bequests and devises (my "residuary estate") unto my husband, CHARLES BIRDSONG PAXTON, if he survives me. If my husband does not survive me, then I will, devise and bequeath my entire residuary estate as follows:

- A. I hereby will, give and bequeath the sum of twenty thousand dollars (\$20,000) unto my daughter, PAULA SUE SMITH. If my daughter shall predecease me, then this property shall instead be distributed in the manner set forth in paragraph B.3. of this article set forth below.
- B. If my daughter, PAULA SUE SMITH, survives me, then I will, devise and bequeath the remainder of my residuary estate (after payment to her of the \$20,000 sum as set forth in paragraph A above) unto my Trustee, in trust, nevertheless, to be held, maintained, administered, invested, reinvested and distributed for the uses and purposes and upon the terms and conditions hereinafter set forth.

1. The name of this trust shall be the "Charles Birdsong Paxton Family Trust."
2. This trust shall be for the primary benefit of my daughter, PAULA SUE SMITH, during her life. My Trustee shall pay a minimum of Twenty Four Thousand Dollars (\$24,000) each year, in monthly installments of Two Thousand Dollars (\$2,000), to my said daughter, during her life. In addition, my Trustee may, in its sole discretion, distribute to my said daughter additional amounts of income and principal as my Trustee determines to be required for her health, maintenance and support in the standard of living to which she is accustomed at the time of my death. During the life of my daughter, PAULA SUE SMITH, my Trustee may, in its sole discretion, pay to my grandchild, JAMES STEVEN TAYLOR, so much of the income and principal as my Trustee determines to be required or desirable for my grandchild's education (including college, graduate and professional education), health, support and maintenance. My Trustee shall, in making all decisions concerning distributions, consider that this trust is for the primary benefit of my daughter during her life. Any excess income may be added to principal in the sole discretion of my Trustee.
3. Upon the death of my daughter (or upon my death if my daughter shall predecease me as hereinafter provided), the property remaining in the trust estate shall be retained by my Trustee to be further held, maintained,

invested, reinvested and distributed for the benefit of my grandchild, JAMES STEVEN TAYLOR as follows:

- (a) If my grandchild shall have attained thirty-five (35) years of age at the time of my daughter's death (or upon my death if my daughter shall predecease me as hereinafter provided) the entire trust estate shall be distributed to such grandchild outright and discharged of trust thereby terminating the trust.
- (b) If my grandchild shall have reached the age of twenty five (25) at the time of my daughter's death (or upon my death if my daughter shall predecease me as hereinafter provided), then one-third (1/3) of the outstanding principal balance of the trust estate shall be distributed to such child, outright and discharged of trust, and the balance of the trust estate shall be administered as set forth below in paragraph (d).
- (c) If my grandchild shall have reached the age of thirty (30) at the time of my daughter's death (or upon my death if my daughter shall predecease me as hereinafter provided), then two-thirds (2/3) of the outstanding principal balance of the trust estate shall be distributed to such child, outright and discharged of trust, and the balance of the trust estate shall be administered as set forth below in paragraph (d).
- (d) If my grandchild shall not have reached the age of thirty (35) at the time of my daughter's death (or upon my death if my daughter shall

predecease me as hereinafter provided), then the balance of the trust estate not distributed to my grandchild shall be held by my Trustee, in trust, nevertheless, to invest and reinvest the same, and to pay so much of the net income to or for the benefit of such grandchild as my Trustee, in its sole discretion, shall determine is necessary or desirable for the grandchild's health, support, maintenance and education (including college, graduate and professional education). In addition to said distributions of income, my Trustee may, at any time, or from time to time, pay to or for the benefit of such grandchild so much of the principal, whether the whole or a lesser amount, as my Trustee may, in its sole discretion, determine is necessary or desirable for the grandchild's health, support, maintenance and education (including college, graduate and professional education) In exercising this discretionary power, my Trustee may, but need not, consider any other resources of the grandchild known to my Trustee. I direct my Trustee to distribute to my grandchild one-third (1/3) of the principal of such trust share upon the attainment of age twenty-five (25) by such grandchild; one-half (1/2) of the remaining principal of such trust share upon the attainment of age thirty (30) by such grandchild and the balance thereof upon the attainment of age thirty-

five (35) by such grandchild thereby terminating the trust created for the benefit of such grandchild.

