

IN THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SUMTER COUNTY  
Court of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

Appellate Case No. 2012-213564

**RECEIVED**

JUL 22 2013

**SC Court of Appeals**

IN THE MATTER OF: Estate of Robert Ross Dinkins

Mae Lee Dinkins,..... Appellant,

v.

Synovus Trust Company, N.A., ..... Respondent,

William C. Cantey, Jr, ..... Intervenor.

**SUPPLEMENTAL RECORD ON APPEAL**

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CERTIFIED TRUE COPY OF ORIGINAL  
FILED IN THIS OFFICE

*Bill T. Breen*  
ASSOC. JUDGE OF PROBATE  
SUMTER COUNTY SC

# Last Will and Testament

STATE OF SOUTH CAROLINA )

COUNTY OF SUMTER )

I, Robert Ross Dinkins, a resident of and domiciled in the State and County aforesaid, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils at any time heretofore made by me.

## ITEM I.

I direct that my Co-Executors may cause any debt to be carried, renewed and refinanced from time to time upon such terms and with such securities for its repayment as my co-executors may deem advisable taking into consideration the best interest of the beneficiaries hereunder.

## ITEM II.

*RSS*  
I direct that all estate, inheritance, succession, death or similar taxes (excluding, however, any taxes arising from the application of Chapter 13, Sub Title B of the Internal Revenue Code of 1954 regarding taxes on certain generation skipping transfers) assessed with respect to my estate including any insurance upon my life or on any property held jointly by me with another or on any transfer made by me during my lifetime be paid out of my residuary estate.

## ITEM III.

I give and bequeath all of my personal and household effects of every kind including but not limited to furniture, appliances, furnishings, pictures, silverware, china, glass, books, jewelry, wearing apparel, boats, automobiles, and other vehicles, and all policies of fire, burglary, property damage, and other insurance on or in connection with the use of this property, to my wife, Mae Lee Dinkins, if she shall survive me.

If my said wife shall not survive me, I give and bequeath all of said property to my children surviving me, in approximately

equal shares, provided, however, the issue of a deceased child shall take his or her parent's share per stirpes. If my children do not agree to the division of the said property among themselves, my co-executors shall make such division among them, the decision of my co-executors to be in all respects binding upon my children. I request that my wife, my co-executors and my issue abide by any memorandum by me directing the disposition of this property or any part thereof.

This request is precatory and not mandatory. If any beneficiary hereunder is a minor, my co-executors may distribute such minor's share to such minor or for such minor's use to any person with whom such minor is residing or who has the care or control of such minor without further responsibility and the receipt of the person to whom it is distributed shall be a complete discharge of my co-executors.

ITEM IV.

2  
If my wife, Mae Lee Dinkins, shall survive me, I give, devise and bequeath to my wife and my Trustee hereinafter named cash, securities or other property of my estate (undiminished by any estate, inheritance, succession, death or similar taxes) having a value equal to the maximum marital deduction as finally determined in my federal estate tax proceedings, less the aggregate amount of marital deductions, if any, allowed for such tax purposes by reason of property or interests in property, including insurance, passing or which have passed to my said wife otherwise than pursuant to the provisions of this Item; provided, however, the amount of this bequest shall be reduced by the amount, if any, needed to increase my taxable estate (for federal estate tax purposes) to the largest amount that, after allowing for the unified credit against the federal estate tax, and the state death tax credit against such tax will not result in a federal estate tax being imposed on my

estate. I recognize that the sum so disposed of may be affected by the action of my co-executors in exercising certain tax elections. The term "maximum marital deduction" shall not be construed as a direction by me to exercise any election representing the deduction of estate administration expenses, the determination of the estate tax valuation date, or any tax election which may be available under any tax laws, only in such manner as will result in a larger allowable estate tax marital deduction than if the contrary election had been made. My co-executors shall have the sole discretion to select the assets which shall constitute this bequest. In no event, however, shall there be included in this bequest any asset or the proceeds of any asset which will not qualify for the federal estate tax marital deduction, and this bequest shall be reduced to the extent that it cannot be created with such qualifying assets. My co-executors shall value any asset selected by my co-executors for distribution in kind as a part of this bequest at the value of such asset at the date of distribution of such asset.

