To: Sylvia Hamilton
 Previous Executor/Trustee of the Alfred and Maurine P. Hamilton Estate
 9008 East Dr.
 Austin, Texas 78753
 (512) 834-4309

From: Alan Hamilton Successor Executor/Trustee of the Alfred and Maurine P. Hamilton Estate 9902 Childress Dr Austin, Texas 78753 (512) 832-6384

August 17, 2010

Sylvia,

On July 29, 2010, we wrote you and asked for the following:

- 1. Return of the notarized Quit Claim Deeds for the Childress house and the Yoakum farm.
- 2. A letter to Talon Development acknowledging your name being removed from the lease.
- 3. Return of the Annual Report Statements/Spreadsheets, with the supporting bank statements and Western Union receipts that you promised to obtain on October 28, 2009.
- 4. A copy of your IRS 433 Form with your repayment plans.

We received the notarized Quit Claim Deeds, but nothing else to date. Attached is an Affidavit stating the inheritance facts as requested by Talon Development.

Also attached is a copy of a similar affidavit, that you and Maurine did together for the Fidelity National Title Insurance Company, for 9862 Childress property in 2003, that was recorded at the Travis County Clerk's Office. So you are well aware of the Fiduciary document requirements. In anticipation of future requests by any Title Insurance Company, we have included general Change of Ownership/Inheritance Acknowledgement Affidavits for both properties as well.

We need the 3 signed and notarized Affidavits back by Tuesday, August 24, 2010.

We also need the status of the Annual Reports at this time. We have tested the Annual Report Spreadsheets sent to you on July 29, 2010, and once the bank statements are obtained, to fill out the spreadsheets, each year should take approximately 5 minutes x 12 months = 60 minutes per bank account x 11 accounts = 666 minutes = about 11 hours per year, so 5 years should take you only 1 to 2 weeks to complete, at the most. Have you obtained the bank records and Western Union receipts yet? We will have to submit the empty Annual Reports as they are to the court and to the IRS, if we don't hear from you with your expected time-table for completion.

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Alan L. Hamilton, Successor Executor/Trustee of the Alfred and Maurine P. Hamilton Estate GP NUMBER 03-56457 RD

# AFFIDAVIT OF TRUST

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THE STATE OF TEXAS

COUNTY\_OFTRAVIS

TRV 2003074009

# RETURN FIDELITY NATIONAL TITLE

BEFORE ME, the undersigned authority, on this day personally appeared SYLVIA L. HAMHLTON and MAURINE P. HAMILTON, in their individual capacities and as Co-Trustees of The Maurine P. Hamilton Revocable Trust Dated October 9, 1991, who, after being by me duly sword, upon oath depose and say

That certain assets of The Maurine P Hamilton Revocable Trust dated October 9, 1991, were intended to be conveyed to The Hamilton Family Trust dated December 18, 1996, now known as The Alfred and Maurine P Hamilton Family Trust, including the following described real property in Travis County, Texas, to wit

> Lot 5, Block Q, WINDSOR VILLAGE, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 52, Page 64, Plat Records of Travis County, Texas, together with all improvements located thereon (the "Property"),

That this affidavit and designation is made to induce Fidelity National Title Insurance Company to insure the title of the Property, and to induce a lender to make a loan secured by a Deed of Trust upon the Property

EXECUTED this  $\frac{2}{2003}$  day of  $\underline{4}$ 2003, to be effective on and after

SYLVIAL HAMILTON, in her individual capacity and as Co-Trustee of The Maurine P. Hamilton Revocable, Trust Dated October 9, 1991

Maurine P. Hamilton, in her individual

MAURINE P. HAMILTON, in her individual capacity and as Co-Frustee of The Maurine P. Hamilton Revocable Trust Dated October 9, 1991

GF NUMERAR 03-56457 RD	
$\langle \mathcal{A} \rangle$	
STESCRIBED AND SWORN TO before me thus 2 day of Upril ,2003, by	
SUBSCRIBED AND SWORN TO before me thus 2 day of 4 ml, 2003, by the said SHLVIA L HAMILTON Mary Public, State of Texas	
( marine manus	
Notary Public, State of Texas	
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VINA	
SUBSERIBED AND SWORN TO before me this 2 day of 2 ml, 2003, by	
SUBSERIBED AND SWORN TO before me this 2 day of <u>April</u> , 2003, by the said MAURINE P. HAMILTON. <u>MULLIPHINE</u> Notary Public, State of Texas	
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Notary Public, State of Texas	
THE STATE OF TEKAS	
COUNTY OF Thanks	
COUNTY OF FROM D	
This instrument was accordinged before me on the <u>day of</u> <u>day of</u> , 2003,	
by SYLVIA L. HAMILTON	
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The PACE HENDRIX THE PACE HENDRIX THE PACE HENDRIX Notary Fublic, State of Texas	
THE STATE OF TEXAS 3	
COUNTY OF Frais ;	
This instrument was acknowledged before moon the day of $\underline{QDU}$ , 2003, by MAURINE P HAMILTON	
-CEY HENDRIX MULLING MULLING	
Notary Public, State of Texas	
AFTER RECORDING RETURN TO.	
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Fidelity National Title Company	
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### **AFFIDAVIT**

