

LAST WILL AND TESTAMENT OF GLENN A. ABBEY

THE STATE OF TEXAS }
COUNTY OF BEXAR }

KNOW ALL MEN BY THESE PRESENTS:

That I, Glenn A. Abbey, of the County of Bexar, State of Texas, being in good health and of sound and disposing mind and memory, do make and publish this, my Last Will and Testament, hereby revoking all wills and codicils by me at any time heretofore made.

I.

I direct that all of my just debts shall be paid as soon after my death as is convenient. I direct that all of my said debts and all taxes of any nature on my Estate and upon any bequest, including all State Inheritance taxes and Federal Estate taxes, and all expenses of administration, shall be borne by the property given, devised and bequeathed hereunder, each bearing its pro rata share, except that the bequests in paragraph V. are not to bear any portion of said charges.

II.

I hereby direct that no other action shall be had in the County Court or in any other Court in relation to the settlement of or administration upon my estate, than the probating and recording of this will and the return of an inventory, appraisement and list of claims.

III.

I hereby appoint my niece, June Abbey McNeel, Executrix under this will and of my estate, and direct that no bond shall be required of her. In the event of the death or disability of my said niece, or should she refuse to act or resign, then I appoint my nephew, Albert M. McNeel, Jr., Executor under this will and of my estate, and direct that no bond shall be required of him. In the event of the death or disability of my said nephew, Albert M. McNeel, Jr., or should he refuse to act or resign, then I appoint The Frost National Bank of San Antonio, Executor under this will and of my estate, and direct that no bond shall be required of it. My said Executor (Executrix), the one acting, shall have full power and authority to sell any part or parts, real or personal, of my estate, for

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cash or on terms of credit, for such consideration or considerations as such Executor may deem advisable.

IV.

I hereby give, devise and bequeath unto my niece, June Abbey McNeel, all of my property, real, personal or mixed, which at the time of my death is located in the Republic of Mexico, including, but not limited to, all bank accounts, stocks, bonds, chattels, promissory notes, and other investments and interests, including those in Mexican companies. Such property shall be deemed located in Mexico even though the certificate or other evidence of ownership of such investment, debt or interest is located in the United States of America. It is my intention that all matters in the Republic of Mexico in which I have a financial interest shall go to my said niece. In the event that my said niece shall predecease me, then her share shall go to her heirs by her will if she shall leave a will, and otherwise by the laws of descent and distribution of the State of Texas.

V.

Out of the rest and residue of my Estate, I give, devise and bequeath the sum of Five-Hundred (\$500.00) Dollars to each of the following persons:

Ruth Abbey Boggs
Marvin Mayfield
Ruby Mayfield Crume
Dallas G. Stratman
Marian Stratman Egelus

Melva Mayfield Eaglehoff
Leslie Mayfield
Thelma Mayfield Thompson
Donald W. Stratman
George E. Stratman

In the event that any of the persons named herein shall predecease me, the \$500.00 gift to that person shall revert to and become a part of the rest and residue of my Estate under paragraph VI hereof.

VI.

I give, devise and bequeath all of the rest and residue of my said Estate (except as set out in paragraph VII hereof) to the Frost National Bank of San Antonio, in trust, for the use and purposes, and under the terms and conditions as hereinafter set out:

A. This trust is established for the purpose of providing some income for my surviving brother and sisters. The trustee shall pay the net income of such trust to my brother and sisters as follows:

1. One-fifth (1/5th) of such income shall go to my sister, Ivy Mayfield.
2. One-fifth (1/5th) of such income shall go to my sister, Mary Maude Stratman.
3. One-fifth (1/5th) of such income shall go to my sister, Emma Jane Larson.
4. One-fifth (1/5th) of such income shall go to my sister, Edna B. Anderson.
5. One-fifth (1/5th) of such income shall go to my brother, Charles T. Abbey.

Such payment of income may be made quarterly or in some other reasonable manner determined at the sole discretion of the trustee in light of the circumstances of such income beneficiaries.

