

Noreen Brown Library Trust Fund
Established in 1988
Bequeathed residual proceeds to the Pelham Public
Library
No restrictions

*PER 26 APRIL 2017 REVIEW WITH DOJ (TERRY KNOWLES)
FUNDS ARE NOT RESTRICTED, THEREFORE SPENDABLE BY
LIBRARY TRUSTEES (CONTRARY TO LEGAL LETTER PROVIDED TO
LIBRARY)*

87 2580 CP

Last Will and Testament

OF

NOREEN D. BROWN

IN THE NAME OF GOD, AMEN:

I, NOREEN D. BROWN, of the County of Palm Beach, State of Florida, being of sound and disposing mind and memory and being under no duress or compulsion whatsoever, do hereby make this my Last Will and Testament, revoking hereby all other Wills and Codicils thereto made heretofore by me at any time.

FIRST: I hereby direct that all my legal debts, taxes, if any, last illness expenses, funeral expenses and administrative expenses be paid by my Personal Representative as soon as practicable after my death.

SECOND: I give and devise such of my tangible personal property to those persons designated in a separate writing in existence at the time of my death which is dated and signed by me and which describes the items and the devisees with reasonable certainty.

THIRD: I give and devise the sum of One Thousand Dollars (\$1,000.00) to the Sacred Heart Catholic Church in Lake Worth, Florida to be used for the payment of tuition of children in financial need.

FOURTH: I give and devise the sum of One Thousand Dollars (\$1,000.00) to my niece, Mary Lou Center, of Malden, Massachusetts.

FIFTH: I give and devise my electric organ and piano to my trusted friend, Patricia Faustmann of Lake Worth, Florida.

SIXTH: I give and devise all the rest and remainder of my estate, both real and personal, of whatever kind and nature, and wheresoever the same may be situate of which I shall die seized and possessed, or to which I may in anywise be entitled, as follows:

A. Forty (40%) Percent to the Women's Club of Lake Worth, in the City of Lake Worth, Florida, to be used for scholarship

BORGINI & BORGINI, P.A.

ATTORNEYS AT LAW

800 NORTH FEDERAL HIGHWAY
LAKE WORTH, FLORIDA

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1987 JUL 13 AM 9:08

CLERK OF DISTRICT COURT
PROBATE

87 JUL 10 4 59 PM '87
FILED

fund purposes, under my name, Noreen D. Brown.

B. Sixteen and Two-Thirds (16 2/3%) Percent to the Public Library in the Town of Pelham, New Hampshire.

C. Thirty-Three and One-Third (33 1/3%) Percent to the Crippled Childrens' Society of Palm Beach, Palm Beach, Florida.

D. Ten (10%) Percent to the Lake Worth Chapter of Hospice; or in their absence, to the West Palm Beach Chapter in Palm Beach County, Florida.

SEVENTH: I hereby name, constitute and appoint Richard C. Sorgini, Attorney at Law, to be the Personal Representative under this my Last Will and Testament and direct that he shall serve without bond for the faithful performance of his duties.

EIGHTH: In the event that he is unable to serve in the capacity of Personal Representative, I hereby designate Robert C. Sorgini, Attorney at Law, to be alternate Personal Representative and direct that he also shall serve without bond for the faithful performance of his duties.

NINTH: I hereby authorize my Personal Representative and alternate Personal Representative to lease, mortgage, or exchange any and all of my property, both real and personal, or any part thereof, or to sell the same at public or private sale.

I further authorize and empower my Personal Representative and alternate Personal Representative to make, execute, acknowledge and deliver any assignment, deed, conveyance or other instrument in writing which they may deem necessary or expedient for the purpose of exercising the powers herein granted and conferred upon them.

IN WITNESS WHEREOF, I hereunto set my hand and seal to this my Last Will and Testament this 3rd day of June, 1987.

