#### CAUSE NO. DC-13-09969

JO N. HOPPER,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
V.	§	44 <sup>TH</sup> JUDICIAL DISTRICT
	§	
LAURA S. WASSMER and STEPHEN	§	
B. HOPPER,	§	
	§	
Defendants.	§	DALLAS COUNTY, TEXAS

PLAINTIFF'S FIRST AMENDED ORIGINAL PETITION FOR BREACH OF
CONTRACT, UNJUST ENRICHMENT, SPECIFIC PERFORMANCE,
ALTERNATIVELY, PARTITION OF GOLF CLUBS AND WINE OR
PROCEEDS FROM SALE, AND, PARTITION OF PERSONAL PROPERTY
OR PROCEEDS FROM SALE

COMES NOW Jo N. Hopper, ("Plaintiff", or "Mrs. Hopper") and files this Plaintiff's First Amended Original Petition for Breach of Contract, Unjust Enrichment, Specific Performance, Alternatively, Partition of Golf Clubs and Wine or Proceeds from Sale, and Partition of Personal Property or Proceeds From Sale against Laura S. Wassmer ("Laura" or "Defendant Wassmer") and Stephen B. Hopper ("Stephen" or "Defendant S. Hopper"), with both Laura and Stephen collectively referred as the Defendants or Children ("Defendants" or "children") herein. As grounds thereof, Plaintiff would show this Court the following:

I.

#### PRELIMINARY MATTERS

Α.

#### **Discovery Control Plan**

Discovery is intended to be conducted under Level 3 of Rule 190 of the Texas Rules of Civil Procedure.

В.

#### Jurisdiction

This Court has jurisdiction over this pursuant to Tex. Property Code ' 23.001, et seq.

C.

#### Venue

Venue lies in Dallas County, Texas, where all or nearly all of the property is located, and where the contract was made and breached.

D.

#### **Service of Process**

Defendants have already appeared and answered in this cause.

#### FACTUAL BACKGROUND

II.

Α.

Plaintiff is and at all times referenced herein is the owner of an undivided ½ interest in all the personal property (also "property") listed on Exhibit "1" hereto. Said property in Exhibit "1", as referenced on pages GC 1 of 2 through GC 2 of 2 is, and described as, being certain golf clubs and related golfing paraphernalia. The property on pages W 1 of 14 through W 14 of 14 of Exhibit "1", is described as, being certain wine. The Defendants jointly own an undivided ½ of all said property — that is, they each own an undivided ¼ share in all (and each and every piece/article/item) of the property in Exhibit "1". For ease of identification herein, the property the subject of this action sought to be allocated per the parties' contractual resolution of their dispute, or partitioned, or sold, shall be generally referenced and described (by category) as either the "wine" or the "golf clubs". The wine is presently located/stored at Classic Wine Storage, Southlake, Texas 76092. The golf clubs are presently located at Richardson Commerce Centre, 13650 TI Blvd., Suite 305, Dallas,

<sup>&</sup>lt;sup>1</sup> Being predominantly over  $\underline{6,700}$  golf putters.

<sup>&</sup>lt;sup>2</sup> Hundreds of bottles of wine, some "cased" and others not.

Texas 75243. Exhibit "1", being an email with attachments, was sent by Plaintiff to Defendants (through their counsel) on August 6, 2013, as attached (except for the "GC" and "W" page number markings, which were added hereto for purposes of clarity in description for this Petition).

B.

Plaintiff and Defendants each own an undivided interest in the wine and golf clubs (as to each and every item of same) as confirmed per Exhibits "2" and "3" hereto, respectively, which are true copies of what were sent the parties to this Petition by the referenced Independent Administrator. Those Exhibits are one certain Independent Administrator's Assignment - Wine Stored with Classic Wine Storage, Southlake, Texas 76092 (Exhibit "2") and that one certain Independent Administrator's Assignment – Golf Clubs and Other Tangible Personal Property Located at Richardson Commerce Centre, 13650 TI Blvd., Suite 305, Dallas, Texas 75243 (Exhibit Exhibits "2" and "3" hereto are also collectively referred to as the Assignments ("Assignments"). These Assignments were both prepared and executed by JPMorgan Chase, N.A., as the self-named "Assignor" (and Independent Administrator) under both instruments. The Assignor recited in said Assignments that it acted therein in its capacity as Independent Administrator of the Estate of Max D. Hopper. A true copy of the Order of the Probate Court No. 3 of Dallas County appointing "Assignor", JPMorgan Chase Bank, N.A., as "Independent Administrator", is attached as Exhibit "4" hereto. At all times the Independent Administrator (herein acting as "Assignor") had the power to release property held by it "under administration". All the property herein referenced in Exhibit "1", was, according to the Assignor, previously so held, "under administration".

C.

This property collectively, to-wit the wine and golf clubs, is neither presently part (in whole or in part) of any estate, nor "under administration", but rather is the sole property of Plaintiff and

Defendants, and has been and is being currently held in undivided interests among and between them. The property is not, presently subject to jurisdiction of any other court, or part of any probate proceeding either in the referenced Estate of Max D. Hopper, or otherwise. By virtue of this filing, this Honorable Court has sole jurisdiction over the allocation, division, partition or sale, as the case may be, of said personal property.

D.

Per the division set up within Exhibit "1" hereto, the wine and the golf clubs were previously carefully divided and denominated by Plaintiff, respectively, into two groups, "A" and "B" as to each property (i.e., wine or golf clubs) grouping. After said (personal) property was wholly released from any administration by the Assignor (under its power to do so as the Independent Administrator), unto the parties, jointly, the parties exchanged correspondence regarding the appropriate division of the personal property, being both all the wine and all the golf clubs. This correspondence was exchanged in order to resolve the parties' long dispute over the fate of these items that the parties jointly owned in undivided interests (*see* footnote "3" below). Along with the first page of Exhibit "1" attached hereto (being an email from Plaintiff's counsel to Defendants' counsel), true copies of the other pertinent correspondence are attached as Exhibits "5", "6" and "7" hereto and incorporated herein for all purposes. As part and a result of said correspondence, finally, the Defendants, in writing, agreed to and elected to accept an in-kind division as to their collective interests in the wine of Group "A". Defendants likewise agreed to and elected to accept, in writing, an in-kind division of their collective interests in the golf clubs under

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<sup>&</sup>lt;sup>3</sup> In fact the parties had disputed, between themselves, how to divide, the very same wine and golf clubs for well over two years. Plaintiff had repeatedly requested in writing, over and over again, throughout that period, that Defendants select either the equally-valued groups of "A" or "B" as to the wine and golf clubs respectively. For over two years (*see*, Exhibit "6") the Defendants refused to do so. They finally made their selection (Group "A" as to each wine and golf club grouping, respectively) to resolve this long-standing dispute, and communicated their agreement in writing (*see* Exhibit "7" hereto) through their counsel, to Plaintiff, on August 13, 2013, after the property was released from administration to all the parties, by the Independent Administrator – *see* Exhibits "2" or "3" hereto.

Group "A". (Defendants' counsel's email to Plaintiff of August 13, 2013 stated: "Mr. Jennings, My clients have selected group A for each of the wine and the golf clubs. Please advise how you would like to proceed. Best regards, Christopher M. McNeill." – See Exhibit "7" attached hereto, as communicated by counsel for these Defendants, to counsel for Plaintiff.) Thus, as the Exhibits hereto reflect, there was an offer to Defendants by Plaintiff Mrs. Hopper for the Defendants to select certain property "by lot" (i.e., Group "A" or Group "B" as to the wine and golf clubs), and then an acceptance on August 13, 2013 by Defendants. The mutual considerations for this bargain included each sides' respective releases and relinquishment of their undivided interest in the "lots" not chosen. Plaintiff was agreeable and willing to act on said allocation and division of interests. In reliance upon the Defendants' agreement, confirmed by Exhibit "7", that the Defendants had made a binding election of Group "A" as to both the wine and the golf clubs, Plaintiff expended funds (to her actual damage and detriment) and further detrimentally relied and was damaged by expending funds to, inter alia, rent space to store the property she reasonably anticipated would soon be released solely to her, etc.

E.

Notwithstanding the Defendants' written agreement per Exhibits "5" - "7", Defendants reneged on said agreement (the "Contract"), and instead have since acted inconsistently with the terms and provisions of same. Plaintiff did not know of this decision by Defendants to breach until after she had already detrimentally relied upon, and changed position upon, Defendants' Contract/agreement. Particularly and importantly, Defendants have ignored their prior agreement expressly confirmed by Exhibit "7", which itself contractually bound Defendants.

F.

Defendants and Plaintiff are likewise joint owners of undivided interests of personal property set forth in Exhibit "8" which is attached hereto and incorporated by reference (the "Personal

Property"). Defendants each own a ¼ undivided interest and Plaintiff owns a ½ undivided interest in the Personal Property. The Personal Property was conveyed to Defendants and Plaintiff pursuant to three separate assignments by the Independent Administrator which are attached hereto as Exhibits "9", "10", and "11" and are incorporated herein by reference.

G.

The Personal Property is the jointly held property of Defendants and Plaintiff, held in undivided interests solely between them, and is not subject to the jurisdiction of any other court or part of any probate proceeding.

#### **OVERVIEW OF ISSUES**

III.

A.

Given the foregoing, and despite Defendants' acceptance and written confirmation of the agreement (the "Contract") in Exhibit "7" to the virtually identical (in dollars value) division of the personal property as set forth in Exhibit "1", Defendants have acted inconsistently and in breach of their written agreement, and have not acted since to complete the agreed voluntary partition/division (and mutual relinquishments of interest) to effect a resolution of their prior dispute regarding dividing the wine and golf clubs (into groups "A" and "B"). Inasmuch as Plaintiff is unwilling to further hold said property jointly with these Defendants, if said agreed Contractual allocation is not upheld and ordered by this Court, a judicial partition would therefore then be necessary.

B.

The wine and golf clubs, i.e., the property, as evidenced by the conduct and written admissions of the Defendants themselves, is admittedly susceptible to allotment in kind. Plaintiff sues and seeks this Court's order that the property division previously agreed and accepted in writing by the Defendants (and subsequently breached), being Group "A" as to the wine and Group "A" as to the golf clubs, be upheld, ordered and enforced, such that Plaintiff can be fully vested in all the respective Group "B" property, as to both the wine and golf clubs, respectively, and Defendants jointly receive Group "A" as to each.

IV.

CAUSES OF ACTION: Plaintiff Sues Defendants, Jointly and Severally, for: Breach of Written Contract; Specific Performance; Unjust Enrichment Or, Alternatively, for Partition or Sale

**COUNT 1: Breach of Contract** 

Α.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and re-alleged herein in support of this Count.

B.

The actions above-described constitute one or more breaches of the Contract between Plaintiff and Defendants. Defendants did not honor and keep the Contract and failed to perform under the Contract and have since disavowed their selection as to the wine and golf clubs of Group "A", respectively as to each and relinquishment of their interests in Group "B" as to each. Plaintiff relied upon said Contract to her detriment and expended sums to secure rental space to store the said property, divided and relinquished unto her, etc. Likewise by this failure to adhere to the Contract for resolution and division of that property, Defendants have effectively prevented and blocked

Plaintiff from full, sole and exclusive use and possession of the property of Group "B", as to both the wine and golf clubs, respectively.

C.