Upon the death of an income beneficiary the trust shall terminate as to one-fifth (1/5th) of said trust property including principal and accrued income, and the trustee is directed thereafter within a reasonable time, taking into consideration the mechanics of disengaging one-fifth of said trust property from the remainder thereof, to pay over and deliver said one-fifth of such trust property including principal and accrued income as follows:

1. One-fourth (1/4th) of said property shall go to my nephew Robert E. Anderson, but if he shall have died before the termination of said portion of the trust, then his share shall go to his heirs under his will, or if he has no will, then to his heirs at law according to the laws of descent and distribution of the State of Texas.
2. One-fourth (1/4th) of said property shall go to my nephew Wilbur A. Larson, but if he shall have died before the termination of said portion of the trust, then his share shall go to his heirs under his will, or if he has no will, then to his heirs at law according to the laws of descent and distribution of the State of Texas.
3. One-fourth (1/4th) of said property shall go to my niece Ruth Anderson Borst, but if she shall have died before the termination of said portion of the trust, then her share shall go to her heirs under her will, or if she has no will,

then to her heirs at law according to the laws of descent and distribution of the State of Texas.

4. One-fourth (1/4th) of said property shall go to my niece Mary Louise Anderson Skeels, but if she shall have died before the termination of said portion of the trust, then her share shall go to her heirs under her will, or if she has no will, then to her heirs at law according to the laws of descent and distribution of the State of Texas.

It is my intention that upon the death of all of my sisters and my brother all of the said rest and residue of my Estate shall have gone, as set out above, to my two nephews and two nieces, or to their heirs as the case may be.

B. The following provisions shall apply to the trust, and the trustee shall administer the trust in accordance with such directions and provisions:

1. Expenditures by the trustee for the benefit of any sister or my brother who, because of age, illness or infirmity, is not, in the opinion of the trustee, able to care for herself (himself) or to look after her (his) affairs may be made, in the discretion of the trustee, to the guardian of such person, or directly to such person, or otherwise expended for the benefit of such person as the trustee may see fit, and the payments in either of such ways shall relieve the trustee of any further responsibility therefor.

2. By the term "net income" is meant all income received by and left in the hands of the trustee after payment of expenses properly chargeable to it, including the trustee's compensation, and the deduction of such reserves for taxes, depreciation or other purposes as the trustee may deem reasonable and necessary.

3. Neither the corpus of the trust nor the revenue, income or increase thereof, shall be subject to the payment of any debt or debts, or other liabilities, which a beneficiary thereof has contracted or incurred, or shall or may hereafter contract or incur at any time prior to the final termination of the trust, nor shall said beneficiary have the

right, power, or authority to sell or encumber the same, or any part thereof, or any interest therein in any manner whatsoever, or to anticipate the same, or any part thereof, by order or orders to or in favor of others at any time prior to or during the existence or continuance of such trust.

4. A distribution of the corpus of the trust may be made either in cash or in kind, or partly in each, at the discretion of the trustee, and any division or distribution in kind shall be on the basis of values determined by the trustee, whose sole judgment shall be final and binding on all parties. The trustee may also, at its discretion distribute undivided interests in property.

5. The trust shall be administered by the trustee in accordance with the provisions of the Texas Trust Act (Article 7425-b 1/47, inclusive Revised Civil Statutes) as the same exists at the date of this instrument regardless of whether such Act may hereafter be repealed or amended, as fully as though its provisions were written into this instrument; provide however, that the trustee, at its option, may exercise any additional powers conferred on a trustee of such trusts by any subsequent amendment of such Act; no bond or other security shall ever be required of any trustee; in addition to every power and discretion conferred upon the trustee by any other provision of this instrument, the trustee shall have all the powers conferred by law on trustees in every state and jurisdiction in which it may act. Every estate, right, power and discretion conferred by any provision of this instrument on the trustee shall devolve upon and may be exercised by any successor trustee. Notwithstanding any contrary provisions of such Act, the trustee may buy or sell between this trust and any other of which it may be trustee as fully as it might deal with any third person; and the trustee in its discretion, may amortize premiums on bonds or similar obligations out of the interest received thereon. The trustee may, at its discretion, invest in any Common Trust Fund operated by it.

6. As compensation for its service as trustee, the Frost National Bank of San Antonio shall be entitled to receive and retain such

reasonable fees as are customarily charged by it in similar trusts.

7. The trustee is specifically authorized to retain in the said trust any and all property originally received by it, regardless of whether the trustee may consider such property an advisable trust investment. The trustee shall never be held liable for any loss which may result from so retaining such property.

VII.

