

4

NO. 1958

IN THE MATTER OF THE		IN THE COUNTY COURT OF
ESTATE OF J. GEORGE ROSS		REEVES COUNTY, TEXAS
ROSS, SR., DECEASED		IN PROBATE

ORDER ADMITTING WILL TO PROBATE

On this 20th day of June, 1977, at a due and proper time, there came on to be heard the written application of J. George Ross, Jr. and Suzanne R. Gilson for the probate of the instrument in writing filed with the application for probate and produced in open court, and which said instrument is the Last Will and Testament of J. George Ross, Sr., and which application for probate is also for Letters Testamentary. And, it being made to so appear, this court specifically finds and decrees as follows:

1. That the every citation required by law has been duly issued, served and then properly returned into this court and then filed in this cause, all in the manner and for the length of time required by law;
2. That the service of process herein is in all things regular and complete;
3. That this hearing has been conducted at the time, in the manner and at the place provided by law and all under the properly entered orders of this court;
4. That the application for probate is in regular form and complete; that this court has full jurisdiction for the entry of the every finding and order being entered herein and hereon and has jurisdiction of the Estate of J. George Ross, Sr., Deceased;
5. That J. George Ross, Sr., at the time of his death on May 28, 1977, in Kermit, Winkler County, Texas, had his fixed domicile and residence in Pecos, Reeves County, Texas;
6. That J. George Ross, Sr. was married once in his lifetime, to Dorothy S. Ross, which marriage continued up to the time of the death of J. George Ross, Sr.;
7. That the devisees under the Last Will and Testament of J. George Ross, Sr. and the heirs of his estate were and are his wife, Dorothy S. Ross, an adult, of Pecos, Reeves County, Texas, and his children J. George Ross, Jr. and Suzanne R. Gilson, both of whom are adult persons. Following the making of



True and Correct
Signed
at my office
this 20th day of
June, 1977.

his Last Will and Testament, no child or children were born to or adopted by J. George Ross, Sr.

8. That on November 15, 1974, J. George Ross, Sr. executed his Last Will and Testament, which Will was witnessed by J. F. Pattee, Janet Prewitt, and Donna Hicks, all of Pecos, Reeves County, Texas; that such Will was executed with all the formalities and solemnities required by law to make such Will valid and was executed in such a way as to make it a self-proving Will as provided and allowed by law; that said Will was not revoked by J. George Ross, Sr. in his lifetime, and such Will has been proved in the manner approved and required by law and such Will is entitled to probate herein as the Last Will and Testament of J. George Ross, Sr.;
9. That the November 15, 1974 Last Will of J. George Ross, Sr. named and appointed his wife, Dorothy S. Ross, as Independent Executrix. Dorothy S. Ross is unable to serve as Independent Executrix of his estate due to her health. The Last Will and Testament of J. George Ross, Sr. provides that in such event, J. George Ross, Jr. and Suzanne R. Gilson are to serve as Co-Independent Executors of the Will and Estate of J. George Ross, Sr., Deceased. J. George Ross, Jr. and Suzanne R. Gilson are not disqualified from accepting Letters Testamentary, but are qualified to receive Letters Testamentary without bond, inasmuch as the Will provides that no bond shall be required of them as Co-Independent Executors and that Letters Testamentary may be issued to them under the hereinafter set forth orders of this court;
10. That the said Last Will and Testament of J. George Ross, Sr. duly provides that no action shall be had in the County Court in relation to the settlement of the estate than to prove and record said Will and to return an inventory and appraisement of the estate and list of claims of his estate;
11. That the November 15, 1974, Will is the Last Will and Testament of J. George Ross, Sr. and that the evidence herein offered and received justifies and requires the every finding herein made, and requires the entry of this Judgment as herein set out;
12. That under the provisions of Section 181 of the Texas Probate Code, the appointment of disinterested appraisers to appraise the fair market value of the items of property of the estate, is not deemed necessary. Therefore,

It is CONSIDERED, ORDERED, ADJUDGED and DECREED by the Court that the November 15, 1974 Will which is on file herein, be, and the same hereby is, admitted to probate and record as the Last Will and Testament of J. George Ross, Sr. Deceased; that such Will filed



True and Correct

herein, together with the proof which has proved the same, the Application for Probate filed herein, the Citation that was issued and served on such application and the testimony given in these proceedings, together with this Order, shall be recorded in the minutes of this court.