Defendants' failures of performance have damaged Plaintiff and have likewise prevented Plaintiff from going forward and individually picking up her solely-owned assets as to both the golf clubs and wine, being "Group 'B" respectively as to each, to sell or dispose of or enjoy as she might choose as sole owner and possessor of same.

D.

As a result of these breaches of contract, Plaintiff has been damaged by these Defendants, jointly and severally, in an amount in excess of the minimum jurisdictional limits of this Court, for which Plaintiff now sues. Plaintiff also seeks all attorney's fees, interest and costs as set forth elsewhere herein, which are incorporated by reference.

#### **COUNT 2: Specific Performance**

E.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and re-alleged herein in support of this Count.

F.

Based upon the foregoing Plaintiff seeks specific performance against Defendants such that Plaintiff may proceed to remove or otherwise dispose of her wine and golf clubs, as detailed under the listing as to Group "B" for each, as set forth in Exhibit "1" hereto.

G.

Plaintiff has been damaged by the Defendants' refusal to allow Plaintiff to remove her wine and golf clubs already agreed to be allocated to her, which damages are in an amount in excess of the minimum jurisdictional limits of this Court, for which Plaintiff now sues. Plaintiff also seeks all attorney's fees, interest and costs as set forth elsewhere herein, which are incorporated by reference.

#### **COUNT 3: Unjust Enrichment**

H.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and re-alleged herein in support of this Count.

I.

As described above, Defendants own an undivided interest in the golf clubs and wine with Plaintiff. Plaintiff secured storage facilities (along with such other services, utilities and other charges that were constant with such storage) to store the golf clubs and wine. Plaintiff paid the storage fees, mechanical repair costs, service costs, utilities, etc. associated with storing the golf clubs and wine; however, Defendants did not pay their share of the fees.

J.

Defendants took an undue advantage of Plaintiff by failing to pay their share of the storage fees, utilities, etc., as described above and will be proven by Plaintiff to be "part and parcel" of such storage (when done properly for the safety and security of the wine and golf club property at issue) associated with storing the golf clubs and wine. Defendants have unjustly obtained a benefit from Plaintiff, namely the payment by Plaintiff of Defendants' share of the storage fees, utilities, etc., both long prior to and after the Assignments.

K.

As a direct and proximate result of Defendants' conduct, Plaintiff paid sums, and Defendants have been benefited from those payments, in connection with the storage of the golf clubs and wine, and for which Plaintiff sues.

## COUNT 4: Alternatively, Suit for Partition, or, In the Further Alternative, For Sale of Golf Clubs and Wine

L.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and realleged herein in support of this Count.

M.

Alternatively, Plaintiff seeks a partition of all the property. If the Court does not order and enforce by partition such allotment "in kind" via and "tracking" **the very division agreed by the Defendants themselves, in writing,** then, instead, all the personal property be sold by order of the Court and the proceeds of the sale be distributed to Plaintiff in the amount of ½ of the value of all the wine sold and ½ of the value of all the golf clubs sold. Further, that each Defendant be awarded ¼ each of the total amount realized from the sale of the wine and the golf clubs, respectively. Plaintiff seeks all attorneys' fees, interest and costs as may be applicable or appropriate in the premises. Demand has previously been made for performance and completion of the contract of the parties, and has been restated by delivery of this Petition.

### COUNT 5: Suit for Partition of Personal Property, or, In the Alternative, for Sale of Personal Property

N.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and realleged herein in support of this Count.

O.

Plaintiff seeks a partition of the Personal Property set forth in Exhibit "8". Alternatively, if a partition of the Personal Property cannot be done in kind, Plaintiff seeks a sale of the Personal Property and a distribution of the sale proceeds to be provided in accordance with the parties'

ownership interests. Plaintiff seeks reimbursement for any storage costs associated with same, if any.

#### V.

#### ATTORNEYS FEES, INTEREST AND COSTS

A.

All the factual allegations referenced elsewhere in this entire Petition are incorporated by Plaintiff by reference and realleged herein in support of this claim.

B.

Further, by reason of Defendants' conduct and the matters alleged elsewhere herein, and pursuant to the Texas Civil Practice and Remedies Code, §38.001 et seq., or, alternatively, other applicable law, or in equity, Plaintiff is entitled to have and recover of and from Defendants, jointly and severally, her reasonable attorneys' fees incurred in connection with disputes concerning the contract, and the other causes of action (as appropriate and alleged under law or equity) asserted by Plaintiff herein. All notices and demands as required by law for such fees and costs have been or are being given hereby. Plaintiff seeks a reasonable sum for such attorneys' fees and costs; or if this matter requires trial, such additional sums as are necessary to cover these attorneys' fees and costs, as well as, all reasonable attorneys' fees and costs in any Court of Appeals, for which each and every appeal taken (in the event of such an appeal(s)) Plaintiff seeks her attorneys' fees and costs, and for all of which reasonable attorneys' fees and costs Plaintiff sues and demands relief against Defendants named herein.

C.

Plaintiff would further show that if she is allowed to recover under any theory pled in this cause against Defendants, jointly and severally, Plaintiff is entitled to all pre-judgment interest appropriate, at the highest rate allowed by law against Defendants. Further, Plaintiff would show

that if she is allowed to recover under any theory pled in this cause against Defendants, Plaintiff is entitled to all post-judgment interest as appropriate, at the highest rate allowed by law against these Defendants, from the date of judgment until the satisfaction of same. Plaintiff also seeks all costs of court and all other costs expended herein as are allowed at law or in equity.

#### **PRAYER**

WHEREFORE PREMISES CONSIDERED, for these reasons Plaintiff prays that Plaintiff have Judgment and this Court award Judgment, against Defendants, jointly and severally, where and as may be appropriate, for the following (as applicable and appropriate):

- a. Judgment in favor of Plaintiff upon any of the theories, actions or causes of action pled herein against any or all of the Defendants (as pled) for such relief or sums as may be proved in open Court and for judgment for all other appropriate relief enumerated (whether generally or specifically) in this Petition and Prayer, or as may be appropriate in the premises;
- All damages sustained by Plaintiff, including all costs associated with the storage of the wine and golf clubs (and any of the Personal Property);
- c. The Court enter a judgment specifically enforcing the Contract and allocating Group "B" to Plaintiff and Group "A" to Defendants;
- d. Alternatively the Court confirm the value of the wine and golf clubs, article/item-by-article/item, and determine whether a fair and equitable partition of the wine and golf clubs can be made and if so the Court make an allotment in kind of ½ of said wine and golf clubs, both wine and golf clubs, to Plaintiff (exactly as set forth in Group B as to the wine and golf clubs, respectively) with the other ½ exactly as set forth in Group A as to both the wine and the golf clubs, to Defendants jointly;

- e. Alternatively, in the event the Court determines that a fair and equitable partition of the wine and golf clubs cannot be made in kind, the Court issue an Order that the property be sold according to law and the proceeds of the sale be distributed as follows: ½ after all expenses of sale to Plaintiff, and, the other ½ after all expenses of sale, and payment of all other relief awarded hereunder to Plaintiff, jointly to Defendants.
- f. The Court determine a fair and equitable partition of the Personal Property and allocate ½ of the Personal Property in kind to Plaintiff and ¼ of the Personal Property in kind, to each of the Defendants.
- g. In the alternative, if the Court determines that a fair partition of the Personal Property cannot be made in kind, the Court shall order the Personal Property sold and the proceeds, after the expense of said sale, be distributed ½ to Plaintiff and ¼ to each of the Defendants, less any storage costs, if any, charged to Defendants and then paid to Plaintiff;
- h. Reasonable and necessary attorneys' fees, jointly and severally against Defendants (as may be appropriate), and if this cause requires a trial, for Plaintiff's reasonable attorneys' fees for the prosecution or defense of same; and, an additional sum or sums if this cause is appealed, all as specified more fully hereinabove;
- i. Costs of suit or reasonable expenses as are allowed at law or in equity;
- j. Prejudgment and post-judgment interest as allowed, at the highest rates allowed by law;
- k. For such Declaratory and other orders and judgments affecting the obligations of each of the Defendants, jointly and severally, to Plaintiff and as to and to uphold the

rights of Plaintiff and in favor of Plaintiff, as this Honorable Court may find appropriate under the circumstances; and

1. All other general and special relief, in law or equity, to which Plaintiff may be justly entitled.

Respectfully submitted,

#### LOEWINSOHN FLEGLE DEARY, L.L.P.

By: /s/ Alan S. Loewinsohn

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#### **COUNSEL FOR PLAINTIFF**

#### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was served upon the following counsel of record via e-filing this 30th day of October, 2015:

Christopher M. McNeill BLOCK & GARDEN, LLP Sterling Plaza 5949 Sherry Lane, Suite 900 Dallas, Texas 75225

/s/ Alan S. Loewinsohn

ALAN S. LOEWINSOHN

Subj:

Re: FROM JAMES JENNINGS - Letter to Chris McNeill

Date:

8/6/2013 3:43:31 P.M. Central Daylight Time

From:

MMAF13@aol.com

To:

McNeill@bgvllp.com, janet@erhardjennings.com

CC:

jjennings@erhardjennings.com, ktomlinson@erhardjennings.com,

mgraham@thegrahamlawfirm.com

#### Dear Mr. McNeill:

Attached please find the A/B lists of the wine and golf clubs. These have not changed since they were prepared a couple of years ago. To our knowledge, your clients have been sent these same lists several times, either directly or through counsel.

In any event, here they are again.

Please select and we will draw up an agreement accordingly. There are just a few mechanical decisions regarding removal of the assets, once A or B are selected, that need to be made.

I do know that Mrs. Hopper thinks that the folks at the wine warehouse should handle the mechanics of dividing the bottles to ensure they are safely and properly separated.

After all this is taken care of, we can address the Lufkin issues and see if any agreement can be reached.