In the event that a sister of mine or my brother shall predecease me, then one-fifth (1/5th) of the rest and residue of my Estate for each who has predeceased me shall NOT go into the trust set out in paragraph VI. above, but shall go directly as follows:

1. One-fourth (1/4th) of said property shall go to my nephew Robert E. Anderson, but if he shall have predeceased me, then his share shall go to his heirs under his will, or if he has no will, then to his heirs at law according to the laws of descent and distribution of the State of Texas.
2. One-fourth (1/4th) of said property shall go to my nephew Wilbur A. Larson, but if he shall have predeceased me, then his share shall go to his heirs under his will, or if he has no will, then to his heirs at law according to the laws of descent and distribution of the State of Texas.
3. One-fourth (1/4th) of said property shall go to my niece Ruth Anderson Borst, but if she shall have predeceased me, then her share shall go to her heirs under her will, or if she has no will, then to her heirs at law according to the laws of descent and distribution of the State of Texas.
4. One-fourth (1/4th) of said property shall go to my niece Mary Louise Anderson Skeels, but if she shall have predeceased me, then her share shall go to her heirs under her will, or if she has no will, then to her heirs at law according to the laws of descent and distribution of the State of Texas.

EXECUTED this 15th day of January, 1962.

Glenn A. Abbey
Glenn A. Abbey

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The foregoing was on this day signed by Glenn A. Abbey in our presence, and in the presence of each of us, and at the time of his subscribing said instrument, he declared that it was his Will and at his request and in his presence and in the presence of each other, we have subscribed our names as witnesses hereto on the date above.

Lester Deane

Mrs Nellie O'Brien

Mrs Eva O'Donnell

THE STATE OF TEXAS }
COUNTY OF BEXAR }


Before me, the undersigned authority, on this day personally appeared LUKIN GILLILAND, NELLIE O'BREGON, EVA O'DONNELL, and Glenn A. Abbey, 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 Glenn A. Abbey, testator, declared to me and to the said witnesses in my presence that said instrument is his last will and testament, and that he had willingly made and executed it as his free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said testator, that the said testator had declared to them that said instrument is his last will and testament, and that he executed same as such and wanted each of them to sign it as a witness; and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the said testator and at his request; that he was at that time over nineteen years of age and was of sound mind; and that each of said witnesses was then at least fourteen years of age.

Glenn A. Abbey
Glenn A. Abbey

Nellie O'Brien
Mrs. Nellie O'Brien

Eva O'Donnell
Mrs. Eva O'Donnell

Subscribed and acknowledged before me by the said Glenn A. Abbey, testator, and subscribed and sworn to before me by the said LUKIN GILLILAND, NELLIE O'BREGON and EVA O'DONNELL, witnesses, this 15th day of January, 1962.

Hortense L. [Signature]
Notary Public in
Bexar County,


ESTATE OF

GLENN A. ABBEY,

DECEASED

IN THE COUNTY COURT OF

BEXAR COUNTY, TEXAS

SITTING IN MATTERS PROBATE

INVENTORY AND APPRAISEMENT OF ESTATE

Inventory and Appraisement of the Estate of Glenn A.

Abbey, Deceased, produced before the undersigned appraisers on the 3rd day of April, 1963, by June Abbey McNeel, Independent Executrix of the Estate of Glenn A. Abbey, Deceased.

PROPERTY OF SAID DECEASED

Cash on hand	\$485.37	
McLachlen Bank, Washington, D. C.	4,478.75	
Banco Nacional de Mexico	1,566.00	
Frost National Bank, San Antonio, Texas	600.73	
Robert Ancira - Note	24,000.00	
One-fifth interest of Glenn A. Abbey on balance due on notes from Fundicion y Talleres Graham, S.A. showing a principal amount due of \$51,400.00 plus interest	none	
2176 shs Massachusetts Investors Trust	31,183.04	
3713.5882 Washington Mutual	43,207.59	
5 shs Mesta Machine	258.13	
6 shs National Distillers & Chemical Corp.	166.68	
30 shs National Distillers & Chemical Corp.	833.44	
30 shs General Electric	2,142.19	
178 shs Hazeltine	4,883.87	
45 shs Parke Davis	1,517.34	
105 shs State Loan and Finance Corp.	2,730.00	
100 Crown Bremson	1,700.00	
45 Vasco Products	none	
24 shs Fundicion y Talleres Graham, S.A.	none	
25 shs Provacs, S.A.	none	
Capital Gains Dividends Massachusetts Investors Trust	1,305.60	
Dividend Parke Davis & Company	18.00	
Refund of Airplane ticket	49.00	
Furniture	2,190.59	
Wine and Liquor	110.87	
Claim against Caleb Adams	107.75	
Civil Service Annuity	662.50	
Johnston, Lemmon & Company	100.22	
National Distillers & Chemical Corp. accumulated dividends and stock fractions	226.04	
Benefits from Medical Insurance Policy with Aetna Insurance and Casualty Co.	<u>2,375.14</u>	
		\$126,898.84

