

IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

IN RE:

ESTATE OF

JAMES WALLACE TOLAR, DECEASED

CAUSE NO. 99-8-1162

ORDER CLOSING ESTATE AND DISCHARGING EXECUTRIX

THIS CAUSE CAME on this day to be heard upon the sworn *Petition to Close Estate and Discharge Executrix* filed herein by THEADAL HILLEN, Executrix of the Estate of JAMES WALLACE TOLAR, deceased, and the Court having been fully advised in the premises, finds as follows, to-wit:

1. The Last Will and Testament of JAMES WALLACE TOLAR, deceased, was admitted to probate by Order of this Court entered in this cause on September 20, 1999. Letters Testamentary were issued to Petitioner as Executrix on the same date.
2. The Petitioner, as Executrix, made reasonably diligent efforts to identify persons having claims against the estate, but had no knowledge of any such creditors. The Affidavit of Petitioner to such effect is on file in this cause.

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3. The Petitioner, as Executrix, caused Notice to Creditors to be published in The DeSoto Times Today, a newspaper published, and having a general circulation, in DeSoto County, Mississippi, for the time and in the manner, required by law. No creditors have filed any claims in the estate and the time for filing such claims has expired.

4. No estate or income taxes are due from the estate and the estate is not required to file any estate tax or income tax returns.

5. The Last Will and Testament of JAMES WALLACE TOLAR gives, devises, and bequeaths the entire estate of JAMES WALLACE TOLAR to his sister, Petitioner, THEADA L. HILLEN and his niece, JUDY L. HILLEN, in equal shares. Said Last Will and Testament of JAMES WALLACE TOLAR waives the necessity of the Executrix posting any bond or making any inventory, accounting, appraisal, or report to any court.

6. The personal property of JAMES WALLACE TOLAR has been distributed pursuant to the terms of the said Will. Petitioner THEADA L. HILLEN hereby individually acknowledges her receipt of her share of all such personal property and waives any and all claims against the estate. The Joinder of JUDY L. HILLEN is filed with the Petition, evidencing the receipt by Judy L. Hillen of her share of the personal property of such estate and waiving any and all claims against the estate.

7. JAMES WALLACE TOLAR was survived by three (3) sisters at the time of his death, THEADA L. HILLEN, ALMA HANNA and EDNA WRIGHT. Petitioner alleges that ALMA

HANNA and EDNA WRIGHT cannot be found within the state of Mississippi upon diligent inquiry and that the post office, street address, and residence of ALMA HANNA and EDNA WRIGHT are unknown to Petitioner after diligent search and inquiry. Petitioner has caused a summons for such parties to be published in the DeSoto Times Today, a newspaper published in DeSoto County, Mississippi, for the time and in the manner required by law.

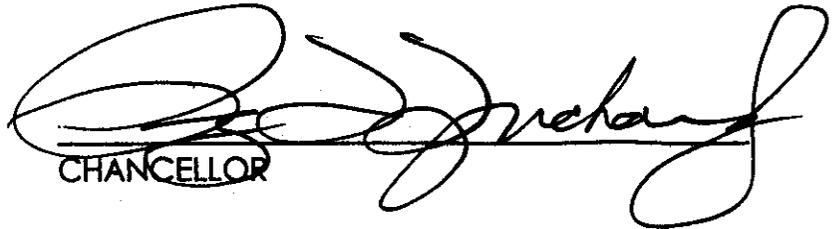
IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED as follows:

1. That the real property owned by JAMES WALLACE TOLAR at the time of his death be, and hereby is, vested in THEADA L. HILLEN and JUDY L. HILLEN in equal shares, pursuant to the Last Will and Testament of JAMES WALLACE TOLAR;
2. That all personal property of the estate has finally been distributed to, and received by THEADA L. HILLEN and JUDY L. HILLEN in equal shares, pursuant to the terms of said will, and that each of the said recipients has waived any further claim against the estate;
3. That the Executrix has given notice to creditors for the time, and in the manner, required by law, and that there are no creditors of the estate, and that the time for filing claims has passed; that no estate or income taxes or returns are due from the estate;
4. That bond, inventory, accounting, appraisal, and report to this Court by the Executrix are hereby waived;

5. That the estate has been fully and finally administered and that the Executrix should be, and hereby is, discharged;

6. That a certified copy of its Decree shall be furnished to the Chancery Clerk of DeSoto County and Lafayette Counties and the same shall be filed in the land deed records of said counties.

SO ORDERED, ADJUDGED, AND DECREED this the 2nd day of May, 2000.


CHANCELLOR

A:\Order Closing Estate & Discharging Executrix.wpd

MISSISSIPPI, COUNTY OF DESOTO
CHANCERY COURT
I hereby certify that the above and foregoing is a true and correct copy of the original filed in this office.
this 2nd day of Dec, 2004
W. E. Davis, Clerk of the chancery court
By S. Patrick D.C.