Thanks, Jim

**EXHIBIT** 

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750 ml	750 ml	750 ml	r 750 ml	750 ml	750 ml	750 m)		750 ml	750 ml	750 ml		750 ml	750 ml	750 ml	750 ml		750 ml	750 ml		750 ml	750 ml	1.5 L	750 ml		750 ml	750 ml	Volume
dessert wine			members blended special!			A COLUMNICATION A TC?	1975 - \$177, 1976 -	1967-\$281, 1968- \$285	Presentation box w/story single btl prices:								low					magnum				a legendary vintage in Germany	
\$180,00	\$250.00	\$200.00	\$20.00	\$99.00	\$324,00	\$540.00	£4 750 00	\$1,250.00	\$1,250.00	\$100.00		\$130.00	\$140.00	\$122.00	\$217.00		\$100,00	\$149.00		\$102,00	\$105.00	\$295.00	\$102.00		\$273.00	\$70.00	Unit Value E
\$180.00	\$1,500.00	\$2,400.00	\$120.00	\$1,188.00	\$324.00	\$540,00	2000	\$1,250.00	\$1,250.00	\$600,00		\$1.560.00	\$1,680.00	\$488,00	\$21/.00		\$100.00	\$149.00		\$408.00	\$210.00	\$295.00	\$1,224,00	2	\$1,092.00	\$70.00	EXTENSION
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\$180,00	\$750.00	\$1,200.00	\$50.00	\$594.00	\$324,00	\$540.00	\$1 250 00	\$0.00	\$1,250.00	\$300.00		\$780.00	\$840.00	\$244,00	\$417.00		\$100.00	\$149.00		\$204.00	\$105.00	\$0.00	\$012.00		\$546,00	\$0.00	Val
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\$0.00	\$750,00	\$1,200.00	\$50,00	\$594,00	\$0.00	\$0.00	\$0.00	\$1,250.00	\$0.00	\$300.00		\$780,00	\$840.00	\$244.00	\$0,00	*	\$0.60	\$0.00		\$204,00	\$105.00	\$295.00	\$012100	400	\$546.00	\$70.00	Val CK
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Lhateau mouton 1970 Rothschild 1932 Chateau Palmer	Chateau Moulton- 1980 Rothschild	Chateau 1965 Montelena	Chateau 1978 Montelena	Chateau 1985 Montelena	1986 Chateau Margaux	1990 Chateau Margaux	1959 Chateau Margaux	Chateau Leoville	Chateau Leoville 1982. Barton	1964 Chateau Latour	Chareau Larite-	Chateau Lafite- 1964 Rothschild	1981 Rothschild	1989 Conseillante	Chateau nauc	1982 Beaucaillou	1983 Daene	1975 Chateau di Yquem	Chateau Cos 1982 d'Estournel	1964 Chateau Branaire	Chat, La Mission 1983 Haut Brion Gra.	1980 Chappellet	Champagne cous	1989 Roederer
Pauillac Margaux Pomerol	Pauillac		Estate 1882-1982 Centennial	Estate	Margaux	Margaux	Margaux		Saint-Julien	Pauillac	Pavillac	Pauillac	Paulliac	Pamerol	Classe	St- Julien	Barsac	Sauterines can paintees	St-Estephe	St-Julien	Craves		Cristal Brut	Cristal Brut
Bordeaux Bordeaux Bordeaux	Bordeaux	Napa	Napa	Napa	Bordeaux	Bordeaux	Bordeaux	Bondousk	Bordeaux	Bordeaux	Bordeaux	Bordeaux	Bordeaux	Bordeaux	Bordeaux	Bordeaux	Bordeaux	to to to to		Bordeaux	Bordeaux	Napa	Champagne	Champagne
Blend Blend Merlot	Blend	Sauv.	Sauv.	Sauv.	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Blend	Semillon	0	Blend	Blend	Blend	Sauv.	Blend	Blend
750 ml 750 ml 750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml		750 ml	750 ml	750 ml	750 mt	750 ml	750 ml
mid shoulder fill	low neck fill				written	Stave 11/4/89	fill high shoulder			Dad - Steve and Barbara"	"Merry Christmas	shoulder	fill vacy blob				2 good	1 shows old leak,		fill very high shoulder/ low neck				
\$350,00 \$352,00 \$1,250.00	\$308.00	\$125.00	\$240.00	\$172.00	\$450.00	\$1,100.00	\$1,650.00	\$561,00	\$250.00	\$780.00	\$798.00	\$498.00	\$859,00	00.00E\$	\$490.00	\$379.00	\$130.00	į	\$384.00	\$95,00	\$233.00	\$55,00	\$512.00	\$548.00
\$350,00 \$2,112.00 \$2,500,00	\$308.00	\$250.00	\$720.00	\$2,064.00	\$450.00	\$1,100,00	\$1,650.00	\$6,732.00	\$3,000.00	\$780.00	\$798.00	\$498.00	\$859.00	\$2,160.00	\$980.00	\$1,516.00	\$390.00		\$4,608.00 \$1,279.00	\$95.00	\$1,165.00	\$660.00	\$2,048.00	\$548.00
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	\$0.00	\$125.00	\$240.00	\$1,032.00	\$450,00	40.00	\$1,650.00	\$3,366.00	\$1,500.00	\$780.00	\$798.00	\$0.00	\$0.00	\$1,080.00	\$490.00	\$758.00	00.00		\$2,304,00	\$0.00	\$466.00	\$330,00	\$1,024.00	\$0.00
\$1,056.00 \$1,250.00		**	-4	124	0		· e/	Q.	Ŋ	O	S. 63	1	í.	نوا	V.	42			e n	1223	1,44	GA:	30	-
\$1,056.00 ± \$1,250.00 ±	4.0		10	\$1,0		4	\$1.100.00	\$3,366.00	\$1,500.00	\$0	\$0.00	\$498.00	5859.00	\$1,080.00	\$490.00	\$758.00	\$200.00	4 CO O	\$2,304.00	\$95,00	\$699.00	\$330.00	\$1,024.00	2040.50
	40	\$125.00	\$480,00	\$1,032.00	\$0.00		\$0.00	00	.00	\$0,00	8	00	00	6		. 0			0.0	0	0	ō	ŏ	

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1978 Heitz Cellars	1990 Heitz Cellars	1981 Girard	Franciscan 1977 Vineyards	1968 Fonseca	1991 Fisher Vineyards	1981 Far Niente	1985 Dunn Vineyards	1982 Dunn Vineyards	1981 Romance-Conti	1977 Diamond Creek	1978 Diamond Creek	1985 Diamond Creek	1977 Diamond Creek	1978 Diamond Creek	1985 Diamond Creek	1978 Dlamond Creek	1977 Diamond Creek	1985 Diamond Creek	1990 Dampierre	בשבה אוולפים לכ	1978 Chateau Rieussec	1981 Chateau Rieussec	1981 Chateau Rieussec	Longueville Comtesse de 1982 Lalande	1983 Chateau Petrus
Fay Vineyard	Bella Oaks Vineyards		Private Reserve	Part.	Coach Insignia			Howell Mountain	Marey-Monge	Volcanic Hill	Volcanic Hill	Volcanic Hill	Red Rock Terrace	Red Rock Terrace	Red Rock Terrace	Gravelly Meadow	Gravelly Meadow	Gravelly Meadow	Grand Cru "Treat"	יייייייייייייייייייייייייייייייייייייי		Sautemes	Sauternes	Pavillac	Pomerol
Napa	Napa	Napa	Napa	Duoro, PT	Sonoma	Napa	Napa	Napa	Burgundy	Napa	Napa	Napa	Napa	Napa	Napa	Napa	Napa	Napa	Champagne	Squrerues	Bordeaux	Bordeaux	France	Bordeaux	Bordeaux
Sauv.	Sauv.	Sauv.	Cab.	Blend	Cao.	) S = 1	Sauv.	Sauv.	Pinot Noi	Sauv.	Sauv.	Sauv.	Sanv.	Sanv.	Sauv.	Sauv.	Sauv.	Sauv.	Blend	Semillon	Semillan	Semillon	Semillon	Blend	Merlot
750 ml	750 mi	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	Pinot Noir 750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	750 ml	/50 m	750 ml	750 ml	750 ml	750 ml	750 ml
			autograph is valuable	Trackle Marcan		probably bad			fill is low neck									orig wood	cork rope dosum/autographed	Cult pox My seistout to chi	dessert wine	dessert wine	dessert wine	ang waod	label
\$129.00	\$89.00	\$45.00	\$50.00	\$450,00	\$75.00	\$0.00	\$135.00	\$180.00	\$530.00	\$158.00	\$330.00	\$147.00	\$158.00	\$597.00	\$171.00	\$300.00	\$240.00	\$150.00	\$170.00	\$125.00	\$70.00	\$93,00	00.56\$	\$636.00	\$1,200.00
	ts.	\$54	\$10	\$45	\$675.00	\$0.00	\$135,00	\$180.00	\$530.00	\$158.00	\$330.00	\$294.00	\$159.00	\$597.00	\$342.00	\$300.00	\$240.00	\$300.00	\$170.00	\$1,500.00	\$70.00	\$93.00	00.56\$	\$3,816.00	\$1,200.00
	\$534.00	\$540.00	\$100.00	\$450.00	5.00	.00	0	•			0	ŏ	0												₽
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\$516.00 2 \$258.00	\$267.00	165	ė	₽	Lri	97	Ġ	1º \$180.00			0	4	1-	\$597.00 ± \$597.00	1 \$171.00 ± \$171.00			<b>\$150.00 \$150.00</b>			for the	\$93.00	1 000.05		