We, the undersigned appraisers, do solemnly swear that the foregoing is a full and fair appraisement of the Estate of Glenn A. Abbey, Deceased, produced before us by June Abbey

No. 110,075

LAST WILL AND TESTAMENT
OF
GLENN A. ABBEY

FILED

This 30 day of Jan A.D., 1962

FRED HUNTRESS

Clerk, County Court, Bexar County, Texas

By Lorine Uecker
Lorine Uecker Deputy

ALBERT M. McNEEL, JR.,
ATTORNEY AT LAW
FROST NATIONAL BANK BUILDING

9
113 SAN ANTONIO 5, TEXAS
142-179

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McNeel, Independent Executrix.

Roy J. Jefferds
Roy J. Jefferds
Lorine Uecker
Lorine Uecker

SWORN TO AND SUBSCRIBED before me this 3 day of
April, 1963.



JAMES W. KNIGHT, COUNTY CLERK

By Lucille Avenett
Deputy Lucille Avenett

LIST OF DEBTS OF DECEDENT

Santa Rosa Hospital, last illness	1,743.85
Dr. Lawrence Shefts, last illness	1,200.00
Dr. Elmer Cooper, last illness	268.00
Anesthesia Associates, last illness	130.00
Closing apartment in Mexico City, including terminating maids, paying all bills	558.84
1961 Income Tax additional tax due	1,755.50
Decedent's share of debt to National Bank of Commerce--This was a joint and several note with the balance of \$51,000.00 plus interest due on decedent's date of death	10,280.00
Debt to C. T. Abbey--advanced to Fundicion y Talleres Graham, S.A.	300.00
Contingent liability due to guaranty of note of Caleb Adams to the National Bank of Commerce, San Antonio, Texas	---
Debt to National Bank of Commerce on joint and several note share of Caleb Adams paid by Estate	107.75
	<u>\$16,343.94</u>

I do solemnly swear that the foregoing inventory and
list is a full and complete inventory and list of the property
and claims of Glenn A. Abbey, Deceased, that have come to my
knowledge.

June Abbey McNeel
June Abbey McNeel
Independent Executrix

SWORN TO AND SUBSCRIBED before me this 3rd day of

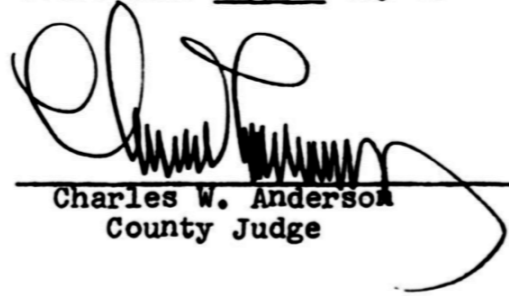
April, 1963.

Loretta Pederson

Loretta Pederson
Notary Public in and for
Bexar County, Texas



May EXAMINED and approved in open Court this 3rd day of
~~April~~, 1963.



Charles W. Anderson
County Judge

NO. 110,075

IN THE COUNTY COURT OF
BEXAR COUNTY, TEXAS
SITTING IN MATTERS PROBATE

ESTATE OF
GLENN A. ABBEY,
DECEASED

INVENTORY AND APPRAISEMENT
AND
LIST OF CLAIMS

FILED

This 3 day of May A. D. 19 63
JAMES W. KNIGHT

Clerk, County Court, Bexar County, Texas

By Louise Wecker

Deputy

5-3-63

ALBERT M. McNEEL, JR.
ATTORNEY AT LAW
FROST NATIONAL BANK BUILDING
SAN ANTONIO 5, TEXAS

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