*[Handwritten signature]*  
3

This bequest shall be divided and administered as follows:

- (a) There shall be distributed to my wife, Mae Lee Dinkins, an amount having a value equal to Fifty (50%) percent of the value of my adjusted gross estate as finally determined for federal estate tax purposes, less the aggregate amount of marital deductions, if any, allowed for such estate tax purposes by reason of property or interests in property passing or which have passed to my said wife otherwise than pursuant to this item.
- (b) The balance of this bequest shall be administered under Trust C as hereinafter set forth. I authorize my co-executors to elect as provided in Internal Revenue Code Section 2056(b)(7)(B)(v) to cause the portion of the marital bequest allocated to Trust C to be treated on my estate tax returns as qualified terminable interest property,

if they deem best.

ITEM V.

Trust "C" shall be held, administered and distributed as follows:

(1) Commencing with the date of my death, my Trustee shall pay to or apply for the benefit of my said wife during her lifetime all the net income from Trust C in convenient installments but no less frequently than quarter-annually. If at the time of my said wife's death there remains any income which has been received by my Trustee but which has not been distributed to my wife, I direct that my Trustee shall distribute said income to the Executor of my wife's estate.

(2) In addition, my Trustee may pay to or apply for the benefit of my said wife such sums from the principal of Trust C as in its sole discretion shall be necessary or advisable from time to time for the medical care, support and maintenance in reasonable comfort of my said wife, taking into consideration to the extent my Trustee deems advisable, any other income or resources of my said wife known to my Trustee.

(3) In addition to the income and discretionary payments of principal from this Trust, there shall be paid to my said wife during her lifetime from the principal of this Trust upon her written request an amount not to exceed during any fiscal year of the Trust the amount of Five Thousand (\$5,000.00) Dollars or five (5%) percent of the aggregate value of the principal of Trust C at the prior year end of the trust without reduction for the principal payment for the current year, whichever is greater. This right of withdrawal is noncumulative, so that if my said wife does not withdraw, during any fiscal year, the full amount to which she is entitled under this Paragraph, her right to withdraw the amount not withdrawn shall lapse at the end of that fiscal year.


(4) My said wife at any time by written notice, require

my Trustee either to make any nonproductive property of this trust productive or to convert such nonproductive property to productive property within a reasonable time.

(5) I direct my Trustee to distribute to the Executor of my wife's estate an amount equal to the estate taxes that shall be assessed with respect to her estate as a result of Internal Revenue Code Section 2207A, and any corresponding State estate tax law unless my wife directs in her Last Will and Testament that the assets of this Trust shall be relieved from any said liability.

(6) Upon the death of my said wife, the entire remaining principal of Trust C, shall be added to and become a part of Trust B and shall be held and administered or distributed in whole or in part, as if it had been an original part thereof.

ITEM VI.



I give, devise and bequeath all the rest, residue and remainder of my property of every kind and description, (including lapsed legacies and devises), wherever situate and whether acquired before or after the execution of this Will to my Trustee hereinafter named. This trust shall be known as Trust "B" and shall be held, administered and distributed as follows:

(1) Commencing with the date of my death, my Trustee shall pay to or apply for the benefit of any one or more of my said wife and my children, until division into shares pursuant to Paragraph (3), all of the net income from Trust B in convenient such shares and proportions as my Trustee in its sole discretion shall determine primarily for the medical care, education, support and maintenance in reasonable comfort, of my said wife and children, taking into consideration to the extent my Trustee deems advisable, any other income or resources of my said wife and children known to my Trustee. No payment of

income hereunder shall be made to or for the benefit of my said wife if she remarries. In addition, prior to division into shares pursuant to Paragraph (3), my Trustee may, if my Trustee deems advisable, pay to or apply for the benefit of any one or more of the issue of a deceased child of mine such of the net income of Trust B as my Trustee shall determine for the medical care and support of such issue, taking into consideration to the extent my Trustee deems advisable, any other income or resources of such issue known to my Trustee.

