

NO. 77201

ESTATE OF

DOROTHY CORINE LEFFINGWELL

DECEASED

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§  
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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

FILED  
FEB 20 2002  
CLERK  
TRAVIS COUNTY, TEXAS

**APPLICATION FOR PROBATE OF WILL AND  
ISSUANCE OF LETTERS TESTAMENTARY**

TO THE HONORABLE JUDGE OF SAID COURT:

S.L. Leffingwell ("Applicant") furnishes the following information to the Court for the probate of the written Will of Dorothy Corine Leffingwell ("Decedent") and for issuance of Letters Testamentary:

1. Applicant is an individual interested in this Estate, domiciled in and residing at 4001 Bradwood Road. Austin. Texas 78722.
2. Decedent died on February 20, 2002, in Austin, Travis County, Texas, at the age of 85 years.
3. This Court has jurisdiction and venue because Decedent was domiciled and had a fixed place of residence in this county on the date of death.
4. Decedent owned real and personal property of a probable value in excess of \$50,000.00
5. Decedent left a valid written Will ("Will") dated November 13, 1999, which was never revoked and is filed herewith.

- 1 - 02394 0799

6. The subscribing witnesses to the Will and their present addresses are Barbara McNair, 10604 Valley Vista, Austin, Texas 78737, and Jack R. McNair, 10604 Valley Vista, Austin, Texas 78737. The will was made self proved in the manner prescribed by law.

7. No child or children were born to or adopted by Decedent after the date of the Will.

8. Decedent was a single person on the date of death.

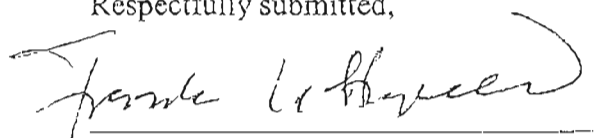
9. Neither the state, a governmental agency of the state, nor a charitable organization is named by the will as a devisee.

10. A necessity exists for the administration of this estate.

11. Decedent's Will named Applicant to serve without bond or other security as Independent Executor. Applicant would not be disqualified by law from serving as such or from accepting Letters Testamentary, and Applicant would be entitled to such Letters.

WHEREFORE, Applicant prays that citation issue as required by law to all persons interested in this Estate; that the Will be admitted to probate; that Letters Testamentary be issued to Applicant; and that all other orders be entered as the Court may deem proper.

Respectfully submitted,



Frank L. Leffingwell  
State Bar No. 00787891

Drenner Stuart Wolff Metcalfe von Kreisler, LLP  
301 Congress Avenue, Suite 2100  
Austin, Texas 78701  
512/404.2218 (direct dial)  
512/404.2244 (fax)