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1985 Onle One	Log1 Onus One	1996 Opus One	1991 Opus One	1989 Opus One	1988 Opus One	1987 Opus One	1889 Obns Oue	1904 CDUS OHE	1004 0000 000	TOP OF THE	1982 Days One	1981 Opus One	1980 Opus One	TOOO MEDGETTI COPYCIO	1080 Nigharim-Consoli	יסאסיים אים להיטאסיים	1988 Moet & Chandon	1976 Moet & Chandon		1976 Louis M Martini	1999 Lewis Cellars		1976 Krud	Joseph Phelps	1980 Vineyards	1977 Vineyards	Joseph Phelps	Joseph Fileips 1980 Vineyards	1979 Vineyards	Joseph Phelps	1978 Jordan	1978 Inglenook	1958 Heitz Cellars		1975 Heitz Cellars	1983 Heitz Cellars	1980 Heitz Cellars	1979 Heltz Cellars	
Mondayl-Rothschild	Mondavi-Rothschild	Mendayl-Rothschild	Mondavi-Rothschild	Mondayl-Rothschild	Mondavi-Rothschild	MODOSYI-ROMISCHIO	TONGON TOUR	Contract Contract	なってはいいかっている	Mondayi-Rothschild	Mondavi-Rothschild	Mondavi-Rothschild	Mondavi-Rothschild			Cuvee Dom Perignon			Cuvee Dom Perignon	Special Selection			Vintage		Insignia	prufisut	T- disafe	Insignia	Eisele Vincyard		Estate	Limited Cask			Martha's Vineyard	Martha's Vineyard	Martha's Vineyard	Martha's Vineyard	The second secon
Napa	Napa	Napa	Napa	Napa	eden	paper	al de la	י בי	Nana	Napa	Napa	Napa	Napa	į	Napa	Chambagne	Champagne	Champagne	ł	Napa	Napa		Champagne	Naoa	Napa	Trapo	No.	Napa	Napa		Val.	Napa	Napa		Napa	Napa	Napa	Napa	
Blend	Blend	Blend	prend	DIELIC	plend		000	n e o d	Blend	Blend	Blend	Brend	Blend			ne Blend	e Blend	DISIG SI		Sauv.	2 Z Z			Sauv.	Sauv.	Cab.	វិ ទិ	. Blend	Sauv.	Cab.	Sauv.	Sauv.	Cab.	Cab.	Sauv.	Sauv.	Cab.	Cab.	CB:
750 ml	750 ml	/50 mi	750 111	750 11	750 11		750 ml	750 ml	750 ml	750 m)	750 ml	750 ml	750 ml		750 mi	750 ml	750 ml	1111 007	1	750 ml	/50 mi		750 ml	750 ml	750 ml		750 m	1.5 L	750 ml		ווח 750	750 ml	700 00	3	750 ml	750 ml	750 ml	750 mi	
													wood	unopened orig							one wood gire							Magnum											Cap.
\$300.00	\$270.00	10000	41.000	4070.00	UU 5684	UU CEED	\$305.00	\$350.00	\$320,00	\$295.00	300.00	00.067\$	\$375,00		\$128.00	\$282.00	\$330.00	4	*501 OO	\$65,00	4	*150	\$1,097.00	\$79.00	\$180,00		\$275.00	\$450.00	\$200,00		\$105.00	\$120,00	4	*615 DD	\$345.00	\$175.00	\$135.00	\$235.00	100
00.000,T\$	00.00.00	00.000		\$1.620.00	41.950.00	<1 997.DO	\$1,830,00	\$2,100.00	\$1,920.00	\$1,770.00	\$1,000,00	\$1,740.00	\$2,250.00	,	\$1,408.00	\$282.00	\$990,00		¢591.00	\$390,00	4	00 0514	\$1,097.00	\$948.00	\$1,080.00		\$1,650.00	\$450.00	\$600.00	200	\$1,260.00	\$240.00	4	\$1.730.00	\$1,035.00	\$175.00	\$810.00	\$1,794.00	
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	Weingut Wilfried 1983 Gruber	Weingut Wilfried 1986 Gruber	1977 Warre's	1978 Silver Oak	1985 Silver Oak	1000 University Cur.	1990 Silver Oak	2000 Silver Oak	1975 Silver Oak		7002 Silver Oak	1993 Silver Oak	1980 Silver Oak	1982 Silver Oak	1979 Silver Oak		1 VERTICAL Silver Dak	1979 Silver Oak	1986 Silver Oak	1984 Rutherford Hill	1979 Winery	Robert Mondayl	Robert Mondayi 1978 Winery	1974 Winery	1978 Winery Robert Mondavi	Robert Mondavi	1985 Robert Mondavi	1983 Comtesse	1979 Perrier-Jouet
Napa Valley- Mt	Aspisheimer St. Rodjustapelle Rulander Elswein	Aspisoeimer Somenberg Huxelrebe Trockanbeerenauslese	Vintage Port														Collectors Edition Vertical 1985 - 1990	Bonny's Vineyard	Bonny's Vineyard	Ubrary Reserve	Reserve		Reserve	Reserve	Reserve		Reserve	Pauillac	Reserve
Napa Valley	Germany	Germany	Duoro, PT	Val.	Val.	Alexander	Alexander Val.	Val.	Val.	Alexander	Alexander Val.	Val.	Val.	Val. Alexander	Valley Alexander	Alexander	Val.	Napa	Napa	Napa	200		Napa	Napa	Napa		Napa	Bordeaux	Champagne
ev Cab.	Rulander	Huxelr	Blend	Sauv.	Sauv.	C <sub>b</sub>	Sarv. Cab	Sanv.	Sauv.	င္ပို	Sauv.	Sauv.	Sauv.	Cab.	Cab.	Š	Sauv.	Sauv.	Sauv.	Cab.	Cab.	Cab.	צאטי.	Sauv.	Cab.	ê	Sauv.	Blend	Blend
750 ml	Jer 750 ml	Huxelrebe 750 ml	750 ml	750 ml	750 ml		750 ml	750 ml	750 ml		750 ml	750 ml	1.5 L	750 ml	750 ml		750 ml	750 ml	750 m	750 ml		750 ml	750 ml	750 ml	10011	107	750 ml	750 ml	750 ml
	Dessert - very good vintage	Dessert											Magnum				of 85 thru 90							on one	fill high shoulder				
\$100.00	\$120.00	\$105.00	\$150,00	\$180.00	\$225.00		\$143.00	\$81.00	\$181.00		\$82,00	\$119.00	\$260.00	\$130.00	\$150.00	1	\$1,200.00	\$400.00	\$245.00	\$50.00		\$140.00	\$125.00	\$200.00	4	150 00	\$75,00	\$68.00	\$268.00
\$1,200.00	\$120.00	\$105.00	00.000\$	\$360.00	\$225.00		\$143,00	\$81.00	200.00		\$82.00	\$238.00	\$520.00	\$1,560.00	\$1,800.00		\$1,200.00	\$800.00	\$245,00	00.000\$		\$140.00	\$250.00	\$1,200.00	4000	\$900 00	\$900.00	\$612.00	\$268.00
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	\$120.00	\$0.00	,	38	5	1	0	0	`	_	U	_																	

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1000 Cavenue Ulcavard	1988 Caymus Vineyard	1991 Cellars	2007 Catena	1003 Carteller Ballock	1983 Cassayre-Forni	2003 Caldwell Vineyards Flame Jumper	1974 Burgess	1977 Burgess	1980 Buena Vista	2007 Bodegas Olivares	1983 Priesterseminar	1982 Blondi-Santl	Binger Rudesheimer 1969 Rosengarten	1982 Beringer	1986 Beringer	1973 Beaulieu Vineyards Estate	2001 Beaulieu Vincyard	1991 Beaulleu Vineyard	1991 Beauffeu Vineyard	2007 ANOVERUE		2008 Alarnos	2007 Alamos	2008 Alamos	1980 William Hill
חייי שייי	Estate	Niagara Peninsula Estate Icewine		Kahiner Egekan		i Flame Jumper	Vintage Selection	Vintage Selection		Altos de la Hoya	Spatiese Spatiese	Il Greppo	Riesling Elswein - dessert wine	Knights Valley	Knights Valley	Estate	Tapestry Reserve Napa	Beautour	Beaufort	VIII O	evodia (sic) - Old	Gevrey-Chambertin			Napa Valley-Mt Veeder Napa Valley
Napa	Napa	Canada	Argentina	Gemany	Napa	Napa	Napa	Napa	Sonoma Val.	Spain	Germany	Tuscany, IT	Rheinhessen , DE	Sonoma	Sonoma	Napa	Napa	Napa Napa	Napa	poin	2	Burgundy	Argentina	Argentina	
S CO	Sauv.	Riesling	Malbec	Thurgau	Cab.	Blend	Sanv.	) 왕		Monastrel	Riesling	Brunello		Sauv.	Cab.	Sanv.	Blend	Cab.	Cab.	Chardonn	Garnacha	Pinot Noir	ay	Chardonn ay Chardonn	Sauv.
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Sainte-Fay		Robert Young Vineyards	n Dry Creek Valley Alexander Valley	Cru Bourgeois				Pauillac	Margaux	Medoc Cru Bourgeous Hauc-		St-Julien	Pauillac	Classe	Rully	Margaux	Los Carneros	Los Cameros	Pauillac	Paulllac		Reserve Millesime	brut Freimer	Driet Dramiar
Bordeaux	Sonoma Co.	Sonoma	Sonoma	Bordeaux	Napa	Sonoma	Napa	Bordeaux	Bordeaux	Bordeaux	Bordeaux Bordeaux	Bordeaux	Bordeaux	Bordeaux	Burgundy	Bordeaux	Carneros	Cameros	Bordeaux	Bordeaux	Napa	Napa Champagne	Champagna	Champagne
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1959 Freemark Abbey	1972 Freemark Abbey	1978 Freemark Abbey	1980 Vineyards	1982 Far Niente 1997 Farallon	1989 Far Niente	1991 Faiveley	1980 Estancia	1997 (Bull's Blood)	Duckhorn 1989 Vineyards	2006 Drew	2004 Vin. & Win.	1979 Domaine Leftaive	2004 Domaine Ehrhart	2008 Domaine De Pouy	1988 Chevalier	1988 Chevalier	1997 David Frost Wines	NV Winery	David Bruce	Tool Careta & Tara	2008 Concha yToro	2004 Concha y Toro	2008 Concha y Toro	1990 Clos Prieur	1978 Clos du Bais	1948 Clos du Bois
	Cabernet Bosche	Cabernet Bosche				Maccurey Les			Three Palms Vineyard	Broken Leg Vineyard	Jerusalem Hill	Puligny-Montrachet	Негтепweg	Vin De Pays	Graves	Graves		Old Dog Red	Concha	Marques de Casa	Casillero del Diablo Reserve	Concha	Reserve	Gevrey-Chambertin	Proprietor's Reserve	
Napa	Napa	Napa	Napa	Napa North Coast	Napa	Burgundy	Napa	Hungary	Napa	Anderson Val.	Oregon	Burgundy	Alsace	Gasc.	Leognan	Leognan	South Africa	California	Cilia	Š	Chile	Chile	Chile	Burgundy	Alexander Val.	Sonome Lo.
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PageOU of 14																										

2001 Gary Farrell

Dry Creek Valley Maple Vineyard -Tina's Block

The Plax Hopped Estate While Collection b/o September 27, 1010 K

Classic Dessert

Napa

dessert

\$30.00

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Sonoma

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Blanc de Noirs Brut	Reserve					Esola	Essensia Dessert Wine California	Elysium Dessert Wine	Andrus Reserve Brut Reserve Speciale	Madonna Beerenauslese	lehfraumileh	Brut Cuvee Speciale Brut	Particuliere	Marlborough Pauillac	Dry Creek Valley Imperial	Silhouette	Kabinett	Rioja Crianza	Private Reserve	Reserve des Jacobins Russian River Valley Valley Vieta Vinguard	
	Sonoma	Napa	Nepa	Napa	Napa	Amador	California	California	Napa Champagne	Rhine, DE	Napa	Champagne Champagne	Champagne	New Zealand n Blanc Bordeaux Blend	Sonoma Co. Champagne	Napa	Mosel, DE	Rioja, Spain	Sonoma	Burgundy Sonoma	Chile
Plnot Noir	Cab. Sauv.	Merlot	Sauv.	Sauv.	Sauv.	Zinfandel	Muscat Zinfandel	Muscat		Riesling Cab.	Sauv.		Blend	d n Blanc Blend		S A CINICOLIN	Riesling	٥	Zinfandel	Pinot Nair 750 ml Pinot Noir 750 ml	ay
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Murfattar Region	Se l'					Carley Vineyard	Cortey Vineyard			Private Reserve Sparkling Wine	Late Harvest	Vintage Select		Beaujolals-VIIIages	Beaujolais Nouveau	Barrel Fermented		Coach Incidela		ego release	Dry Creek Valley Umited Release - 1st	Fairmont Hotel	Fairmont Hotel	Fairmont Hotel	Calcaire
Romania	Napa	North Coast	Napa	XUESDIDA	Napa	Napa	Napa	Texas	Lake County	Monterey	Monterey	Coast	Val.	Burgundy	Burgundy	Napa		5	Monterey	California	Sonoma	Californía			Val.
ay	Blanc Chardonn		Sanv.	Cap.	ay Clair	ay Charlenn	ay	Johannis, Riesi,	Johannis. y Riesl.	Sauv.	Riesling	Sauv.	Chardonn	Gamay	Gamay	Vionniar	Chardonn	Chardonn	Chardonn ay	Sauv.	ay Cab	Sauv.	съь.	ay Chardonn	ay Chardonn
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	Mt Veeder	Private Reserve	Estate	Alto Adige	Skyline		Mont La Salle	Gewurztraminer					Stag's Leap Wildwood	Estate		Ventana	μ		Superiore	Vaipolicella Classico	Spedal Reserve 47 Pound Rooster	Johnston)	Cuvee Paulliac (Mis en
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\$8.00	\$22,00	\$2.00	\$0.00	\$2.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,00	\$10.00	\$0.00	\$2.00	\$0.00	\$0.00	\$0.00	\$2,00	\$0.00	\$2.00	\$20.00	\$0.00
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1.75 The Rax HoppexEstate Wide Collection b/o September 27, 2010 K Total Value \$145,819,00 53 90 72891 9 72928 \$37,00

# INDEPENDENT ADMINISTRATOR'S ASSIGNMENT Wine Stored with Classic Wine Storage, Southlake, Texas 76092

Max D. Hopper ("Decedent"), a resident of Dallas County, Texas, died intestate on January 25, 2010.