Noreen D. Brown (SEAL)
Noreen D. Brown

Page Two

The foregoing instrument was signed, sealed, declared and published by the above named Noreen D. Brown as and for her Last Will and Testament in the presence of us, the undersigned, who at her special insistence and request do attest as witnesses after said Noreen D. Brown has subscribed her name thereto and in her presence and in the presence of each other.

Marilyn Goodfriend of West Palm Beach, Florida
Richard C. Sorgini of Lake Worth, Florida

STATE OF FLORIDA

COUNTY OF PALM BEACH

We, Noreen D. Brown, Marilyn Goodfriend and Richard C. Sorgini, the testatrix and the witnesses respectively, whose names are signed to the attached or foregoing instrument, being first duly sworn, declared to the undersigned officer that the testatrix, in the presence of witnesses, signed the instrument as her last will and that she signed and that each of the witnesses, in the presence of the testatrix and in the presence of each other, signed the will as a witness.

Noreen D. Brown TESTATRIX
Marilyn Goodfriend WITNESS
Richard C. Sorgini WITNESS

Subscribed and sworn to before me by Noreen D. Brown, the testatrix, Marilyn Goodfriend and Richard C. Sorgini and by the witnesses, on June 3, 1987.

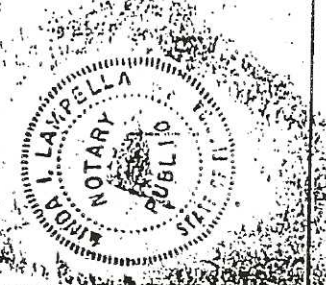
Glenn L. Small
Notary Public, State of Florida at Large

My Commission Expires:

Third and last page.

RECORD VERIFIED
PALM BEACH COUNTY, FLA.
JOHN B. DUNKLE
CLERK CIRCUIT COURT

SORGINI & SORGINI, P.A.
ATTORNEYS AT LAW
800 NORTH FEDERAL HIGHWAY
LAKE WORTH, FLORIDA



85351 P0373

IN THE CIRCUIT COURT FOR
PALM BEACH COUNTY, FLORIDA
PROBATE DIVISION

File Number: 87-2580-CP

JUL-24-1987 08:59am 87-220313

IN RE: ESTATE OF

NOREEN D. BROWN,

Deceased.

SEPARATE WRITING OF NOREEN D. BROWN

FILED

87 JUL 15 A 9:51

CLERK OF COURT
PROBATE

85363 P0479

8

RECORDER'S MEMO: Legibility
of Writing, Typing or Printing
unsatisfactory in this document
when received.

ESTATE OF
NOREEN D. BROWN.

87-2580-CF

Donations of NoREEN Brown

FILED
JOHN D. DUNKLE CLERK
CIRCUIT COURT DIVISION

In Charge of donations: Mrs Robert (Pat) Frustmann

131 N. Lakeside Drive

Lake Worth, Fl. 33460

Tel # 585 8944

Grandfather clock - Original Works over 200 years old
to the Lake Worth Museum, with a plaque stating
"William C., Byron H., and NoREEN D. Brown"

Wooden desk - to Bob Aho - Given to him April
11-1987

Oil painting "Memories of New England" Painted by
NoREEN Brown. To be packed and sent to Mrs. William
Richardson, 310 Southwest Drive, Silver Springs, Md. 20901

Small toy piano - Precious possession of NoREEN Brown
to Mrs Robert Frustmann for her grand-daughter

Old lamp - (electricified) one of NoREEN Brown's mother's
Wedding presents - to Mrs Kenneth Kellmer

Irish tea set - Forget-me-nots Painted on it - a wedding
present of NoREEN Brown's mother - to Mrs Hazel Lane
also 1 early American goblet

08400 EQ558

RECORDER'S MEMO: Legibility
of Writing, Typing or Printing
unsatisfactory in this document
when received.