(2) Prior to division into shares pursuant to Paragraph (3) below, my Trustee may pay to or apply for the benefit of any one or more of my said wife and children such sums from the principal of Trust B in such shares and proportions as in its sole discretion shall be necessary or advisable from time to time for the medical care, education, support and maintenance in reasonable comfort of my said wife and children, taking into consideration to the extent my Trustee deems advisable, any other income or resources of my said wife and children known to my Trustee. Any payment or application of benefits for a child of mine pursuant to this Paragraph shall be charged against this Trust as a whole rather than against the ultimate distributive share of a beneficiary to whom or for whose benefit the payment is made. No payment of principal hereunder shall be made to or for the benefit of my wife until the complete exhaustion or withdrawal of Trust C or if she remarries.

(3) Upon my oldest living child obtaining age Twenty-Five (25), my Trustee shall divide this trust as then constituted into separate shares so as to provide one (1) share for each then living child of mine and one (1) share for each deceased child of mine who shall leave issue then living. Each share shall be distributed or retained in trust as hereinafter provided:

(4) After division into shares pursuant to Paragraph (3),



all the net income from each said share so provided for a living child of mine shall be paid in convenient installments to or applied for the benefit of such child until complete distribution of such Trust as herein provided. In addition to income, my Trustee may pay to or apply for the benefit of such child such sums from the principal of his or her share as in its sole discretion shall be necessary or desirable from time to time for his or her medical care, support and maintenance in reasonable comfort, taking into consideration to the extent my Trustee deems advisable, any other income or resources of such child known to my Trustee.

(5) After division into shares pursuant to Paragraph (3), when a child of mine attains the age of Twenty-five (25) years, my Trustee shall distribute to such child one-third (1/3) of the principal of his or her share as then constituted; and when a child of mine attains the age of Thirty (30) years, my Trustee shall distribute to such child one-half (1/2) of the principal of his or her share as then constituted; and when a child of mine attains the age of Thirty-five (35) years, my Trustee shall distribute to such child the undistributed balance of his or her share. If a child of mine has already attained age Twenty-five (25), age Thirty (30), or age Thirty-five (35) at the time this Trust is divided into shares pursuant to Paragraph (4), my Trustee shall, upon making the division, distribute to such child one-third (1/3), two-thirds (2/3) or all of his or her share, respectively.

(6) After division into shares pursuant to Paragraph (3), upon the death of a child of mine prior to complete distribution of his or her share, the undistributed balance of such child's Trust shall be distributed per stirpes to his or her then living issue, or in default of such issue, per stirpes to my then living issue. Provided, however, that if any portion of such share would otherwise be distributed to a person for whose benefit a trust is then being administered

under this Trust, that part shall instead be added to that share and shall thereafter be administered and distributed according to its terms; except that if such part is added to a share which has already had a partial distribution, then the fraction of the last distribution shall be distributed to such beneficiary and the balance thereof added to the share as aforesaid.

(7) Each share set aside pursuant to Paragraph (3) for a deceased child of mine who shall leave issue then living, shall be distributed per stirpes to such issue.

(8) If at the time of my death, or at any later time prior to final distribution hereunder, my said wife is deceased or has remarried and all my issue are deceased and no other disposition of the property is directed by this Trust, then and in that event the then remaining property of this Trust shall be distributed to Wilson Hall Academy, Sumter, South Carolina, Crosswell Children's Home, Sumter, South Carolina and Connie Maxwell Home for Children, Greenwood, South Carolina.

ITEM VII.