An Application for Independent Administration Pursuant to Texas Probate Code §145(e) and for Waiver of Bond Pursuant to §145(p) was filed April 28, 2010 in Cause No. PR-10-1517-3, In Re: Estate of Max D. Hopper, Deceased, Dallas County Probate Court No. 3, and Judge Michael E. Miller signed an order appointing JPMorgan Chase Bank, N.A. as Independent Administrator of the Estate of Max D. Hopper on June 30, 2010. JPMorgan Chase Bank, N.A. qualified to serve as Independent Administrator on June 30, 2010 and has continuously served as the Independent Administrator of the Estate of Max D. Hopper (the "Estate") through the date of this instrument.

At the date of death of the Decedent, the Decedent and Jo N. Hopper owned a collection of wine which was then located in their home on Robledo Drive. Substantially all of the wine was the community property of Mr. and Mrs. Hopper, but at least two bottles of wine were the separate property of Mr. Hopper (received as a gift from Steven Hopper). Some of the wine has been sold, and the remaining wine collection is presently located in a leased location with Classic Wine Storage (the "Wine Collection Site"), whose address is 525 Nolen, Suite 200, Southlake, Texas 76092. By this Assignment, the Independent Administrator makes no conveyance of any tangible personal property owned by the Decedent and/or Jo N. Hopper other than the wine presently located at the Wine Collection Site (the "Wine"). The wine collection, when located at Robledo Drive, was itemized and appraised in a written report dated September 2010, prepared by Diane Teitlebaum & Associates, copies of which have been furnished to Jo N. Hopper, Laura S. Wassmer and Stephen Hopper. Not all of the wine appraised in that report is presently located at the Wine Collection Site as of the date of this Assignment.

The Decedent was survived by his wife, Jo N. Hopper, and by two adult children, Laura S. Wassmer and Stephen Hopper.

In this instrument, JPMorgan Chase, N.A., acting as Independent Administrator of the Estate, and not in its corporate capacity, is referred to as the "Assignor". In order to evidence the Independent Administrator's release of the Wine from its control as Independent Administrator of the Estate, the release of Jo N. Hopper's community interest in the Wine, and its assignment of the Estate's interest in the Wine to the Estate's beneficiaries, the Assignor by this instrument does hereby release to Jo N. Hopper her undivided one-half community property interest in the Wine, and hereby ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the community property Wine in equal undivided one-half interests to each of each of Laura S. Wassmer and to Stephen Hopper. The separate property Wine of Mr. Hopper is hereby

ASSIGNED AND CONVEYED in equal one-third interests to each of Jo N. Hopper, Laura Wassmer, and Stephen Hopper. The Wine is being released and conveyed "AS IS", and the Administrator makes no representation and gives no warranties whatsoever as to title or condition of the Wine, other than the Administrator is releasing or assigning all of its right, title and interest in the Warehouse Personal Property.

EXECUTED as of the 31st day of July, 2013.

JPMORGAN CHASE BANK, N.A., Independent Administrator,

Estate of Max D. Hopper, Deceased

By:

Susan Novak, Vice President and Senior Estate Officer

# INDEPENDENT ADMINISTRATOR'S ASSIGNMENT Golf Clubs and Other Tangible Personal Property Located at Richardson Commerce Centre, 13650 TI Blvd. Suite 305, Dallas, TX 75243

Max D. Hopper ("Decedent"), a resident of Dallas County, Texas, died intestate on January 25, 2010.

An Application for Independent Administration Pursuant to Texas Probate Code §145(e) and for Waiver of Bond Pursuant to §145(p) was filed April 28, 2010 in Cause No. PR-10-1517-3, In Re: Estate of Max D. Hopper, Deceased, Dallas County Probate Court No. 3, and Judge Michael E. Miller signed an order appointing JPMorgan Chase Bank, N.A. as Independent Administrator of the Estate of Max D. Hopper on June 30, 2010. JPMorgan Chase Bank, N.A. qualified to serve as Independent Administrator on June 30, 2010 and has continuously served as the Independent Administrator of the Estate of Max D. Hopper (the "Estate") through the date of this instrument.

At the date of death of the Decedent, the Decedent and Jo N. Hopper owned as part of their community property certain golf clubs and other tangible personal property located in a warehouse at Richardson Commerce Centre 13650 TI Blvd, Suite 305, Dallas, Texas 75243 (the "Warehouse Site"). By this Assignment, the Independent Administrator makes no conveyance of any other tangible personal property owned by the Decedent and/or Jo N. Hopper other than the tangible personal property presently located at the Warehouse site (the "Warehouse Personal Property"). Such Warehouse Tangible Personal Property includes a golf club collection that has been itemized and appraised by Rives R. McBee in a written report dated November 16, 2010, copies of which have been furnished to Jo N. Hopper, Laura S. Wassmer and Stephen Hopper.

The Decedent was survived by his wife, Jo N. Hopper, and by two adult children, Laura S. Wassmer and Stephen Hopper.

In this instrument, JPMorgan Chase, N.A., acting as Independent Administrator of the Estate, and not in its corporate capacity, is referred to as the "Assignor". In order to evidence the Independent Administrator's release of the Warehouse Personal Property from its control as Independent Administrator of the Estate, and its assignment of the Estate's undivided one-half interest in the Warehouse Personal Property to the Estate's beneficiaries, the Assignor by this instrument does hereby release to Jo N. Hopper her undivided one-half community property interest in the Warehouse Personal Property, and hereby ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the Warehouse Personal Property in equal undivided one-half interests to each of each of Laura S. Wassmer and Stephen Hopper. The Warehouse

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF WAREHOUSE TANGIBLE PERSONAL

PROPERTY

Estate of Max D. Hopper 76995,000001 EMF US 46628114v1

**EXHIBIT** 

Personal Property is being released and conveyed "AS IS", and the Administrator makes no representation and gives no warranties whatsoever as to title or condition of the Warehouse Personal Property, other than the Administrator is releasing or assigning all of its right, title and interest in the Warehouse Personal Property.

EXECUTED as of the 31st day of July, 2013.

JPMORGAN CHASE BANK, N.A., Independent Administrator, Estate of Max D. Hopper, Deceased

By: Novak, Vice President and Senior Estate Officer

#### NO. PR10-1517-3

IN RE: ESTATE OF	§	IN PROBATE COURT NO. 3
TALES TANDED	§	OF
MAX D. HOPPER,	=	OF.
DECEASED	§	DALLAS COUNTY, TEXAS

## ORDER APPOINTING JPMORGAN CHASE BANK, N.A. AS INDEPENDENT ADMINISTRATOR

On this day, the Court heard and considered the Application for Independent Administration Pursuant to Texas Probate Code § 145(e) and for Waiver of Bond Pursuant to § 145(p) concerning the Estate of Max D. Hopper (herein called the "Decedent"); and due proof being taken in the manner required by law, and it appearing to the satisfaction of the Court, based upon the pleadings herein and the evidence adduced and the matters heard in connection therewith, that this Court has jurisdiction and venue over this estate, proceeding and subject matter, and that every citation and notice' required by law has been duly issued, served and returned in the manner and for the length of time required by law, the Court is of the opinion and finds: (1) that every citation and notice required by law has been duly issued, served and returned in the manner and for the length of time required by law; (2) that Decedent died in Dallas, Dallas County, Texas, on the 25th day of January, 2010, being then approximately seventy-five years of age; (3) that at the time of and before his death, the Decedent resided and had his domicile and fixed place of residence at 9 Robledo Drive, Dallas, Dallas County, Texas; (4) that four years have not elapsed since the death of the Decedent; (5) that the Decedent died intestate; (6) that Laura S. Wassmer and Stephen Hopper, the adult children of the Decedent, and Jo N. Hopper, the surviving wife of the Decedent, are the sole heirs and sole distributees of the Decedent; that the ad litem appointed herein has agreed on behalf of said heirs of the Decedent on the

ORDER APPOINTING JPMORGAN CHASE BANK, N.A. INDEPENDENT ADMINISTRATOR 76995.000001 EMF\_US 31211185v1

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advisability of having an independent administration and has designated JPMorgan Chase Bank, N.A. to serve as Independent Administrator, has requested that no bond be required of JPMorgan Chase Bank, N.A. for its services as Independent Administrator, and has requested that no other action shall be had in the probate court in relation to the settlement of the Decedent's estate other than the return of an inventory, appraisement and list of claims of the Decedent's estate; (7) that it is in the best interest of the Decedent's estate to grant independent administration and to appoint JPMorgan Chase Bank, N.A. as Independent Administrator; (8) that it is in the best interest of the distributees, Laura S. Wassmer, Stephen Hopper, and Jo N. Hopper, to grant independent administration and to appoint JPMorgan Chase Bank, N.A. as Independent Administrator; (9) that JPMorgan Chase Bank, N.A. is a corporation authorized to act as a fiduciary in Texas; (10) Applicant is not disqualified by law from accepting letters of administration as independent administrator of the Estate, and is willing and has consented to accept the office and to qualify according to law; and (11) that no intervenors have filed an objection to the appointment of JPMorgan Chase Bank, N.A. as Independent Administrator.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that said Application for Independent Administration and the testimony adduced herein shall be recorded in the minutes of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that pursuant to Texas Probate Code § 195(b), no bond be required of JPMorgan Chase Bank, N.A. for its service as Independent Administrator, and that upon the taking and filing of the oath required by law, the Clerk of this Court issue Letters of Administration to JPMorgan Chase Bank, N.A., who is appointed as Independent Administrator of Decedent's Estate, and that no other action shall be had in this Court in the administration of said estate other than the

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return to this Court of an inventory and appraisement of said estate and a list of claims as required by law.

Signed this 30 day of June, 2010.

JUDGE

From: Christopher McNeill [mailto:McNeill@bqvllp.com]

Sent: Thursday, August 08, 2013 3:33 PM

To: Janet Elkins

Cc: jjennings@erhardjennings.com; ktomlinson@erhardjennings.com; mgraham@thegrahamlawfirm.com;

mmaf13@aol.com

Subject: RE: FROM JAMES JENNINGS - Letter to Chris McNeill/Response to your email of 08-08-13 at 2:04 pm

Mr. Jennings,

Please let me clarify two issues:

1. My clients are not interested in Mrs. Hopper buying their interest in the clubs. Any inference you may have read into my email to the contrary is misplaced.

2. My clients appreciate that time is of the essence, but they are under no compulsion to comply with an artificial deadline to provide you with an answer this afternoon.

I will notify you as soon as my clients have made their decision regarding each category of assets.

Best regards,

From: Janet Elkins [mailto:janet@erhardjennings.com]

Sent: Thursday, August 08, 2013 4:04 PM

To: Christopher McNeill

Cc: jjennings@erhardjennings.com; ktomlinson@erhardjennings.com; mgraham@thegrahamlawfirm.com;

mmaf13@aol.com

Subject: RE: FROM JAMES JENNINGS - Letter to Chris McNeill/Response to your email of 08-08-13 at 2:04 pm

Mr. McNeill.

Let us clarify.

