

IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

IN THE MATTER OF THE ESTATE
OF MICHAEL JOHNSON, DECEASED

CAUSE NO. 10-08-1787

ORDER FOR PROBATE OF WILL AS MUNIMENT OF TITLE ONLY

This matter came on to be heard on Petition of Vanessa Johnson, an adult resident citizen of the State of Mississippi, filed in this cause, and the Court having heard and considered this matter, finds as follows.

I

That on the 7th day of February, 2008, Michael Johnson, an adult resident citizen of the Seventeen Judicial District of DeSoto County, Mississippi, departed this life, leaving a Last Will and Testament which was dated April 25, 2006, and which was duly witnessed by Gail Lyons and Sharon Donaldson, all of whom are adults. A true and correct copy of said Last Will and Testament is attached as Exhibit "A" to said Petition, the original of which was produced at the hearing hereof and filed in this cause.

II.

That at the time of his death, the said Michael Johnson, deceased, had a fixed place of residence in the Seventeen Judicial District of DeSoto County, Mississippi, and that this Court has full jurisdiction of the estate of the deceased.

III.

This said Petitioner, Vanessa Johnson, was the wife of Michael Johnson, and Vanessa Johnson survived Michael Johnson. That Michael Johnson left all his property under his Last Will and Testament to Vanessa Johnson, including the real property located at 7678 Stateline Road, Olive

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W E DAVIS, CLERK

*Baptist
Law firm
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Branch, MS 38654 and more particularly described as follows:

Lot 58, Hunter's Ridge Subdivision, Section "B", located in Section 17, Township 1 South, Range 6 West, as shown on plat of record Plat Book 69, Page 45, in the Records of the Chancery Clerk's Office of DeSoto County, Mississippi, in which plat reference is hereby made for a more particular description of said property.

This being the same property conveyed to Grantor by Warranty Deed of record at Book 388, Page 428, in the Chancery Clerk's Office of DeSoto County, Mississippi

This conveyance is made subject to subdivision restrictions, building lines and easements of record in Plat Book 69, Page 45; Subdivision Restrictions at Book 369, Page 681, in the Chancery Clerk's Office of DeSoto County, Mississippi.

IV.

That at the time of the execution of said Will by Michael Johnson, he was above the age of twenty-one (21) years, of sound and disposing mind and memory and in all respects capable of making said Last Will and Testament, and that same was properly executed and witnessed as required by law, and that said Will is the authentic Last Will and Testament of Michael Johnson; and the Affidavit of Gail Lyons and Sharon Donaldson, two of the witnesses to said Will, has been duly filed in this cause, affirming that said Will was properly executed.

V.

That all known debts of the decedent and his estate have been paid, and no Federal or State estate taxes were due from said decedent, Michael Johnson, and the value of decedent's personal estate at the time of his death, exclusive of any interest in real estate, did not exceed the sum of Ten Thousand Dollars (\$10,000.00), exclusive of exempt property and property which would pass outside of his probate estate.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that said Last Will and Testament of Michael Johnson, deceased, is hereby received, approved and admitted to probate in

this Court, as a muniment of title only, under the provision of Section 91-5-35 of the *Mississippi Code of 1972*, as amended, the provisions of which are fully applicable to allow said will to be admitted to probated as muniment of title only to the real estate owned by the decedent at the time fo his death.

SO ORDERED, ADJUDGED AND DECREED, on this the 18th day of October,

2010.

Vicki B. Cobb
Chancellor

Gwendolyn Baptist Hewlett
Gwendolyn Baptist Hewlett MSB#10855
Attorney at Law
Baptist-Hewlett Law Firm
1305 Church Road East, PO Box 312
Southaven, Mississippi 38671
(662) 349-9179



STATE OF MISSISSIPPI, COUNTY OF DESOTO
I HEREBY CERTIFY that the above and foregoing is
a true copy of the original filed in this office.
This the 18th day of October, 2010
W.E. Davis, Clerk of the chancery court

W.E. Davis

LAST WILL AND TESTAMENT

OF

10-08-1787

MICHAEL JOHNSON

I, Michael Johnson, of City of Olive Branch, County of DeSoto and State of Mississippi, being of sound mind and memory and over the age of eighteen (18) do hereby make, publish and declare this to be my Last Will and Testament, and I hereby revoke all wills and codicils by me heretofore made.

