

WILL

FILED
1961 OCT 26 AM 11:55

39

PROBATE COURT

I, Perry L. Miles, of the Village of Johnstown, County of Licking, State of Ohio, being of full age and of sound mind and memory, do make, publish and declare, this to be my last will and testament, hereby revoking all wills by me heretofore made.

Item 1. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after my decease, and it is my request that I be buried beside my wife in Arlington National Cemetery, Arlington, Virginia., and that sufficient funds be set aside for the marking of the tomb stones.

Item 2. I give and bequeath to Esther M. Heron and Henry Milton Heron, the proceeds of two life insurance policies with the Connecticut Mutual Life Insurance Company and the proceeds of one life insurance policy with the Prudential Life Insurance Company of America.

Item 3. I give and bequeath to the West Point Alumni Foundation, Inc the sum of \$1,000.00.

Item 4. I give and bequeath to Perry Frank Heron the sum of \$2,000.00.

Item 5. I give and bequeath to Milton Miles Heron the sum of \$5.00.

Item 6. I give and bequeath to Elizabeth Heron, daughter of Miles Heron, the sum of \$1,000.00.

Item 7. I give and bequeath to Maud Curtis the sum of \$1,000.00.

Item 8. I give and bequeath to Jack Dobbins the sum of \$1,000.00.

Item 9. I give and bequeath to Henry Curtis the sum of \$500.00.

Item 10. I give and bequeath to The Johnstown Methodist Church Ministerial and Scholarship Fund the sum of \$1,000.00.

Item 11. I give and bequeath to the Temperance Education Foundation, Inc, the sum of \$1,000.00.

Item 12. I give and bequeath to Kitty Emerson Johnson the sum of \$1,500.00.

Item 13. I give and bequeath to James Miles, son of William Perry Miles, of Findlay, Ohio, his great grandfather's antique Chauncey Jerome clock.

Item 14. I give, bequeath and devise my farm, known as the Alva Longwell Farm, located in Liberty Township, Licking County, Ohio, and on Route No. 62, together with all my furnishings, antiques, dishes, silverware, books, medals, personal records and citations, commendations, recommendations, ceremonies, and personal items, to Esther M. Heron, Henry Milton Heron and Kitty Emerson Johnson, for and during their natural lives, and upon the death of the last survivor, it is my desire and wish as follows:

I give, bequeath and devise to Robert E. Doughten of Johnstown, Ohio, my farm, known as the Alva Longwell Farm, located in Liberty Township, Licking County, Ohio, and on Route No. 62, together with all my furnishings, antiques, dishes, silverware, books, medals, personal records, citations, commendations, recommendations, ceremonies and personal items in use in and about the premises, at the time of my death, in trust, however, for the use and purpose and benefit of the persons herein mentioned, to-wit:

It is my wish and desire that upon the termination of the life estates hereinbefore provided, that my farm, residences, buildings, furnishings and personal effects, books and antiques be kept and maintained as the Longwell and Miles Memorial Estate for the purpose of the Religious, Educational and Recreational good and benefit to the resident of Johnstown Village, Liberty Township and surrounding community. To provide for the care keeping of items of historical value to the community; to provide a gathering place for groups interested in the betterment of mankind through religion and education study; and to provide suitable environment for picnics, camping and recreation areas, for the youth of the community.

110

The management and control of my said trust shall be vested in my said trustee, or his successor, together with the individual person that holds the position of President of The Johnstown Bank, the President of The Johnstown Federal Savings and Loan Association, the Mayor of the Village of Johnstown, Licking County, Ohio, and the President of the Township Trustees of Liberty Township, Licking County, Ohio, which shall be designated and known as the Longwell and Miles Memorial Estate Management Body.

Said Management Body shall have full and complete control of all of said trust property and shall make such rules and regulations as are deemed necessary for proper functioning of the trust and its purposes. The judgment of the Management Body shall be complete and final as to any matters that concern the use and purpose for which the trust is created. Said Management Body shall have the power and authority to carry on farming or other income producing activity that in their judgment may become necessary for the maintenance and operation of the Longwell and Miles Memorial Estate. I also authorize said management body, should it become necessary to properly maintain the trust property or to carry out the purpose of the trust, to borrow money and as security to pledge such assets as may be necessary, real or personal.

In all cases in which said Management Body is required to do an act, the majority of them shall govern and the acts of such majority shall be binding upon the trust estate and upon all persons whomsoever.

No trustee or member of the Management Body shall be liable for the exercise of any discretion or power hereunder or mistake or error of judgment, nor shall any member be answerable for the acts or defaults of any other member of the Management Body, or otherwise in connection with said trust except for his own dishonesty or wilful breach of trust.

Should a vacancy arise in the membership of the Management Body, for any reason, the vacancy shall be filled by the majority of the membership of the Management Body.

No member of the Management Body shall be required to give bond for the faithful performance of his duty to any Court or Government Agency.