Attorney for Applicant

# CERTIFICATION OF VITAL RECORD

## CITY OF AUSTIN

77201

CLERK  
COUNTY CLERK  
TRAVIS COUNTY TEXAS

STATE OF TEXAS

CERTIFICATE OF DEATH

STATE FILE NUMBER

1 NAME OF DECEASED Dorothy Corine Leffingwell Day		2 SEX Female		3 DATE OF DEATH Feb 20, 2002	
4 DATE OF BIRTH March 26, 1916		5 AGE 85		6 BIRTHPLACE, CITY & STATE OR FOREIGN COUNTRY Edgar, Texas	
7 RACE Caucasian		8 WAS THE DECEASED EVER IN U.S. ARMED FORCES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		9 EDUCATION (SPECIFY HIGHEST GRADE COMPLETED, ELEMENTARY OR SECONDARY) 12	
10 MARITAL STATUS <input checked="" type="checkbox"/> MARRIED <input type="checkbox"/> NEVER MARRIED <input type="checkbox"/> WIDOWED <input type="checkbox"/> DIVORCED		11 SURVIVING SPOUSE (IF NAME, SPECIFY NAME) Homemaker		12 DECEASED'S USUAL OCCUPATION Home	
13 RESIDENCE STREET ADDRESS 10707 Valley Vista		14 CITY OR TOWNSHIP Austin		15 ZIP CODE 78737	
16 COUNTY Travis		17 STATE TX		18 INSIDE CITY LIMITS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
19 FATHER'S NAME John Washington Day		20 MOTHER'S NAME Carrie Lucas			
21 PLACE OF DEATH (CHECK ONLY ONE) <input type="checkbox"/> HOSPITAL <input type="checkbox"/> OUTPATIENT <input type="checkbox"/> DCA <input type="checkbox"/> OTHER <input checked="" type="checkbox"/> HOME <input type="checkbox"/> RESIDENT <input checked="" type="checkbox"/> OTHER (SPECIFY) Hospice					
22 CITY OF DEATH Travis		23 NAME OF HOSPITAL OR INSTITUTION (IF NOT IN HOSPITAL, SHOW STREET ADDRESS) Hospice Austin's Christopher House		24 ADDRESS OF INFORMANT 4001 Bradwood Rd., Austin, TX 78722	
25 SIGNATURE & RELATIONSHIP S. L. Leffingwell Son		26 METHOD OF DEPOSITION <input checked="" type="checkbox"/> BURIAL <input type="checkbox"/> CREMATION <input type="checkbox"/> REMOVAL FROM STATE <input type="checkbox"/> DONATION <input type="checkbox"/> OTHER (SPECIFY)		27 PLACE OF DISPOSITION (NAME OF CEMETERY OR OTHER PLACE) Forest Oaks Memorial Park Austin, TX	
28 SIGNATURE OF FUNERAL DIRECTOR OR PERSON ACTING AS SUCH C. Arvin Harrell - 5717		29 DATE OF DEPOSITION 02/23/2002		30 NAME & ADDRESS OF FUNERAL HOME Harrell Funeral Home 4435 Frontier Trail Austin, TX 78745	
31 CERTIFIER <input checked="" type="checkbox"/> CERTIFYING PHYSICIAN TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE TIME, DATE, AND PLACE AND DUE TO THE CAUSE(S) AND MANNER AS STATED. <input type="checkbox"/> MEDICAL EXAMINER ON THE BASIS OF EXAMINATION AND/OR INVESTIGATION IN MY OPINION DEATH OCCURRED AT THE TIME, DATE, PLACE, AND DUE TO THE CAUSE(S) AND MANNER AS STATED. <input type="checkbox"/> JUSTICE OF THE PEACE					
32 SIGNATURE & TITLE OF CERTIFIER Allen Sonstein, M.D. 7201-B Manchaca Rd., Austin TX 78745		33 DATE SIGNED 02 25 2002		34 TIME OF DEATH 8:58 A.	
35 PART 1: ENTER THE DISEASE, INJURY, OR COMPLICATION THAT CAUSED THE DEATH. DO NOT ENTER THE MODE OF DYING SUCH AS: CARDIAC OR RESPIRATORY ARREST, SHOCK, OR HEART FAILURE. LIST ONLY ONE CAUSE ON EACH LINE. IMMEDIATE CAUSE (IF ANY DISEASE OR CONDITION RESULTING IN DEATH) Cerebral Aneurysm DUE TO (OR AS A LIKELY CONSEQUENCE OF):					
36 PART 2: OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN IN PART 1. Hypertension DUE TO (OR AS A LIKELY CONSEQUENCE OF):					
37 DID TOBACCO USE CONTRIBUTE TO DEATH? <input checked="" type="checkbox"/> YES <input type="checkbox"/> PROBABLY <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN					
38 DID ALCOHOL USE CONTRIBUTE TO DEATH? <input checked="" type="checkbox"/> YES <input type="checkbox"/> PROBABLY <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN					
39 WAS DECEASED PREGNANT AT TIME OF DEATH? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNKNOWN					
40 MANNER OF DEATH <input checked="" type="checkbox"/> NATURAL <input type="checkbox"/> ACCIDENT <input type="checkbox"/> SUICIDE <input type="checkbox"/> HOMICIDE <input type="checkbox"/> PENDING INVESTIGATION <input type="checkbox"/> COULD NOT BE DETERMINED					
41 DATE OF INJURY		42 TIME OF INJURY		43 PLACE OF INJURY (AT HOME, FARM, STREET, PLACE OF WORK, ETC. (SPECIFY))	
44 LOCATION (STREET AND NUMBER, CITY OR TOWNSHIP, STATE)		45 DESCRIBE HOW INJURY OCCURRED			
46 REGISTRAR FILE NO. 02 0701		47 DATE RECEIVED BY LOCAL REGISTRAR FEB 25 2002		48 SIGNATURE OF LOCAL REGISTRAR Roguel Moreno	

WARNING: The penalty for knowingly making a false statement in this form can be 2 to 10 years in prison and a fine of up to \$10,000. (Health and Safety Code, Sec. 191.051)

4080 46320

02 MAR 20 PM 1:53

COUNTY CLERK  
TRAVIS COUNTY TEXAS

S144135

This is to certify that this is a true and correct reproduction of the original record as recorded in this office. Issued under authority of Section 191.051, Health & Safety Code.

ISSUED

Roguel Moreno  
Local Registrar

WARNING: IT IS ILLEGAL TO DUPLICATE THIS COPY.



Cause No. 77201

{ }

In the 1

The Estate of:

{ }

Probate Court

LEFFINGWELL,DOROTHY

{ }

TRAVIS County

### Officer's Return

Came to hand March 21, 2002, at 5:00 P.M. and executed in Travis County, Texas, on March 21, 2002, by posting a copy of the citation for ten days, exclusive of the day of posting, before the return day hereof, at the County Courthouse door of Travis County, Texas, or at the place in or near the said courthouse where public notices customarily are posted.

FEE: \$45.00 Paid

Bruce Elfant,  
Constable Pct 5  
Travis County, Texas

by:



Deputy

02394 0806

POSTED NOTICE ON APPLICATION TO PROBATE WILL  
LETTERS TESTAMENTARY  
CAUSE NO. 77201

TO ALL PERSONS INTERESTED IN THE ESTATE OF

DOROTHY CORINE LEFFINGWELL AKA CORINE LEFFINGWELL, Subject, No. 77201,  
Probate Court Number 1, Travis County, Texas.

S L LEFFINGWELL filed in the probate court  
Number 1, of Travis County, Texas, on the 20th day of March, 2002, an  
application for the probate of the last will and testament of said  
DOROTHY CORINE LEFFINGWELL AKA CORINE LEFFINGWELL, Subject, and for letters  
testamentary (the said will accompanying said application).

Said application will be heard and acted on by said Court at 10:00 o'clock  
A.M. on the first Monday next after the expiration of ten days from date of  
posting this citation, the same being the 1st day of April, 2002, at the  
County Courthouse in Austin, Texas.

All persons interested in said estate are hereby cited to appear before  
said Honorable Court at said above mentioned time and place by filing a  
written answer contesting such application should they desire to do so.

The officer executing this citation shall post the copy of this citation  
at the courthouse door of the county in which this proceeding is pending, or  
at the place in or near said courthouse where public notices customarily are  
posted, for not less than 10 days before the return day thereof, exclusive of  
the date of posting and return the original copy of this citation to the clerk  
stating in a written return thereon the time and the place where the copy was  
posted.

GIVEN UNDER MY HAND AND THE SEAL OF SAID COURT at office in Austin, Texas,  
this the 21st day of March, 2002.