- (e) In the event my grandchild shall die prior to attaining thirty-five (35) years of age, then the trust created for such deceased grandchild shall be distributed as if such beneficiary shall have died intestate owning the trust property outright residing in Hinds County, State of Mississippi, under the laws of descent and distribution or intestate succession in effect at the time of such beneficiary's death.
- (f) Notwithstanding any other provision herein to the contrary, if at the time property becomes distributable to a beneficiary of mine, my Trustee learns or otherwise has knowledge that such beneficiary is involved in divorce or other legal proceedings, is ill or incapacitated, is bankrupt, insolvent, a judgment debtor or otherwise experiencing adverse financial circumstances, or other circumstances exist with respect to such beneficiary under which my Trustee, in its sole discretion, determines that such distribution is or may be subject to claims of a spouse, a creditor or any other person, or such beneficiary's ability to reasonably, prudently and effectively manage and use such distribution is, or may be impaired, then my Trustee may, in its sole discretion, defer or withhold some part or all of such distribution until such time as my Trustee determines that such

circumstances no longer exist or have been mitigated to such an extent that it is reasonably prudent to make such distribution or some part thereof. The decision of my Trustee to defer or withhold some part or all of any such distribution shall not be subject to question by any beneficiary or other person, and my Trustee shall not be liable to any beneficiary or other interested person for making such decision in good faith. In the event my Trustee elects to defer or withhold distribution of principal as hereinabove provided, my Trustee may distribute income and principal to or for the benefit of such beneficiary as hereinabove provided in this Article. In the event that a beneficiary for whom a trust share is created hereunder shall die prior to receiving the principal and all accrued income in that beneficiary's trust share, then such trust share, including principal and all accrued income, shall be distributed to the direct lineal descendants of such deceased beneficiary, per stirpes, or if such deceased beneficiary shall leave no direct lineal descendant surviving, in equal shares to such deceased beneficiary's siblings, or if a sibling is deceased, then that sibling's share shall be distributed to the descendants of such deceased sibling, per stirpes. Provided, however, that any property which would pass to a beneficiary of a trust then in existence under this Article shall not pass outright to such

beneficiary, but instead shall be added to the principal of such trust to be administered in accordance with the terms and provisions hereof. In the event that a beneficiary of mine for whom a trust share is created hereunder shall die prior to receiving all the principal and all accrued income from that beneficiary's trust share, and such deceased beneficiary of mine shall leave no child, no other direct lineal descendant, no sibling and no child or other direct lineal descendant of a sibling surviving, then the trust created for such deceased beneficiary of mine shall be distributed as if such beneficiary shall have died intestate owning the trust property outright residing in Hinds County, State of Mississippi, under the laws of descent and distribution or intestate succession in effect at the time of such beneficiary's death.

- C If my daughter, PAULA SUE SMITH, does not survive me, then, in that event, I will, devise and bequeath my entire residuary estate to my Trustee, in trust nevertheless, to be held, maintained, invested, reinvested and distributed in accordance with the terms and provisions, and in the manner, hereinabove set forth in Subparagraph 3. of Paragraph B. of this Article of my Will. Provided, however, that my Trustee shall have the authority to defer the distribution of any share if any of the circumstances hereinabove described in Subparagraph 3(f) of Paragraph B of this Article shall then exist with respect to any beneficiary of mine. My Trustee shall

administer any share for which distribution is deferred as a separate and distinct trust, and my Trustee may distribute income and principal to or for the benefit of such beneficiary in accordance with the provisions of Paragraph B. 3 hereinabove set forth in this Article. Provided further, that any property that vests in and becomes distributable to a minor may be held and administered in accordance with Article Seven of this, my Last Will and Testament.

ARTICLE SEVEN

**Property Vested In Minor Beneficiary**

Whenever any property, whether principal or income, vests pursuant to the provisions of this, my Will, in a minor, persons acting hereunder as Executor or Trustee, as the case may be, shall have the right as donees of a power during minority, upon distribution of such property, to hold and manage the same until such minor attains his or her majority, and may exercise in respect of such property, and the income thereof, all powers conferred by this my Will, or by law, upon my Executor or Trustee, including the power to apply any such property or the income thereof to the use or for the benefit of such minor. Said donees shall be entitled to receive such compensation as they would be entitled to receive if they were holding the property as Trustee of a separate Trust under this Will and shall not be required to render periodic accounts to any Court. My Executor and Trustee are not required to exercise the power granted under this Article of my Will, and may, in their discretion, elect to distribute property to or for the benefit of the minor in whom such property has vested, or to such minor's natural or legal guardian, or to an eligible custodian under the Mississippi Uniform Transfers to Minors Act (and my Executor and Trustee shall not be prohibited from serving as

custodian unless otherwise prohibited by law), and upon obtaining receipt therefor shall have no further obligation with respect to such property as Executor or Trustee.

