

STATE OF ALABAMA
COUNTY OF CHOCTAW
IN RE: ESTATE OF
HORTENSE E. DAVANT,
Deceased.

* PROBATE COURT OF CHOCTAW
* COUNTY, ALABAMA
*
*
* CASE NO. F-709

ORDER ADMITTING FOREIGN WILL TO PROBATE AND RECORD

This day came THE FIRST NATIONAL BANK OF CORSICANA, TEXAS, and filed in this Court a certified copy of the Last Will and Testament together with the probate thereof of HORTENSE ELEANOR DAVANT, deceased, as admitted to probate and record by the Probate Court, County of Navarro, State of Texas.

The aforementioned copy of said Will and probate thereof in and by the County of Navarro, State of Texas, are certified and authenticated as provided by Section 1738 of Title 28, of the United States Code; and

It appearing to the Court that the certified copies comply with the provisions of Section 43-1-52, Code of Alabama 1975;

IT IS ORDERED, ADJUDGED and DECREED by the Court that said certified copies of said Will and probate thereof of Hortense Eleanor Davant, deceased, be received and the same is hereby declared to be duly proven as the Last Will and Testament of Hortense Eleanor Davant, deceased, and as such admitted to probate and ordered to be recorded together with the proof and all other papers on file relating to this proceeding.

IT IS FURTHER ORDERED by the Court that said Petitioner pay the costs of this proceeding, FOR THE RECOVERY OF WHICH LET EXECUTION ISSUE.

DATED this 22 day of July, 1981.

Charles V. Ford, JUDGE

Hand Grendal

STATE OF TEXAS

COUNTY OF NAVARRO

I, James F. Doolen, County Clerk of Navarro County, Texas, do hereby certify that the foregoing transcript of record is a true and correct copy (s) on file in my Office, recorded in various Books on various numbered pages.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Court of Navarro County, Texas, on this the 13 day of July, 19 81.

James F. Doolen
COUNTY CLERK, NAVARRO COUNTY, TEXAS

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PAGE STATE OF TEXAS

43 COUNTY OF NAVARRO

BOOK I, James H. Gill, County Judge of the County Court in and for Navarro County, Texas, do hereby certify that the foregoing certificate and attestation of James F. Doolen, County Clerk, is in due form; and that the said James F. Doolen, County Clerk in and for Navarro County, Texas, is the proper custodian of the files and records referred to in the said certificate, and is authorized by law to make exemplified copies of the same, and is authorized by law to affix the seal of said Court thereto; that the signature of said James F. Doolen affixed to the foregoing certificate is his genuine signature and the authentic seal of said court.

DATED this 13 day of July, A.D. 19 81.

James H. Gill
COUNTY JUDGE IN AND FOR NAVARRO
COUNTY, TEXAS

STATE OF TEXAS

COUNTY OF NAVARRO

I, James F. Doolen, County Clerk of Navarro County, Texas, do hereby certify that James H. Gill who signed the foregoing certificate is one of the duly commissioned and qualified judge of said Court and that his signature to the foregoing certificate is his genuine signature.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at Corsicana, Texas, this the 13 day of

July, 19 81. 1981 James F. Doolen County Clerk
Navarro County, Texas

THE STATE OF TEXAS,
COUNTY OF Navarro

I, James E. Doolen, Clerk of the County Court in and for Navarro County, Texas,
do hereby certify that the above and foregoing are true and correct copies of the following instruments, to-wit:

1. Application to probate will
2. will
3. Order probating will
4. acceptance of the First Natl. Bank as Substitute Independent Executor
5. Death certificate of Hortense Eleanor Davant
6. Death certificate of James Edwin Davant
7. Letters Testamentary
- 8.
- 9.
- 10.
- 11.
- 12.
13. 42
14. PAGE
15. 43
- 16.
17. BOOK
- 18.
- 19.
- 20.
- 21.
- 22.
- 23.

in cause No. 10455, in said Court, entitled the
the estate Hortense Eleanor Davant, deceased

as the same appear from the original instruments, now on file and/or of record in said Court.

TO CERTIFY WHICH, witness my hand and official seal of said Court, at my office, in Corsicana