DANA DEBEAUVOIR  
County Clerk, Travis County, Texas  
P.O. Box 1748, Austin, Texas 78767

By Deputy:

Julie Montoya

----- OFFICER'S RETURN -----

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M,  
and executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by posting a copy of the  
within citation for ten days, exclusive of the day of posting, before the return day  
hereof, at the County Courthouse door of Travis County, Texas, or at the place in or  
near the said courthouse where public notices customarily are posted.

To certify which witness my hand officially.

**BRUCE ELFANT**

CONSTABLE PREC. 5 TRAVIS COUNTY, TEXAS

Const. Precinct 5 of \_\_\_\_\_

County, Texas

By Deputy \_\_\_\_\_

FEES PAID \$ 45  
ORIGINAL COPY

02394 0805

77201-002

NO. 77,201

ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

FILED  
MAY 29 AM 8:41  
CLERK  
TRAVIS COUNTY, TEXAS

PROOF OF DEATH AND OTHER FACTS

On this day, S.L. Leffingwell ("Affiant") personally appeared in Open Court, and after being duly sworn, deposes and says that:

1. "Dorothy Corine Leffingwell ("Decedent") died on February 20, 2002 in Austin, Travis County, Texas, at the age of 85 years and four years have not elapsed since the date of Decedent's death.

2. "Decedent was domiciled and had a fixed place of residence in this County at the date of death.

3. "The document dated November 13, 1999, now shown to me and which purports to be Decedent's Will was never revoked so far as I know.

4. "A necessity exists for the administration of this Estate.

5. "No child or children were born to or adopted by Decedent after the date of the Will.

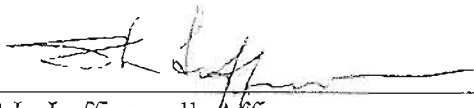
6. "Decedent was a single person on the date of death.

7. "Neither a state, a governmental agency of the State or a charitable organization is named by the Will as a devisee.

8. "The Independent Executor named in the Will is not disqualified by law from accepting Letters Testamentary or from serving as such and are entitled to such Letters."

- 1 - 02394 0807

SIGNED this 29 day of March, 2002.

  
S.L. Leffingwell, Affiant

29 day of May, 2002, SWORN TO AND SUBSCRIBED BEFORE ME by S.L. Leffingwell this  
to certify which witness my hand and seal of office.

Dana DeBeauvoir

County Clerk, Travis County, Texas

By M. Connie Arzola  
Deputy



M. Connie Arzola

02394 0808



No. 77,201

Cause No. 77201 ADLT CRT000708217  
PROBATE 04/08/2004 000P

IN RE: ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

**ASSIGNMENT  
OF REMAINING ESTATE INTEREST IN JUDGMENT LIEN**

*WHEREAS:*

1. On January 17, 2003, in Cause No. 77,201-A, an Order for Default Judgment was entered against Debtors: Robert L. Leffingwell and Angel B. Leffingwell, in favor of Secured Parties: Estate of Dorothy Corine Leffingwell, Deceased, and Children of Mary Anne Jones, Deceased, and S. L. Leffingwell and Mary Lou McLain, in the amount of \$65,711.86; plus prejudgment interest of \$3,060.55 from August 2, 2002 through January 17, 2003, at the rate of 10% per annum; plus post-judgment interest at the rate of 10%; plus attorney's fees of \$3,750; plus costs of \$268.84, plus punitive damages of \$25,000.00; such Judgment being duly abstracted and recorded in Document No. 2003011721, Official Records of Travis County, Texas; and

2. A Partial Release of Abstract of Judgment Lien, executed by S. L. Leffingwell as Independent Executor of the Estate, has previously been provided to Debtors, crediting and offsetting the Judgment by the sum of \$70,000.00; and

3. A Notice of Nonsuit was given by S. L. Leffingwell, Individually and as Independent Executor of the Estate, and Mary Lou McLain, in Cause No. 77,201-A in favor of Angel B. Leffingwell; and Order on Nonsuit was signed on February 3, 2004; and



4. A second Partial Release of Abstract of Judgment Lien, executed by S. L. Leffingwell as Independent Executor of the Estate, has been provided to Debtors, crediting and offsetting the Judgment by the sum of \$7,071.81.

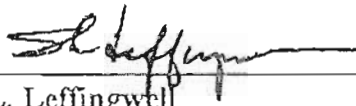
*NOW, THEREFORE:*

5. S. L. Leffingwell, Independent Executor in the above-styled and numbered cause (the "Assignor"), in consideration of and pursuant to that certain *Settlement Agreement* entered into in their necessary capacities among S. L. Leffingwell, April Jones Raymond, and Charlotte Jones, and effective on January 19, 2004, by this Assignment grants and conveys: (a) a 1/2 interest in the unsatisfied portion of the above-described Judgment and Lien to S. L. Leffingwell, individually; (b) a 1/4 interest in the unsatisfied portion of the above-described Judgment and Lien to April Jones Raymond, individually; and (c) a 1/4 interest in the unsatisfied portion of the above-described Judgment and Lien to Charlotte Jones, individually (said persons being hereinafter referred to as the "Assignees"); and

6. Assignor makes no warranty or representation, express or implied, as to the value, if any, of the assigned unsatisfied portion of the above-described Judgment and Lien; and

7. This assignment conveys to the Assignees the full right and power to maintain actions against Debtors, to settle, compromise, or re-assign the unsatisfied portion of the above-described Judgment and Lien, and to give releases in full discharge of liability under the unsatisfied portion of the above-described Judgment and Lien.

SIGNED the 8<sup>th</sup> day of April, 2004.