It is further ORDERED, ADJUDGED and DECREED by the court that J. George Ross, Jr. and Suzanne R. Gilson are named and appointed to be Co-Independent Executors of the Will and Estate of J. George Ross, Sr., Deceased, and that no bond or other security be required of them as such Co-Independent Executors and that when the said J. George Ross, Jr. and Suzanne R. Gilson have qualified according to law, the Clerk of this Court shall issue Letters to them in accordance with this Judgment.

It is further ORDERED, ADJUDGED and DECREED that within 180 days after qualification, the Independent Executors herein named shall file with the Clerk of this Court an inventory of the real and personal property belonging to the estate, along with an appraisal of the fair market value of each item thereof as of the date of death of J. George Ross, Sr.; and that after the filing thereof, no other action be had in this court in the administration of the Estate of J. George Ross, Sr., Deceased.

RENDERED AND ENTERED in open court the day and year first above written.



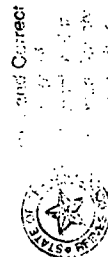
Judge Presiding



True and Correct
at _____
this _____ day of _____
19____.

No. 1958

IN THE MATTER OF THE
ESTATE OF J. GEORGE
ROSS, SR., DECEASED.



ORDER ADMITTING WILL TO
PROBATE

FILED

JUN 13 1958
Catherine C. Coker
Clerk of County Court, Reeves County, Tex.

By _____ Deputy

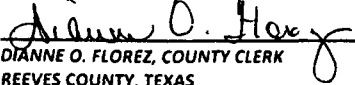
Noted for filing

**THE STATE OF TEXAS
COUNTY OF REEVES**

I, **DIANNE O. FLOREZ**, COUNTY CLERK in and for Reeves County, Texas, hereby certify that the above and foregoing is/are true and correct copies of the following papers in Probate Cause No. **1958P** IN THE MATTER OF THE ESTATE OF **J. GEORGE ROSS, SR., DECEASED**, in the County Court At Law, as the same appears of record and on file in the office of the County Clerk of Reeves County, Texas, to wit:

LAST WILL AND TESTAMENT
ORDER ADMITTING WILL TO PROBATE

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 15TH day of JULY A.D., 2011.




DIANNE O. FLOREZ, COUNTY CLERK
REEVES COUNTY, TEXAS

**THE STATE OF TEXAS
COUNTY OF REEVES**

I, **WALTER M. HOLCOMBE**, sole Judge of the County Court At Law, of Reeves County, Texas, hereby certify that the **DIANNE O. FLOREZ**, whose name is affixed, was at the time of said signing and execution and now is Clerk of the County Court At Law of Reeves County, Texas, and the custodian of its records, and that the signature of said Clerk to the aforesaid certificate is in the proper handwriting of her, the said Clerk, and to her official acts as such, full faith and credit are due and owing and I do further certify that her attestation is in due form of law.

GIVEN UNDER MY HAND OFFICIALLY in County Court At Law in Pecos, Reeves County, Texas, this 15TH day of JULY A.D., 2011.




WALTER M. HOLCOMBE, COUNTY COURT AT LAW
REEVES COUNTY, TEXAS

**THE STATE OF TEXAS
COUNTY OF REEVES**

I, **DIANNE O. FLOREZ**, COUNTY CLERK of the County Court At Law, of Reeves County, Texas, do hereby certify that the Judge **Walter M. Holcombe**, whose name is subscribed to the foregoing certificate is now and was at the time of signing the same the sole judge of said Court and that to act as such he is duly commissioned and qualified.

IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal of said Probate Court at my office in Pecos, Texas, on this the 15TH day of JULY A.D., 2011.



DIANNE O. FLOREZ, COUNTY CLERK
REEVES COUNTY, TEXAS

LAST WILL AND TESTAMENT

OF

J. GEORGE ROSS, SR.

THE STATE OF TEXAS I
COUNTY OF REEVES I KNOW ALL MEN BY THESE PRESENTS:

THAT I, J. GEORGE ROSS, SR., of Reeves County, Texas, for the purpose of making that disposition of my entire estate, real, personal and mixed, which I wish to have take effect at my death, do make, publish and declare this to be my last will and testament, and I do hereby revoke all wills and testamentary dispositions heretofore by me at any time made.

