

COPY OF
LAST WILL AND TESTAMENT
OF
GLEN THEODORE NYGREEN, JR.

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630 FIFTH AVENUE
NEW YORK, N.Y. 10111
212 489-8104

LAST WILL AND TESTAMENT

OF

GLEN THEODORE NYGREEN, JR.

I, GLEN THEODORE NYGREEN, JR., presently residing at 31 Colonial Road, White Plains, New York 10605, do hereby make, publish and declare this to be my Last Will and Testament.

FIRST: Revocation of Prior Wills. I hereby revoke all Wills and Codicils which I may have made previously.

SECOND: Payment of Taxes. I direct that all estate, inheritance, transfer, succession, legacy and other death taxes, including any interest and penalties thereon, imposed by any jurisdiction whatsoever by reason of my death upon or with respect to any property included in my estate for the purposes of any such taxes, or upon or with respect to any person receiving any such property, whether such property shall pass under or outside or shall have passed outside the provisions of this my Last Will and Testament or any Codicil to it, but not including any generation skipping transfer tax which may be payable under Chapter

13 of the Internal Revenue Code of 1986, as amended, by reason of my death or the death of any other person, or any tax which may be payable on any property held in trust for my benefit, shall be paid without apportionment by my Executor out of the principal of my residuary estate; provided, however, that none of the aforementioned taxes shall be apportioned against or paid by any portion of my estate that qualifies for a Federal or state estate tax marital deduction.

THIRD: Disposition of Tangible Personal Property. All tangible personal property, together with all insurance policies thereon, including, without limitation, jewelry, clothing, personal effects, household furniture, furnishings, pictures, objects of art, automobiles and boats, owned by me at the time of my death, I give and bequeath to my spouse, NANCY MILLER NYGREEN, if my spouse shall survive me, or if my spouse shall not survive me, then to my children who shall survive me, to be divided among them in as nearly equal shares as may be practicable in the discretion of my Executor. Notwithstanding anything herein to the contrary, if my Executor shall deem it impracticable to distribute any item of my

said tangible personal property, for any reason, the same shall be sold by my Executor and the net proceeds of sale added to my residuary estate.

FOURTH: Disposition of Residuary Estate. All of the rest, residue and remainder of my estate, both real and personal, of whatsoever nature and wheresoever situated (all of which property is herein sometimes referred to as my "residuary estate"), I give, devise and bequeath as follows:

- A. If my spouse shall survive me, I give, devise and bequeath my residuary estate to my spouse.
- B. If my spouse shall within nine (9) months of the date of my death disclaim and renounce by a written instrument executed by my spouse or by my spouse's Attorney-in-Fact, Guardian, Conservator, Committee, Executor or Administrator, my spouse's interest in all or any portion of the property passing to my spouse pursuant to the provisions of paragraph A. of this Article, then I give, devise and bequeath all of the property with respect to which my spouse shall have disclaimed and renounced to my Trustee, hereinafter named, IN TRUST, to hold,

manage, invest and reinvest the same, to collect the income therefrom and to dispose of the net income and principal thereof as follows:

1. To pay or apply the net income thereof quarter-annually or at more frequent intervals to or for the benefit of my spouse during my spouse's lifetime.

2. My Trustee is authorized in its sole and absolute discretion at any time or from time to time during the continuance of the trust to pay or apply to or for the benefit of my spouse out of the principal of the trust such sum or sums (or even all thereof) as my Trustee may deem necessary or advisable for the health, support or maintenance of my spouse. In determining such payments or applications of principal, my Trustee may but shall not be required to take into consideration any other income or resources available to my spouse or the duty of any person to support my spouse. It is my wish and desire without imposing any obligation that my Trustee will be liberal in the exercise of the discretion conferred upon it hereunder and that preference will be given to the needs of my spouse rather

than the conservation of principal for the benefit of other remaindermen of the trust.

3. Upon the death of my spouse, my Trustee shall pay and distribute the then remaining principal of the trust to my then living issue, per stirpes.