S. L. Leffingwell  
As Independent Executor of the Estate of  
Dorothy Corine Leffingwell, Deceased

AFFIDAVIT

STATE OF TEXAS

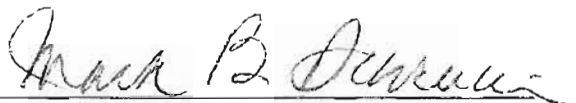
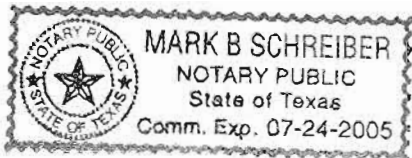
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COUNTY OF TRAVIS

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This instrument was acknowledged before me on the 8<sup>th</sup> day of April,  
2004, by S. L. Leffingwell, as Independent Executor of the Estate of Dorothy Corine Leffingwell,  
Deceased, to certify which witness my hand and seal of office



NOTARY PUBLIC in and for  
The State of Texas

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument(s) was served in accordance with the Texas Probate Code and the Texas Rules of Civil Procedure on the 5<sup>th</sup> day of April, 2004, upon the following.

Sandra D. Sarran  
Attorney at Law  
P. O. Box 700754  
San Antonio, Texas 78270-0754

(Counsel for April Jones Raymond and Charlotte Jones)

Patrick G. Rehmet  
Attorney at Law  
P. O. Box 1916  
Wimberley, Texas 78676

(Counsel for Robert L. Leffingwell)

  
\_\_\_\_\_  
Mark B. Schreiber

77201

FILED

02 MAR 20 PM 1:48

WILL

DAVE McALLISTER  
COUNTY CLERK  
TRAVIS COUNTY TEXAS

THE STATE OF TEXAS )

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TRAVIS )

That I, CORINE LEFFINGWELL, residing and being domiciled in Travis County, Texas, hereby revoke all previous wills and codicils made by me and hereby make, declare and publish this my last will;

## ITEM I

THE EXECUTORSHIP

A. Executor. I designate and appoint my son S. L. Leffingwell, to serve as Independent Executor of this will and of my estate. In the event that my son S. L. Leffingwell should fail or refuse to serve as Independent Executor, then and that event, I designate and appoint my son R. L. Leffingwell to serve as Independent Executor of this will and of my estate. In the event that my son S. L. Leffingwell and my son R. L. Leffingwell should both fail or refuse to serve as Independent Executors, then and that event, I designate and appoint my daughter, Mary Anne Jones to serve as Independent Executrix of this will and of my estate.

B. Compensation. No individual Executor shall receive any compensation for acting as Executor and no Executor, individual or corporate, original or successor, shall be required to furnish bond or any other security. This provision shall be applicable to any services performed pursuant to this will.

C. Powers. Whether or not my estate is indebted to any person, I give unto my said Executor, whether original or successor, from the date of the granting of letters until my estate has been entirely distributed, the same rights, powers, authority, privileges, and discretion with reference to the control, management and disposition of my estate that are given to the Trustees by the provisions of the Texas Trust Act (Art. 7425b, R.C.S. 1925) or as amended, or in force at the time of my death, in addition to all other powers given to Independent Executors by law.

D. Time and Method of Distribution. I direct my Executor to distribute my estate as soon as possible after my death, and my Executor is authorized to make such distribution in cash or in kind, or partly in cash or partly in kind; and my Executor is further authorized to distribute my estate subject to any and all indebtedness incurred either by me or by my Executor, which is the opinion of my Executor need not be first paid, and subject to any and all mortgages, deeds of trust, or other liens created either by me or by my Executor.

E. Limitation of Court Supervision. I direct that no other action shall be had in the County Court or Probate Court in relation to the settlement of my estate that the probating and recording of my last will and the return of any inventory, appraisement and list of claims of my estate.

F. Payment of Debts. I direct my Executor to pay my legally

DISPOSITION OF ESTATE

I devise and bequeath my entire estate to my children, S. L. Leffingwell, R. L. Leffingwell and Mary Anne Jones, share and share alike. In the event that one or more of my said named children should pre-decease me, then and that event the share that such deceased child or children would have ordinarily received shall lapse and such share shall be distributed to the child or children of my said child or children, per stirpes.

## ITEM III

MISCELLANEOUS PROVISIONS

A. Invalid Provisions. If any part of this will shall be invalid, illegal or inoperative, for any reason, it is my intention that the remaining parts, so far as possible and reasonable, shall be effective and fully operative. My Executor may seek and obtain Court instruction for the purpose of carrying out as nearly as may be possible the intention of this will as shown by the terms hereof, including the term held invalid, illegal or inoperative.

B. Headings. the headings which have been used throughout this will have been inserted for administrative convenience only and do not constitute matter to be construed in interpreting this will.

## ITEM IV

IN TESTIMONY WHEREOF, I, the said Corine Leffingwell, hereby set my hand to this my last will typewritten on 3 sheets of paper, including as attestation clause and signatures of witnesses, upon each of which I have written my name, this the 13<sup>th</sup> day of November, 1999.

Corine Leffingwell  
Corine Leffingwell

On this 13<sup>th</sup> day of November, 1999, Corine Leffingwell declared to us the undersigned, Barbara McNair and Jack McNair, being each more than fourteen (14) years of age, that the foregoing was her last will and she requested us to act as witnesses to the same and to her signature thereon. She thereupon signed said will in our presence, we being present at the time and we now at her request and in her presence and in the presence of each other do hereunto subscribe our names as witnesses. And we do each of us declare that we believe Corine Leffingwell to be of sound mind and memory.