FIRST

I desire and direct that my just debts, funeral expenses, expenses of settling my estate, inheritance, estate, succession, transfer and other taxes, by whatever name called, levied against the property making up my estate or owing by me at the time of my death or by reason of my death, shall be paid by my executrix out of my residuary estate and the income therefrom, provided, however, that nothing herein said shall be construed to require or direct the acceleration of maturity or the prepayment of any indebtedness, whether contingent or owing at my death.

SECOND

I give, devise and bequeath to my beloved wife, Dorothy S. Ross, provided she shall survive me by as much as 180 days, my interest in our residence and homestead occupied by us at the time of my death, in fee simple, together with all of our household goods, furnishings, linens, silverware, china, jewelry, clothing, personal effects and family automobiles.



True and Correct
copy of
Last Will and Testament
of J. George Ross, Sr.
Notary Public
State of Texas

THIRD

A. I give, devise and bequeath all the rest, residue and remainder of my estate to my trustees, hereinafter named, in trust, on the terms and conditions hereinafter set forth, for the use and benefit of my wife, Dorothy S. Ross, for and during the rest of her life, with the remainder for the use and benefit of my children who shall be living at the time of the death of the survivor of my wife, Dorothy S. Ross, and myself, share and share alike, according to the principles of representation.

B. If any beneficiary of a trust created herein shall die while a share or portion of the trust estate is then held in trust for the use and benefit of such beneficiary, the share or portion of such deceased beneficiary shall thereafter be held for the use and benefit of the then living children, if any, of such deceased beneficiary, share and share alike, according to the principles of representation. If there be no such then living children of such deceased beneficiary, however, then the share or portion of such deceased beneficiary shall thereafter be held for the use and benefit of my then living children, share and share alike, according to the principles of representation.

C. As used in this will, "children" means and includes all children now or hereafter born, and means and includes all children now or hereafter legally adopted, and if any such child, whether natural born or legally adopted, shall not be living but shall have then living children, such term means and includes the then living children of such deceased child, whether natural born or legally adopted, by representation.



True and Correct
copy of
Inscribed in
Public County
Records Office

FOURTH

A. The trust created herein for the use and benefit of Dorothy S. Ross shall continue for and during the remainder of her life.

B. Each of the trusts created herein for the use and benefit of beneficiaries other than Dorothy S. Ross shall continue until the beneficiary of such trust shall have attained the age of 25 years, when each such trust created hereunder for the use and benefit of each such beneficiary shall terminate, and my trustees shall distribute, deliver and pay over, absolutely and free of trust hereunder, to such beneficiary, all of the trust estate then held by my trustees for the use and benefit of such beneficiary.

C. If, by reason of the death of any trust beneficiary, any other beneficiary of my estate shall become entitled to an additional share or portion of my estate, such additional share or portion shall be added by my trustees to the share or portion of the trust estate then held for the use and benefit of such beneficiary, or be distributed, delivered and paid over to such beneficiary, absolutely and free of trust hereunder, by my trustees to such beneficiary, in accordance with the provisions of Paragraph B hereof.

D. Any other provision of this will to the contrary notwithstanding, in order to avoid any conflicts with the rule against perpetuities and related legal rules, no later than twenty-one years after the death of the last survivor of myself, Dorothy S. Ross, Suzanne R. Gilson, J. George Ross, Jr., and such of their children as shall be living at the date of my death, each and every interest in my estate and in my trust estate shall be indefeasibly vested in the person or persons then presumptively entitled



thereto, and each of the trusts created under the provisions of this will shall terminate, and the share or portion of my estate held in trust shall be delivered and paid over, absolutely and free of trust hereunder, to the beneficiaries then presumptively entitled thereto.