C. If my spouse shall not survive me, I give, devise and bequeath my residuary estate to my issue, who shall survive me, per stirpes.

D. Notwithstanding anything to the contrary herein contained, if there is a trust established under any Article of my Will for the benefit of any beneficiary who shall also be entitled to receive a share of principal upon the termination of any other trust established under any Article of my Will, then I direct that such principal share shall not be paid and distributed to such beneficiary but shall be added to the principal of the trust for such beneficiary to be administered under the terms and conditions provided therein.

FIFTH: Generation-Skipping Tax Provisions.

A. Notwithstanding any other provision of this Will:

1. If a trust created under this Will (the "original trust") would otherwise be partially exempt from generation-skipping tax after the intended allocation of a GST exemption to it, then before such allocation and as of the relevant valuation date under Section 2642 of the Code with respect to such allocation, my Trustee may (but need not) create instead two separate trusts of equal or unequal value which shall be identical in all other respects to the original trust, so that the allocation of GST exemption can be made to one trust which will be entirely exempt from generation-skipping tax. The two trusts created under this subparagraph (a) shall have the same name as the original trust except that the trust to which the GST exemption is allocated shall have the phrase "GST exempt" added to its name, and (b) are sometimes referred to herein as "related."

2. If property which is held in or is to be added or allocated to a trust pursuant to this Will is subject to different treatment for any reason for purposes of the generation-skipping tax under Chapter 13 of the Code than other property being added or allocated to or also held in that trust, then my Trustee may (but need not) hold such property instead as a separate trust that is appropriately

designated to distinguish it from the trust to which the property otherwise would have been allocated but that is identical in all other respects to that trust. The identical trusts resulting from application of this subparagraph are also sometimes referred to herein as "related."

3. It is my intent that my Trustee shall not be required to create or administer a trust hereunder that is only partially exempt from generation-skipping taxes or to commingle property subject to different treatment for generation-skipping tax purposes whether because the transferors with respect to the property are assigned to different generations or otherwise. The provisions of this paragraph A. are intended to enable my Trustee to avoid such situations by empowering my Trustee to segregate trust property (a) that is entirely exempt from generation-skipping tax from trust property that is not exempt, or (b) that is otherwise treated differently from other trust property for purposes of the generation-skipping tax, and the provisions of this paragraph A. should be applied in a manner consistent with this intention.

B. To the extent it is consistent with my Trustee's fiduciary obligations, my Trustee in making discretionary distributions of net income and principal from the related trusts referred to in paragraph A. of this Article shall take advantage of the opportunities provided by the creation of such related trusts to avoid or delay generation-skipping tax when making discretionary distributions, and to maximize the amount of trust property that eventually may be distributed to my grandchildren or more remote issue without transfer tax of any kind at the termination of all trusts created under this my Will.

C. If a child of mine dies and the distribution upon the death of such child or the termination of such child's interest would subject the child's trust or its beneficiaries to the generation-skipping transfer tax, then upon the death of such child my Trustee shall pay and distribute all or any part of such child's trust to or for the benefit of such one or more persons or entities, without limitation and including such child's own estate, his or her creditors or the creditors of his or her estate, and on such terms and conditions, either outright or in trust, as such child shall appoint by a Will or a Codicil thereto specifically referring to and exercising

this general testamentary power of appointment. No child of mine shall possess such a general testamentary power of appointment over any trust hereunder that would not result in a generation-skipping transfer tax being imposed upon it or its beneficiaries upon the death of such child or upon the termination of such child's interest.

D. In exercising the power to allocate my generation-skipping transfer tax exemption, my Executor may include in or exclude from that allocation any property of which I am the transferor for generation-skipping purposes, including property transferred prior to my death. These decisions may be based on transfers, gift tax returns and other information known to my Executor with no requirement that allocation benefit the various transferees or beneficiaries of such property equally, proportionately, or in any other particular manner.

SIXTH: Directions Governing Discretionary Distributions.