- Your clients have had over 2 years to pick A or B. 1.
- 2. Our client intends to waste no more time or money on this nonsense, or otherwise accommodate further your clients' nearly endless proclivity for procrastination. If your clients don't act, and act quickly, then our client will act unilaterally. Again, we predict they won't like where that takes them.
- 3. Our client has no intention of letting more time elapse, when storage costs at warehouses are so expensive and wholly unnecessary and unproductive.

Time's a wastin'.

Let us hear from you ASAP.

James Albert Jennings

**EXHIBIT** 

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Subject: RE: FROM JAMES JENNINGS - Letter to Chris McNeill/Response to your email of 08-08-13

at 2:04 pm

From: Christopher McNeill

Date Tuesday, August 13, 2013 9:47 AM

To: Janet Elkins

CC: jjennings@erhardjennings.com, ktomlinson@erhardjennings.com,

mgraham@thegrahamlawfirm.com, mmaf13@aol.com

Mr. Jennings,

My clients have selected group A for each of the wine and the golf clubs. Please advise how you would like to proceed.

Best regards,

Christopher M. McNeill

Block & Garden, LLP Sterling Plaza 5949 Sherry Lane, Suite 900 Dallas, TX 75225

Direct: 214-866-0994 Main: 214-866-0990 Facsimile: 214-866-0991

Website: http://www.bgvllp.com Email: mcneill@bgvllp.com

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**EXHIBIT** 

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### EXHIBIT A

## Assignment of Art

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
ACRYLICS: 6				
1	"Sunbonnet Quilt Shop" 11 x 14" Acrylic on canvasboard	Sheila Lee Elstad Date: 1992	Condition: Excellent	\$200
2	"Dirt Road Treasures" 12 x 24" Acrylic on canvas	Susan Strier Fisher	Naively painted scene	\$200
3	Still Life 20 x 24" Acrylic on canvas	Marcia Banks	Three women at a café table Condition: Excellent	\$650
4	Three Women at Café Table 16x 20" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$450
5	Three Ladies Lunching at a Café 30 x 40" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$1,750
6	Woman Doing Needlepoint 24 x 20" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$600
BOTANICALS: 1		\\(\tau_1\)		
7	Pair of hand-colored botanicals 9 x 6" each		Nereum Oleander Tanglé and Fuchsia Queen Victoria	\$400
ENGRAVINGS: 1				
8	"La Lapin Domestique; Le Lievre; Le Lapin D'Angora; Le Riche After De Seve" 8 1/4 x 6 1/4"		Set of four hand-colored engravings of rabbits  Condition: Excellent	\$160
ETCHINGS: 8				0.150
9	"Sylvia Cinerea" "Acanthiza Nana" 18 x 11 ½"	J. Gould H.C. Richter	Pair of bird prints Condition: Excellent	\$450

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART

Estate of Max D. Hopper 76995,000001 EMF\_US 53813159v2

Defendants' Second Amended Answer and Special Exceptions to Plaintiff's Original Petition, and Counterclaim for Partition of Personal Property or Proceeds from Sale--Page 8



Page 3 of 13

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
10	Magnolia 21 x 15" Hand-colored etching	Dan Mitra	Single large magnolia blossom Condition: Excellent	\$75
]]	"Quilt-Floral Wreath" and "Quilt-Tulips" 15 x 15" ea. Embossed etchings on hand-made paper	Judy Severson	Pair of embossed etchings	\$150
12.	"God's Green Earth" 11 x 11" Embossed etching	Çarol Rothbaugh	Embossed etching on handmade paper Condition: Excellent	\$50
13	(5) embossed etchings 15 x 14" Embossed etchings	Judy Severson	Set of 5 embossed etchings with quilt subjects	\$375
14	embossed etchings	Judy Severson	(3) embossed etchings, signed and titled Condition: Excellent	\$180
15	Set of six (6) embossed etchings with quilt subjects 15 x 14" ea.	Judy Severson	Condition: Excellent	\$450
16	Untitled abstract print 29 ½ x 411/2" Embossed etching	Bruce Bleach	Condition: Excellent	\$150
LITHOGRAPHS:16		7		
17	"Celebrate the Quilt" 20 x 24" Color offset lithograph	Jennifer Lake Miller Date: 1993	Pioneer village with snow- covered peaks in distance	\$150
18	"Pot with a Crack" 24 x 30" Offset lithograph	Bill W. Dodge (American, b. 1934)	Scene of Main Street in a small town Condition: Excellent	\$150
19	"Fox Run" 22 ¼" x 26" Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1979	Condition: Excellent Separate Property: Max Hopper	\$500
20	"Birds of a Feather" 17 ¼ x 21 ¾" Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1985	Condition: Excellent	\$300

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995 0000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
21	"Prairie Wild Flower" 16 ½ x 22" Color offset lithograph	Charles Wysocki (American, 1929-2002)	Condition: Excellent	\$400
22	"Page's Bake Shoppe" 16 ½ x 22 ½" Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1981	Snow scene with bakery and grain mill	\$300
23	"Caleb's Buggy Barn" 16 ½ x 22" Color offset lithograph	Charles Wysocki (American 1929- 2002)	Condition: Excellent	\$300
24	"Christmas Day - 1901" 16 x 20" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Condition: Excellent  Separate Property: Max Hopper	\$100
25	"The Final Resting Place of Ichabod Wiswill and Josiah Pidge" 18 x 18" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Edition: unknown Condition: Excellent Separate Property: Max Hopper	\$100
26	"Small Town Christmas" 16 x 23 ¾" Color offset lithograph			\$100
27	"Two Alike" 24 x 30" Color offset lithograph	Bill W. Dodge (American, b. 1934)	Winter scene with large flakes of snow falling Condition: Excellent	\$125
28	"50 <sup>th</sup> Anniversary - 1991" 20 x 16" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Condition: Excellent	\$100
29	"Winter Activity" 17 ¼ x 11 ¾" approx. Offset lithograph	Bill W. Dodge (American, b. 1934) Date: 1979	Ice-skating on the pond near the water mill	\$125
30	"Un Puma Pour Josquin et Mathieu" 30 x 22" Color lithograph	Graciela Rodo Boulunger (Bolivian/Ameri can, b. 1935)	Condition: Excellent	\$500
31	Untitled - Quilt in a landscape	John Simpkins	Condition: Excellent	\$200

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995 000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
	28 x 24" Offset lithograph with several autographs			
32	A Forest at Sunset 34 x 45" Color lithograph	American Artist (unknown)	Condition: Plexi-glass has a few long scratches	\$400
NEEDLEPOINTS: 4				
33	Needlepoint sampler 12 ½ x 16 ¾"	Dorothy Cornell Date: March 1927	Rows of practice stitches, alphabet Condition: Excellent	\$300
34	Needlepoint floral 38 x 80"		Condition: Piece is somewhat dirty and metallic threads have tarnished (expected). Otherwise, good-excellent condition.	\$1,000
35	Japanese needlepoint panel 11 ½ x 39"		Japanese needlepoint panel with image of a bridge Condition: Excellent	\$50
36	Set of two needlepoint Miniature pieces: 5 ½ x 3 ½" 2 x 5 ½"	Susan L. Hoover (Milquakee, WI)	"Winter Solstice" and Untitled abstract Condition: Excellent	\$150
O1LS: 30				
37.	"LeGrande Boulevard le Porte St. Dennis- Paris" 13 x 18" Oil on canvas	Antoine Blanchard (French, 1910- 1988) Date: 1900	Paris street scene Condition: Excellent	\$4,650
38	"Marché Aux Fleurs de Madeleine-Paris" 13 x 18" Oil on canvas	Antoine Blanchard (French, 1910- 1988) Date: 1900	Bustling Paris street scene on a cloudy day Condition: Excellent	\$4,650
39	Paris street scene at dusk Oil on panel 18 x 22" approx.	Edouard Léon Cortès (French, 1882- 1967)	Condition: Excellent	\$29,000
40	French countryside scene Oil on canvas 21 x 26" approx.	John Modesitt (American, b. 1955)		\$1,800

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995,(0:00001 FMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
41	Spring landscape with bridge across a river Oil on canvas 23 ½ x 28 ½"	Paul Vogler (French, 1852- 1904)		\$20,000
42	Springtime landscape	Georges Manzana- Pissarro (French, 1871- 1961) Date: 1937	Condition: Excellent	\$10,000
43	Springtime landscape with flowering tree 18 x 21" Oil on canvas	By Martin	Condition: Excellent	\$1,200
44	Springtime landscape of rolling fields in light colors 19 x 25 1/2" Oil on canvas	Albert Joseph (French, 1868 - 1952) Date: 1905	Condition: Excellent	\$1,600
45	½ length portrait of young woman and her shitzu dog 24 x 20" Oil on canvas	Calée	Condition: Excellent	\$700
46	Still life basket of flowers and bird's nest 12 x 10" Oil on canvas	Henry J. Livens (British, early 20 <sup>dt</sup> c.) Date: 1883	Condition: Excellent	\$400
47	Lily Pad Triptych 30 x 24" Oil on canvas	Joe Sambataro (American, 20- 21 <sup>st</sup> c.)	Condition: Excellent	\$1,750
48	View of a flower garden with sunflowers 28 ½ x 34" Oil on canvas	Eugéne van Mierlo (Belgian, 1880- 1972) Date: 1920	Condition: Excellent	\$500
49	Palo Duro  9 x 12"  Oil on canvasboard	Marty Childers	Condition: Excellent	\$200
50	Untitled-Fall landscape with houses at the horizon line	Marty Childers	Condition: Excellent	\$200

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART

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Estate of Max D. Hopper 76995,000001 ftMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
	9 x 12" Oil on canvasboard			
51	Flower Garden 24 x 36" Oil on canvas	Barraro	Condition: Excellent	\$500
52	White house with drift road 24 x 30" Oil on canvas	Carol Ballard	Condition: Excellent	\$400
53	Portrait of a young girl 30 ½ x 25 ½" Oil on canvas	John Watson Gordon (British- Scottish, 1788- 1864)	Condition: Good-Excellent	\$3,200
54	Landscape 20 x 30" Oil on canvas	Walter Lewis Date: circa 1900	Landscape at sunset with house by a pond Condition: Excellent	\$2,000
55	Landscape 18 ½ x 36" Oil on canvas	Jean Vollet (French, b. 1935)	Pointillist landscape with meadow and mountains. Condition: Excellent	\$750
56	Pair of paintings 16 x 12" Oil on canvas	J. Roybal	Condition: Excellent	\$125
57	Three children on bicycle 20 x 24" Oil on canvas	J. Roybal	Condition: Excellent	\$250
58	New York snow scene with carriage and Christmas tree 12 x 16" Oil on canvasboard	Signed by Guy Carleton Wiggins (American, 1883-1962) Date: circa 1950	(w/letter of authentication from son of artist)  Separate Property: Jo Hopper	\$35,800
59	New York snow scene 12 x 16" Oil on canvasboard	Signed by Guy Carleton Wiggins (American, 1883-1962) Date: circa 1950	(w/letter of authentication from son of artist)  Separate Property: Jo Hopper	\$35,800
60	Young Woman Knitting 18 x 21 ½" Oil on canvas	Marcel Dyf (French, 1899- 1985)	Condition: has four small losses of paint in lower right; some delamination, otherwise good Separate Property: Jo Flopper	\$11,250