FIFTH

Each of the trusts created under the provisions of this will shall be held by my trustees for the use and benefit of the beneficiary of such trust, and, after paying therefrom, or making provision for the payment therefrom of, all reasonable and necessary expenses and charges incident to each such trust, including the compensation due and payable to my trustees, as provided herein, my trustees shall distribute and deliver the trust property according to the following terms and conditions:

A. My trustees shall pay over to or for each beneficiary, free of trust, out of the current net income of that beneficiary's trust, such amounts, from time to time and at such times, as in the discretion of my trustees may be required or necessary for the proper support, maintenance, health, education and medical care of such beneficiary and his or her spouse and children. Any current net income received during any year which shall not have been paid over to such beneficiary during that year shall be retained by my trustees and shall be added to the principal of that beneficiary's trust and shall be treated as principal of such trust for all purposes hereunder.

B. Whenever in the discretion of my trustees, payments to a trust beneficiary hereunder in excess of the current net income may be required or necessary for the proper support, maintenance, health, education and medical care of such beneficiary and his or her spouse and children,



my trustees shall pay over to or for such beneficiary, free of trust, out of the principal of that beneficiary's trust, such amounts, from time to time and at such times, as in the discretion of my trustees may be required or necessary for the proper support, maintenance, health, education and medical care of such beneficiary and his or her spouse and children.

C. In the exercise of the discretion conferred upon the trustees hereunder, the trustees shall consider the needs and other resources and income of the beneficiary, his or her spouse and children, and shall consider the mode, manner and standard of living theretofore enjoyed by the beneficiary, his or her spouse and children, and in ascertaining such needs, other resources and income, and in determining the mode, manner and standard of living, the trustees shall use reasonable diligence, but the determination of the trustees in this regard made in good faith shall be binding and conclusive on all parties at interest. It is the declared and express purpose hereof that these provisions for the proper support, maintenance, health, education and medical care of the beneficiaries hereunder predominate over my desire to accumulate income or to conserve principal for distribution to the ultimate beneficiaries under these trusts, and the trustees are enjoined to apply these provisions liberally to the accomplishment of that end.

D. On termination of any trust or trusts hereunder, as provided herein, the trustees shall distribute, deliver and pay over, absolutely and free of trust hereunder, to the beneficiary entitled thereto, all of the share or portion of the trust estate to which such beneficiary is then entitled.



SIXTH

In the administration of each of the trusts created hereunder, my trustees are charged with the following powers, duties, authorities, privileges and responsibilities:

- A. To receive, take and hold any and all property delivered to my trustees under the terms of this will, and to manage, control and administer the same in accordance with the provisions hereof, and to collect, receive and receipt for the revenues, rents, issues, profits and income of the trust estate or trust estates.
- B. The trustees shall have full and complete authority, in their absolute discretion, to allocate the receipts and disbursements of the trust estate between income and corpus, consistent with the respective rights hereunder of the income beneficiaries and the preservation of the trust corpus for the remaindermen designated herein.
- C. Any provision of law or any other provision hereof to the contrary notwithstanding, my trustees shall have the power to retain any property, whether consisting of stocks, bonds or other securities, or of any other type of personal property or of real property, taken over by them from my estate, without regard to the proportion such property or property of a similar character so held may bear to the entire amount of such trust estate, whether or not such property is of the class in which a trustee is generally authorized to invest by law or rule of court or by the terms of this will itself but for this provision, and without liability for loss resulting from such retention.
- D. Any provision of law or any other provision hereof to the contrary notwithstanding, my trustees shall have full power and authority to invest, reinvest, purchase, sell, exchange or otherwise acquire or dispose of any and all kinds of oil, gas and mineral properties or



mineral interests, including by way of amplification and not by way of limitation, mineral interests, royalty, overriding royalty, limited overriding royalty, production payments, oil payments, and oil and gas leasehold interests, and all other oil, gas and mineral properties and interests, whether similar or dissimilar, without regard to the proportion such property or property of a similar character so purchased, sold, exchanged or otherwise acquired or disposed of, may bear to the entire amount of each trust estate, and whether or not such property is of the class in which a trustee is generally authorized to invest by law or rule of court or by the terms of this will itself but for this provision and without liability for loss resulting from such investment, reinvestment, purchase, sale, exchange or other acquisition or disposition of such properties.