this 13 day of July, A.D., 19 81

James E. Doolen, County Clerk
Navarro County, Texas

By Brenda Hodge Deputy

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STATE OF TEXAS				CERTIFICATE OF DEATH		STATE FILE NO. 19/158-A	
1. PLACE OF DEATH a. COUNTY Navarro		7. USUAL RESIDENCE (Where deceased lived, if institution, give name & address) a. STATE Texas		b. COUNTY Navarro			
b. CITY OR TOWN (If outside city limits, give precinct no.) Corsicana		c. LENGTH OF STAY 60 years		c. CITY OR TOWN (If outside city limits, give precinct no.) Corsicana			
d. NAME OF (If in hospital, give street address) HOSPITAL OR INSTITUTION Paulines Nursing Home		d. STREET ADDRESS (If rural, give location) 1517 West 5th Ave.		e. IS RESIDENCE INSIDE CITY LIMITS? YES ☒ NO ☐		f. IS RESIDENCE ON A FARM? YES ☐ NO ☒	
3. NAME OF DECEASED (Type or print) James Edwin Davant		4. DATE OF DEATH April 11, 1978		5. DATE OF BIRTH Dec. 14, 1891		6. AGE (In years last birthday) 86	
5. SEX Male		6. COLOR OR RACE White		7. MARRIAGE STATUS Married ☒ Never Married ☐ Widowed ☐ Divorced ☐		8. CITIZEN OF WHAT COUNTRY? U.S.A.	
10a. USUAL OCCUPATION (If retired, give last one) Rancher		10b. KIND OF BUSINESS OR INDUSTRY Cattle		11. BIRTHPLACE (State or foreign country) Butler Ga.		12. CITIZEN OF WHAT COUNTRY? U.S.A.	
13. FATHER'S NAME J.E. Davant Sr.		14. MOTHER'S MAIDEN NAME Laura Edward		15. INFORMANT Mrs. Cecile Davant (Wife)			
16. SOCIAL SECURITY NO. No		17. WAS DECEASED EVER IN U.S. ARMED FORCES? (If yes, give war or date of service) No		18. CAUSE OF DEATH (Enter only one cause per line for (a), (b), and (c).) PART I. DEATH WAS CAUSED BY: IMMEDIATE CAUSE (a) Arteriosclerotic Heart Disease DUE TO (b) Chronic Obstructive Lung Disease DUE TO (c) Arteriosclerotic Cerebral Disease		INTERVAL BETWEEN ONSET AND DEATH (Years) (years)	
19. PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO THE TERMINAL DISEASE CONDITION GIVEN IN PART I (a) Probable Carcinoma of Stomach		20. WAS AUTOPSY PERFORMED? YES ☐ NO ☒		21. ACCIDENT ☐ SUICIDE ☐ HOMICIDE ☐		22. DESCRIBE HOW INJURY OCCURRED (Enter nature of injury in Part I or Part II of Item 18) None of injury	
23. TIME OF INJURY Hour ☐ Minute ☐ Day ☐ Year ☐		24. INJURY OCCURRED While at work ☐ While at home ☐		25. PLACE OF INJURY (e.g., in or about home, farm, factory, street, office building, etc.) Home		26. CITY, TOWN, OR LOCATION Corsicana	
27. I hereby certify that I attended the deceased from 1973 to 4-11-78 and last saw the deceased alive on 4-11-78 . Death occurred at approx 2:30 p.m. as stated above, and to the best of my knowledge, from the causes stated.		28. SIGNATURE W. B. MacFarland, M.D.		29. ADDRESS 143		30. DATE SIGNED 4-18-78	
31. BURIAL, CREMATION, REMOVAL (Specify) Burial		32. DATE April 13, 1978		33. NAME OF CEMETERY OR CREMATORY Oakwood Cemetery		34. FUNERAL DIRECTOR'S SIGNATURE Griffin Funeral Home W. H. Ruyhton	
35. LOCATION (City, town, or county) Corsicana, Texas		36. DATE REC'D BY LOCAL HEALTH DEPT. 4-18-78		37. REGISTRAR'S SIGNATURE H. Clyde Fiddle			

Corsicana, Texas 7-13 19 81

I hereby certify that this is a true copy of Death
Certificate of James Edwin Davant
as recorded in this office of the County Clerk, County
of Navarro, State Of Texas.

James F. Doolen, County Clerk
By Blenda Hodge
Deputy

STATE OF TEXAS		CERTIFICATE OF DEATH		STATE FILE NO. 16 592	
1. PLACE OF DEATH a. COUNTY Navarro		2. USUAL RESIDENCE (where deceased lived, if institution: residence before admission) a. STATE Texas b. COUNTY Navarro			
b. CITY OR TOWN (if outside city limits, give precinct no.) Corsicana		c. CITY OR TOWN (if outside city limits, give precinct no.) Corsicana			
c. LENGTH OF STAY in P.S. 5 1/2 yrs.		d. STREET ADDRESS (if rural, give location) 1517 W. 5th Avenue			
d. NAME OF (if not in hospital, give street address) HOSPITAL OR INSTITUTION Navarro County Memorial Hos.		e. IS RESIDENCE INSIDE CITY LIMITS? YES		f. IS RESIDENCE OF A FARM? NO	
e. IS PLACE OF DEATH INSIDE CITY LIMITS? YES		g. DATE OF DEATH November 10, 1973			
f. NAME OF DECEASED (Type or print) a. First Hortense b. Middle E. c. Last Davant		h. DATE OF BIRTH Dec. 16, 1893		i. AGE (in years, months, days, hours, minutes) 79	
j. SEX Female		k. COLOR OR RACE White		l. MARRIAGE STATUS Married ☐ Never Married ☒ Widowed ☐ Divorced ☐	
m. USUAL OCCUPATION (Give kind of work done during most of working life, even if retired) retired		n. KIND OF BUSINESS OR INDUSTRY school teacher		o. BIRTH-PLACE (State or foreign country) Georgia	
p. FATHER'S NAME James E. Davant		q. MOTHER'S MAIDEN NAME Laura Edwards		r. CITIZEN OF WHAT COUNTRY? U. S. A.	
s. WAS DECEASED EVER IN U.S. ARMED FORCES? (Yes, no, or unknown) No		t. SOCIAL SECURITY NO. [REDACTED]		u. INFIRMITY J. E. Davant	
v. CAUSE OF DEATH (Enter only one cause per line for (a), (b), and (c))					
PART I. DEATH WAS CAUSED BY:					
IMMEDIATE CAUSE (a) Acute cardiac arrest					
DUE TO (b) Subacute and chronic bronchopulmonary disease with hemovolemia					
DUE TO (c) Parkinson's disease					
PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO THE TERMINAL DISEASE CONDITION GIVEN IN PART I (a)					
Parkinson's disease, Cerebral arterial occlusive disease, severe Postop thalamotomy					
w. WAS AUTOPSY PERFORMED? NO					
20a. ACCIDENT ☐ SUICIDE ☐ HOMICIDE ☐					
20b. DESCRIBE HOW INJURY OCCURRED. (Enter nature of injury in Part I or Part II of Item 18)					
20c. TIME OF INJURY (Hour, Month, Day, Year)					
20d. INJURY OCCURRED (Where at work ☐ Not at work ☐)					
20e. PLACE OF INJURY (e.g., in or about home, farm, factory, street, office building, etc.)					
20f. CITY, TOWN, OR LOCATION Corsicana COUNTY Navarro STATE Texas					
21. I hereby certify that I attended the deceased from February 1965 to November 10, 1973 and last saw the deceased at November 10, 1973					
22a. SIGNATURE Chas. H. Brown (Degree or title)					
22b. ADDRESS 115 W. 2nd Ave., Corsicana, Texas					
22c. DATE SIGNED 11-12-					
23a. BURIAL, CREMATION, REMOVAL (Specify) Removal					
23b. DATE November 12, 1973					
23c. NAME OF CEMETERY OR CREMATORY Methodist Cemetery					
24. SUPPLEMENTAL REGISTRAR'S SIGNATURE GRiffin FUNERAL HOME					
25a. REGISTRAR'S FILE NO. 592					
25b. DATE REC'D BY LOCAL REGISTRAR 11-12-73					
25c. REGISTRAR'S SIGNATURE H. Cyre. Kibbe					