Notwithstanding anything to the contrary contained in any other Article of this my Will, with respect to any discretionary distribution of income or principal by my Executor or my Trustee authorized under any Article of this my Will, no person to

whom discretionary distributions could then be made or who otherwise has any legal obligation for the support of any person to whom discretionary distributions could then be made shall have any power as an Executor or Trustee to participate in determining whether discretionary distributions of income or principal shall be made and the other then acting Executor or Trustee shall exercise the discretion thus conferred as if such other Executor or Trustee were the sole Executor or Trustee hereunder.

My Executor and my Trustee authorized to make discretionary payments shall be free to exercise liberally any power to make such discretionary payment and shall not be bound by the interests of persons other than the person to whom a given payment is made. No previous discretionary distribution of income or principal shall be taken into account by my Executor or my Trustee in making any subsequent distribution of income or principal, intermediate or final.

My Executor and my Trustee may rely upon any statements furnished by or on behalf of any beneficiary in making any discretionary distributions of income or principal.

Any power or discretion given to my Executor and my Trustee or to a beneficiary under any Article of this my Will may for any reason and at any time or from time to time be released in whole or in part by a written instrument signed and acknowledged by my Executor or my Trustee or by such beneficiary, as the case may be.

SEVENTH: Perpetuities Savings. Unless sooner terminated in accordance with other provisions of this my Will, all trusts created under this my Will shall terminate twenty-one (21) years after the death of the last survivor of my spouse and the issue of my parents living on the date of my death. The principal and undistributed and accrued income of a terminated trust shall be distributed to the then income beneficiaries of that trust in the same proportion that the beneficiaries are entitled to receive income when the trust terminates. If at the time of such termination the rights to income are not fixed by the terms of the trust, distribution under this clause shall be made, per stirpes, to the persons who are entitled or are authorized in my Trustee's discretion to receive trust payments.

EIGHTH: Common Disaster. In case any beneficiary of this Will or any Codicil hereto and I, or any income beneficiary and remainderman of any trust, shall die in such circumstances that the order of our or their deaths cannot be established by proof, it shall be conclusively deemed that such beneficiary predeceased me or that such remainderman predeceased such income beneficiary, as the case may be, except for my spouse who in such case shall be deemed to survive me for the purposes of Article FOURTH of this my Will only, and I give to my spouse that amount, if any, which if allowed as a deduction in determining the Federal estate tax payable by reason of my death would be just sufficient to reduce all Federal estate tax payable by reason of both my death and the death of my spouse to the lowest possible amount after taking into account all other deductions allowed in determining said tax and the credits provided by Sections 2010 and 2011 of the Internal Revenue Code of 1986, as amended, and no other credits.

NINTH: Adopted Children and Issue. It is my intention and direction that legally adopted children and issue shall be treated in the same manner

and shall receive the same benefits under this my Last Will and Testament as natural children and issue.

TENTH: Spendthrift Provision. To the extent permitted by law, no beneficiary shall have the right or power to alienate, dispose of, anticipate or in any way encumber or create a charge upon the income or principal to which he or she is entitled under the foregoing provisions of this my Last Will and Testament or from any trust established hereunder and the same shall not be subject to attachment or be liable to be taken over for his or her debts by any legal process whatsoever and to the extent permitted by law, the principal and any income of my estate and/or of any trust established hereunder shall until actually paid over and distributed as herein provided be held by my Executor and Trustee free of the debts, contracts, transfers, assignments and obligations of the respective beneficiaries, so that it will not be subject to liens, judgments, executions, garnishments, attachments or other legal processes to secure, enforce, collect, or satisfy such debts, contracts and obligations. Notwithstanding anything herein to the contrary, this provision shall not apply to any right to disclaim hereunder or to any outright devise or bequest

contained in or to any trust created under this my Will for which a marital deduction is claimed and allowed on the Federal estate tax return for my estate.