Barbara McNair  
Witness

Jack R. McNair  
Witness

THE STATE OF TEXAS )

COUNTY OF TRAVIS )

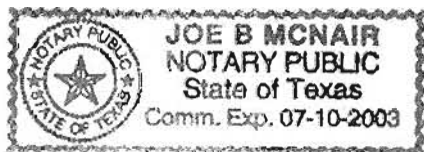
BEFORE ME, the undersigned authority, on this day personally appeared Corine Leffingwell, Barbara McNair and Jack McNair, know to me to be the Testatrix and the witnesses respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and, all of said persons being by me duly sworn, the said Corine Leffingwell, Testatrix, declared to me and to the said witnesses, in my presence, that said instrument was 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 their 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 had executed same as such and wanted each of them to sign it as a witness; and upon their oaths each witness further stated to me that they did sign the same as witnesses in the presence of the said Testatrix and at her request; that she was at the time nineteen (19) years of age or over and was of sound mind; and that each of said witnesses was then at least fourteen (14) years of age.

Corine Leffingwell  
Corine Leffingwell

Barbara McNair  
Witness

Jack R. McNair  
Witness

SUBSCRIBED AND ACKNOWLEDGED BEFORE ME, by the said Corine Leffingwell, and subscribed and sworn before me by the said Barbara McNair and Jack McNair, this the 13<sup>th</sup> day of November, 1999.



Joe B. McNair  
Notary Public, State of Texas  
JOE B. MCNAIR  
Notary's name, printed  
My commission expires: 07-10-2003



Case# 77201 CR0000005499  
10/14/2003 ORDER 0000

No. 77,201

FILED FOR RECORD

2003 OCT 14 PM 3:42

IN RE: ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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CLERK OF DISTRICT COURT  
IN THE PROBATE COURT  
TRAVIS COUNTY, TEXAS

NUMBER ONE

TRAVIS COUNTY, TEXAS

ORDER FOR SUBSTITUTION OF ATTORNEY OF RECORD

On this day came on to be considered the Agreed Motion of the Executor in this cause to substitute attorneys of record for this Estate. Having found good cause for same, it is hereby **ORDERED** that Sandra D. Sarran no longer be shown as the Attorney of Record for this Estate and that henceforth such Attorney of Record shall be:

Mark B. Schreiber  
Rash, Chapman, Schreiber  
& Porter, L.L.P.  
White-Springfield House  
2112 Rio Grande Street  
Austin, Texas 78705-5526  
512.477.7543 - Telephone  
512.474.0954 - Telecopier

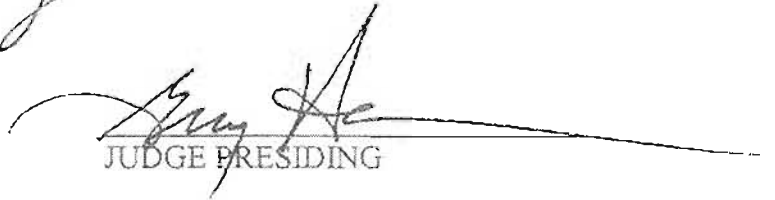
SIGNED this 14 day of October, 2003.

JUDGE PRESIDING

It is therefore ORDERED, ADJUDGED and DECREED that such Will is admitted to probate, and the Clerk of this Court is ORDERED to record the Will, together with the Application in the Minutes of this Court.

It is further ORDERED, ADJUDGED and DECREED that no bond or other security is required and that upon the taking and filing of the Oath required by law, Letters Testamentary shall be issued to S.L. Leffingwell, who is appointed as Independent Executor of Decedent's Will and Estate, and no other action shall be had in this Court other than the return of an Inventory, Appraisement and List of Claims as required by law.

SIGNED this 29 day of March, 2002.

  
JUDGE PRESIDING

02394 0810



NO. 77,201

ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

FILED  
02 MAY 29 AM 8:41  
CLERK OF DISTRICT COURT  
TRAVIS COUNTY, TEXAS

OATH

I do solemnly swear that the writing which has been offered for probate is the last Will of Dorothy Corine Leffingwell so far as I know or believe, and that I will well and truly perform all the duties of Independent Executor of said Will and of the Estate of Dorothy Corine Leffingwell, Deceased.

  
S.L. Leffingwell

SWORN TO AND SUBSCRIBED BEFORE ME by S.L. Leffingwell, this  
20<sup>th</sup> day of May, 2002, to certify which witness my hand and seal of office.

Dana DeBeauvoir

County Clerk, Travis County, Texas



By M. Connie Arzola  
Deputy M. Connie Arzola

Notary Public in and for  
the State of Texas  
Printed name \_\_\_\_\_

My Commission expires: \_\_\_\_\_

NO. 77201

IN RE ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

MOTION TO SUBSTITUTE COUNSEL

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES S.L. LEFFINGWELL, , Movant herein, and files this Motion to Substitute SANDRA D. SARRAN, Attorney at Law, as Counsel for Movant, and respectfully shows the Court as follows:

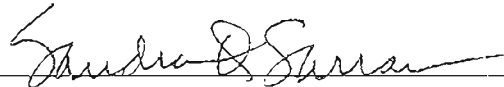
1. Movant is the Independent Executor in this cause, and his present counsel, FRANK L. LEFFINGWELL, is Movant's son.
2. In the course of his duties as Independent Executor, Movant has discovered that certain assets belonging from the estate have been taken by Movant's brother, and the need has arisen for the Estate to pursue redress against Movant's brother and recover assets of the Estate, and will require that a separate suit be filed herein.
3. Movant and his present counsel, FRANK L. LEFFINGWELL, desire that present counsel withdraw as attorney of record in this cause, and that SANDRA D. SARRAN, Attorney at Law, replace present counsel as attorney of record and represent Movant from this time forward in this cause.
2. FRAN L. LEFFINGWELL and SANDRA D. SARRAN concur with this motion as evidenced by the signature of each below, and agree to such withdrawal and substitution of counsel, and in no way oppose it.
3. This motion should result in no delay or continuance in this matter.