Corsicana, Texas 7-13 19 81

I hereby certify that this is a true copy of Death
Certificate of Hortense E. Davant
as recorded in this office of the County Clerk, County
of Navarro, State Of Texas.

James F. Doolan, County Clerk
By Brenda Hodge
Deputy

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for the qualification of the Substitute Independent Executor.

RESPECTFULLY SUBMITTED,

THE FIRST NATIONAL BANK OF
CORSICANA, TEXAS

By Gary D. Brown
Gary D. Brown, Senior Vice
President and Trust Officer



SWORN TO AND SUBSCRIBED BEFORE ME by the said GARY D.
BROWN on this the 26 day of October, A.D. 1978.

Michael W. King
Notary Public in and for
Navarro County, Texas

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FILED

10-26-78/65
H. CLYVE RIDDELS

County Clerk, Navarro County, Texas

NO. 10,455

By _____ Deputy

IN THE MATTER OF THE ESTATE -I- IN THE COUNTY COURT OF
OF HORTENSE ELEANOR DAVANT, -I- NAVARRO COUNTY, TEXAS
DECEASED -I- SITTING IN MATTERS PROBATE

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now THE FIRST NATIONAL BANK OF CORSICANA, TEXAS,
and would respectfully show to the Court the following:

I.

That heretofore the Will of HORTENSE ELEANOR DAVANT,
DECEASED, was probated in the above entitled and numbered
cause and JAMES EDWIN DAVANT, Independent Executor of the
Estate of HORTENSE ELEANOR DAVANT, DECEASED, duly qualified
therein as Independent Executor in accordance with the terms
and conditions of said Decedent's Will, such qualification
being on the 5th day of February, 1974.

II.

That the said JAMES EDWIN DAVANT is now deceased, he
having died on April 11, 1978.

III.

That THE FIRST NATIONAL BANK OF CORSICANA, TEXAS, was
appointed Substitute Independent Executor under the Last Will
and Testament of the said HORTENSE ELEANOR DAVANT, and it is
qualifying as such by filing its Oath of Office simultaneously
with the filing of this instrument.

IV.

This instrument is filed in the Probate Records of
Navarro County, Texas, that the record may reveal the death of
said JAMES EDWIN DAVANT and reflect that the conditions pro-
vided for in the Will of HORTENSE ELEANOR DAVANT now exist

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Probate Court in the settlement of said estate than the probating and recording of said Will and the return of an inventory, appraisalment and list of claims.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the Last Will and Testament of HORTENSE ELEANOR DAVANT, dated October 10, 1963, and on file herein, be, and the same is hereby admitted to probate and that the testimony and the application to probate be recorded in the Minutes of this Court.

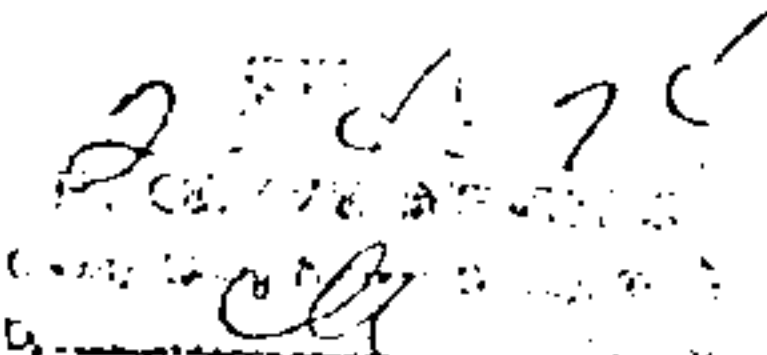
Whereupon the Court took testimony in open court upon the contest by Mary Ann Davant Dunnam and Kathryn Davant Dodson, of the appointment of JAMES EDWIN DAVANT as Independent Executor, and it appearing to the Court therefrom, that said JAMES EDWIN DAVANT, the person who is appointed Independent Executor in the Will and whose letters testamentary are sought, is entitled thereto by law and is not disqualified.