STATE OF TEXAS § COUNTY OF §

Before me, the undersigned Notary Public, on this day personally appeared

\_\_\_\_\_, known to me, who being by me duly sworn upon

oath, deposed and said:

1. "My name is Sylvia L. Hamilton, I am over the age of 18 years and am fully competent to make this affidavit. I have personal knowledge of the facts stated herein and they are all true and correct."

2. "I do hereby acknowledge that a mistake was made on the August 2008 lease with Talon Development Company, and that my brother, the Successor Executor/Trustee of the Alfred and Maurine P. Hamilton Estate, Alan L. Hamilton, in October 2006, per The Alfred and Maurine P. Hamilton Trust and Wills, inherited and now owns "the farm" at 580 County Rd 329, Yoakum, Lavaca County, Texas 77995. Legal description: ABS A0410 Patrick Soy, 39.7 Acres."

3. "I do hereby absolve Talon Development Company of any liability in this transaction and acknowledge that my name is being taken off the August 2008 lease with Talon Development Company, with my approval."

4. "I executed a Quit Claim Deed on this property, on August 5, 2010, in support of this document."

If you have any further questions, please contact me at the address and phone number below.

Dated this day \_\_\_\_\_ of \_\_\_\_\_, 2010, under penalty of perjury,

Signature of Affiant Sylvia L. Hamilton Previous Executor/Trustee of the Alfred and Maurine P. Hamilton Estate 9008 East Dr Austin, Texas 78753 (512) 834-4309

#### STATE OF TEXAS, COUNTY OF TRAVIS:

This Affidavit was acknowledged, subscribed and sworn to before me

on this \_\_\_\_\_day of \_\_\_\_\_, by Sylvia L Hamilton.

Notary Public

Title (and Rank)

My commission expires\_\_\_\_\_

# AFTER RECORDING RETURN TO:

Alan L Hamilton 9902 Childress Dr Austin, Texas 78753

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	§
COUNTY OF	§

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1. "My name is Sylvia L. Hamilton, I am over the age of 18 years and am fully competent to make this affidavit. I have personal knowledge of the facts stated herein and they are all true and correct."

2. "I do hereby acknowledge that my brother, the Successor Executor/Trustee of the Alfred and Maurine P. Hamilton Estate, Alan L. Hamilton, in October 2006, per The Alfred and Maurine P. Hamilton Trust and Wills, inherited and now owns 580 County Rd 329, Yoakum, Lavaca County, Texas, 77995. Legal description: ABS A0410 Patrick Soy, 39.7 Acres."

3. "I do hereby acknowledge that The Alfred and Maurine P. Hamilton Trust is being taken off the 580 County Rd 329 property Title Deed, with my approval."

4. "I executed a Quit Claim Deed on this property, on August 5, 2010, in support of this document."

If you have any further questions, please contact me at the address and phone number below.

Dated this day \_\_\_\_\_ of \_\_\_\_\_, 2010, under penalty of perjury,

Signature of Affiant Sylvia L. Hamilton Previous Executor/Trustee of the Alfred and Maurine P. Hamilton Estate 9008 East Dr Austin, Texas 78753 (512) 834-4309

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Notary Public

Title (and Rank)

My commission expires\_\_\_\_\_

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2. "I do hereby acknowledge that my brother, the Successor Executor/Trustee of the Alfred and Maurine P. Hamilton Estate, Alan L. Hamilton, in October 2006, per The Alfred and Maurine P. Hamilton Trust and Wills, inherited and now owns 9902 Childress Dr, Austin, Travis County, Texas 78753. Legal description: LOT 1 BLK Q WINDSOR VILLAGE"

3. "I do hereby acknowledge that The Alfred and Maurine P. Hamilton Trust is being taken off the 9902 Childress property Title Deed, with my approval."

4. "I executed a Quit Claim Deed on this property, on August 5, 2010, in support of this document."

If you have any further questions, please contact me at the address and phone number below.

Dated this day \_\_\_\_\_ of \_\_\_\_\_, 2010, under penalty of perjury,

Signature of Affiant Sylvia L. Hamilton Previous Executor/Trustee of the Alfred and Maurine P. Hamilton Estate 9008 East Dr Austin, Texas 78753 (512) 834-4309

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Notary Public

Title (and Rank)

My commission expires\_\_\_\_\_

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Alan L Hamilton 9902 Childress Dr Austin, Texas 78753