

STATE OF LOUISIANA, PARISH OF FRANKLIN

FIFTH JUDICIAL DISTRICT COURT
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SUCCESSION OF ANN JOHNSON FILED: February 24, 2010
FRANKLIN PARISH CLERK OF COURT
PEGGY MARIE McDOWELL TRAYLOR

PROBATE DOCKET NO.: 41,291 Olene Mays
DEPUTY CLERK

**PETITION FOR APPOINTMENT OF
INDEPENDENT CO-ADMINISTRATORS**

The Petition of NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON, persons of the full age of majority, domiciled in Franklin Parish, Louisiana, respectfully represent:

1. PEGGY MARIE McDOWELL TRAYLOR (hereinafter "Decedent") died in St. Francis Hospital in Ouachita Parish, Louisiana, on August 22, 2009. At the time of her death the Decedent was domiciled in Franklin Parish, Louisiana, as is evidenced by the attached Affidavit.

2. Decedent died intestate.

3.

There are debts due by the Decedent's Estate; therefore, an administration of her succession is necessary. Petitioners have been unable to prepare a Detailed Descriptive List showing the assets owned by the Decedent but, it is believed the assets are substantial. A Detailed Descriptive List will be prepared and timely filed in this proceeding by your Petitioners.

4. Your Petitioners are the sole and only intestate heirs of the Decedent. The Decedent had only two children, your Petitioners, as is evidenced by the attached Affidavit.

5. Petitioners desire to be appointed as Independent Co-Administrators as permitted by La. C.C.P. Art. 3396 *et seq.* and, in this regard, Petitioners show that they are all of Decedent's intestate successors and that they do by this Petition evidence their agreement on the advisability of having an independent administration and do hereby collectively designate your two Petitioners to serve as Independent Co-Administrators, all pursuant to the provisions of La. C.C.P. Art. 3396.5.

6.

Pursuant to the provisions of La. C.C.P. Art. 3396.14 there is no requirement that Petitioners provide any security for their independent administration of the Decedent's estate.

7.

Petitioners are entitled to have letters of administration issued to them since more than ten (10) days have elapsed since the death of the Decedent and, as will appear from the attached Certificate, no one has filed a Petition for Notice of Application for Appointment of an Administrator. Further, Petitioners are not disqualified and are the best qualified to serve as Independent Co-Administrators.

WHEREFORE, Petitioners pray that:

- 1) The application of NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON for Letters of Independent Co-Administration of the Decedent's Succession be granted and issued to NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON upon their compliance with all requirements of law;
- 2) That a Detailed Descriptive List of property of the Decedent be filed by Petitioners in a timely manner within the time allowed by law; and
- 3) No security shall be required to be filed by Petitioners for the faithful performance of the duties of the Independent Co-Administrators.

RESPECTFULLY SUBMITTED,

THEUS, GRISHAM, DAVIS & LEIGH, LLP
1600 Lanny Lane
P. O. Drawer 4768
Monroe, Louisiana 71211-4768
(318) 388-0100
(318) 322-8813 - Fax

By: 
PAUL D. SPILLERS (#12341)

ATTORNEYS FOR NOBLE EDWARD
ELLINGTON, III AND FRED RYAN ELLINGTON

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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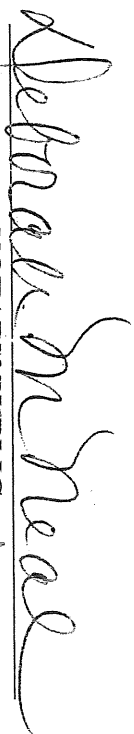
AFFIDAVIT OF JURISDICTION,
DEATH & HEIRSHIP

STATE OF LOUISIANA:
PARISH OF Franklin

BEFORE ME, the undersigned Notary Public duly qualified in and for the Parish of Franklin, State of Louisiana, came and appeared NOBLE EDWARD ELLINGTON, III, who being first duly sworn did depose and say that he was well acquainted with his Mother, PEGGY MARIE McDOWELL TRAYLOR (hereafter the "Decedent"), who died on August 22, 2009; at the time of her death the Decedent resided at 225 Ellington Road, Winnsboro 71295, Franklin Parish, Louisiana, and was domiciled in Franklin Parish, Louisiana; Decedent was married twice, the first marriage to Noble Edward Ellington, Jr. and of that issue two children were born: 1) Noble Edward Ellington, III and 2) Fred Ryan Ellington. The marriage to Noble Edward Ellington, Jr. ended in divorce on or about May 7, 1997; the Decedent then married a second time to Chet D. Traylor and of that marriage no children were born. The Decedent had no other children of any status whatsoever and never adopted anyone nor was Decedent adopted by anyone. To the best of my knowledge, information, and belief the Decedent had no will and died intestate.


NOBLE EDWARD ELLINGTON, III

SWORN TO AND SUBSCRIBED before me, this 22 day of February
2010.