It is, therefore, ORDERED, ADJUDGED and DECREED that JAMES EDWIN DAVANT be, and he is hereby, pursuant to the terms of the Last Will and Testament of said HORTENSE ELEANOR DAVANT, deceased, appointed Independent Executor, without bond, of the Last Will and Testament of HORTENSE ELEANOR DAVANT and estate; and it is further ORDERED that the Clerk of this Court shall issue Letters Testamentary to JAMES EDWIN DAVANT as Independent Executor as in said Will provided, without bond, upon his taking the oath required by law.

To the action of said Court appointing JAMES EDWIN DAVANT Independent Executor of the estate of HORTENSE ELEANOR DAVANT, Deceased, Mary Ann Davant Dunnam and Kathryn Davant Dodson excepted in open Court and gave notice of appeal.

Signed and entered this the 7 day of February, A. D. 1974.


County Judge
Navarro County, Texas



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No. 10,455

IN THE ESTATE OF
HORTENSE ELEANOR
DAVANT, DECEASED

‡ IN THE COUNTY COURT OF
‡ NAVARRO COUNTY, TEXAS
‡ SITTING IN MATTERS PROBATE

On this the 31st day of January, A. D. 1974, came on to be heard the application of JAMES EDWIN DAVANT for the probate of the Last Will and Testament of HORTENSE ELEANOR DAVANT, Deceased, and the contest by Mary Ann Davant Dunnam and Kathryn Davant Dodson, of the appointment of JAMES EDWIN DAVANT as Independent Executor, which Will was filed in this Court on the 13th day of November, 1973, and which Will is dated October 10, 1963, and is a self proved Will, and it appearing to the Court, after taking testimony in open Court and said testimony being committed to writing and sworn to by said witnesses and filed by the Clerk of this Court, that such Will complies with the Texas Probate Code; and that the deceased died in Navarro County, Texas, on November 10, 1973, at the age of 79 years, and that her residence and domicile and principal estate at the time of her death was in Navarro County, Texas; that four years have not elapsed since the date of the death of the said decedent and the filing of said application; that this Court has jurisdiction and venue over said estate; that citation has been issued, served and returned in the manner and for the length of time required by law.

That said deceased at the time of the execution of said Will was more than 21 years of age and was a person of sound mind and executed said Will with the formalities and solemnities and under the circumstances required by law to make it a valid Will, and said Will was not revoked. That all the necessary proof required for the probate of said Will has been made and said Will provides that no other action shall be had in the

J. W. [Signature]
J. W. [Signature]
Clerk of the County Court, Navarro County, Texas
[Signature]

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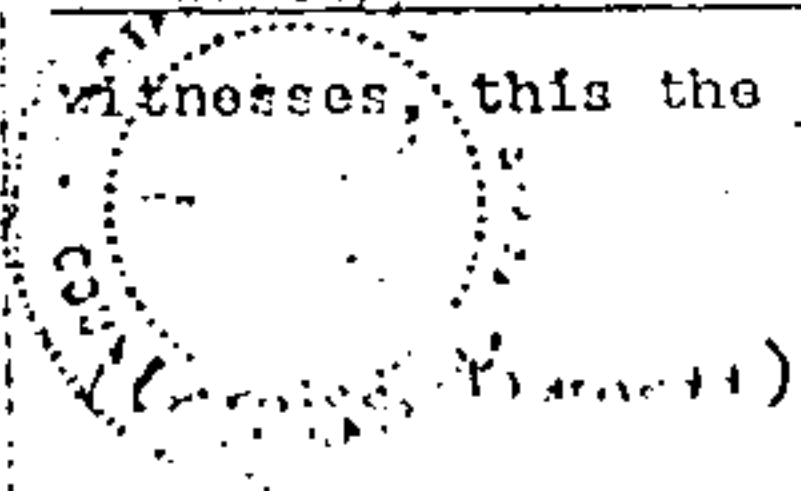
Mrs. Clem J. Keathley
Witness
J. C. Jacobs
Witness

SUBSCRIBED AND ACKNOWLEDGED before me by the said HORTENSE
ELEANOR DAVANT, and subscribed and sworn to before me by the said

MRS. CLEM J. KEATHLEY and J. C. JACOBS,
Witnesses, this the 30th day of October, 1963.

[Signature]
Notary Public, Navarro County, Texas.
My Commission Expires June 1, 1965.

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FILED
11-14-63
H. CLYDE RIDDELS
County Clerk, Navarro County, Texas
[Signature]

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age, do now sign our names herunto as attesting witnesses, at the request of the Testatrix, HORTENSE ELEANOR DAVANT, in her presence, and in the presence of each other; she, the said HORTENSE ELEANOR DAVANT, at the same time declaring this Will to be her Last Will and Testament, this the 30th day of October, 1963.