- E. To continue and operate any private business owned by me or in which I may own an interest at the time of my death, and do any and all things deemed appropriate by my trustees, including the right to become or remain a partner in such business or to incorporate the business or put in additional capital, for such times as they shall deem advisable, without liability for loss from the continuance of the business except for their own negligence, and to close out and liquidate or sell the business, or any part thereof, upon such terms as my trustees shall deem best.
- F. Any provision of law or any other provision hereof to the contrary notwithstanding, my trustees shall have full power and authority to lend or to borrow money at any time and in any amount from time to time for the benefit of the trust estate or trust estates to or from any person, firm or corporation, including any beneficiary of the trust estate, and including any trust or trust estate created by a beneficiary hereof or by me, irrespective of and notwithstanding the fact that the trustee of such trust or trust estate is also then serving as a trustee hereunder, and



NOTARY PUBLIC
STATE OF CALIFORNIA
My Comm. Expires 12/31/2023
My Comm. No. 123456789

irrespective of and notwithstanding the fact that the executor of any such testamentary estate is also then serving as a trustee hereunder, and from any bank or trust company, including its own banking department of any bank or trust company serving as a trustee hereunder, and to secure the loan or loans by pledge, deed of trust, mortgage or other encumbrance on the assets of the trust estate or trust estates, and from time to time to renew such loans and give additional security.

- G. Any provision of law or any other provision hereof to the contrary notwithstanding, my trustees shall have full power and authority to sell or lease any trust property to or from any trust or trust estate created by a beneficiary hereof or by me, or to or from any adult beneficiary of my trust estate, irrespective of and notwithstanding the fact that the trustee of any such trust or trust estate is also then serving as a trustee hereunder, and irrespective of and notwithstanding the fact that the executor of such testamentary estate is also then serving as a trustee hereunder.
- H. When any payment or distribution from a trust is to be made to a minor or to a person under any legal disability, my trustees may make such payment or distribution directly to such beneficiary, to the persons furnishing support, maintenance, care or education for such beneficiary, to any person with whom such beneficiary may be residing, or my trustees may apply such payment or distribution for such beneficiary's benefit, the payment or application being in the absolute discretion of my trustees. In making a payment or distribution for a beneficiary to a person other than such beneficiary, my trustees may make such payment or distribution upon such terms and conditions and subject to such restrictions as my trustees may in their discretion deem to be the best interest of the beneficiary. Upon making a payment or distribution to a person other than a beneficiary, my trustees may require an accounting from the



recipient, but the receipt of a beneficiary shall be a full acquittance and discharge to said trustees for all payments or distributions so made.

- I. My trustees, in their discretion, are authorized and empowered to make division or distribution in money or in kind, or partly in money and partly in kind, including securities, real property, and undivided interests in real or personal property, making the necessary equalizations in cash, at values to be determined by my trustees, whose decisions as to values shall be binding and conclusive on all parties at interest.
- J. Any and all payments of money contemplated hereunder to a beneficiary may be made either by check of my trustees drawn to the order of such beneficiary, or by my trustees depositing same to the credit of the beneficiary in any bank, trust company, savings bank or federally insured savings and loan association designated as a depository in writing by such beneficiary, or by any bank or trust company then serving as a trustee depositing same in its commercial department to the credit of such beneficiary, and such deposit shall be a sufficient receipt to my trustees, provided that any and all payments of money for a beneficiary to a person other than such beneficiary shall be made in such manner as may be agreed upon between my trustees and such other person.
- K. During such time as any beneficiary of a trust hereunder shall be entitled to receive any portion of the income or principal of the trust for such beneficiary, my trustees shall render to such beneficiary annual statements of the receipts and disbursements of income and principal, and an annual statement of the condition of the trust estate.
- L. The portion of my trust estate held in trust for the use and benefit of each separate beneficiary shall be a separate and distinct trust, and my trustees shall maintain for each of such trusts a correct and accurate



and separate account as to all the principal, income and expense of each trust, and shall maintain for this purpose throughout the existence of each particular trust, an adequate system of bookkeeping and accounting; provided, however, that nothing herein shall be construed to prevent my trustees from, and my trustees are authorized and empowered to invest, reinvest and hold for two or more trusts hereunder undivided interests in the same property, and as between two or more trusts hereunder, make sales, exchanges and transfers in money or in kind, or partly in money and partly in kind, including securities, real property and undivided interests in real or personal property, making the necessary equalizations in cash, at values to be determined by my trustees, whose decisions as to values shall be binding and conclusive on all parties in interest.