Set of Limoges China - Set of 4, Sauceur, Cup, bread
plates, Salad plates, 1 Covered bowl & Relish tray
to Alice M. Flory 909 N. O. St. Lake Worth, Fl.
Picked up 25 Apr 1987

Set of Limoges China - Set of 4, Sauceur, Cup, bread
plates, Salad plates, 1 Covered bowl & 1 relish tray
to Rose Marie Barrett 425 Davis Rd. Palm Springs, Fl.
Picked up on April 15 - 1987

2 early American Hobblets to Ruth Ramasauer, 306
N. Lakeside Drive, Lake Worth, Fl.

Silverstone electric organ - to Pat Faustmann
131 N. Lakeside Drive, Lake Worth, Fl. 33460

Kimball, piano - back to Woman's Club of
Lake Worth - also 4 Card tables

May 16 1987 - John B. Brown

B5363 P0481

JUL-14-1987 10:27am 87-209055

IN THE CIRCUIT COURT FOR
PALM BEACH COUNTY, FLORIDA
PROBATE DIVISION

File Number: **87-2580-CP**

IN RE: ESTATE OF
NOREEN D. BROWN,

Deceased.

LETTERS OF ADMINISTRATION

TO ALL WHOM IT MAY CONCERN:

WHEREAS, Noreen D. Brown, a resident of Palm Beach County, Florida, died on July 4, 1987, owning assets in the State of Florida; and

WHEREAS, Richard C. Sorgini, has been appointed Personal Representative of the estate of the decedent and has performed all acts prerequisite to issuance of letters of administration in the estate;

NOW, THEREFORE, I, the undersigned circuit judge, declare Richard C. Sorgini to be duly qualified under the laws of the State of Florida to act as Personal Representative of the Estate of Noreen D. Brown, Deceased, with full power to administer the estate according to law; to ask, demand, sue for, recover and receive the property of the decedent; to pay the debts of the decedent as far as the assets of the estate will permit and the law directs; and to make distribution of the estate according to law.

WITNESS my hand and the seal of this court this 13 day
of July, 1987



Circuit Judge

RECORD VERIFIED
PALM BEACH COUNTY, FLA.
JOHN B. DUNKLE
CLERK CIRCUIT COURT

85351 P0151
1510 15558

6

FILED
1987 JUL 13 AM 8:55
JAMES B. DUNKLE
CLERK CIRCUIT COURT
PROBATE

PELHAM PUBLIC LIBRARY

~~PELHAM PUBLIC LIBRARY~~

Pelham, New Hampshire 03076

(603) 635-7581

5 Main Street
May 9, 1989

Raymond Cashman, Chairman
Board of Selectmen
Town of Pelham
Pelham, N.H. 03076

Dear Mr. Cashman:-

It appears that the library has squared away the disposition of the money left to the library by the estate of Noreen Brown. We have been in contact with the Trustees of the Trust Fund and they are setting up an account at Pelham Bank and Trust.

Prior to this time, the money was held for us in the town's general fund at Pelham Bank and Trust. However, it has come to my attention that during the period the money was held for the library in the town account -- end of March 1988 to January of 1989, the library received no interest for the money.

At the time of deposit, Pat Walsh, bookkeeper, had assured our director that we, the library, would receive the interest on the money. If that had not been the case, we could have deposited the money in an account of our own, at the bank.

Based on interest rates being paid at the time in question, we estimate the money due us to be \$480.54. It may seem like a small amount, but on a base as small as our budget -- and following years when our budget has been cut or held level -- we can certainly use the money to enhance our book collection.

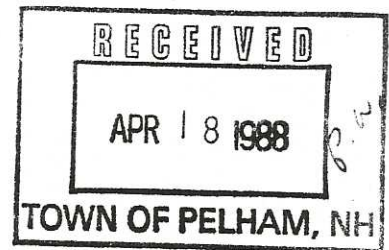
I trust you will attend to this matter promptly. If you have any questions on the above-mentioned, please feel free to contact me at my place of business. Tel. no. --508-975-1099.