Mrs. Clem J. Keathley
J. C. Jacobs

THE STATE OF TEXAS
COUNTY OF NAVARRO

BEFORE ME, the undersigned authority, on this day personally appeared HORTENSE ELEANOR DAVANT, MRS. CLEM J. KEATHLEY and J. C. JACOBS, known to me to be the Testatrix and the witnesses, respectively, whose names are subscribed to the foregoing instrument in their respective capacities, and all of said persons being by me duly sworn, the said HORTENSE ELEANOR DAVANT, Testatrix, declared to me and to the said witnesses in my presence that said instrument is her last Will and Testament, and that she had willingly made and executed it as her free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said Testatrix that the said Testatrix had declared to them that said instrument is her last Will and Testament, and that she executed the same as such and wanted each of them to sign it as a witnesses; and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the said Testatrix and at her request; that she was at that time nineteen years of age or over and was of sound mind; and that each of said witnesses was then at least fourteen years of age.

Hortense Eleanor Davant
HORTENSE ELEANOR DAVANT

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fees are allowed by law to Executors at the date of the execution of this Will, and the compensation for the services of the Trustees shall be the usual and customary fees for such services prevailing in Corsicana, Navarro County, Texas, at the time that such charges are made, said fees to be shared equally between my two Trustees. In the event there is only one Trustee, this Trustee shall receive the full fee.

XIV.

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BOOK
I nominate, constitute, and appoint my brother, James Edwin Davant to be the Executor of this my Last Will and Testament, and I direct that no bond or other security shall ever be required of him. In the event of the prior decease of James Edwin Davant, or his refusal to act, I nominate and appoint the First National Bank of Corsicana, Texas, as my Substitute Executor, and I direct that no bond or other security shall ever be required of my said Substitute Executor. It is my desire, and I so direct, that no other action shall be taken in the County Court, or in any other Court in respect to the settlement of my estate, than the probating and recording of this my Last Will and Testament, and the return of an inventory, appraisement and list of claims of my estate.

IN TESTIMONY WHEREOF, I have hereunto signed my name at Corsicana, Texas, in the presence of Mrs. Clem J. Keathley and J. C. Jacobs, as subscribing witnesses, both of whom signed their names hereunto at my request and in my presence, and in the presence of each other, this the 30th day of October, 1963.

Hortense Eleanor Davant
HORTENSE ELEANOR DAVANT

We, Mrs. Clem J. Keathley and J. C. Jacobs of Corsicana, Texas, both of us being more than fourteen years of

FILED
H. CLYVE RIDDELS
County Clerk, Navarro County, Texas

Page 2.
(Will of Hortense Eleanor Davant)

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in 1., 2., and 3. above, all of the remaining income over and above these reserves and payments shall be accumulated on a calendar year basis and distributed in four (4) equal shares on the 15th day of March of each year following my death to John Edwin Davant, Mary Ann Davant Dunnam, Kathryn Davant Dodson, Robert Matthews Davant, or to their issue per stirpes. If either or any of the above four named beneficiaries should predecease me without lawful issue of their bodies, or die before the termination of this trust, then such deceased beneficiary or beneficiaries' part hereunder shall pass equally to the said surviving beneficiaries above named.

5. Upon the deaths of Earlie Brooks, James Edwin Davant and Cecile Davant, this trust shall terminate and the corpus and all accumulated income of this trust shall be divided by my Trustees into four equal shares and delivered to the following persons or their issue per stirpes, to be held and enjoyed by them in fee absolute and unconditionally to-wit: John Edwin Davant, Mary Ann Davant Dunnam, Kathryn Davant Dodson and Robert Matthews Davant. If either or any of the four above named beneficiaries should predecease me without lawful issue of their bodies, or die before the termination of this trust, then such deceased beneficiaries' part hereunder shall pass equally to the said surviving beneficiaries. In this connection my Trustees shall not be required to liquidate my estate but may distribute the estate in proper parts and portions, either in cash and/or kind, as in their sole discretion may seem proper and equitable so long as the parts are fair, proper and equal.

XII.

It is my desire, and I so direct, that no assignments, conveyances, or transfer of any beneficiary hereunder by way of anticipation of any part of the income or principal of the Trust Estate shall be valid, but the income and principal shall be paid by the Trustees, or Trustee, as the case may be, direct to the persons entitled to receive the same under the terms and provisions hereof, without regard to any assignment, conveyance, or transfer thereof; nor shall the Trust Estate, or the income therefrom, be subject to the payment of debts contracted by any beneficiary prior to the distribution or termination of the Trust Estate.

XIII.

It is my desire, and I so direct, that my Executor or Substitute Executor hereinafter named, shall receive as compensation for services as Executor under this my Last Will and Testament

H. CLYDE RIBBELS
County Clerk, Nevada County, Tex.
By _____ Dec 17, 1937

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in their opinion sufficient; and to collect, receive and receipt for all monies, properties, and securities due or belonging to the Trust Estate.

5. The Trustees shall have the power to determine whether any money or property coming into their hands shall be treated as part of the Principal of the Trust Estate or as a part of the income therefrom and to apportion between such principal and income any loss or gain in connection with the Trust Estate as to them may seem just and equitable, and their decision in this respect shall be conclusive upon all beneficiaries herein.