- M. The trustees hereunder shall be entitled to such compensation for their services as trustees as shall from time to time be determined by my trustees to be just, fair and reasonable in conformance to the usual and customary compensation of trustees serving in a similar capacity under similar circumstances.
- N. The trustees hereunder shall never be required to give any bond or security for the faithful performance of the trust or trusts hereunder, nor required to give any bond or security by reason of the provisions of the Texas Trust Act, as the same is presently or may hereafter be constituted.
- O. My trustees shall, at all times during the term or terms of the trust or trusts hereunder, use ordinary and reasonable diligence and care in the performance and administration of the trust or trusts, and shall not be liable to the beneficiaries, or any of them, for any default, failure or neglect in connection with the execution of the trust or trusts, or for any loss occasioned by error of judgment, provided such acts do not



constitute fraud, embezzlement, or willful breach of trust, and my trustees shall not in any manner be personally liable for any debt or liability incurred in the management of the trust or trusts.

- P. Whenever any discretion conferred upon my trustees hereunder shall have been exercised in good faith, such exercise shall be binding and conclusive on all parties at interest.
- Q. The situs of the administration of the trust or trusts hereunder shall be and is hereby fixed in the State of Texas, and the trust or trusts created hereunder are Texas trusts and shall in all respects be governed by the laws of the State of Texas.
- R. My trustees are expressly relieved from the restrictions imposed by the provisions of Section 13 of the Texas Trust Act so that my trustees may unrestrictedly and unqualifiedly deal with, and have transactions of any kind or character with, any other trust, estate, agency or other entity with respect to which one or more of my trustees may then be serving as a fiduciary or agent.
- S. My trustees shall have, except as otherwise expressly provided herein, all the powers, duties and responsibilities conferred upon trustees by the Texas Trust Act (including in such term the provisions, also, of the Uniform Common Trust Fund Act) as the same is constituted on the date of the execution of this will, and as the same may be hereafter amended to enlarge the powers, duties and responsibilities conferred upon trustees.
- T. The foregoing specific powers are set forth by way of amplification and not by way of limitation, and except as otherwise expressly limited herein, my trustees shall have, all and singular, all other powers, duties and privileges which may be reasonably proper, necessary or incident to the carrying out of these trusts, whether herein specifically enumerated or not, it being declared to be the intention hereof that my trustees, subject always to



the discharge of their fiduciary obligations, shall have full, complete and plenary powers in carrying out this trust, or these trusts in accordance with the provisions hereof, and this will shall be given a broad, liberal and comprehensive construction and interpretation in order that my trustees shall be clothed with all the powers and authorities reasonably necessary or proper in carrying out such trust or trusts.

- U. My trustees, if and while they are serving as independent executors under this will, may exercise any of the powers, duties or responsibilities herein conferred upon my trustees and upon the independent executors hereunder with reference to the control, management, investment or disposition of the estate, or any part thereof, or the trust estate or any part thereof, either as trustees or as independent executors and without having to declare in which capacity the act is done.

SEVENTH

The beneficial interest of each beneficiary hereunder shall be for all purposes the sole and separate property of such beneficiary, with any and all income or increase in the trust estate, irrespective of the source or nature thereof, to be deemed and regarded for all purposes as property in which no community property interest attaches, to the end that any distribution to a beneficiary made under the terms and provisions of this instrument shall thereupon, in the hands of such beneficiary, be the sole and separate property of such beneficiary. No part of any trust or trusts hereunder, under any circumstances, shall ever be liable for or charged with any of the debts, liabilities or obligations of any beneficiary; and no beneficiary hereunder shall have the right or power to give, sell, assign, pledge or otherwise encumber, or in any manner anticipate or dispose of his or her interest in any trust until he or she



shall have actually received the same absolutely and free of trust. It is specifically declared to be the intention herein to create what is commonly known as a "spendthrift trust" for each of the respective beneficiaries named herein.

EIGHTH

A. I hereby nominate, appoint and constitute as trustee of the trusts created under this will, Dorothy S. Ross, as sole trustee, and on or in the event of the resignation, death, inability, refusal or failure to serve of Dorothy S. Ross, then Suzanne R. Gilson and J. George Ross, Jr., shall serve as co-trustees. On or in the event of the resignation, death, inability, refusal or failure to serve of either of Suzanne R. Gilson and J. George Ross, Jr., then the other of Suzanne R. Gilson and J. George Ross, Jr., shall serve as sole trustee.