I hereby nominate, constitute and appoint as Co-Executors of this my Last Will and Testament Mae Lee Dinkins and the National Bank of South Carolina and direct that they shall serve without bond.

ITEM VIII.

I hereby nominate, constitute and appoint as trustee of this my Last Will and Testament The National Bank of South Carolina and direct that it shall serve without bond.

ITEM IX.

Any corporate successor to the trust business of the corporate fiduciary designated herein or at anytime acting

hereunder shall succeed to the capacity of its predecessor without conveyance or transfer.


ITEM X.

For its services as Co-Executor and as Trustee, my Corporate Co-Executor and Trustee shall receive an amount which shall be determined by its Standard Fee Schedule in effect and applicable at the time of the performance of such services. If no such schedule shall be in effect at that time, it shall be entitled to reasonable compensation for the services rendered.

ITEM XI.

For her services as Co-Executrix, my individual Co-Executrix shall receive the amount provided by law.

ITEM XIII.

 My Co-Executors and Trustee are authorized in their absolute discretion with respect to any property, real or personal, at any time held under any provision of this my Will and without authorization by any court and in addition to any other rights, powers, authority and privileges granted by any other provision of this my Will or by statute or general rules of law:

(1) To retain any property or undivided interests in property owned by me at the time of my death, including residential property and shares of my Co-Executors' or Trustee's own stock, regardless of any lack of diversification, risk or nonproductivity, as long as it deems advisable, and to exchange any such security or property for other securities or properties and to retain such items received in exchange, although said property represents a large percentage of the total property of my Estate or the Trust Estate or even the entirety thereof. In addition, the "under productive property rule" of the Revised Uniform Principal and Income Act shall not be applicable.

(2) To invest and reinvest all or any part of my Estate or the Trust Estate in any property and undivided interests in property, wherever located, including bonds, debentures, notes, secured or unsecured, stocks of corporations regardless of

class, interests in limited partnerships, real estate or any interest in real estate whether or not productive at the time of investment, interests in trust, investment trusts, whether of the open and/or closed fund types, and participation in common, collective or pooled trust funds of my Co-Executors or Trustee, insurance contracts on the life of any beneficiary or annuity contracts for any beneficiary, without being limited by any statute or rule of law concerning investments by fiduciaries.

(3) To sell or dispose of or grant options to purchase any property, real or personal, constituting a part of my Estate or the Trust Estate, for cash or upon credit, to exchange any property of my Estate or the Trust Estate for other property, at such times and upon such terms and conditions as they may deem best, and no person dealing with them shall be bound to see to the application of any monies paid.

(4) To hold any securities or other property in their own name as Co-Executors or Trustee, in their own name, in the name of a nominee (with or without disclosure of any fiduciary relationship) or in bearer form.

(5) To keep, at any time and from time to time, all or any portion of my Estate or the Trust Estate in cash and uninvested for such period or periods of time as they may deem advisable, without liability for any loss in income by reason thereof.

(6) To sell or exercise stock subscription or conversion rights.

(7) To refrain from voting or to vote shares of stock owned by my Estate or the Trust Estate at shareholders' meetings in person or by special, limited, or general proxy and in general to exercise all the rights, powers and privileges of an owner in respect to any securities constituting a part of my Estate or the Trust Estate.

(8) To participate in any plan of reorganization or consolidation or merger involving any company or companies whose stock or other securities shall be part of my Estate or the Trust Estate, and to deposit such stock or other securities under any plan of reorganization or with any protective committee and to delegate to such committee discretionary power with relation thereto, to pay a proportionate part of the expenses of such committee and any assessments levied under any such plan, to accept and retain new securities received by my Co-Executors or Trustee pursuant to any such plan, to exercise all conversion, subscription, voting and other rights, of whatsoever nature pertaining to such property, and to pay any amount or amounts of money as they may deem advisable in connection therewith.

(9) To borrow money and to encumber, mortgage or pledge any asset of my Estate or the Trust Estate for a term within or extending beyond the term of the trust, in connection with the exercise of any power vested in my Co-Executors or Trustee.

