

1 Q. And, why did you do that? Why did you give her that  
2 particular acreage, as opposed to any other acreage?

3 A. To keep the property as contiguous as I could for Ms. Bell  
4 and for the beneficiaries, so we wouldn't have pieces here and  
5 pieces there.

6 Q. No. In your deposition, didn't you tell me you did it  
7 that way so you didn't devalue the home and one acre that  
8 Ms. Bell received?

9 A. Sure. That's one of the reasons, too.

10 Q. Well, the beneficiaries had no interest in the home and  
11 one acre, did they?

12 A. No.

13 Q. So, to the extent you partitioned the land the way you  
14 did, you did it for the benefit of Ms. Bell, rather than the  
15 beneficiaries.

16 A. I also kept the 103.5 acres separate, so that they'd have  
17 one contiguous piece of property.

18 Q. Where did you see authority in the code to do a partition  
19 of property owned in undivision, without the consent of the  
20 beneficiaries?

21 A. I don't need the consent of the beneficiaries to do  
22 anything in here on the Trust.

23 Q. Show me where, in the Trust document, it says you can  
24 partition --

25 A. I didn't partition. I terminated it.

EXHIBIT

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