

"A"

THIS IS THE LAST WILL AND TESTAMENT of me IVAN CHARLES CHRISTIAN JARLOV of Rotorua, Logging Contractor

1. I HEREBY REVOKE all former wills and testamentary dispositions at any time heretofore made by me AND I DECLARE this alone to be my last will and testament

2. I APPOINT my wife KATHARINE JARLOV and THE PERPETUAL TRUSTEES ESTATE AND AGENCY COMPANY OF NEW ZEALAND LIMITED (hereinafter referred to as "my trustees") to be the executors and trustees of this my will AND I DECLARE that the rates of remuneration to which THE PERPETUAL TRUSTEES ESTATE AND AGENCY COMPANY OF NEW ZEALAND LIMITED shall be entitled shall be the rates of remuneration fixed by the Directors of the said Company in force at the date of my death

3. I DIRECT that my body be cremated

4. I GIVE AND BEQUEATH to my said wife free of all duties all my furniture, china, cutlery, glass, books, linen, pictures, prints, jewellery, musical instruments, sporting gear, tools, wines, liquors and consumable stores, clothing and personal effects, and any other articles of personal or domestic use or ornament excluding any motorcar which I own at the date of my death

5. I GIVE AND BEQUEATH to my son TERRENCE IVAN JARLOV free of all duties my boat and trailer together with all gear equipment and machinery pertaining thereto and my share or interest in the logging business carried on by the JARLOV BROTHERS PARTNERSHIP

6. I RELEASE AND FORGIVE to my daughter SHERYL LEA GREEN the debt of TWO THOUSAND DOLLARS (\$2,000.00) owing by her to me or such lesser amount as may be owing at the date of my death together with any interest accrued thereon AND I DIRECT my executors to discharge any securities I hold in respect thereof with the cost in all respects including any duties thereon payable by my estate

7. I GIVE DEVISE BEQUEATH AND APPOINT all the rest residue and remainder of the estate both real and personal of whatsoever kind or nature and wheresoever situate of which I shall be possessed to which I shall be entitled or over which I shall

L.J.  
M.A.B.  
D.N.

have any disposing power at my death UNTO my trustees UPON TRUST to sell call in and convert into money all such part or parts thereof as shall not already consist of money and after payment thereof of my just debts funeral memorial testamentary and administration expenses including estate and any other duties TO STAND POSSESSED of the proceeds thereof together with such parts of the said estate as shall already consist of money (hereinafter called "my trust fund") UPON TRUST to apply the nett annual income therefrom until my said wife shall die or remarry to or for the maintenance and support or otherwise for the benefit of my said wife or to or for the maintenance education and support or otherwise for the benefit of my children in such shares and manner as my trustees shall think fit with power to include or exclude all or any of such persons in any distribution of income from time to time made in the sole discretion of my trustees AND AFTER THE DEATH OR REMARRIAGE of my said wife I DIRECT my trustees to hold the said trust fund as well the capital as the income thereof UPON TRUST for such of my children as shall then be living PROVIDED HOWEVER AND I DECLARE that should any of my said children die in my lifetime or after my death but before receiving their share of my trust fund leaving them surviving any issue who shall attain the age of twenty-one years then such issue shall take per stirpes and if more than one of the same degree then equally between them the share or interest which such child of mine would have taken had he or she not so died

8. I DECLARE that as between the capital and income of my estate there shall be no apportionment of rents dividends or interest or other periodical payments due to my estate for the period current at my decease or for the period current at the date of failure or determination of the trusts hereinbefore declared in favour of my wife and my children and the whole of such income payments for such periods shall be deemed to be and shall be paid and applied as if they were income arising from my estate from and after the date of my decease and the date of such failure or determination respectively

L. J.  
M. B.  
D. N.

9. I DIRECT my trustees to use part of the said trust fund at any time at the request of my said wife to buy or build in such locality as she shall think fit a residence suitable for her accommodation and to permit her to have the use occupation and enjoyment thereof during her life or until her remarriage with power to my trustees at any time at her request to sell the said residence and to buy or build another in substitution therefor such substituted residence to be held upon the same trusts as the original residence including the trust for sale and repurchase

10. I DECLARE that my trustees shall have in addition to the powers and authorities conferred upon them by this my will or by law the following additional powers in and about the execution of the trusts of this my will:-

- (a) TO postpone for so long as they shall in their absolute discretion think fit the sale calling in and conversion into money of any part or parts of the said estate notwithstanding that the same may be of a reversionary hazardous wasting or terminable nature
- (b) TO continue any investment which I may have made in my lifetime notwithstanding that such investment may not be one of a class authorised by this my will or by law
- (c) TO apply in their absolute discretion the whole or any part of the income and/or capital of the share whether expectant contingent or vested of any person under the age of twenty-one years taking under the trusts of this my will in or towards the maintenance education or advancement or otherwise for the benefit of such person and for that purpose to pay such income and/or capital to the guardian of such person where there is one and if not direct to such person without in either case being bound to see to the application thereof

IN WITNESS WHEREOF I have hereunto set my hand this

*Sixth*

day of

*March*

1975

*S. J.*  
*W. B.*  
*R. N.*

SIGNED AND ACKNOWLEDGED by the Testator )  
 the said IVAN CHARLES CHRISTIAN JARLOV )  
 as and for his last Will and Testament )  
 in the presence of us both being present )  
 at the same time who at his request and )  
 in his sight and presence and in the )  
 sight and presence of each other have )  
 hereunto subscribed our names as attesting )  
 witnesses: )

*I.C.C. Jarlov*

*Ally Mount*  
*Typographer*  
*Rotorua*

*R.H. Nugent*  
*District Manager*  
*Rotorua*

This is the document bearing the date the 6th day of March 1975 marked "A" now produced and shown to ROGER JOHN SUHERLAND of Rotorua Assistant District Manager, of the Rotorua Branch of THE PERPETUAL TRUSTEES ESTATE & AGENCY COMPANY OF NEW ZEALAND LIMITED and referred to in his Affidavit to Lead Grant of Probate to ~~himself~~ KATHARINE JARLOV as Executors sworn at Rotorua this 9th day of October 1987 before me;

*(John Wayne Murray)*  
 A Solicitor of the High Court of New Zealand

This is the document bearing the date 6th day of March 1975 marked "A" now produced and shown to KATHARINE JARLOV of Rotorua, Widow, and referred to in her Affidavit to Lead Grant of Probate to herself and ~~himself~~ ROGER JOHN SUHERLAND of Rotorua Branch of THE PERPETUAL TRUSTEES ESTATE & AGENCY COMPANY OF NEW ZEALAND LIMITED as Executors sworn at Rotorua this 8th day of October 1987 before me;

*(John Wayne Murray) John Duckley Hughes*  
 A Solicitor of the High Court of New Zealand