B. All references herein to the trustee, and all the powers, duties, authorities, privileges and responsibilities of the trustees herein set forth shall be applicable to the trustee from time to time then serving as fully and completely to all intents and purposes hereunder as though such trustee were named as original trustee hereunder.

NINTH

A. I hereby nominate, appoint and constitute as sole independent executrix of this my last will, Dorothy S. Ross, and on or in the event of the resignation, death, inability, refusal or failure to serve of Dorothy S. Ross, then Suzanne R. Gilson and J. George Ross, Jr., shall serve as co-independent executors. On or in the event of the resignation, death, inability, refusal or failure to serve of either of Suzanne R. Gilson and J. George Ross, Jr., then



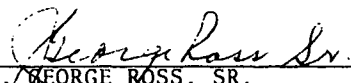
the other of Suzanne R. Gilson and J. George Ross, Jr., shall serve as sole independent executor or executrix, as the case may be.

B. All references herein to my executrix, and all the powers, duties, authorities, privileges and responsibilities of the independent executrix herein set forth shall be applicable to the independent executor from time to time then serving as fully and completely to all intents and purposes hereunder as though such independent executor were named as original independent executor hereunder.

C. I direct that no bond or other security be required of my executrix, and I further direct that no other action shall be had in the county court or other court having probate jurisdiction in relation to the settlement of my estate than the probating and recording of this my last will and testament and the return of an inventory, appraisalment and list of claims of my estate.

D. I hereby grant unto my executrix the same powers, duties, privileges, authorities and responsibilities as are conferred upon my trustees hereunder.

This I make and publish as my last will and testament, hereunto subscribing my name this 15 day of November, 1974, in the presence of J. F. Pattee, Janet Prewitt and Donna Hicks, subscribing witnesses appointed and requested by me to attest the same at my request.


J. GEORGE ROSS, SR.

The above and foregoing will of J. GEORGE ROSS, SR. was here now published, signed and executed by the said



Notary Public
State of Texas
My Comm. Expires [illegible]
[illegible]

J. GEORGE ROSS, SR. as his last will and testament in our presence, and we, at his request and in his presence, and in the presence of each other, subscribe our names thereto as witnesses.

<u>J. F. Pattee</u> Name	<u>1826 Jefferson Street, Dallas</u> Address
<u>Janet Prewit</u> Name	<u>251 S. Hall Street, Dallas</u> Address
<u>Donna Hicks</u> Name	<u>2002 Greenwood Street, Dallas</u> Address

THE STATE OF TEXAS I
COUNTY OF REEVES I

BEFORE ME, the undersigned authority, on this day personally appeared J. GEORGE ROSS, SR., J. F. Pattee, Janet Prewit and Donna Hicks, known to me to be the testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and, all of said persons being by me duly sworn, the said testator declared to me and to the said witnesses in my presence that said instrument is his last will and testament and that he had willingly made and executed it as his free act and deed for the purposes and consideration therein expressed; and the said witnesses, each on his oath, stated to me in the presence and hearing of said testator that the said testator had declared to them that said instrument is his last will and testament and that he executed the same as such and wanted each of them to sign it as a witness, and upon their oaths, each witness stated further that he did sign the same as a



True and Correct
copy of
Original filed in
Reeves County
Clerks Office

witness in the presence of the said testator and at his request, that he was at that time eighteen years of age or over and of sound mind, and that each of said witnesses was then at least fourteen years of age.

J. George Ross Sr.
J. GEORGE ROSS, SR.

TESTATOR

J. F. Pattee
Janet Prewitt
Donna Hicks

WITNESSES

SUBSCRIBED AND ACKNOWLEDGED BEFORE ME by the said
J. GEORGE ROSS, SR., Testator, and SUBSCRIBED AND SWORN TO
BEFORE ME by the said J. F. Pattee,
Janet Prewitt and Donna Hicks,
Witnesses, this the 15 day of November, 19 74.

Sue Richmond Sue Richmond
Notary Public in and for Reeves
County, Texas