Sincerely,

Patricia A. Madsen (BKD)
Treasurer
Board of Library Trustees

BKD

LAW OFFICE OF
SOULE, LESLIE
ZELIN, SAYWARD & LOUGHMAN
220 MAIN STREET
SALEM, NEW HAMPSHIRE 03079



ROBERT P. LESLIE
GERALD M. ZELIN
DAVID W. SAYWARD
BARBARA F. LOUGHMAN

603-898-9776

LEWIS SOULE
(1924-1986)

March 16, 1988

DANIEL R. DEUTSCH
MICHAEL S. ELWELL
GORDON B. GRAHAM

Ms. Andrea Dudley, Chairman
Pelham Library Trustees
Town of Pelham
RFD 3, Box 10
Pelham, NH 03076

RE: ESTATE OF NOREEN D. BROWN

Dear Andrea:

Enclosed is a check in the amount of \$12,016.90 from the estate of Noreen D. Brown payable to the Pelham Public Library along with a waiver of accounting and service of petition, etc. which has to be signed on behalf of the library trustees.

The check should be deposited in the Library Trust Fund.

Please call with any questions.

Very truly yours,

Barbara F. Loughman

BFL:gl
Enclosure

to be put in General Fund-

ESTATE OF NOREEN D. BROWN C/O RICHARD SORGINI 300 N. FEDERAL HWY. LAKE WORTH, FL 33460		129
March 9 19 88		63-659 670
PAY TO THE Pelham Public Library ORDER OF		\$ 12,016.90
Twelve Thousand Sixteen and 90/100-----		DOLLARS
LAKE WORTH OFFICE 1st American Bank and Trust 1200 North Dixie Highway Lake Worth, Florida 33460		02
FOR final distribution		
00670065970		55331550 0129

LAW OFFICE OF
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ZELIN, SAYWARD & LOUGHMAN

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BARBARA F. LOUGHMAN

DANIEL R. DEUTSCH
MICHAEL S. ELWELL
GORDON B. GRAHAM

February 18, 1988

Ms. Andrea Dudley, Chairperson
Board of Trustees
Pelham Public Library
RFD 3, Box 10
Pelham, NH 03076

RE: ESTATE OF NOREEN D. BROWN, DECEASED

Dear Andrea:

Enclosed is a copy of a letter I have received from Attorney Sorgini along with a final accounting on the above estate. By the terms of the will, the Town of Pelham Library is entitled to 16-2/3% of the residue of the estate after payment of debts, cost of administration and specific devises. From the balance of \$78,092.36 shown in the estate account, will be deducted a \$6,000 legal fee for Attorney Sorgini and \$250 to be paid to a CPA for preparation of a tax return, leaving a balance in the estate of approximately \$71,000. 16-2/3% of the \$71,000 is just under \$12,000 which is what the Town of Pelham Library should receive. Please confirm for me that the figures are satisfactory to the library trustees so that I can notify Attorney Sorgini.

Please call with any questions.

Very truly yours,

Barbara F. Loughman

BFL:gl
Enclosure

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LEWIS SOULE
(1924-1986)

March 16, 1988

DANIEL R. DEUTSCH
MICHAEL S. ELWELL
GORDON B. GRAHAM

Ms. Andrea Dudley, Chairman
Pelham Library Trustees
Town of Pelham
RFD 3, Box 10
Pelham, NH 03076

RE: ESTATE OF NOREEN D. BROWN

Dear Andrea:

Enclosed is a check in the amount of \$12,016.90 from the estate of Noreen D. Brown payable to the Pelham Public Library along with a waiver of accounting and service of petition, etc. which has to be signed on behalf of the library trustees.