ELEVENTH: Power to Terminate a Small Trust. If, in the sole discretion of my Trustee, any trust created under the provisions of this my Will shall at any time be of a size which shall make it inadvisable or unnecessary to continue such trust, then, anything contained in this my Will to the contrary notwithstanding, my Trustee, in its sole discretion, may terminate such trust and assign, transfer and pay over the entire principal of any such trust, and any income accrued or on hand, to the persons then entitled to receive the income therefrom in equal shares.

If any such person is then under a disability, my Trustee may, in its sole discretion, make such payment directly to such person or to a conservator, guardian or committee of such person or to an adult with whom such person is then residing.

TWELFTH: Minors. If any person shall be a minor (defined as a person under twenty-one (21) years of age) when entitled to receive outright any share or portion of my estate or of any trust hereunder, either principal or income,

whether by legacy, devise or otherwise, such share shall vest absolutely in such beneficiary, notwithstanding minority, and may be paid over to a parent of such minor or to a guardian or custodian of such minor appointed in the State having jurisdiction, or in the sole discretion of my Executor and/or Trustee may be retained in its custody as donee under a power-in-trust until such beneficiary shall attain the age of majority, at which time said donee under a power-in-trust shall pay over the principal of such share and any accumulated income to such beneficiary. If such beneficiary shall die before attaining the age of majority, then upon his or her death said donee under a power-in-trust shall pay over the principal of such share and any accumulated income to the estate of such beneficiary. In the event that my Executor and/or Trustee shall retain any share or portion of my estate or of any trust hereunder, either principal or income, as donee under a power-in-trust, it shall apply so much of the income or principal for the benefit of such beneficiary as in its sole discretion it may deem necessary or advisable, regardless of any other source of support which the beneficiary may have, and it may apply principal and income directly to the use of the beneficiary, or in its sole discretion, may make any

payment of principal or income to a parent of the beneficiary, to a guardian or custodian of the beneficiary appointed in the State having jurisdiction or to any adult person with whom the beneficiary resides or directly to the beneficiary, notwithstanding his or her infancy. The receipt of such parent, guardian, custodian, adult person or beneficiary shall discharge my said Executor and/or Trustee as donee under a power-in-trust, and it shall not be responsible for the application of the principal or income by such parent, guardian, custodian, adult person or beneficiary. As donee under such power-in-trust, it shall have all investment and administrative powers conferred upon it as Executor and Trustee hereunder, shall not be required to give bond or security of any kind, shall be entitled to commissions at the rates and in the manner payable to a sole testamentary trustee under the laws of the State of my domicile in effect from time to time and may deduct such commissions without judicial authorization. The authority conferred upon my Executor and/or Trustee in this Article shall be construed as a power only and shall not operate to suspend the absolute ownership of such share or of such accumulations of income, if any, of such minor, or to prevent the absolute vesting thereof in such minor.

THIRTEENTH: Appointment of Fiduciary. I hereby appoint my spouse, NANCY MILLER NYGREEN, as Executor of this my Will.

If my spouse shall fail to qualify or for any reason cease to act, then I appoint my spouse's sister, LESLIE SCHOMAKER, as sole Executor in my spouse's place and stead, and if my said spouse's sister shall fail to qualify or for any reason cease to act, then I appoint my daughter, KRISTIN BUTLER, as sole Executor in my spouse's sister's place and stead.

I hereby appoint my spouse, NANCY MILLER NYGREEN, and my daughter, KRISTIN BUTLER, as Trustee under Article FOURTH B. of this my Will. In the event my daughter, KRISTIN BUTLER, shall fail to qualify or cease to act, I appoint my daughter, KYSA NYGREEN, to act in her place and stead. In the event my daughter, KYSA NYGREEN, shall fail to qualify or cease to act, I appoint my daughter, KATHRYN AUSTIN, to act in her place and stead.

I direct that no bond, security or undertaking shall be required of any Executor or Trustee named herein or appointed hereunder for any reason in any jurisdiction, including any advance payment of executor commissions.

I authorize and empower any fiduciary at any time acting hereunder to resign without leave of court. Any such resignation shall be effective upon delivery of a written instrument of resignation, duly signed and acknowledged, to any other then acting fiduciary or if none to the fiduciary named or appointed to serve as a successor.