(10) To enter for any purpose into a lease as lessor or lessee with or without option to purchase or renew for a term within or extending beyond the term of the trust.

(11) To subdivide, develop, or dedicate real property to public use or to make or obtain the vacation of plats and adjust boundaries, to adjust differences in valuation on exchange or partition by giving or receiving consideration, and

to dedicate easements to public use without consideration.

(12) To make ordinary or extraordinary repairs or alterations in buildings or other structures to demolish any improvements, to raze existing or erect new party walls or buildings.


(13) To continue and operate any business owned by me at my death and to do any and all things deemed needful or appropriate by my Co-Executors or Trustee, including the power to incorporate the business and to put additional capital into the business, for such time as they shall deem advisable, without liability for loss resulting from the continuance or operation of the business except for their own negligence; and to close out, liquidate, or sell the business at such time and upon such terms as they shall deem best.

(14) To collect, receive, and receipt for rents, issues, profits, and income of my Estate or the Trust Estate.

(15) To insure the assets of my Estate or the Trust Estate against damage or loss and my Co-Executors or Trustee against liability with respect to third persons.

(16) In buying and selling assets, in lending and borrowing money, and in all other transactions, irrespective of the occupancy by the same person of dual positions, to deal with themselves in their separate, or any fiduciary, capacity.

(17) To compromise, adjust, arbitrate, sue on or defend, abandon, or otherwise deal with and settle claims in favor of or against my Estate or the Trust Estate as my Co-Executors or Trustee shall deem best.

  
11  
(18) To employ and compensate agents, accountants, attorneys-in-fact, attorneys-at-law, brokers, investment advisers, tax specialists, realtors, and other assistants and advisors deemed by my Co-Executors or Trustee needful for the proper administration of my Estate or the Trust Estate, and to do so without liability for any neglect, omission, misconduct, or default of any such agent or professional representative provided he was selected and retained with reasonable care.

(19) To determine, irrespective of statute or rule of law, what shall be fairly and equitably charged or credited to income and what to principal notwithstanding any determination by the courts or by any custom or statute, and whether or not to establish depreciation reserves.

(20) To hold and retain the principal of my Estate or the Trust Estate undivided until actual division shall become necessary in order to make distributions; to hold, manage, invest, and account for the several shares or parts thereof by appropriate entries on my Co-Executors' or Trustee's books of account; and to allocate to each share or part of share its proportionate part of all receipts and expenses; provided, however, the carrying of several trusts as one shall not defer the vesting in title or in possession of any share or part of share thereof.

(21) To make payment in cash or in kind, or partly in cash and partly in kind upon any division or distribution of my Estate or the Trust Estate (including the satisfaction of any pecuniary distribution) without regard to the income tax basis of any specific property allocated to any beneficiary and to value and appraise any asset and to distribute such asset in kind at its appraised value.

(22) To hold as a separate share any portion of any Trust that my Co-Executors may elect to qualify for the Marital Deduction for estate tax purposes.

(23) To exercise any power herein granted with reference to the control, management, investment or disposition of my Estate or the Trust Estate either as co-executors or trustee without having to declare in which capacity they are acting.


(24) To disclaim and renounce any interest in any property that I may have at the time of my death.

(25) In general, to exercise all powers in the management of my Estate or the Trust Estate which any individual could exercise in his own right, upon such terms and conditions as they may deem best, and to do all acts which they deem necessary or appropriate to carry out the purposes of this my Will.

ITEM XIV.

It is expressly provided that the grant of rights, powers, privileges and authority to my Co-Executors in connection with the imposition of duties upon said Co-Executors by any provision of this my Will or by any statute relating thereto shall not be effective if and to the extent that the same, if effective, would disqualify the marital deduction as provided for herein. It is expressly provided that my Trustee shall not in the exercise of its discretion make any determination inconsistent with the foregoing intention.