ARTICLE EIGHT

**Trust Provisions**

To the extent permitted or required by law, it is my intention and I hereby direct, with respect to any trust created under the terms of this, my Last Will and Testament, that:

- A. Neither the principal nor the income of any trust created hereunder, nor any part of same, shall be liable for the debts or torts of any beneficiary hereunder, nor shall the same be subject to seizure by any creditor of any beneficiary hereunder and no beneficiary hereunder shall have any power to sell, assign, transfer, encumber or in any manner to anticipate or dispose of his or her interest in any trust, or any part of same, or the income produced from said trust, or any part of same. No part of any trust created hereunder, principal, income or increment shall be attachable, assignable, trustable or liable to be taken at law or in equity for or on account of any debt, tort, obligation or contract of the beneficiary hereunder. No beneficiary's interest in income or principal or both of any trust created hereunder is subject to voluntary or involuntary transfer.
- B. Any trust created under this, my Last Will and Testament, shall be a private trust, and the Trustee shall not be required to obtain the order or approval of any Court for the exercise of any power or discretion herein given. The Trustee shall not be required to return to any Court any periodic formal accounting of its administration of any trust, but said Trustee shall render annual accounts to each beneficiary of each trust.
- C. No person paying money or delivering property to the Trustee shall be required to see to its application. No bond or other security shall be required of my Trustee. The Trustee of any trust created hereunder is authorized to receive and retain for said Trustee's services in administering each trust reasonable compensation in accordance with that which is customarily and generally charged for performing trust services of the nature involved in such trust.
- D. Notwithstanding any other provision of this Will to the contrary, I direct that any trust created hereunder shall terminate within the period prescribed by any applicable Rule Against Perpetuities. I further direct that in the event such termination is required, the principal of any trust then in effect shall be paid over to the primary income

beneficiary of such trust, or if there are more than one, then in equal shares to the income beneficiaries, thereby terminating such trust.

ARTICLE NINE

**Powers of Executor and Trustee**

I hereby authorize and empower my Executor, with respect to my estate, and my Trustee, with respect to any Trust created hereunder, and any successor or successors thereof, in their sole and absolute discretion, to do the following:

1. To exercise all of the powers, rights and discretions granted by virtue of the "Uniform Trustees' Powers Law," being §§91-9-101 through 91-9-119, inclusive, of the Mississippi Code of 1972, Annotated, as now enacted, or as hereafter amended, which "Uniform Trustees' Powers Law" is hereby incorporated by reference as though fully and completely copied herein. Should said "Uniform Trustees' Powers Law" be repealed, then my Executor and Trustee herein named shall continue to have all of the powers, rights and discretions granted by said "Uniform Trustees' Powers Law," the same as if it were still in effect.
2. To purchase or otherwise acquire and to retain, whether originally a part of the estate or subsequently acquired, any and all stocks, bonds, notes or other securities, or shares or interests in investment trusts and common trust funds, or in any other property, real, personal or mixed, as they may deem advisable, whether or not such investments or property be of the character permissible by fiduciaries, without being liable to any person for such retention or investment.
3. To pay all necessary expenses of administering the estate and any trust including taxes, trustees' fees, fees for the services of accountants, agents and attorneys, and to reimburse said parties for expenses incurred on behalf of the estate or any trust hereunder.
4. To determine what is principal and what is income with respect to all receipts and disbursements; to establish and maintain reserves for depreciation, depletion, obsolescence, taxes, insurance premiums, and any other purpose deemed necessary and proper by them and to partite and to distribute property of the estate or trust in kind or in undivided interests, and to determine the value of such property. The Trustee is hereby authorized and empowered to hold and invest the assets of any trust created hereunder jointly and in undivided shares or interests.