NOTARY PUBLIC
Printed Name: Deborah M. Neal
Notary No./Bar Roll No.: 01116

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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DEPUTY CLERK

AFFIDAVIT OF JURISDICTION,
DEATH & HEIRSHIP

STATE OF LOUISIANA:
PARISH OF Franklin

BEFORE ME, the undersigned Notary Public duly qualified in and for the Parish of Franklin, State of Louisiana, came and appeared FRED RYAN ELLINGTON, who being first duly sworn did depose and say that he was well acquainted with his Mother, PEGGY MARIE McDOWELL TRAYLOR (hereafter the "Decedent"), who died on August 22, 2009; at the time of her death the Decedent resided at 225 Ellington Road, Winnsboro 71295, Franklin Parish, Louisiana, and was domiciled in Franklin Parish, Louisiana; Decedent was married twice, the first marriage to Noble Edward Ellington, Jr. and of that issue two children were born: 1) Noble Edward Ellington, III and 2) Fred Ryan Ellington. The marriage to Noble Edward Ellington, Jr. ended in divorce on or about May 7, 1997; the Decedent then married a second time to Chet D. Traylor and of that marriage no children were born. The Decedent had no other children of any status whatsoever and never adopted anyone nor was Decedent adopted by anyone. To the best of my knowledge, information, and belief the Decedent had no will and died intestate.

Fred Ryan Ellington
FRED RYAN ELLINGTON

SWORN TO AND SUBSCRIBED before me, this 22 day of February
2010.

Deborah M Neal
NOTARY PUBLIC
Printed Name: Deborah M. Neal
Notary No./Bar Roll No.: 01116

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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Arene Mays
DEPUTY CLERK

CERTIFICATE

This will certify that no Petition for Notice of Application for Appointment as Administrator of the Succession of Peggy Marie McDowell Traylor has been filed in the office of the Clerk of the Fifth District Court, Parish of Franklin.

Winnsboro, Louisiana, this 24th day of February, 2010.

Arene Mays
DEPUTY CLERK

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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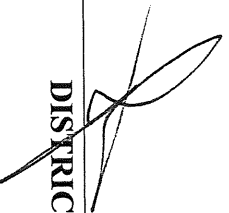
Aletha Mays
DEPUTY CLERK

ORDER

IT IS ORDERED that NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON be appointed Independent Co-Administrators of the Succession of Peggy Marie McDowell Traylor and that Letters of Independent Co-Administration issue to them upon their complying with this Order and all requisites of law. Security shall be dispensed with.

IT IS FURTHER ORDERED that the Detailed Descriptive List be filed by the Co-Administrators within the time allowed by law.

Winnboro, Louisiana, this 24th day of February, 2010.



DISTRICT JUDGE

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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Alema Mays
DEPUTY CLERK

OATH OF INDEPENDENT CO-ADMINISTRATORS

BEFORE ME, Deborah M Neal Notary Public, in and for the Parish
of Franklin, State of Louisiana, personally came and appeared NOBLE EDWARD
ELLINGTON, III and FRED RYAN ELLINGTON, both of whom did solemnly swear that each will
well and faithfully perform all and singular the duties of Independent Co-Administrators of the
Succession of Peggy Marie McDowell Traylor, so help them God.

NOBLE EDWARD ELLINGTON, III

Fred R. Ellington
FRED RYAN ELLINGTON

SWORN TO AND SUBSCRIBED before me on this 22 day of
February, 2010.

Deborah M Neal
NOTARY PUBLIC 011116

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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DEPUTY CLERK

OATH OF INDEPENDENT CO-ADMINISTRATORS

BEFORE ME, Deborah M Neal Notary Public, in and for the Parish
of Franklin, State of Louisiana, personally came and appeared NOBLE EDWARD
ELLINGTON, III and FRED RYAN ELLINGTON, both of whom did solemnly swear that each will
well and faithfully perform all and singular the duties of Independent Co-Administrators of the
Succession of Peggy Marie McDowell Traylor, so help them God.



NOBLE EDWARD ELLINGTON, III

FRED RYAN ELLINGTON

SWORN TO AND SUBSCRIBED before me on this 22 day of
February, 2010.

Deborah M Neal
NOTARY PUBLIC
#011116

STATE OF LOUISIANA ** PARISH OF FRANKLIN
FIFTH JUDICIAL DISTRICT COURT

SUCCESSION OF
PEGGY MARIE McDOWELL TRAYLOR

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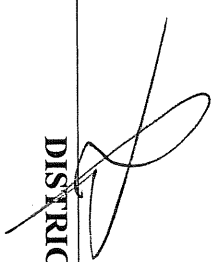
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Alene Thayer
DEPUTY CLERK

LETTERS OF INDEPENDENT CO-ADMINISTRATION

THIS SHALL CERTIFY TO ALL WHOM IT MAY CONCERN, that on the 29th day of February, 2010, an application was made to the Fifth Judicial District Court for the Parish of Franklin by NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON praying that they might be appointed Independent Co-Administrators of the *Succession of Peggy Marie McDowell Traylor*. In response to that application the Fifth Judicial District Court, Parish of Franklin, after having satisfied itself that all the requirements of law had been satisfied do hereby appoint NOBLE EDWARD ELLINGTON, III and FRED RYAN ELLINGTON as Independent Co-Administrators of the *Succession of Peggy Marie McDowell Traylor* and, as such, are fully qualified, authorized, and empowered to collect all property of the Decedent and to perform all other lawful acts as Independent Co-Administrators, pursuant to the provisions of La. C.C.P. Art. 3396.15 without the necessity of delay for objection to, or any action in or by, this Honorable Court.

SIGNED at Winnsboro, Louisiana, this 29th day of February, 2010.



DISTRICT JUDGE

ATTEST
A TRUE COPY
Alene Thayer
CLERK OF COURT, FRANKLIN PARISH, LA