ITEM XV.

 12  
In case the income or principal payment under any trust created hereunder or any share thereof shall become payable to a person under the age of Twenty-one (21), or to a person under legal disability, or to a person not adjudicated incompetent, but who, by reason of illness or mental or physical disability, is, in the opinion of my Trustee unable properly to administer such amounts, then such amounts shall be paid out by my Trustee in such of the following ways as my Trustee deems best: (1) directly to such beneficiary; (2) to the legally appointed guardian of such beneficiary; (3) to some relative or friend for the care, support and education of such beneficiary; (4) by my Trustee using such amounts directly for such

beneficiary's care, support and education; provided, however, that my Trustee shall not make any payment from Trust C under (3) above.

ITEM XVI.

My Co-Executors shall have absolute discretion, but shall not be required, to make adjustments in the rights of any beneficiaries, or among the principal and income accounts to compensate for the consequences of any tax decision or election, or of any investment or administrative decision, that my Co-Executors believes has had the effect, directly or indirectly, of preferring one beneficiary or group of beneficiaries over others. In determining the federal estate and income tax liabilities of my estate, my Co-Executors shall have discretion to select the valuation date and to determine whether any or all of the allowable administration expenses in my estate shall be used as federal estate tax deductions or as federal income tax deductions and shall have the discretion to file a joint income tax return with my spouse.

ITEM XVII.

13 If at the time any trust created hereunder has a fair market value as determined by my Trustee of Fifty Thousand (\$50,000.00) Dollars or less, my Trustee, in its absolute discretion if it determines that it is uneconomical to continue such trust, may terminate such trust and distribute the trust property to the person or persons then entitled to receive or have the benefit of the income therefrom or the legal representative of such person. If there is more than one income beneficiary, my Trustee shall make such distribution to such income beneficiaries in the proportion in which they are beneficiaries or if no proportion is designated in equal shares to such beneficiaries.

ITEM XVIII.

As used herein "adjusted gross estate" shall mean the entire value of my gross estate as finally determined for Federal estate purposes, less the deductions allowed by Internal Revenue Code Sections 2053 and 2054. The words "gross estate," "taxable estate," "unified credit," "state death tax credit," "maximum marital deduction," "marital deduction," "pass," and any other word or words which from the context in which it or they are used refer to the Internal Revenue Code shall be assigned the same meaning as such words have for the purposes of applying the Internal Revenue Code to my estate. Reference to Sections of the Internal Revenue Code and to the Internal Revenue Code shall refer to the Internal Revenue Code amended to the date of my death.

ITEM XIX.

For the purposes of this my Will, "children" means the lawful blood descendants in the first degree of the parent designated; and "issue" and "descendants" mean the lawful blood descendants in any degree of the ancestor designated; provided, however, that if a person has been adopted, that person shall be considered a child of such adopting parent and such adopted child and his issue shall be considered as issue of the adopting parent or parents and of anyone who is by blood or adoption an ancestor of the adopting parent or either of the adopting parents. The terms "child," "children," "issue," "descendant" and "then living" shall include the lawful blood descendant in the first degree of the parent designated even though such descendant is born after the death of such parent.

ITEM XX.

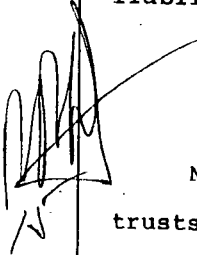
If my wife shall predecease me, or if she dies after my death without having appointed a testamentary guardian for any minor child or children of ours, then I hereby nominate,

constitute and appoint Archie C. Haston of Conway, Arkansas as testamentary guardian of the person and the property of such minor child or children and to the extent allowed by law direct that such guardian shall serve without bond.

ITEM XXI.

All payments of principal and income payable, or to become payable, to the beneficiary of any trust created hereunder shall not be subject to anticipation, assignment, pledge, sale, or transfer in any manner, nor shall any said beneficiary have the power to anticipate or encumber such interest, nor shall such interest, while in the possession of my trustee, be liable for, or subject to, the debts, contracts, obligations, liabilities or torts of any beneficiary.