5. To perform such acts, to participate in such proceedings and to exercise such other rights and privileges in respect to any property, as if they were the absolute owner thereof, and in connection therewith to enter into and execute any and all agreements binding my estate and any trust created hereunder.
6. To borrow money from such source or sources and upon such terms and conditions as my Executor or Trustee shall determine, and to give such security therefor as my Executor or Trustee may determine.
7. To participate in any plan of reorganization, consolidation, dissolution, redemption, or similar proceedings involving assets comprising my estate or any trust created hereunder, and to deposit or withdraw securities under any such proceedings.
8. To compromise, settle or adjust any claim or demand by or against my estate, or any trust, to litigate any such claims, including, without limitation, any claims relating to estate or income taxes, and to agree to any rescission or modification of any contract or agreement.
9. To sell, exchange, assign, transfer and convey any security or property, real or personal, held in my estate, or in any trust, at public or private sale, at such time and price and upon such terms and conditions (including credit) as my Executor or Trustee may deem advisable and for the best interest of my estate, or any trust. I hereby waive any requirement of issuing summons, giving notice of any hearing, conducting or holding any such hearing, filing bond or other security, or in any way obtaining court authority or approval for any such sale, exchange, assignment, transfer or conveyance of any real or personal property.
10. To lease any real or personal property for such term and upon such terms and conditions and rentals and in such manner as may be deemed advisable (with or without privilege of purchase), and any lease so made shall be valid and binding for the full term thereof even though the same shall extend beyond the duration of the administration of my estate, or any trust created hereunder, all without the approval or authority of any court; and to insure against fire or other risks, to make repairs, replacements and improvements, structural or otherwise, to any real property, to improve any real property and to pay the cost out of principal.
11. Unless otherwise specifically provided, to make distributions (including the satisfaction of any pecuniary bequest) in cash or in specific property, real or personal, or in an undivided interest therein, or partly in cash and partly in other property, and to do so with or without regard to the income tax basis of specific property allocated to any beneficiary and without making pro rata distributions of specific assets.

- 12. To settle, adjust, dissolve, windup or continue any partnership or other entity in which I may own a partnership or equity interest at the time of my death, subject, however, to the terms of any partnership or other agreement to which I am a party at the time of my death I authorize my Executor and Trustee to continue in any partnership or other entity for such periods and upon such terms as they shall determine. Neither my Executor nor my Trustee shall be disqualified by reason of being a partner, equity owner or title holder in such firm from participating on behalf of my estate in any dealings herein authorized to be carried on between my Executor or Trustee and the partners or equity owners of any such partnership or other entity
- 13. To make any elections and to take any actions necessary in connection therewith which are available under the Internal Revenue Code of 1986, as amended, including, but not limited to, Section 2032, Section 2032A, and Section 6166.
- 14. To disclaim any property which my estate or any trust created hereunder may otherwise be entitled to receive and to take any and all necessary or proper actions to make and fully effectuate a qualified disclaimer or disclaimers under Internal Revenue Code Section 2518, or any similar provision which may be subsequently enacted, and under any disclaimer statute or law which may at any time be in effect under Mississippi law.
- 15. To change the domicile or situs of any trust created hereunder.

All authorities and powers hereinabove granted unto my Executor and Trustee shall be exercised from time to time in their sole and absolute discretion and without prior authority or approval of any Court, and I intend that such powers be construed in the broadest possible manner.

ARTICLE TEN

Appointment of Executor

I hereby appoint my husband, CHARLES BIRDSONG PAXTON, to be Executor of this, my Last Will and Testament and my estate. In the event that my husband shall predecease me, or, for any reason, shall fail to qualify or cease to act as my Executor, then I hereby appoint, DOROTHY BROWN to serve as successor Executrix of this, my Last Will and Testament, and my estate. Any reference herein to my "Executor" shall also refer to and include my successor Executrix

  
 \_\_\_\_\_  
 D.P.P.

herein named, and I confer upon said successor Executrix all of the rights, powers, duties, discretions and obligations conferred upon my original Executor hereinabove named. My Executor and my successor Executrix, hereinabove named, shall serve without any bond, and I hereby waive the necessity of preparing or filing any inventory, accounting or formal appraisement of my estate.

ARTICLE ELEVEN

**Appointment of Trustee**

I hereby appoint, **THE CAPITAL TRUST COMPANY OF DELAWARE** to be Trustee of each Trust created under this, my Last Will and Testament. If **THE CAPITAL TRUST COMPANY OF DELAWARE** shall be unable or unwilling to accept appointment as Trustee or for any reason shall discontinue its service as Trustee or shall resign as Trustee, then I hereby appoint **DOROTHY BROWN** to serve as successor Trustee. Any successor Trustee shall have all of the rights, powers, duties, discretions and obligations conferred upon my original Trustee hereinabove named.