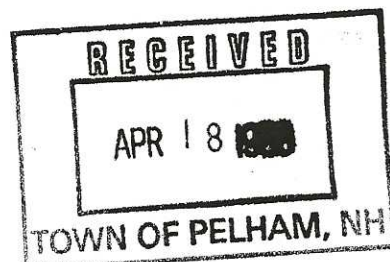
The check should be deposited in the Library Trust Fund.

Please call with any questions.

Very truly yours,

Barbara F. Loughman

BFL:gl
Enclosure



AMENDED FINAL ACCOUNTING

Estate of Noreen D. Brown, Deceased

Date	Description	Principal Cash	Interest Income	Other Assets
1988				
2/10	Checkbook balance per Final Accounting	78,092.36		
2/29	Interest on account		268.28	
3/7	City of Lake Worth - final utility statement	(9.22)		
	Totals	78,083.14	268.28	
	Plus Interest Income	268.28		
	Balance in account	<u>78,351.42</u>		

DISTRIBUTION

Woman's Club of Lake Worth	\$28,840.57
Pelham Public Library, Pelham, NH	\$12,016.90
Hospice Of Palm Beach County, Inc.	\$ 7,210.14
The Rehabilitation Center for Children and Adults, Inc.	\$24,033.81
Joseph G. Spitz, CPA	\$ 250.00
Sorgini & Sorgini, P.A.	\$ 6,000.00

File Number: 87-2580-CP

IN RE: ESTATE OF

NOREEN D. BROWN,

Deceased.

**WAIVER OF ACCOUNTING AND SERVICE OF PETITION FOR DISCHARGE
AND PUBLICATION OF DISTRIBUTION OF ASSETS AND RECEIPT
OF BENEFICIARY AND CONSENT TO DISCHARGE**

The undersigned, Pelham Public Library, having an interest in the above estate as being one of the residuary beneficiaries, hereby waives the filing of a final or other accounting by the Personal Representative; waives service of the Petition for Discharge of the Personal Representative and all notice thereof upon the undersigned; pursuant to Florida Rules of Probate and Guardianship Procedure 5.180, the undersigned waives disclosure and publication of the distribution of assets and waives disclosure of the amount of compensation paid to the Personal Representative, attorneys, accountants, appraisers and other agents employed by the Personal Representative.

The undersigned further acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled, releases the Personal Representative from all further liability in connection with this estate, and consents to the entry of an order discharging the Personal Representative without notice, hearing, or waiting period and without further accountings.

Dated this 1st day of April, 1988.

PELHAM PUBLIC LIBRARY

By: Andrew Dudley
Chairman

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GORDON B. GRAHAM

March 30, 1988

Andrea Dudley, Chairperson
Pelham Library Trustees
Town of Pelham
RFD #3, Box 10
Pelham, NH 03076

Re: Estate of Noreen D. Brown

Dear Andrea:

This letter is in response to some recent questions we have been asked relating to the estate of Noreen Brown and a bequest to the library in her will. Specifically, I was asked what the precise language of the will leaving money to the Town was and whether the trustees of the library could use the funds left to the library to establish a separate capital reserve fund for the library.

The language leaving the library money was contained in the residuary clause of the Noreen Brown's will. A residuary estate is that portion of an estate which remains after the payment of debts and other classes of legacies have been satisfied. In Noreen Brown's estate sixteen and two-thirds percent of the residuary estate was left to "the public library in the Town of Pelham, New Hampshire."

RSA 202-A:22 states in part that "funds given to towns and cities to be used for a public library shall be held in the custody and under the management of the trustees of the trust funds." RSA 202-A:23 provides that "nothing in this chapter shall preclude the library trustees from receiving, investing and administering directly any trust funds and donations when so specified by the donor." Lastly, RSA 31:31 provides specifically that "except where otherwise specifically provided in the charter of a city or special act of the Legislature whenever a gift, legacy or devise shall be made in trust to a school district, village district, or any subdivision of a town and accepted by it, the same shall be held in custody and administered by the