02408 1124

MA  
FILED FOR RECORD  
2002 AUG 20 PM 3:56  
CLERK OF COURT  
TRAVIS COUNTY, TEXAS

WHEREFORE, PREMISES CONSIDERED, Petitioner prays that this Motion be, in all things, granted and that FRANK L. LEFFINGWELL be allowed to withdraw as attorney of record for Movant, and that SANDRA D. SARRAN be substituted as attorney of record in this cause.

Respectfully submitted,



SANDRA D. SARRAN

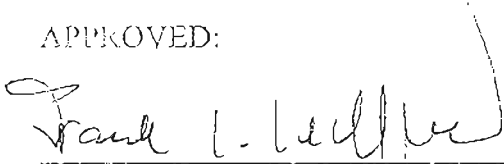
State Bar No. 17651700

Post Office Box 1711

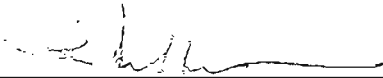
Canyon Lake, Texas 78133-0005

(830) 899-4585 FAX (830) 899-3239

APPROVED:



FRANK L. LEFFINGWELL, Withdrawing Attorney



S. L. LEFFINGWELL, Movant

02408 1125

MC4

IN RE ESTATE OF

NO. 77201

IN THE PROBATE COURT

DOROTHY CORINE LEFFINGWELL,

NUMBER ONE

DECEASED

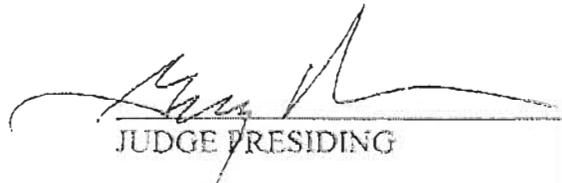
TRAVIS COUNTY, TEXAS

ORDER SUBSTITUTING COUNSEL

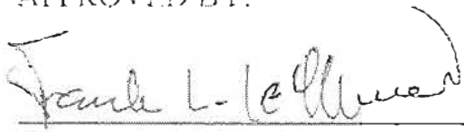
On August 20, 2002, came on to be heard the Motion to Substitute Counsel. SANDRA D. SARRAN, as attorney of record in the above-styled cause for FRANK L. LEFFINGWELL, present counsel for the estate. The Court, after reviewing the pleadings and hearing the argument of counsel, finds that said Motion should be, in all things, granted.


IT IS, THEREFORE, ORDERED that SANDRA D. SARRAN, Attorney at Law, be, and the same hereby is, substituted as attorney of record for the Estate of DOROTHY CORINE LEFFINGWELL, Deceased, replacing FRANK L. LEFFINGWELL, in the above-styled cause.

SIGNED this 20 day of August, 2002.

  
JUDGE PRESIDING

APPROVED BY:

  
FRANK L. LEFFINGWELL  
Withdrawing Attorney

  
SANDRA D. SARRAN  
Attorney for Movant

APPROVED AS TO FORM AND CONTENT:

  
S.L. LEFFINGWELL  
Independent Executor

02408 1126

FILED FOR RECORD  
2002 AUG 20 PM 4:16  
CLERK OF COURT  
TRAVIS COUNTY TEXAS

FILED FOR RECORD

MCA

IN RE ESTATE OF  
2002 AUG 20 PM 4:11

NO. 77201

IN THE PROBATE COURT

DOROTHY CORINE LEFFINGWELL,  
COUNTY CLERK  
TRAVIS COUNTY, TEXAS  
DECEASED

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NUMBER ONE

TRAVIS COUNTY, TEXAS

APPLICATION FOR EXTENSION OF TIME  
TO FILE INVENTORY, APPRAISEMENT AND  
LIST OF CLAIMS

TO THE HONORABLE JUDGE OF SAID COURT:

On May 29, 2002, came on to be heard the written application of S.L. LEFFINGWELL, Movant herein, for the probate of the last will of DOROTHY CORINE LEFFINGWELL, deceased, and for letters testamentary. On that day, the Court granted such application and issued letters testamentary to Movant herein.

Movant is unable to prepare and file the required Inventory, Appraisement and List of Claims of the Estate within the ninety (90) days set forth by the applicable statute for a number of reasons, including the fact that Movant has discovered that a number of assets of the estate have been wrongfully removed from the estate, and separate litigation will be filed to recover those assets.

Movant asserts to this Court that the Inventory, Appraisement and List of Claims required by law will be filed as soon as a determination has been made by the court as to the ownership of the assets in question, and Movant requests this Court to grant an extension of time of at least thirty (30) days from the date of the court's orders resolving the issues to be raised in separate litigation, to allow Movant sufficient time to do so properly under oath. Movant further asserts that no harm will result to any person or entity as a result of the granting of such extension of time, that the granting of such extension of time will not be objected to by any person other than possibly the Defendant in the separate litigation to be filed to recover assets of the estate, and that such extension is not sought for purposes of delay only, but in order that justice be done.

