

**CERTIFICATE OF TRUST FOR THE JESSIE HOWARD  
MCCLURE REVOCABLE LIVING TRUST**

**THIS CERTIFICATE OF TRUST AGREEMENT is made pursuant to and is authorized by Section 91-9-7 of the Mississippi Code of 1972, as amended, and in order to comply with said law, the undersigned would state as follows:**

**(1) The name of the Trust is the Jessie Howard McClure Revocable Living Trust.**

**(2) The street and mailing address of the office and the name, street and mailing address of the Trustee are as follows:**

**Jessie Howard McClure Revocable Living Trust  
Jessie Howard McClure, Trustee  
1005 South Orange Avenue  
Sarasota, FL 34236**

**(3) The name and street and mailing address of the Grantor is as follows:**

**Jessie Howard McClure  
1005 South Orange Avenue  
Sarasota, FL 34236**

**(4) A legally sufficient description of all interest in real property owned by or conveyed to the Trust:**

**The following described land in DeSoto County, Mississippi, to-wit:**

**The South 45 chains of Section Twenty-Five (25) and the Northwest Quarter (NW 1/4) of Section Thirty-Six (36), all in Township One (1) South, Range Ten (10) West, DeSoto County, Mississippi.**

**(5) The anticipated date of termination of the Trust:**

**The anticipated date of termination is undetermined but will be upon the death of Jessie Howard McClure.**

(6) The general powers granted to the Trustee are as follows:

The following is a provision taken from the Trust which states the majority of the powers of the Trustee:

"I grant the Trustee all powers generally conferred upon a Trustee by law including, but not limited to, those set forth in Section 91-9-101, *et seq.* of Mississippi Code of 1972, as amended, which is the Uniform Trustees' Powers Law. The Trustee shall have the following powers in addition to any other powers given to the Trustee in this trust or by law:

A. The Trustee may keep in the Trust any original property received from me, or from any other source even though the property may not be the type of property prescribed by law for the investment of trust funds.

B. The Trustee may sell or lease publicly or privately any property (real or personal) of the Trust without a court order and upon such terms as it deems proper.

C. The Trustee may invest and reinvest any part or all of the principal of the trust in stocks, bonds, mortgages, shares in common trust funds, or other securities, as well as any other real or personal property.

D. The Trustee may exercise discretion as to diversification of trust property and shall not be required to reduce any concentrated holdings merely because of such concentration. The Trustee is also relieved from any requirements there may be as to the percentage of the trust to be invested in fixed income securities and may invest wholly in common stocks.

E. The Trustee shall have the full power to sell, exchange, lease, mortgage, repair, and improve and take any prudent steps with regard to any real estate that may be a part of the trust. Any contract on real estate in the trust which is made by the Trustee shall be binding for the full period of the contract if the period extends beyond the determination of the trust.

F. The Trustee shall have the power to vote shares of stock held in the trust, either in person or by proxy, and with or without the power of substitution.

G. The Trustee may participate in the liquidation, reorganization, incorporation, or any other financial readjustment of any corporation or business in which the trust is financially interested.

H. The Trustee shall have full power to borrow money from any source,

Including the Trustee in the Trustee's individual capacity, for any purpose connected with the trust property and to mortgage or pledge as security any property of the trust upon such conditions as the Trustee deems proper.

I. The Trustee shall have the right to hold any security in bearer form, in the Trustee's own name, or in the name of a duly appointed nominee.

J. Any time the Trustee is required to divide the principal of the trust, the Trustee may make such division in cash, or in kind, or both, and the judgment of the Trustee concerning the proper way to make such a division and to value the property being divided shall be binding on all parties.

K. During the incapacity of any beneficiary to whom income or principal may be spent, the Trustee may pay the income and principal in any one or more of the following ways: (1) to the legal guardian of the beneficiary; (2) to a relative of the beneficiary to be spent by the relative for the support, maintenance, and health care of the beneficiary; and (3) by making payments directly for the support, maintenance, and health care of the beneficiary. The Trustee shall not be required to see to the application of any money paid, and the receipt from the person to whom the monies are paid shall be full acquittance to the Trustee.

L. In general, the Trustee shall have the same powers, authorities, and discretions in the management of the trust property as I would have in the management and control of my own property.

M. If, at the termination of this trust, all or a portion of the principal of shall vest in a minor or minors, I authorize the Trustee in her/his sole discretion, to hold the property so vested in such minor in a separate fund for the benefit of such minor, and during the minority of such minor, to expend so much of the principal and so much of the net income thereof for the support, education and maintenance of such minor, as the Trustee shall see fit, and to accumulate, invest and reinvest the balance of such income until such minor shall attain the age of twenty-one (21) years, and thereupon, to pay over the principal, together with any accumulated and undistributed income to such minor, and, if such minor shall die before attaining the age of twenty-one (21) years, the principal together with any accumulated and undistributed income, shall be paid over to the estate of such minor. The authority conferred upon the Trustee by this paragraph shall be construed as a power only, and shall not operate to suspend the vesting of the ownership of such property in such minor."

WITNESS the signature of Jessie Howard McClure executing this Certificate of Trust in her capacity as Trustee and Grantor/Settlor creating the Trust.

Jessie Howard McClure  
Jessie Howard McClure, Trustee and Grantor/Settler

STATE OF FLORIDA  
COUNTY OF Sarasota

PERSONALLY appeared before me, the undersigned authority in and for the said County and State, on this the 30<sup>th</sup> day of November, 2006 within my jurisdiction, the within named Jessie Howard McClure, individually, as Settlor, and as Trustee of the Jessie Howard McClure Revocable Living Trust, who acknowledged that she executed the above and foregoing instrument.

*Personally Known By me.*

Darla J. Harper DARLA J. HARPER  
Notary Public

My Commission Expires: 2/26/09

Grantor:

Jessie Howard McClure  
1005 South Orange Avenue  
Sarasota, FL 34236  
Telephone: (941) 928-0366



Grantee:

Jessie Howard McClure Revocable Living Trust  
1005 South Orange Avenue  
Sarasota, FL 34236  
Telephone: (941) 928-0366

Prepared by:

Dulaney Law Firm, L.L.P.  
P.O. Box 188  
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Tunica, MS 38676  
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**Indexing Instructions:**

**The following quarter-quarter sections of Section 25, Township 1S, Range 10W:**

<b>SE 1/4 of SW 1/4</b>	<b>SE 1/4 of SE 1/4</b>	<b>SE 1/4 of NW 1/4</b>
<b>SW 1/4 of SW 1/4</b>	<b>SW 1/4 of SE 1/4</b>	<b>SW 1/4 of NW 1/4</b>
<b>NE 1/4 of SW 1/4</b>	<b>NE 1/4 of SE 1/4</b>	<b>SE 1/4 of NE 1/4</b>
<b>NW 1/4 of SW 1/4</b>	<b>NW 1/4 of SE 1/4</b>	<b>SW 1/4 of NE 1/4</b>

**and the following quarter-quarter sections of Section 31, Township 1S, Range 10W**

**SE 1/4 of NW 1/4, SW 1/4 of NW 1/4, NE 1/4 of NW 1/4, NW 1/4 of NW 1/4**