

Last Will and Testament

OF

EDGAR CARTER BAWDEN

I, EDGAR CARTER BAWDEN, of Nevada County, California, being over the age of twenty-one (21) years and being of sound mind and disposing intent and not acting under the duress, menace, fraud or undue influence of any person or persons, do hereby declare this instrument to be my Last Will and Testament; that is to say:

FIRST: I hereby revoke all former Wills and Codicils to Wills made by me.

SECOND: I state that I am not now married, my wife having predeceased me. I have two stepchildren:

RICHARD McCOY of Galt, CA

ROBERT McCOY of Grass Valley

I have no deceased children.

THIRD: I hereby will, bequeath and devise my bank account at Bank of America, Brockington Branch, Number 4-2506, to my two stepchildren, RICHARD McCOY and ROBERT McCOY, to be distributed equally, one-half (1/2) to each, or to any living issue by right of representation.

FOURTH: I hereby will, bequeath and devise my bank account at Bank of America, Brockington Branch, Number 8453-81047 and my checking account at that bank to be given in full to MARION A. MARCOTTE of Grass Valley.

FIFTH: I hereby will, bequeath and devise that the Promissory Note and Deed of Trust, recorded in Book 876, Page 377, on July 11, 1977, in Nevada County, be distributed equally to RICHARD McCOY, ROBERT McCOY and MARION A. MARCOTTE, one-third (1/3) to each and to any living issue of them then deceased by right of representation. They are hereby instructed not to sell the above mentioned Promissory Note and Deed of Trust but just receive the income therefrom.

SIXTH: I hereby will, bequeath and devise the mining rights I received from my father-in-law, E. H. Brown, and which are my sole property, recorded at Book 2, Page 201 of the official records of the County of Nevada to my stepson ROBERT McCOY.

SEVENTH: I hereby will, bequeath and devise that a portion

of the income received by my step-sons from my Promissory Note and Deed of Trust be used to provide flowers for their mothers' grave each month.

EIGHTH: I hereby nominate, constitute and appoint MARION MARCOTTE to be the Executor of this my Last Will and Testament, she to serve without bond. However, in the event Marion Marcotte fails to survive me or perishes in a common disaster with me, then in either event I hereby nominate my stepson RICHARD McCOY to be the Executor of my estate, he to serve without bond.

IN WITNESS WHEREOF, I, EDGAR CARTER BAWDEN, have hereunto subscribed my name this 31 day of August, 1978,

Edgar Carter Bawden
EDGAR CARTER BAWDEN

ATTEST:

On the date written below, EDGAR CARTER BAWDEN, declared to us, the undersigned, that the foregoing instrument, consisting of two (2) pages, including this page, was his Last Will and Testament, and he requested us to act as witnesses to it. He thereupon signed this Will in our presence, all of us being present at the same time. We now, at his request and in his presence, and in the presence of each other, have subscribed our names as witnesses.

EXECUTED ON August 31, 1978, at Grass Valley, California. We declare under penalty of perjury the foregoing is true and correct.

Lila Bunn
residing at Woodside City, CA
Dele Hottel
residing at Grass Valley, CA