**ARTICLE I
DEBTS**

I direct that all of my just debts, including the expenses of my last illness and funeral expenses and expenses of administration of my estate shall be paid by my Executrix, Vanessa Johnson, as soon after my death as may be convenient.

**ARTICLE II
TAXES**

I direct that all estate and other taxes in the general nature thereof (together with any interest or penalty thereon) which shall become payable upon or by reason of my death with respect to any property passing by or under the terms of this Will or any codicil to it hereafter executed by me, or with respect to the proceeds of any policy or policies of insurance on my life, or with respect to any other property included in my gross estate for the purpose of such taxes, shall be paid by my Executrix out of the principal of my residuary estate.

THIS IS PAGE 1 OF MY WILL


MICHAEL JOHNSON

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Exhibit A

**ARTICLE III
PROPERTY**

I give, devise and bequeath all of my property, whatsoever and wheresoever located, real, personal or mixed, of which I may die seized or possessed, or over which I may have power of appointment at the time of my death, to my wife, Vanessa Johnson.

**ARTICLE IV
APPOINTMENT OF EXECUTRIX**

I hereby nominate, constitute and appoint my wife, Vanessa Johnson, to be Executrix of this my LAST WILL AND TESTAMENT, and I further direct that no bond shall be required of my said Executrix and that she not be required to file any inventory of my estate. To this end, I vest my Executrix with full power and authority to sell, transfer and convey any property real or personal, at such time and price and upon such terms and conditions (including credit) as she may determine and to do every other act and thing necessary and appropriate for the complete liquidation of my estate.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of April, 2006, and do publish and declare this to be my last will and testament, in the presence of each and all of the subscribing witnesses whom I have requested to act as such by signing their names as attesting witnesses in my presence and in the presence of each other, and by signing the Affidavit below.


MICHAEL JOHNSON

THIS IS PAGE 2 OF MY WILL


MICHAEL JOHNSON

This instrument was on the 25th day of April, A.D., 2006, signed, sealed, published and declared by Michael Johnson to be his Last Will and Testament in the presence of us who at his request and in the presence of each other, have subscribed our names thereto as witnesses to said document, believing the said Testator to be of sound mind and disposing memory at the time of subscribing our name said as said witnesses and further believing at said time that the Testator was otherwise qualified to make this Last Will and Testament.

Witness Sharon Donaldson Residing at 663 Melrose Rd
Covington, TN 38019

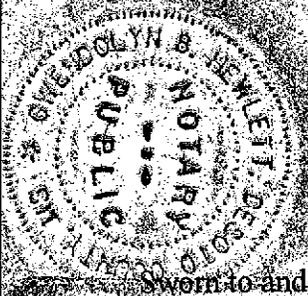
Witness Rail Lynn Residing at 1305 Church Rd
Southern, MS 38671

STATE OF MISSISSIPPI
COUNTY OF DESOTO

We, the undersigned, being first duly sworn, make oath that Michael Johnson, on the day and date above written, declared and signified to us that the above instrument is his Last Will and Testament; that he then signed said instrument in our sight and presence; that we, at his request and in his sight and presence, and in the sight and presence of each other; then subscribed our names thereto as attesting witnesses; that at the time of execution the Testator was more than 18 years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than 18 years of age, make and sign this Affidavit at the Testator's request on the day and date above written.

Sharon Donaldson
WITNESS

Rail Lynn
WITNESS



MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES AUG 26, 2006
BONDED THRU STEGALL NOTARY SERVICE

Doreen D. Stegall
NOTARY

Sworn to and subscribed before me this 25th day of April, 2006.

THIS IS PAGE 3 OF MY WILL

MJ
MICHAEL JOHNSON



STATE OF MISSISSIPPI, COUNTY OF DESOTO
I HEREBY CERTIFY that the above and foregoing is
a true copy of the original filed in this office.
This the 18th day of October, 2010
W.E. Davis, Clerk of the chancery court

W.E. Davis