ITEM XXI.

 Notwithstanding anything herein to the contrary, the trusts created under this my Will shall terminate not later than twenty-one (21) years after the death of the last survivor of my wife and issue living on the date of my death, when my trustee shall distribute each remaining trust hereunder to the beneficiary or beneficiaries of the current income thereof, and if there is more than one beneficiary, in the proportion in which they are beneficiaries.

ITEM XXII.

If any beneficiary and I should die as a result of a common accident or calamity or otherwise under such circumstances as would render it doubtful whether the beneficiary or I died first, then it shall be conclusively presumed for the purposes of this Will that said beneficiary predeceased me; provided, however, that if my wife shall die with me as aforesaid, I direct that she shall be conclusively

presumed to have survived me.

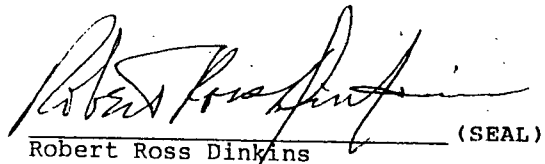
ITEM XXIII.

The provisions made in this Will for my wife, Mae Lee Dinkins, are in lieu of and a bar to dower.

ITEM XXIV.

My wife, Mae Lee Dinkins, shall have the authority and power to remove the corporate trustee named herein and appoint a substitute or successor trustee which shall be a bank or trust company qualified to do business in at least one state in the United States. This power may be exercised only once every five years.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal to this the original and only executed copy, this 30<sup>th</sup> day of July, 1982.

  
Robert Ross Dinkins (SEAL)

SIGNED, SEALED, PUBLISHED AND DECLARED by the Testator, Robert Ross Dinkins, as and for his Last Will and Testament, in the presence of us, who at his request, in his presence and in the presence of each other have hereunto subscribed our names as witnesses on the day and year last above written.

Martha A. Carter, Sumter, South Carolina  
H.C. Aycock, Sumter, South Carolina  
F. Earl Boyd, Sumter, South Carolina

1 involved in?

2 A: Nat was mostly involved. I was only a backup.

3 Q: And when the property needed maintenance and  
4 repairs and things of that nature, that was  
5 Nat's role?

6 A: That's Nat's job.

7 Q: And did you ever concern yourself with what  
8 type job Nat was doing relative to collection  
9 of rents or either property maintenance?

10 A: Now, say that again.

11 Q: Did you ever concern yourself with regards to  
12 what Nat was actually doing with collection of  
13 rents timely and maintenance on the properties?

14 A: We had a record book, and we kept pretty well  
15 up to date on the records. We knew what was  
16 going on, if that's what you're asking.

17 Q: Yes, ma'am. I'm just asking how much you were  
18 personally involved in that aspect.

19 A: Yes. There was a record book.

20 Q: And how often would you meet with Nat to take  
21 stock on where things were property-wise?

22 A: Nat was in my home probably three or four times  
23 a week. And if I had concerns, I voiced them  
24 to him and then vice versa.

25 Q: Was he getting paid for those services?

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CERTIFICATE OF COUNSEL

I certify that this Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material.

MOORE, TAYLOR & THOMAS, P.A.

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Appellate Case No. 2012-213564

IN THE MATTER OF: Estate of Robert Ross Dinkins

Mae Lee Dinkins, ..... Appellant,

v.

Synovus Trust Company, N.A., ..... Respondent,

William C. Cantey, Jr, ..... Intervenor.

**PROOF OF SERVICE**

I certify that I have served the Supplemental Record on Appeal on the parties to the appeal by depositing a copy of it in the United States Mail, postage prepaid, on July 22, 2013, addressed to attorneys of record as follows:

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July 22, 2013

*Sarah Taylor Cassidy*  
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