6. My said Trustees shall additionally have all of the powers, duties and responsibilities of Trustees under the Texas Trust Act of the State of Texas, as though said powers, duties and responsibilities were specifically enumerated in this instrument.

SECTION B. It is my desire, and I so direct that the Trustees shall hold in trust and manage and control with the powers herein conferred the entire trust property, and after paying therefrom all reasonable and necessary expenses and charges incident to said estate, shall distribute and deliver the Trust Estate as follows:

1. My Trustees, or Trustee, as the case may be, shall pay to Earlie Brooks of Corsicana, Texas, monthly the sum of Forty-Eight Dollars (\$48.00) on the first day of each calendar month so long as she shall live.
2. My Trustees, or Trustee, as the case may be, shall pay to James Edwin Davant the sum of Six Hundred Dollars (\$600.00) on the first day of each calendar month as long as he shall live.
3. In the event that James Edwin Davant shall predecease his wife, Cecile Davant, then my Trustees, or Trustee as the case may be, shall pay to the said Cecile Davant the sum of Three Hundred Dollars (\$300.00) on the first day of each calendar month as long as she shall live.
4. My Trustees shall accumulate out of the income a reserve fund in the sum of One Thousand One Hundred Fifty-two Dollars (\$1,152.00) which is equal to two (2) full yearly payments as provided in 1. above as long as Earlie Brooks shall live, and accumulate a reserve fund of Fourteen Thousand Four Hundred Dollars (\$14,400.00) which is equal to two (2) full yearly payments required in 2. above as long as James Edwin Davant shall live, and after his death, the Trustees shall accumulate a reserve fund of Seven Thousand Two Hundred Dollars (\$7,200.00) which is equal to two (2) full yearly payments as provided in 3. above as long as Cecile Davant shall live. After the reserves provided hereinabove have been provided for and all payments made as provided

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of said trust at satisfactory intervals to the said Laura Lea Davant Jones so long as she lives, and at her death the trust shall terminate as aforesaid, and all of the assets thereof distributed in equal parts to the surviving children of her, the said Laura Lea Davant Jones.

XI.

All of the rest and residue of my estate I give, devise and bequeath to The First National Bank of Corsicana, Texas, a national banking corporation, and to my brother, James Edwin Davant, jointly in trust, however. Said Trustees shall signify acceptance of this trust in writing; duly signed and filed with the County Clerk of Navarro County, Texas, and recorded as a part of the probate proceedings incident to probating this Will. If either Trustee fails or refuses to act, the other shall act as sole Trustee. Neither of said Trustees shall be required to give bond or other security. Said property is to be held by the Trustees for the following purposes and with powers and liabilities as are now enumerated.

SECTION A.

1. The Trustees shall have the power to hold, manage, and control the Trust Estate and to exercise all the powers necessary to that end.
2. The Trustees shall also have the power to pay taxes and all reasonable expenses incurred in the administration of my Estate. For the purpose of carrying out the powers herein conferred, the Trustees shall have the authority to execute and deliver all necessary and proper agreements, writings, assignments, conveyances, deeds and other instruments.
3. In investing and reinvesting, from time to time, the funds of said estate, the Trustees are authorized to purchase securities and other property as to them may seem wise, being not limited, however, to the character of securities in which Trustees are authorized by law to invest trust funds.
4. The Trustees shall have the full power and authority to compound, compromise, abandon or adjust by arbitration or otherwise, any action, suit, proceedings, dispute, claim or demand, relating to the Trust Estate, and to make adjustments, compromises and settlements in respect to said Trust Estate, and to pay or satisfy any debt or claim upon any evidence

Page 5.
(Will of Hortense Eleanor Davant)

FILED
P. 10-73
H. CLYDE RIBBLES
County Clerk, Navarro County, Texas
By _____ Deputy

3/6-11

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VII.

I give, devise and bequeath to Earlie Brooks of Corsicana, Texas, who is my cook and for whom I have the highest regard, the sum of \$1,000.00 to be paid as soon after my death as may conveniently be done. If she should predecease me, this bequest shall lapse.

VIII.

I give, devise and bequeath to my friend, Mrs. Jeannette Wallace Oliphant of Macon, Georgia, the sum of \$5,000.00 to be paid as soon after my death as conveniently may be done. If she should predecease me, this bequest shall lapse.

IX.

I give, devise and bequeath to the First Methodist Church of Butler, Georgia, the sum of \$10,000.00 to be paid as soon after my decease as conveniently may be done.

X.

I give, devise and bequeath to The First National Bank of Corsicana, Texas, a national banking corporation, and to my brother, James Edwin Davant, jointly, the sum of \$60,000.00 to be held by them in trust, however, for the use and benefit of Laura Lea Davant Jones and her children as hereinafter directed. Said Trustees shall signify acceptance of this trust in writing duly signed and filed with the County Clerk of Navarro County, Texas, and recorded as a part of the probate proceedings incident to probating this Will. If either Trustee fails or refuses to act, the other shall act as sole Trustee. Neither of said Trustees shall be required to give bond or other security. The said Trustees of this trust shall have all of the powers and liabilities hereby granted to them under Paragraph XI. of this Will. This trust shall exist only during the life of the said Laura Lea Davant Jones, and at her death it shall terminate. My said Trustees shall pay all of the net income

Page 4.