ARTICLE TWELVE

**Construction**

Throughout this Will, the masculine gender shall be deemed to include the feminine as well as the neuter, and vice versa, as to each of them, the singular shall be deemed to include the plural, and vice versa. The headings used herein are for convenience only and shall not be construed or interpreted as limiting the scope of the Article to which the heading pertains.

IN WITNESS WHEREOF, I have hereunto affixed my signature in the presence of Joseph

D. Nosef, III, and Laurie Tolbert, whom I have requested to act as subscribing witnesses hereto on this, the 17<sup>th</sup> day of April, 2001.

Dorothy Purvis Paxton  
DOROTHY PURVIS PAXTON

WITNESSES:

[Signature]  
Laurie Tolbert

We, each of the subscribing witnesses to the foregoing Last Will and Testament of DOROTHY PURVIS PAXTON, do hereby declare that we have acted as subscribing witnesses hereto at the request of the said DOROTHY PURVIS PAXTON, that he declared this instrument to be his Last Will and Testament to us, that she affixed her signature hereto in the presence of each of us; and that we have affixed our signatures hereto in her presence and in the presence of each other all on the day and year above written; and that on this occasion the said DOROTHY PURVIS PAXTON, was of sound and disposing mind and memory.

WITNESS OUR SIGNATURES on this, the 17<sup>th</sup> day of April, 2001.

WITNESSES:

ADDRESS:

[Signature]  
Laurie Tolbert

11 Northtown Drive, Suite 220  
Jackson, Mississippi 39211

PROOF OF WILL

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, Joseph D. Nosef, III, and Laurie Tolbert, credible and competent subscribing witnesses to the foregoing instrument of writing dated the 17<sup>th</sup> day of April, 2001, purporting to be the Last Will and Testament of DOROTHY PURVIS PAXTON, each of whom having been first duly sworn, state on oath that the said DOROTHY PURVIS PAXTON, signed, made, published and declared said instrument as his Last Will and Testament on the 17<sup>th</sup> day of April, 2001, the date of said instrument, in the presence of these affiants; that the Testatrix was then of sound and disposing mind and memory, and above the age of twenty-one (21) years; that the Testatrix was acting voluntarily without undue influence, fraud or restraint; that the affiants subscribed and attested said instrument as witnesses to the signature and publication thereof, at the special instance of DOROTHY PURVIS PAXTON, and in the presence of DOROTHY PURVIS PAXTON, and in the presence of each other; that the Testatrix at the time of the attestation was mentally capable of recognizing, and actually conscious of said act and attestation; that the subscribing witnesses were, at the time of said attestation, competent witnesses under the laws of the State of Mississippi, that at the time of said attestation the Testatrix, DOROTHY PURVIS PAXTON, indicated to the affiants that she was a resident of and had a fixed place of residence in HINDS County, State of Mississippi; and that this Proof of Will is attached to the original of that certain foregoing written instrument signed, made, published and declared by the said Testatrix, DOROTHY PURVIS PAXTON, as her Last Will and Testament on this, the 17<sup>th</sup> day of April, 2001.

[Signature]  
11 Northtown Drive, Suite 220  
Jackson, MS 39211

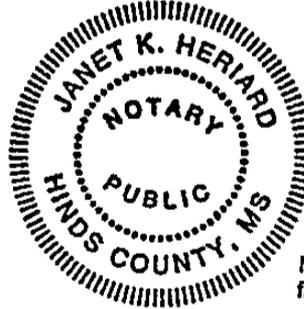
Laurie Tolbert

SWORN TO AND SUBSCRIBED before me on this, the 17<sup>th</sup> day of April, 2001.

[Signature]  
NOTARY PUBLIC

My Commission Expires:

MISSISSIPPI STATEWIDE NOTARY PUBLIC  
MY COMMISSION EXPIRES DEC 11, 2003  
BONDED THRU STEGALL NOTARY SERVICE



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MADISON COUNTY MS - This Instrument was  
filed for record July 17, 2008.  
Book 43 Page 93  
ARTHUR JOHNSTON, C. C.  
BY: [Signature] D.C.