Page 8 of 13

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
61	Flowers Growing by the Side of a House 10 x 10" Oil on panel	Edouard Leon Cortés (French, 1882-1967)	Condition: Excellent Separate Property: Jo Hopper	\$2,400
62	Pot of irises and amaryllis 18 x 24" Oil on canvas	Bill Steeves (American, d. 2002)	Condition: Excellent	\$175
63	"Desert Celebration" 30 x 24" Oil on panel	Denis Milhomme	Condition: Excellent	\$1,500
64	"Early Risers" 12 x 16" Oil on panel	Marty Childers	Condition: Excellent	\$300
65	Paris Street Scene with Strolling Figures 12 x 16" Oil on canvas	Demone (Italian, b. 1928)	Condition: Excellent	\$100
66	Strolling in the Meadow 48 x 72" Oil on canvas	Unknown late 20 <sup>th</sup> c, artist	Condition: Excellent	\$1,200
67	Paris Street Scene with Snow 20 x 24" Oil on canvas	Peter Griffin (late 20th C.)	Condition: Excellent	\$400
PHOTOS: 1				
67	Amish No. 130 Amish No. 137 Color Photos 8 x 7 ½"	Coleman	Pair of color photos Condition: Color appears somewhat faded; otherwise good	\$80
PRINTS: 13			Condition: Excellent	\$525
69	Set of 3 hand-colored botanical prints 13 1/4 x 8 1/2" ea.		Condition: Excellent	
70	½ length portrait of young brunette woman 12 x 10 ½" Mezzotint print	E.F. Hubbard	Condition: Print is toned from prior acid burn	\$75
71	(19) various posters and prints		Collection of nineteen various framed posters and small prints Condition: Variable	\$190

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995 000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
72	"Derby Square" 24 x 32 ½" Limited edition print	Charles Wysocki (American, 1929-2002)	Victorian town with white clapboard buildings Condition: Excellent	\$400
73	"Butternut Farms"  22 ½ x 22 ¼"  Offset limited edition print	Charles Wysocki (American, 1929-2002)	Pumpkin Patch - Fall scene Separate Property: Max Hopper	\$350
74	"Jolly Hill Farms" 22 x 19" Offset limited edition print	Charles Wysocki (American, 1929-2002)	Watermelon Patch Condition: Excellent Separate Property: Max Hopper	\$300
75	"Devilstone Harbor" 13 ½ x 15" Limited edition offset print	Charles Wysocki (American, 1929-2002)	Beachfront scene with gray shingle-covered buildings Condition: Excellent	\$200
76	Set of (4) flower prints 151 x 12" ea.	Bill Bohannon	Editions of 500 Condition: Excellent	\$100
77	Covered Wagons with Quilts 24 x 20" approx. Offset print	McGregor	Condition: Excellent	\$75
78	Golf Tournament with Crowd 26 ½ x 36 ¼" Limited edition offset print	Jim Fitzpatrick	Condition: Excellent	\$100
79	"Mabel the Stowaway" 17 ½ x 20 ½"	Charles Wysocki (American, 1929-2002)	Condition: Excellent	\$75
80	"Leavenworth" 15 ½ x 21" Offset print with hand- drawn remarque	Jennifer Lake Miller	Condition: Excellent	\$375
81	21 various posters and small prints	Various	Each piece average \$10	\$210
REPRODUCTION: 1 82	Summer landscape 48 x 72" Reproduction painting	Late 20 <sup>th</sup> c. reproduction painting in earlier style	Condition: Excellent	\$1,200

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	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
SCULPTURES: 3				
83	"American Spirit" Bronze piece with brown patina, wooden base	Carl Wagner Date: 1987	Eagle in flight - presentation piece from American Airlines Condition: Excellent	\$400
84	Eagle landing on a rock Cast bronze piece with brown/black patina 27" H x 10" diam.	After Moigniez - late 20 <sup>th</sup> c. surmoulage cast	Condition: Excellent	\$500
85	Kinetic golf sculpture 21"H x 11" Diam,	H.P artist unknown Date: 1995	Condition: Excellent	\$150
SERIGRAPHS: 8				
86	"A Wonderful Night" 23 ¼" x 29 ¾" Serigraph	Sally Caldwell- Fisher	Condition: Excellent	\$250
87	"Donald's Golf Game - 1938" 8 ½ x 12" Disney Sericell	Marc Davis	Condition: Excellent	\$125
88	"Mr. Duck Steps Out - 1947" 9 ¼ x 13 ¼" Disney Sericell		Donald Duck and his 3 nephews  Condition: Excellent	\$125
89	Snow Skier 24 x 36" approx. Serigraph	American Artist (unknown)	Condition: Paper is acid-toned from exposure to acidic matting Separate Property: Max Hopper	\$100
90	"Candle Walk" 24 x 29 ½" Serigraph	Sally Caldwell- Fisher	Carolers in the snow Condition: Excellent	\$300
91	"Decorating the Wharf' 20 x 25 ½" Serigraph	Sally Caldwell- Fisher	Decorating the Christmas Tree	\$300
92	San Francisco 29 x 38 ¼" Serigraph	Bill W. Dodge (American, b. 1934)	Edition: #58/300 Condition: Excellent	\$350
93	"The Paris I Love" 18 ¼ x 22 ¼" Serigraph	Michel Delacroix	Paris street scene at night	\$625

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
TAPESTRY: 1 94	Tapestry runner in wool 10° x 3° approx.		Condition: Good-Excellent	\$1,000
UNKNOWN: 1 95	"Le Marche aux fleurs" 10 %" x 13 %"	Jean Pierre Dubord Circa 1990	Flower market Condition: Excellent	\$375
VARIOUS: 1 96	"Teeing Off" 12 ½ x 18 ½" 3-dimensional art construction	Charles Fazzino (American, b. 1955)	Condition: Excellent	\$325
WATERCOLORS: 7				
97	Under the sea 26 ¼ x 20 ¼" Watercolor	Abbe Rose Cox (American, b. 1905) Date: 1953	Condition: Excellent Separate Property: Max Hopper	\$300
98	"Pecos Winter" 17 x 18 ¾" Watercolor	"Larsen" Date: 1997	Condition: Excellent	\$125
99	"River Sentinels" 22 x 20" Watercolor	Fran Larsen (American, b. 1937) Date: 1997	Southwest landscape in bright fauvist colors Condition: Excellent	\$125
100	Two Mayan women with bundles on their heads 20 ¼ x 24 ¼" Watercolor	Irene Klar	Condition: Excellent	\$500
101	Five Mayan women with head bundles	Irene Klar (Canadian, b. 1950)	Condition: Excellent	\$500
102	Seagull by Shoreline 14 x 20" Watercolor	Patricia Akay	Condition: Excellent	\$300
WOODCUT: 1 103	"Cat and Fish" 8 ½ x 8 ½" Color woodcut	Sung Cheul Lee	Condition: Excellent	\$40
Total Items 1 to 103				\$195,510
Less Mrs. Hopper Separate Property				-\$85,250

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995.000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule II Ag. Value
Items 58,59,60,61				
Less Mr. Hopper's Separate Property Items19,24,25,73,74 89, 97				-1,750
Total Community Property				\$108,510

### EXHIBIT A

### Assignment of Household Furnishings, Jewelry and Personal Effects Exhibit A Property

For information only: By separate assignments dated July 31, 2013, the Independent Administrator assigned all tangible personal property located at 5604 N. U.S. Highway 69 in Pollok, Texas and all tangible personal property located at Suite 305, Richardson Commerce Centre, 13650 TI Blvd, to Jo N. Hopper, Laura Wassmer, and Stephen Hopper. None of these previously assigned properties are the subject of this assignment.

The properties subject to this assignment that were the community tangible personal property items of Max D. Hopper and Jo N. Hopper are described in three appraisal reports: (1) the appraisal report of JLA Treasures (Carol Matesic) dated October 20, 2010 of tangible personal property located at 9 Robledo, Dallas Texas 75230; (2) the addendum to the October 20, 2010 appraisal report dated November 17, 2010; and (3) a supplemental to the October 20, 2010 appraisal report of March 6, 2011 (collectively, the "Appraisal"). Certain items of property addressed in the amended appraisal report and the supplemental appraisal report modify or add to the original report dated October 20, 2010. The Appraisals are incorporated into this assignment by reference.

The Appraisal lists property having an aggregate total value \$313,105. The Appraisal identifies and values different classes of property consisting of Art (\$195,510), Needlepoint and Beading (\$27,110), Max D. Hopper's separate property (\$824), and Jo N. Hopper's separate property (\$2,326), all of which are eliminated from the Appraisal for purposes of identifying general household tangible personal property being assigned as property described on this Exhibit A. Those remaining general household properties have an appraised value of \$87,335. These assigned properties were located at 9 Robledo Drive at the date of Max D. Hopper's death.

This assignment also includes Needlepoint and Beading not previously purchased by Jo N. Hopper.

This assignment also includes Jewelry, including two watches and miscellaneous cuff links and tie tacks shown in Item D-55 of the Second Amended Inventory, Appraisement and List of Claims.

#### EXHIBIT B

### Assignment of Household Furnishings, Jewelry and Personal Effects Exhibit B Property

The separate property of Max D. Hopper being assigned by this Assignment includes all of the following.

A Green Canvas Duffel Bag, Item C-3, Second Amended Inventory, Appraisement and List of Claims (the "Inventory"), being Item 1, supplemental appraisal report of JLA Treasures (Carol Matesic) dated March 6, 2011 (the "Supplemental Report").

Two Hopper Family Quilts, Item C-2, Inventory, being the first and seventh quilt items in the Highland Park Appraisal Report, October 2010.

A Small Desk and Bench, Item C-7, Inventory.

Crystal stems and a group of crystal stems that includes 12 each of cordial, white wine, and water goblets and nine red wine, plain foot and stem and medallion bottom of bowls, Item C-4, Inventory, being Items 16 and 201, appraisal report of JLA Treasures (Carol Matesic) dated October 20, 2010 (the "Appraisal).

A Baker's Rack, Item C-5, Inventory, being Item 139, Appraisal.

Men's jewelry, including two sets of cuff links, Item C-6, Inventory.

5,000 shares of the common stock of Pointserve, Inc.

## INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF HOUSEHOLD FURNISHINGS, JEWELRY, PERSONAL EFFECTS Estate of Max D. Hopper

Max D. Hopper ("Decedent"), a resident of Dallas County, Texas, died intestate on January 25, 2010.

An Application for Independent Administration Pursuant to Texas Probate Code §145(e) and for Waiver of Bond Pursuant to §145(p) was filed April 28, 2010 in Cause No. PR-10-1517-3, In Re: Estate of Max D. Hopper, Deceased, Dallas County Probate Court No. 3, and Judge Michael E. Miller signed an order appointing JPMorgan Chase Bank, N.A. as Independent Administrator of the Estate of Max D. Hopper on June 30, 2010. JPMorgan Chase Bank, N.A. qualified to serve as Independent Administrator on June 30, 2010 and has continuously served as the Independent Administrator of the Estate of Max D. Hopper (the "Estate") through the date of this instrument.

At the date of death of the Decedent, the Decedent and Jo N. Hopper owned as part of their community property certain items of household furnishings, jewelry and personal effects, as are described in the appraisal documents described on Exhibit A to this assignment (the "Exhibit A Property"), and Max D. Hopper owned as his separate personal property the items described on Exhibit B to this assignment ("the "Exhibit B Property").