(Will of Hortense Eleanor Davant)

H. CLYVE RIDDLE
County Clerk, Navarro County, Texas
By W. E. J.

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practicable to use said furniture in her household, I direct that my niece, Kathryn Davant Dodson, be given, and she is hereby given, the said tables and chairs.

IV.

I give, devise and bequeath to my niece, Kathryn Davant Dodson, my large silver service, which was given to me by Miss Powell.

V.

I give, devise and bequeath to my nieces, Mary Ann Davant Dunnam, and Kathryn Davant Dodson, my other silver, china, jewelry, and all other furniture, household effects and apparel, located at my home in Corsicana, Texas, to be shared equally by them as they so desire.

VI.

I give, devise and bequeath to my brother, James Edwin Davant and my sister-in-law, Cecile Davant, my homestead and all improvements thereon located, together with the adjacent lot; they, the said James Edwin Davant and Cecile Davant to have the use and benefit of said property during their natural lives only, and when both the said James Edwin Davant and Cecile Davant shall die and not until then, the title in fee to such property shall pass to and vest in my nieces and nephews to-wit: John Edwin Davant, Mary Ann Davant Dunnam, Kathryn Davant Dodson, Robert Matthews Davant, and Laura Lea Davant Jones, or to their issue per stirpes. But, if any of said nieces or nephews, as designated above, should predecease me without lawful issue of their body, then such deceased niece or nephew's part, as the case may be, shall pass equally to the said surviving nieces and nephews. The property herein conveyed is more particularly described as Lots Nos. 24 and 25 in Block No. 481, according to the map of the City of Corsicana, Texas.

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I give, devise and bequeath to the three children of my deceased brother, William Edwards Davant to-wit, John Edwin Davant, Mary Ann Davant Dunnam and Kathryn Davant Dodson, all of the properties acquired by Will, purchase or otherwise from my deceased brother, William Edwards Davant, owned by me at the time of my death, as listed and shown by the books and records at the South Texas Water Company offices at Rosharon, Texas, and other records maintained by John Edwin Davant. In the event that any of the aforementioned children of William Edwards Davant should predecease me, it is my will, and I so direct, that his or her share, as the case may be, shall become the property of his or her children in equal portions per stirpes, but if any of the aforementioned children of William Edwards Davant should predecease me without lawful issue of their body, then such deceased child's part hereunder shall pass equally to the said surviving named children.

III.

I give, devise and bequeath to my niece, Mary Ann Davant Dunnam, my dining room table, the small table which matches it, and the dining room chairs, now located in my homestead in Corsicana, Texas; these tables and chairs came to me from my grandmother, Shady Anne Edwards, and they carry with them a tremendous sentimental value. Should my said niece, Mary Ann Davant Dunnam not deem it

Page 2.

(Will of Hortense Eleanor Davant)

11-18-73
H. CLYVE RIDDELS
County Clerk, Navarro County, Texas
By *[Signature]* Deputy

Last Will and Testament

OF

HORTENSE ELEANOR DAVANT

867

THE STATE OF TEXAS
COUNTY OF NAVARRO

KNOW ALL MEN BY THESE PRESENTS:

That I, HORTENSE ELEANOR DAVANT of Corsicana, Navarro County, Texas, being of sound mind and disposing memory, do hereby make and publish this my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me.

I.

I direct that all of my just debts, if any, remaining at the time of my death, together with the expenses of my last illness and burial expenses be paid out of my estate by my Executor hereinafter named, as soon as practicable after my death. All testamentary expense and inheritance, estate, succession, or other estate taxes shall be paid proportionately out of the assets of my estate, disposed of in Paragraphs II and XI herein, to the end that all other specific legacies shall be delivered tax free.

II.

I have acquired by Will and by purchase from my brother, William Edwards Davant, certain rights, titles and interests in and to properties and businesses termed the "South Texas Rice Farms" located in Fort Bend and Brazoria Counties, Texas, and other various rights, titles and interests in other properties and businesses located in Matagorda County, Texas. I have also received and own certain rights, titles and interests in Fort Bend, Brazoria and Matagorda Counties, Texas, through the Will of my brother, Phil E. Davant. It is my intent and will to exclude such interests received from Phil E. Davant from inclusion in the dispositions made in this paragraph.

BOOK 43 PAGE 58

FILED
10-19-73
H. CLYVE RIDDELS
County Clerk, Navarro County, Texas
By _____ Deputy

5/6/81

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said Will and the return of an inventory, appraisement and list of claims.

5. That your Applicant is in every way qualified to act as such Independent Executor and he is in no way disqualified.

6. That no children were born to or adopted by said HORTENSE ELEANOR DAVANT, she having never been married during her lifetime.

7. That the devisees and legatees of said decedent who survive her are:

James Edwin Davant, brother, Corsicana, Texas
John Edwin Davant, nephew, Port Lavaca, Texas
Mary Ann Davant Dunnam, niece, Port Lavaca, Texas
Kathryn Davant Dolson, niece, Clarksdale, Mississippi
Robert Matthews Davant, nephew, Houston, Texas
Laura Lee Davant Jones, niece, Bay City, Texas
Earlie Brooks, unrelated, Corsicana, Texas
Mrs. Jeannette Wallace Cliphant, unrelated,
Macon, Georgia.