Respectfully submitted,



SANDRA D. SARRAN

State Bar No. 17651700

Post Office Box 1711

Canyon Lake, Texas 78133-0005

(830) 899-4585 (FAX) (830) 899-3239

ATTORNEY FOR MOVANT

02411 0817

IN RE ESTATE OF

NO. 77201

IN THE PROBATE COURT

DOROTHY CORINE LEFFINGWELL,

NUMBER ONE

DECEASED

TRAVIS COUNTY, TEXAS

ORDER GRANTING EXTENSION OF TIME TO FILE  
INVENTORY, APPRAISEMENT AND LIST OF CLAIMS

On this day, September 3, 2002, came on to be considered the written application of S.L. LEFFINGWELL, Independent Executor of the estate of DOROTHY CORINE LEFFINGWELL, deceased, for an extension of time in which to file the Inventory, Appraisal and List of Claims of the estate.

The Court, having considered the pleadings and having reviewed the will and the other papers on file in this cause, finds that necessity exists for the granting of the requested relief.

Accordingly, IT IS ORDERED that the deadline for the filing of the required Inventory, Appraisal and List of Claims of the estate in this cause is hereby extended until ~~thirty (30) days~~ April 21, 2003.  
~~after the litigation proposed by Movant in this motion has been resolved by order of this court.~~

SIGNED on this the 3rd day of September, 2002.

  
JUDGE PRESIDING

02411 0818



NO. 77201

FL 3 FOR RECORD  
2003 APR -3 PM 12:21  
IN THE PROBATE COURT  
NO. ONE  
TRAVIS COUNTY, TEXAS

IN RE: ESTATE OF

DOROTHY CORINE LEFFINGWELL.

DECEASED

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TRAVIS COUNTY, TEXAS

INVENTORY, APPRAISEMENT AND LIST OF CLAIMS

Date of Death: February 20, 2002

The following is a full, true and complete Inventory and Appraisement of all personal property and of all real property situated in the State of Texas and otherwise, together with its assigned value, in which the above-named decedent had any claim or interest, and also a List of Claims due and owing to this Estate as of the date of death, which have come to the possession or knowledge of the Executor:

INVENTORY AND APPRAISEMENT

Real Property (See Schedule A)	\$ 183,700.00
Stocks and Bonds (See Schedule B)	\$ 0.00
Mortgages, Notes and Cash (See Schedule C)	\$ 103,917.39
Insurance/Annuities Payable to Estate (See Schedule D)	\$ 0.00
Miscellaneous Property (See Schedule E)	\$ 7,000.00
Jointly-Owned Property (See Schedule F)	\$ 0.00
TOTAL	\$ 294,617.39

LIST OF CLAIMS

There are no claims due or owing to the Estate other than those shown on the schedule pages of this Inventory and Appraisement attached hereto, and the judgment and order of record in this proceeding..

The Inventory, Appraisement, and List of Claims should be approved and ordered entered of record.

Respectfully submitted,

SANDRA D. SARRAN  
State Bar No. 17651700  
Post Office Box 700754  
San Antonio, Texas 78270-0754  
(830) 822-2719 FAX (210) 494-7469  
Attorney for the Estate

THE STATE OF TEXAS

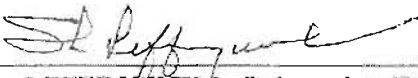
COUNTY OF TRAVIS

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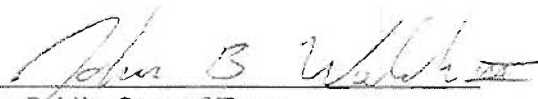
\* KNOW ALL PERSONS BY THESE PRESENTS

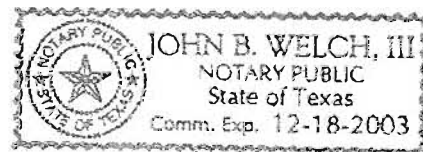
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That I, S.L. LEFFINGWELL, having been duly sworn, hereby state on oath that the foregoing Inventory, Appraisement, and List of Claims is a true and complete statement of all the property and claims of the Estate of DOROTHY CORINE LEFFINGWELL, Deceased, that have come to my knowledge.

  
S.L. LEFFINGWELL, Independent Executor

SUBSCRIBED AND SWORN TO BEFORE ME by S.L. LEFFINGWELL, Independent Executor of the Estate of DOROTHY CORINE LEFFINGWELL, Deceased, on this the 3 day of April, 2003, to certify which witness my hand and seal of office.

  
Notary Public, State of Texas



INVENTORY, APPRAISEMENT  
AND LIST OF CLAIMS



REAL PROPERTY

Schedule A

Community:

NONE - Decedent was unmarried at time of death

Separate:

All that certain tract or parcel of land being known and designated as:

BEING 2.27 acres of land out of the William Holton Survey No. 67, in Travis County, Texas, said 2.27 acre tract of land being a portion of that certain 200.27 acre tract of land which was conveyed to Shelby A. Hudson, Charles D. Gill and wife, Edna Lucille Gill, by deed of record in Vol 2728, at Page 98, of the Deed Records of Travis County, Texas, said 2.27 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake for reference at the point of intersection of the east line of Spring Valley Road, and the south line of Valley View Road; THENCE with the south line of Valley View Road, N. 82 deg. 59' E 265.00 feet to an iron stake for the point of beginning, of the tract of land described herein; THENCE continuing with the south line of Valley View Road, the following two (2) courses: N. 82 deg. 59' east 146.12 feet to an iron stake; and N. 57 deg. 59' E. 74.22 feet to an iron stake; THENCE S. 32 deg. 13' east 366.46 feet to an iron stake; THENCE S. 57 deg. 47' W. 296.80 feet to an iron stake; THENCE N. 20 deg. 17' W. 437.19 feet to the point of beginning, of the tract of land described herein, containing 2.27 acres of land, more or less

having a value as of February 20, 2002 in the sum of

\$ 183,700.00

Net Real Property of Decedent

\$ 183,700.00

STOCKS AND BONDS

Schedule B

\$ 0

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None

MORTGAGES, NOTES AND CASH

Schedule C

1. Bank of America, N.A.(checking)  
Account No: 6380302133

\$ 17,209.60

2.	Travis County Credit Union Account No: 522600	\$ 68,327.08
3.	Proceeds of Sale (Mutual Fund and other securities sold shortly before death-not on deposit as of date of death)	\$ 18,680.71
TOTAL		<hr/> \$ 103,917.39