Item 15. All the rest and residue of my estate, both real and personal, of every kind and description, wheresoever situate, which I may own or have the right to dispose of at the time of my decease, I give, bequeath and devise to Robert E. Doughten, in trust, however, to be held and controlled by my said trustee, until the time that the Longwell and Miles Memorial Estate, comes into possession of the property that I have hereinbefore provided certain life estates therein, at which time said residue in trust, shall be available for the use of the Management Body hereinbefore created and for that body to enable it to carry out the letter and purpose of the trust.

Said trustee shall invest all monies in interest bearing government obligations and/or insured saving institutions and shall preserve all other property in kind unless to do so would be a hazard to the trust, and the judgment of my said trustee shall be final. In the exercise of judgment, any mistake or error shall in no way render my said trustee liable to any one.

Item 16. It is my will and desire that should my said trustee for any reason be unable to serve that his successor shall be selected by the members of the Management Body that I have so designated as members of that body to be when the same is actually needed.

Item 17. I request that no bond be required of my said trustee.

Item 18. In case any of the legatees or devisees hereinbefore named shall institute or prosecute any action to contest or set aside this, my will, the legacy or devise hereinbefore given to such person or persons shall be thereby forfeited and annulled and shall revert and inure to the residue of my estate.

Item 19. Nor am I unkindful of my other relatives.

Item 20. I, make, nominate and appoint, Henry Milton Heron of 2324 Grace Street, Riverside, California and Robert E Doughten of Johnstown, Ohio, executors of this my last will and testament. I request that no bond be required of my said executors.

In witness whereof, I have hereunto set my hand to this my last will and testament, this 30th day of September, 1961.

Henry L. Miles
Henry L. Miles

1/0

The management and control of my said trust shall be vested in my said trustee, or his successor, together with the individual person that holds the position of President of The Johnstown Bank, the President of The Johnstown Federal Savings and Loan Association, the Mayor of the Village of Johnstown, Licking County, Ohio, and the President of the Township Trustees of Liberty Township, Licking County, Ohio, which shall be designated and known as the Longwell and Miles Memorial Estate Management Body.

Said Management Body shall have full and complete control of all of said trust property and shall make such rules and regulations as are deemed necessary for proper functioning of the trust and its purposes. The judgment of the Management Body shall be complete and final as to any matters that concern the use and purpose for which the trust is created. Said Management Body shall have the power and authority to carry on farming or other income producing activity that in their judgment may become necessary for the maintenance and operation of the Longwell and Miles Memorial Estate. I also authorize said management body, should it become necessary to properly maintain the trust property or to carry out the purpose of the trust, to borrow money and as security to pledge such assets as may be necessary, real or personal.

In all cases in which said Management Body is required to do an act, the majority of them shall govern and the acts of such majority shall be binding upon the trust estate and upon all persons whomsoever.

No trustee or member of the Management Body shall be liable for the exercise of any discretion or power hereunder or mistake or error of judgment, nor shall any member be answerable for the acts or defaults of any other member of the Management Body, or otherwise in connection with said trust except for his own dishonesty or wilful breach of trust.

Should a vacancy arise in the membership of the Management Body, for any reason, the vacancy shall be filled by the majority of the membership of the Management Body.

No member of the Management Body shall be required to give bond for the faithful performance of his duty to any Court or Government Agency.

Item 15. All the rest and residue of my estate, both real and personal, of every kind and description, wherever situate, which I may own or have the right to dispose of at the time of my decease, I give, bequeath and devise to Robert E. Doughten, in trust, however, to be held and controlled by my said trustee, until the time that the Longwell and Miles Memorial Estate, comes into possession of the property that I have hereinbefore provided certain life estates therein, at which time said residue in trust, shall be available for the use of the Management Body hereinbefore created and for that body to enable it to carry out the letter and purpose of the trust.

Said trustee shall invest all monies in interest bearing government obligations and/or insured saving institutions and shall preserve all other property in kind unless to do so would be a hazard to the trust, and the judgment of my said trustee shall be final. In the exercise of judgment, any mistake or error shall in no way render my said trustee liable to any one.

Item 16. It is my will and desire that should my said trustee for any reason be unable to serve that his successor shall be selected by the members of the Management Body that I have so designated as members of that body to be when the same is actually needed.

Item 17. I request that no bond be required of my said trustee.

Item 18. In case any of the legatees or devisees hereinbefore named shall institute or prosecute any action to contest or set aside this, my will, the legacy or devise hereinbefore given to such person or persons shall be thereby forfeited and annulled and shall revert and inure to the residue of my estate.

Item 19. Nor am I unkindful of my other relatives.

Item 20. I, make, nominate and appoint, Henry Milton Heron of 2324 Grace Street, Riverside, California and Robert E Doughten of Johnstown, Ohio, executors of this my last will and testament. I request that no bond be required of my said executors.

In witness whereof, I have hereunto set my hand to this my last will and testament, this 30th day of September, 1961.

Henry M. Heron
Henry M. Heron