8. That four years have not elapsed since the date of the death of the Testatrix and the filing of this application to probate said Will. Said Will is filed herewith. Said Will was not revoked by the Testatrix and a necessity exists for the probate of said Will.

9. That this Court has jurisdiction and venue of this probate proceeding.

WHEREFORE, your Applicant prays that citation be issued as required by law and that said Will be admitted to probate and letters testamentary issue to your Applicant, and for such other and further orders and relief as to the Court may seem proper.

FILED
11-10-33
H. CLYVE RIDDELS
County Clerk, Navarro County, Texas
By *[Signature]* Deputy

ROE AND RALSTON
316 First National Bank
Building
Corsicana, Texas

By *[Signature]*
Attorneys for Applicant

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NO. 10455

IN THE ESTATE OF HORTENSE † IN THE COUNTY COURT OF
ELEANOR DAVANT, † NAVARRO COUNTY, TEXAS
DECEASED † SITTING IN MATTERS PROBATE

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now JAMES EDWIN DAVANT, a resident of Navarro County, Texas, who would show to the Court the following:

1. That HORTENSE ELEANOR DAVANT is now deceased, she having died testate in Navarro County, Texas, on November 10, 1973, at the age of 79 years.

2. That at the time of her death her residence, domicile and principal estate were located in Navarro County, Texas, and her estate consisted of real and personal property of a value in excess of \$100,000.00.

3. That said HORTENSE ELEANOR DAVANT left a written Will which is dated October 30, 1963, which said Will was duly witnessed by Mrs. Clem J. Kenthley and J. C. Jacobs; and said Testatrix and said witnesses duly swore to and acknowledged said Will before Bernice Barnett, a Notary Public in and for Navarro County, Texas, and said Will is a self proved Will and was executed by the Testatrix under the solemnities and with the formalities to make it a valid Will. Said decedent was more than twenty-one years of age and was a person of sound mind on the date of the execution of said Will, and each of said witnesses was more than fourteen years of age and was a competent witness.

4. That your Applicant is appointed as Independent Executor under said Will without bond and said Will provides that no other action shall be had in the Probate Court in the settlement of said estate than the probating and recording of

BOOK 43 PAGE 60

FILED
H. CLYVE RIDDELS
County Clerk, Navarro County, Texas
By.....Deputy

STATE OF ALABAMA:

COUNTY OF MOBILE:

Before me, the undersigned authority, personally appeared J. HODGE ALVES, who, having been duly sworn, deposes and says that he is informed and believes, and based upon such information and belief, states that the matters and things set forth in the foregoing Petition are true and correct as therein stated.

J. HODGE ALVES

SUBSCRIBED and SWORN TO
before me this 11th day
of July, 1981.

Notary Public, Alabama

[NOTARIAL SEAL]

My commission expires:
July 1984

BOOK 43 PAGE 61

IN THE MATTER OF
THE ESTATE OF
HORTENSE E. DAVANT,
Deceased.

* IN THE PROBATE COURT OF
* CHOCTAW COUNTY, ALABAMA
*
* CASE NO. F- 709

TO: THE JUDGE OF PROBATE OF CHOCTAW COUNTY, ALABAMA,
THE HONORABLE CHARLES V. FORD:

PETITION TO PROBATE FOREIGN WILL

Comes now THE FIRST NATIONAL BANK OF CORSICANA, TEXAS,
as Executor of the Estate of Hortense E. Davant ("Petitioner"),
by and through its attorney, J. HODGE ALVES, and shows unto
the Court as follows:

1. Hortense E. Davant was a resident of the State of
Texas at the time of her death on November 10, 1973, and said
decedent died leaving assets in Choctaw County, Alabama.
2. Petitioner was appointed Substituted Executor under
the Last Will and Testament of Hortense E. Davant, deceased,
by the County Court of Navarro County, Texas on October 26, 1978.
Attached hereto and made a part hereof is a copy of said de-
cedent's Will and the probate thereof which are certified and
authenticated as provided by Section 1738 of Title 28, of the
United States Code.

WHEREFORE, Petitioner prays that said Will be admitted to
probate in the Probate Court of Choctaw County, Alabama, pursuant
to the provisions of Code of Alabama 1975, Section 43-1-52.

Respectfully submitted this 21st day of July, 1981.

J. HODGE ALVES, Attorney for
Petitioner, The First National
Bank of Corsicana, Texas

Letters Testamentary.

The State of Texas,
County of Navarro

IN COUNTY COURT,
Navarro County, Texas.

J. James F. Doolen

Clerk of the County Court

Navarro

County, Texas, do hereby certify that on the ²⁶

day of October A.D. 19⁷⁸

The First National Bank of Corsicana, Texas

was duly granted by said Court Letters Testamentary of the Estate of

Hortense Eleanor Davant

deceased

Substitute
Independent Executor

and that he is qualified as such

of said State

on the ²⁶ day of October

A.D. 19⁷⁸ as the law requires,

and that said appointment is still in full force and effect.

Witness my hand and seal of office at Corsicana, Texas

this

13

day of July

81

A.D. 19[—]

James F. Doolen

Clerk

County Clerk, Navarro

County, Texas.

1934 NOV 23 AM 8:52

CLERK OF COUNTY COURT

Rec. 36.00
Ind. 1.00
37.00

By Brenda Hodge

Deputy