Any fiduciary may settle its account at any time by agreement or judicially. An agreement made with those beneficiaries who are subject to no legal disability and who at the time are entitled to income or would be entitled to the principal if the same were then distributable, shall bind all persons, whether or not then in being or of legal capacity, then or thereafter entitled to any income or principal and shall release and discharge my fiduciary for the acts and proceedings embraced in the account as effectively as a judicial settlement.

The terms "Executor" and "Trustee" and the pronouns therefor shall include the masculine, feminine and neuter and the plural and shall, unless the context otherwise requires, be interchangeable and shall refer to each fiduciary serving at the time, including any successor. All powers, authority and discretion

herein granted to my Executor and my Trustee may be exercised in either or both capacities and by any survivor, successor or administrator with the Will annexed, as often as may be deemed advisable and without the necessity of any application to or approval by any court.

FOURTEENTH: Powers of Fiduciary. Except as may otherwise be provided in this Article or in any other Article of this my Last Will and Testament, I hereby grant to my Executor, with respect to any and all property, whether real or personal, which I may own at the time of my death or which shall at any time constitute part of my estate, and to my Trustee, with respect to any and all property, whether real or personal, which shall at any time constitute part of any trust created hereunder, including funds held for minors hereunder and whether constituting principal or income therefrom, the following powers, in addition to those conferred by law, all of which may be exercised by my Executor and by my Trustee without approval of any court:

A. To retain any such property as an investment without regard to any requirement imposed by statute or by any applicable standard to diversify the

investment portfolio and without regard to the proportion which such property or property of a similar character, so held, may bear to the entire amount of my estate or of the trust in which such property is held, whether or not such property is of the class in which trustees are authorized by law or any rule of court to invest trust funds.

B. To sell any such property at either public or private sale for cash or on credit of any duration, to exchange or mortgage any such property and to grant options for the purchase thereof without any limitation on the period of any such option.

C. To invest and reinvest in property of any character, real or personal, foreign or domestic, including, without limitation, bonds, notes, debentures, mortgages, partnerships, limited partnerships, certificates of deposit, common and preferred stocks, shares or interests in investment trusts and participations in any common trust fund maintained by any corporate fiduciary, without regard to any requirement imposed by statute or by any applicable standard to diversify the investment portfolio and without regard to the proportion which

such property or property of a similar character, so held, may bear to the entire amount of my estate or of the trust in which such property is held, whether or not such property is of the class in which trustees are authorized by law or any rule of court to invest estate or trust funds.

D. To consent to and participate in, or to oppose, any foreclosure, liquidation or plan of reorganization, consolidation, merger, combination or other similar plan and to consent to any contract, lease, mortgage, purchase, sale or other action by any corporation pursuant to such plan.

E. To deposit any such property with any protective, reorganization or similar committee, to delegate discretionary power thereto and to pay part of its expenses and compensation and any assessments levied with respect to such property.

F. To exercise all conversion, subscription, voting and other rights of whatever nature pertaining to any such property and to grant proxies, discretionary or otherwise, with respect thereto.

G. To manage any real property in the same manner as if the absolute owner thereof, including, without limitation, the power from time to time to lease, or grant options to lease, any such real property for any period of time and although any such period may extend beyond the duration of any trust under this Will, with any provisions for renewals thereof, without application to any court; to enter into any covenants or agreements relating to the property so leased or to any improvements then or thereafter erected thereon; to insure against loss by fire or other casualty; and to make partition or enter into any agreements of partition of any real property which, or an interest in which, shall at any time constitute part of my estate or any trust under this Will, even though it may hold an interest in the same property in its own right or in some other capacity, and to give or receive money or other property for equality of partition.

H. To allocate to principal all non-cash dividends and other distributions payable in the stocks, bonds or other securities of the corporation declaring or distributing the same. Notwithstanding anything herein to the contrary, this provision shall not apply to any trust created hereunder for which a

marital deduction is claimed and allowed for estate tax purposes in connection with my estate.

