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**Official Record**

Recording requested By  
JACK SCOTT BURNETT

Eureka County - NV  
Mike Rebaleati - Recorder

Fee \$19.00

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RPTT

Recorded By FES

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APN# \_\_\_\_\_

Recording Requested by:

Name P.J. BENET-DAVIS

Address 1455 NO. LOS ROBLES, NO 25

City/State/Zip PASADENA, CALIFORNIA 91104



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LAST WILL AND TESTAMENT OF JACK SCOTT BURNETT  
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2.  
(Additional recording fee applies)

This cover page must be typed or printed.

**LAST WILL AND TESTAMENT**

**OF**

**JACK SCOTT BURNETT**

*I, JACK SCOTT BURNETT, being over the age of twenty-one (21) years, and of sound and disposing mind and memory and not under duress, menace, fraud or undue influence, do hereby make, publish and declare this document to be my Last Will and Testament, hereby revoking all other Wills and Codicils thereto heretofore made by me.*

FIRST: *I declare that I am an unmarried man, and that I have two adult children, namely: DERRY SCOTT BURNETT and P. J. BENET DAVIS.*

SECOND: *I direct that there be paid, as soon as convenient after my demise, the expenses of the administration of my estate and such of my debts, liabilities, and funeral expenses as shall be approved by the Executrix of my estate and the Court supervising administration of my estate.*

THIRD: *I hereby nominate and appoint my daughter P.J. BENET-DAVIS, as Executrix of this, my Last Will and Testament, to serve without bond or other undertaking. In the event P.J. BENET-DAVIS shall not survive me, or shall be unable or unwilling to serve as Executrix, I then nominate and appoint my granddaughter, SHEILAH ERIS DAVIS GREEN, to act as Executrix to serve without bond or other undertaking.*



FOURTH: I direct that my Executrix shall be empowered to sell or dispose of any real or personal property belonging to my estate or in which I have an interest at the time of my death and which has not been specifically bequeathed or to retain any real or personal property and distribute it to the beneficiaries hereunder in kind, and that my said Executrix shall be empowered to continue to operate any business in which I may be engaged at the time of my death, subject to compliance with applicable state laws on such sale or operation.

I do hereby empower my Executrix to invest or reinvest during the course of administration, any property or funds belonging to my estate in such stocks, bonds, or other security or properties as may seem suitable to said Executrix, without being restricted to securities of the character that may be now or hereafter authorized by law for the investment of funds held in an estate.

FIFTH: After the payment of the expenses of the administration of my estate and the payment of my said debts and liabilities, including funeral expenses as hereinabove provided, I hereby give, devise and bequeath my property, of whatsoever kind or character, whether real, personal or mixed, and wheresoever situated, to THE JACK SCOTT BURNETT LIVING TRUST to be handled and administered under the terms of that Trust by the Successor Trustee. The first Successor Trustee of THE JACK SCOTT BURNETT LIVING TRUST is P.J. BENET-DAVIS and the second Successor



Trustee of THE JACK SCOTT BURNETT LIVING TRUST is SHEILAH ERIS DAVIS GREEN.

SIXTH: In the event that THE JACK SCOTT BURNETT LIVING TRUST is no longer in existence at the date of my death, for whatever reason, then, I give, devise and bequeath my property, of whatsoever kind or character, whether real, personal or mixed, and wheresoever situated, to my children and grandchildren as follows: twenty-five percent (25%) to DERRY SCOTT BURNETT, twenty-five percent (25%) to P. J. BENET DAVIS, twenty-five percent (25%) to my grandson, SHEA DAVIS, and twenty-five percent (25%) to my granddaughter, SHEILA ERIS DAVIS GREEN, provided that each survives me by more than sixty (60) days, and further provided that any real property I own at the date of my death that passes under this my Last Will and Testament directly to my children or other named beneficiaries shall be distributed to such beneficiaries as tenants in common and not as joint tenants, with the right of survivorship. If any one of my children should fail to survive me BY MORE THAN SIXTY (60) days, then that child's share shall be distributed to that child's children, my grandchildren from that child, in equal shares. If my named beneficiaries shall be deceased or fail to survive me by more than sixty (60) days and leave no children surviving, then that child's share shall be distributed to the other named beneficiaries who are my grandchildren, in equal shares.

SEVENTH: I hereby direct that if any devisee or legatee under this, my Last Will and Testament, or any person, who, if I died intestate, would be entitled to any of my estate, or any person either in her or his name or in the name of another, contests or disputes this Will or any part hereof, or any Codicil hereto, such person or persons shall take nothing by reason of this Will save and except the sum of ONE DOLLAR. (\$1.00) each only and no more.

IN WITNESS WHEREOF, I have hereunto subscribed my name to this, my, Last Will and Testament, this 16 day of JULY, 2007.

Jack Scott Burnett  
JACK SCOTT BURNETT

The foregoing instrument consisting of six pages of paper, including this page, and the page following, and Exhibit "A", consisting of three pages, attached hereto, was on the date hereof signed, sealed, published and declared by **JACK SCOTT BURNETT**, the Testator above-named, to be his Last Will and Testament. in our presence, and we, at his request and in his presence, and in the presence of others, have hereunto subscribed our names as witnesses this 16 day of July, 2007.

Himbury L Teck, residing at Todd Farms, Eureka NV 89316

Sharon Couch, residing at 390 Nob Hill Eureka NV 89316



STATE OF NEVADA )  
COUNTY OF EUREKA ) SS.

*The undersigned, being first duly sworn, depose and say:*

*That they witnessed the execution of the within Will by **JACK SCOTT BURNETT**, the Testator within named; that said Testator signed the said Will and declared the same to be his Last Will and Testament in their presence, that they thereafter subscribed the same as witnesses in the presence of said Testator and in the presence of each other at the request of said Testator; that said Testator at the time of the execution of the said Will appeared to them to be of full age and of sound mind and memory, and that they make this affidavit at the request of said Testator.*

Kimberly L. Reed

Sharon Auch

*Subscribed and Sworn to before me  
this 16 day of July 2007.*

Toni M. Wright  
NOTARY PUBLIC

