

2010-2047

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LAST WILL AND TESTAMENT

SUBROGATES OFFICE
ERIE COUNTY, N.Y.

I, CHARLES W. MATIE, a resident of Orchard Park, New York, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils previously made by me.

ARTICLE ONE: I direct that all of my just debts and funeral expenses be paid as soon as practicable after my death.

ARTICLE TWO: I direct that my Executor pay out of my residuary estate without apportionment, all estate, inheritance and like taxes imposed by the government of the United States or any State or territory thereof, or by any foreign government, or political subdivision thereof, in respect to all property required to be included in my gross estate for estate or like tax purposes by any of such governments, whether the property passes under this Will or otherwise without contribution by any recipient of any such property.

ARTICLE THREE: I hereby declare that I am not married. I do not have any children.

ARTICLE FOUR: I hereby give, devise and bequeath all the rest, residue and remainder of my estate and property of which I may be seized or possessed or to which I may be entitled at the time of my death, wherever situated or of whatever nature, be it real, personal or mixed, including lapsed legacies and any property over which I may have a power of appointment, to TRACY KINN, [REDACTED]

ARTICLE FIVE: Except as otherwise provided in this Last Will and Testament, I have intentionally omitted to provide herein for any other relative or for any other person, whether claiming to be

P. W. M.

an heir of mine or not.

ARTICLE SIX: I hereby appoint TRACY KINN as Executrix, of my Last Will and Testament, and I request that she be permitted to serve without bond or other surety thereon and without the intervention of any Court or Courts, except as required by law. I authorize my Executrix, in her discretion, with respect to all property, real and personal, at the time forming part of my estate, without limitation by reason of enumeration and in addition to powers conferred by statute, to:

A. Retain any and all property owned by me at my death, acquired by purchase or otherwise, and retain, temporarily or permanently, any kind of realty and personalty, including stocks and unsecured obligations, undivided interests, interests in investment funds, mutual funds, discretionary common trust funds, leases and property which is outside of my domicile, all without diversification as to kind or amount and without being limited to investments authorized by law for trust funds including the discretion to retain as an investment any obligation or obligations owing to me by any corporation in which I have a stock interest at the time of my death; and hold funds uninvested, or deposit any moneys in one or more savings or other banks in any form of account whether or not interest bearing;

B. Render liquid my estate or any trust estate in whole or in part, at any time or from time to time, and hold cash or readily marketable securities of little or no yield for such period as my Executrix may deem advisable;

C. Sell, exchange or otherwise dispose of realty and personalty, publicly or privately, wholly or partly on credit or for any consideration including stocks, bonds or other corporate obligations and grant options for the purchase, exchange or other disposition of any such property;

D. Make distribution in cash or in kind or partly in each,

C. W. M.

including undivided interests, even though shares be composed differently;

E. Delegate discretionary powers to agents, remunerate them, and pay their expenses; employ and pay the compensation of accountants, custodians, legal and investment counsel;

F. Borrow money and pledge or mortgage any property for any purpose;

G. Manage, insure against fire or other risk, retain, repair, improve, alter, subdivide, dedicate to public use or lease (with or without the privilege of purchase) real property, or grant easements with respect thereto for periods to begin presently or in the future without regard to statutory restrictions on leasing.

In the event that TRACY KINN, shall predecease me or shall, for any reason, refuse or be unable to serve or to continue serving as Executrix, I hereby appoint SALVATORE G. MAROTTA, residing at [REDACTED] [REDACTED] as Executor, in her stead, to serve without bond and with the same powers and authority.

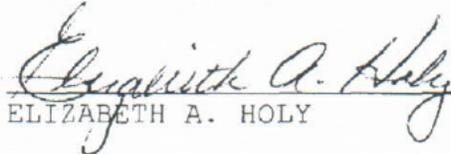
C. W. G.

IN WITNESS WHEREOF, I sign, publish and declare this as my Last Will and Testament, this 23rd day of June, 2008, at Orchard Park, New York.


CWM
CHARLES W. MATIE

The foregoing Instrument, consisting of this and three preceding typewritten pages, was signed, published and declared by CHARLES W. MATIE, the Testator, to be his Last Will and Testament in our presence, and we, at his request, and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses this 23rd day of June, 2008, at Orchard Park, New York.


residing at 
PAUL E. RUDNICKI


residing at 
ELIZABETH A. HOLY