INSURANCE AND ANNUITIES  
Schedule D

none

OTHER MISCELLANEOUS PROPERTY  
Schedule E

1.	1986 Chevrolet Caprice automobile VTN: 1G1BN69H7FX125317	\$ 500.00
2.	Household furniture and furnishings	\$ 5,000.00
3.	Jewelry and personalty	\$ 500.00
4.	Pottery and collectibles	<u>\$ 1,000.00</u>
TOTAL		\$ 7,000.00

JOINTLY-OWNED PROPERTY  
Schedule F

none

Cause# 77201 CR100636431  
04/14/2003 ORDER GINV

NO. 77201

FILED  
03 APR 11 PM 2:55

IN RE: ESTATE OF

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

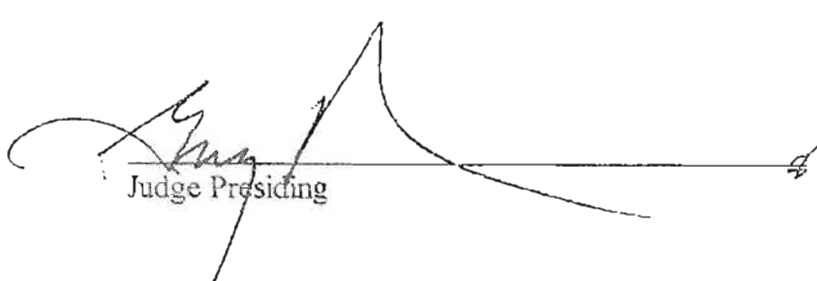
NO. ONE

TRAVIS COUNTY, TEXAS

ORDER APPROVING INVENTORY, APPRAISEMENT AND  
LIST OF CLAIMS

The foregoing Inventory, Appraisement, and List of Claims of the above Estate having been filed and presented, and the Court having considered and examined the same and being satisfied that it should be approved, and there having been no objections made thereto, is in all respects APPROVED and ORDERED entered of record.

SIGNED AND ENTERED on the 14 day of April, 2003.

  
Judge Presiding

INVENTORY, APPRAISEMENT  
AND LIST OF CLAIMS

FILED FOR RECORD

2003 OCT -1 PM 12:27

No. 77,201



Cause# 77201 CRT00662610  
10/01/2003 PLEADING DCMT

IN RE: ESTATE OF DANA DESSAUVAGE  
COUNTY CLERK  
TRAVIS COUNTY, TEXAS

DOROTHY CORINE LEFFINGWELL,

DECEASED

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IN THE PROBATE COURT

NUMBER ONE

TRAVIS COUNTY, TEXAS

AGREED MOTION TO SUBSTITUTE ATTORNEY OF RECORD

Comes Now S. L. Leffingwell, Independent Executor in the above-styled and numbered cause, and makes this his Motion to substitute the Attorney of Record for this Estate, and as grounds for which would show the Court as follows:

1. The current Attorney of Record for this Estate is Sandra D. Sarran, who offices in San Antonio, Texas.

2. The undersigned parties all agree that it would be in the best interests of the Estate and Executor to substitute Mark B. Schreiber, of Rash, Chapman, Schreiber & Porter, L.L.P., White-Springfield House, 2112 Rio Grande Street, Austin, Texas 78705-5526; 512/477-7543 - Telephone; 512/474-0954 - Telecopier, as the Attorney of Record.

WHEREFORE, Executor requests that Mark B. Schreiber be shown as the Attorney of Record for the Estate, and for such other and further relief as the Court may deem appropriate.

Respectfully submitted,

S. L. Leffingwell  
Executor

APPROVED:

A handwritten signature in cursive script, appearing to read "Mark B. Schreiber", written over a light gray rectangular background.

Mark B. Schreiber  
State Bar No. 17813500

A handwritten signature in cursive script, appearing to read "Sandra D. Sarran", written over a light gray rectangular background.

Sandra D. Sarran  
State Bar No. 17651700

K:\MBS\Clients\ESTATES - Probate\Leffingwell\Substitute Counsel - Motion.wpd

On this day came on to be heard the Application For Probate of Will and Issuance of Letters Testamentary filed by S.L. Leffingwell ("Applicant") in the Estate of Dorothy Corine Leffingwell, Deceased ("Decedent").

The Court, having heard the evidence and having reviewed the Will and the other documents filed herein, finds that the allegations contained in the Application are true; that notice and citation have been given in the manner and for the length of time required by law; that Decedent is dead and that four years have not elapsed since the date of Decedent's death; that this Court has jurisdiction and venue on the Decedent's estate; that Decedent left a Will dated November 13, 1999, executed with the formalities and solemnities and under the circumstances required by law to make it a valid Will; that on such date Decedent had attained the age of 18 years and was of sound mind; that such Will was not revoked by Decedent; that no objection to or contest of the probate of such Will has been filed; that all of the necessary proof required for the probate of such will has been made; that such Will is entitled to probate; that in said Will, Decedent named S.L. Leffingwell as Independent Executor, to serve without bond, who is duly qualified and not disqualified by law to act as such and to receive Letters Testamentary; that a necessity exists for the administration of this estate; and that no interested person has applied for the appointment of appraisers and none are deemed necessary by the Court.