I. To make loans and borrow money for any purpose, including, without limitation, for the payment of any taxes payable by my estate, to or from itself individually or others, upon such terms with or without security, as it in its discretion may determine and to pledge or mortgage any such property as security.

J. To appoint and compensate agents to act in its behalf and to delegate to such agents discretionary power.

K. To employ any bank, broker or trust company as custodian of any securities held by it and to charge the compensation of such custodian against the principal or income of my estate or of the trust or trusts created hereunder, as my Executor or Trustee in its sole and absolute discretion determines to be appropriate.

L. To employ such experts, accountants, bookkeepers and counsel, investment or legal, as it shall consider advisable, regardless of whether any fiduciary acting hereunder is an officer, director, member or employee of the firm or corporation furnishing such services or has an interest therein, to rely upon

information or advice furnished by them and to compensate them for their services out of the principal or income of my estate or of the trust or trusts created hereunder, as my Executor or Trustee in its sole and absolute discretion determines to be appropriate, without such compensation being a charge against or resulting in a diminution of any commissions or other compensation which shall also be payable to such fiduciary. The information and advice furnished by such experts, accountants, bookkeepers and counsel, investment or legal, shall be full and complete authorization and protection in respect of any action taken or suffered by any fiduciary acting hereunder in good faith and in accordance with such information and advice and shall remove any liability therefor on the part of any fiduciary acting hereunder.

M. To extend the time of payment of any obligation at any time owing by or to it or my estate or any trust under this Will and to compromise, settle or submit to arbitration upon such terms as it may deem advisable, or to release, with or without consideration any claim in favor of or against my estate or any trust created hereunder.

N. To allocate to two or more trusts under this Will an undivided interest in one or more properties or blocks of securities, including, without limitation, stocks.

O. To hold any such property in nominee registration, with or without indication of the fiduciary character thereof, or in unregistered form.

P. In satisfying any general legacy or in dividing or distributing my estate or any trust under this Will, or any part thereof, to make partition, division or distribution of property in kind or in money or partly in each without being required to make pro rata distributions of specific assets and without regard to the tax cost basis of any such assets.

Q. To exercise any stock options owned by me at the time of my death.

R. To receive additional property from any source and add it to and mingle it with the trust or trusts created hereunder.

S. To join in or consent to income and gift tax returns filed with or by my surviving spouse and to pay any part or all of the income or gift tax due upon such tax returns.

T. To determine whether to claim deductions available to me or to my estate on estate tax or on income tax returns and to determine the date upon which to value my estate for estate tax purposes, all in such manner as it may deem advisable and without thereafter being required to make any adjustment between income and principal or between any trust funds; provided, however, this discretion shall not be exercised in such a manner so as to impose a material limitation on my spouse's beneficial enjoyment of the income generated from the assets allocated to the marital share and for which an estate tax marital deduction is claimed.

U. To divide property in any trust being held hereunder into separate trusts representing fractional shares of the property being divided, for any reason whatsoever.

V. I authorize any individual fiduciary acting hereunder to delegate any powers, duties or discretion to any other fiduciary then acting for such periods and upon such terms and conditions as may be designated in a written, acknowledged instrument which may be revoked at any time by similar instrument.

W. If, under the provisions of this Will and the Will of my spouse, more than one trust is established with the same terms and the same beneficiaries, my Trustee may combine such identical trusts and administer the same as a single trust. My Trustee's decisions shall be binding upon all interested persons.

It being my desire that my Executor and my Trustee shall not confine its investments of my estate or any trust hereby created to those authorized by law, unless it shall deem such course advisable, I hereby declare that my Executor and my Trustee shall not be liable for any loss sustained by my estate or any trust hereby created by reason of the purchase, retention, sale or exchange of an investment by my Executor or my Trustee in good faith.

Persons dealing with my Executor or my Trustee shall not be obligated to look to the application of any moneys or other property paid or delivered to my

Executor or my Trustee or to inquire into my Executor's or my Trustee's authority as to any transaction. All powers granted to my Executor and my Trustee shall continue until actual distribution of the property.

My Trustee is excused from the duty to render to any court annual or other periodic accounts, whether required by statute or otherwise. My Trustee shall take such action for the settlement or approval of its accounts at such times and before such courts or without court proceedings as it in its sole discretion shall determine.

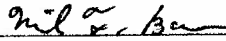
Notwithstanding anything to the contrary contained in this my Will, in the case of any disposition, whether outright or in trust, for which a marital deduction is allowable in determining the Federal and/or state estate tax payable by my estate, none of the powers and discretion granted to my Executor and Trustee in this my Will shall be exercised in such a manner so as to disqualify such disposition or any part thereof from such marital deduction. I direct that every provision of this my Will, including every power and discretion granted to my Executor and Trustee, shall be interpreted in such manner so as to comply with every provision of the law


and applicable regulations in effect at the time of my death prerequisite to the allowance of a marital deduction in determining the Federal and/or state estate tax payable by my estate.


IN WITNESS WHEREOF, I have hereunto signed my name to this my Last Will and Testament on this *26* day of *August*, 2005.



GLEN THEODORE NYGREEN, JR.

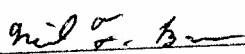





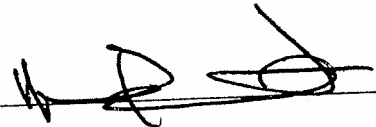


The foregoing instrument, consisting of thirty (30) typewritten pages, including this page, was on the day and year last above written signed, sealed, published and declared by GLEN THEODORE NYGREEN, JR., the Testator herein named, to us personally known as and for the LAST WILL AND TESTAMENT of the Testator, in the presence of us, the undersigned, at 12 Water Street, White Plains, NY 10601

who, at the request of and in the presence of the Testator and in the presence of each other have hereunto set our names as witnesses thereto with our residences and we now intending to certify that the matters herein specified took place in fact.

 residing at 17 WEST COURT
DERBY, CT. 06416

 residing at 255 HUGENOT STREET
NEW ROCHELLE NY 10801

 residing at 10 Sawledge Pond rd.
Sandy Hook, Ct 06482

STATE OF NEW YORK)

:SS.:

COUNTY OF *Westchester*)

Each of the undersigned, individually and severally being duly sworn, deposes and says:

The within Will was subscribed in our presence and sight at the end thereof by GLEN THEODORE NYGREEN, JR., the within named Testator, on the 26th day of *August*, 2005, at *12 Water St. White Plains, NY*.

Said Testator at the time of making such subscription declared the instrument so subscribed to be the Last Will and Testament of the Testator. Each of the undersigned thereupon signed his name as a witness at the end of said Will, at the request of and in the presence and sight of the Testator and in the presence and sight of each other.

Said Testator was, at the time of so executing said Will, over the age of eighteen (18) years, and, in the respective opinions of the undersigned, of sound mind, memory and understanding and not under any restraint or in any respect incompetent to make a Will. Said Testator, in the respective opinions of the undersigned, could read, write and converse in the English language and was suffering from no defect of sight, hearing or speech, or from any other physical or mental impairment which would affect the capacity of the Testator to make a valid Will. The Will was executed as a single, original instrument and was not executed in counterparts.

Each of the undersigned was acquainted with said Testator at such time, and makes this affidavit at the request of the Testator. The within Will was shown to the undersigned at the time this affidavit was made, and was examined by each of them as to the signatures of said Testator and of the undersigned. The foregoing instrument was executed by said Testator and witnessed by each of the undersigned affiants under the supervision of James A. Purdy, an attorney-at-law.

Neil E. ...
Frank ...
[Signature]

Severally sworn to before me the 26th day of *August*, 2005.

[Signature]

JAMES A. PURDY
Notary Public, State of New York
No. 02PU5040346
Qualified in New York County
Certificate Filed in New York County
Commission Expires March 6, 2007