The Decedent was survived by his wife, Jo N. Hopper, and by two adult children from a prior marriage, Laura S. Wassmer and Stephen Hopper.

In this assignment, JPMorgan Chase Bank, N.A., acting as Independent Administrator of the Estate, and not in its corporate capacity, is referred to as the "Assignor". In order to evidence the Independent Administrator's release of Mrs. Hopper's interest in Exhibit A Property from its control as Independent Administrator of the Estate, the Assignor by this instrument does hereby release to Jo N. Hopper her undivided one-half community property interest in the Exhibit A Property.

The Assignor also hereby ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the Exhibit A Property (being an undivided one-half interest in such property), in equal undivided one-half interests to each of Laura S. Wassmer and Stephen Hopper.

The Assignor also ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the Exhibit B Property in equal undivided one-third interests to each of Jo N. Hopper, Laura S. Wassmer, and Stephen Hopper.

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF HOUSEHOLD

FURNISHINGS, JEWELRY AND PERSONAL EFFECTS

Estate of Max D. Hopper 76995.000001 EMF US 53812524v1

Defendants' Second Amended Answer and Special Exceptions to Plaintiff's Original Petition, and Counterclaim for Partition of Personal Property or Proceeds from Sale--Page 22



The Exhibit A Property and Exhibit B Property is being released and conveyed "AS IS", and the Administrator makes no representation and gives no warranties whatsoever as to title or condition of such property, all of which is presently in the physical custody of Jo N. Hopper or Laura M. Wassmer or Stephen Hopper.

EXECUTED as of the July day of February, 2015.

JPMORGAN CHASE BANK, N.A., Independent Administrator, Estate of Max D. Hopper, Deceased

By: Augustus Novak, Vice President and Senior Estate Officer

### EXHIBIT A

## Assignment of Household Furnishings, Jewelry and Personal Effects Exhibit A Property

For information only: By separate assignments dated July 31, 2013, the Independent Administrator assigned all tangible personal property located at 5604 N. U.S. Highway 69 in Pollok, Texas and all tangible personal property located at Suite 305, Richardson Commerce Centre, 13650 TI Blvd, to Jo N. Hopper, Laura Wassmer, and Stephen Hopper. None of these previously assigned properties are the subject of this assignment.

The properties subject to this assignment that were the community tangible personal property items of Max D. Hopper and Jo N. Hopper are described in three appraisal reports: (1) the appraisal report of JLA Treasures (Carol Matesic) dated October 20, 2010 of tangible personal property located at 9 Robledo, Dallas Texas 75230; (2) the addendum to the October 20, 2010 appraisal report dated November 17, 2010; and (3) a supplemental to the October 20, 2010 appraisal report of March 6, 2011 (collectively, the "Appraisal"). Certain items of property addressed in the amended appraisal report and the supplemental appraisal report modify or add to the original report dated October 20, 2010. The Appraisals are incorporated into this assignment by reference.

The Appraisal lists property having an aggregate total value \$313,105. The Appraisal identifies and values different classes of property consisting of Art (\$195,510), Needlepoint and Beading (\$27,110), Max D. Hopper's separate property (\$824), and Jo N. Hopper's separate property (\$2,326), all of which are eliminated from the Appraisal for purposes of identifying general household tangible personal property being assigned as property described on this Exhibit A. Those remaining general household properties have an appraised value of \$87,335. These assigned properties were located at 9 Robledo Drive at the date of Max D. Hopper's death.

This assignment also includes Needlepoint and Beading not previously purchased by Jo N. Hopper.

This assignment also includes Jewelry, including two watches and miscellaneous cuff links and tie tacks shown in Item D-55 of the Second Amended Inventory, Appraisement and List of Claims.

### EXHIBIT B

# Assignment of Household Furnishings, Jewelry and Personal Effects Exhibit B Property

The separate property of Max D. Hopper being assigned by this Assignment includes all of the following.

A Green Canvas Duffel Bag. Item C-3, Second Amended Inventory, Appraisement and List of Claims (the "Inventory"), being Item 1, supplemental appraisal report of JLA Treasures (Carol Matesic) dated March 6, 2011 (the "Supplemental Report").

Two Hopper Family Quilts, Item C-2, Inventory, being the first and seventh quilt items in the Highland Park Appraisal Report, October 2010.

A Small Desk and Bench, Item C-7, Inventory.

Crystal stems and a group of crystal stems that includes 12 each of cordial, white wine, and water goblets and nine red wine, plain foot and stem and medallion bottom of bowls, Item C-4, Inventory, being Items 16 and 201, appraisal report of JLA Treasures (Carol Matesic) dated October 20, 2010 (the "Appraisal).

A Baker's Rack, Item C-5, Inventory, being Item 139, Appraisal.

Men's jewelry, including two sets of cuff links, Item C-6, Inventory.

## INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper

Max D. Hopper ("Decedent"), a resident of Dallas County, Texas, died intestate on January 25, 2010.

An Application for Independent Administration Pursuant to Texas Probate Code §145(e) and for Waiver of Bond Pursuant to §145(p) was filed April 28, 2010 in Cause No. PR-10-1517-3, In Re: Estate of Max D. Hopper, Deceased, Dallas County Probate Court No. 3, and Judge Michael E. Miller signed an order appointing JPMorgan Chase Bank, N.A. as Independent Administrator of the Estate of Max D. Hopper on June 30, 2010. JPMorgan Chase Bank, N.A. qualified to serve as Independent Administrator on June 30, 2010 and has continuously served as the Independent Administrator of the Estate of Max D. Hopper (the "Estate") through the date of this instrument.

Attached as Exhibit A to this assignment is a listing and valuation of objects of art, a portion of which constituted part of the community estate of the Decedent and Jo N. Hopper at the time of the Decedent's death, a portion of which were the separate property of Jo N. Hopper, and a portion of which were the separate property of the Decendent.

The community property of the Decedent and Jo N. Hopper consisted of the 103 Items listed in Exhibit A less (i) Jo N. Hopper's separate property (Items 58, 59, 60 and 61), and (ii) Max D. Hopper's separate property (Items 19, 24, 25, 73, 74, 89 and 97) described on Exhibit A (collectively the "Community Property Art").

The separate property of Max D. Hopper consisted of Items 19, 24, 25, 73, 74, 89 and 97 described on Exhibit A (collectively the "Separate Property Art").

The Decedent was survived by his wife, Jo N. Hopper, and by two adult children from a prior marriage, Laura S. Wassmer and Stephen Hopper.

In this assignment, JPMorgan Chase Bank, N.A., acting as Independent Administrator of the Estate, and not in its corporate capacity, is referred to as the "Assignor". In order to evidence the Independent Administrator's release of Jo N. Hopper's interest in Community Property Art from its control as Independent Administrator of the Estate, the Assignor by this instrument does hereby release to Jo N. Hopper her undivided one-half interest in Community Property Art.

The Assignor also hereby ASSIGNS AND CONVEYS all of the Estate's right, title and interest in Community Property Art (being an undivided one-half interest in such Community Property Art), in equal undivided one-half interests to each of Laura S. Wassmer and Stephen Hopper.

The Assignor also ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the Decedent's separate properites described on <a href="Exhibit A">Exhibit A</a> in equal undivided one-third interests to each of Jo N. Hopper, Laura S. Wassmer and Stephen Hopper.

The properties subject to this assignment are being released and conveyed "AS IS", and the Administrator makes no representation and gives no warranties whatsoever as to title or

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART

Estate of Max D. Hopper 76995,000001 EMF\_US 53813159v2

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**EXHIBIT** 

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condition of such property, all of which is presently in the physical custody of one or more of Jo N. Hopper or Laura S. Wassmer or Stephen Hopper.

EXECUTED as of the Julday of February, 2015.

JPMORGAN CHASE BANK, N.A., Independent Administrator, Estate of Max D. Hopper, Dcceased

By:

Susan Novak, Vice President and Senior Estate Officer

### EXHIBIT A

## Assignment of Art

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
ACRYLICS: 6				
1	"Sunbonnet Quilt Shop" 11 x 14" Acrylic on canvasboard	Sheila Lee Elstad Date: 1992	Condition: Excellent	\$200
2	"Dirt Road Treasures" 12 x 24" Acrylic on canvas	Susan Strier Fisher	Naively painted scene	\$200
3	Still Life 20 x 24 <sup>5</sup> Acrylic on canvas	Marcia Banks	Three women at a café table Condition: Excellent	\$650
4	Three Women at Café Table 16x 20" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$450
5	Three Ladies Lunching at a Café 30 x 40" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$1,750
6	Woman Doing Needlepoint 24 x 20" Acrylic on canvas	Marcia Banks	Condition: Excellent	\$600
BOTANICALS: 1				
7	Pair of hand-colored botanicals 9 x 6" each		Nereum Oleander Tanglé and Fuchsia Queen Victoria	\$400
ENGRAVINGS: 1				
8	"La Lapin Domestique; Le Lievre; Le Lapin D'Angora; Le Riche After De Seve" 8 1/4 x 6 1/2"		Set of four hand-colored engravings of rabbits Condition: Excellent	\$160
ETCHINGS: 8				
9	"Sylvia Cinerea" "Acanthiza Nana" 18 x 11 ½"	J. Gould H.C. Richter	Pair of bird prints Condition: Excellent	\$450

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995.000001 EMF\_US 53813159v2

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	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
10	Magnolia 21 x 15" Hand-colored etching	Dan Mitra	Single large magnolia blossom Condition: Excellent	\$75
11	"Quilt-Floral Wreath" and "Quilt-Tulips" 15 x 15" ea. Embossed etchings on hand-made paper	Judy Severson	Pair of embossed etchings	\$150
12	"God's Green Earth" 11 x 11" Embossed etching	Carol Rothbaugh	Embossed etching on handmade paper Condition: Excellent	\$50
13	(5) embossed etchings 15 x 14" Embossed etchings	Judy Severson	Set of 5 embossed etchings with quilt subjects	\$375
14	embossed etchings	Judy Severson	(3) embossed etchings, signed and titled Condition: Excellent	\$180
15	Set of six (6) embossed etchings with quilt subjects 15 x 14" ea.	Judy Severson	Condition: Excellent	\$450
16	Untitled abstract print 29 ½ x 411/2" Embossed etching	Bruce Bleach	Condition: Excellent	\$150
LITHOGRAPHS:16				
17	"Celebrate the Quilt" 20 x 24" Color offset lithograph	Jennifer Lake Miller Date: 1993	Pioneer village with snow- covered peaks in distance	\$150
18	"Pot with a Crack" 24 x 30" Offset lithograph	Bill W. Dodge (American, b. 1934)	Scene of Main Street in a small town Condition: Excellent	\$150
19	"Fox Run" 22 ¼" x 26" Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1979	Condition: Excellent Separate Property: Max Hopper	\$500
20	"Birds of a Feather"  17 ¼ x 21 ¾"  Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1985	Condition: Excellent	\$300

	Title/Mcdium	Name of Artist	Description/Condition	Rule 11 Ag. Value
21	"Prairie Wild Flower" 16 ½ x 22" Color offset lithograph	Charles Wysocki (American, 1929-2002)	Condition: Excellent	\$400
22	"Page's Bake Shoppe" 16 ½ x 22 ½" Color offset lithograph	Charles Wysocki (American, 1929-2002) Date: 1981	Snow scene with bakery and grain mill	\$300
23	"Caleb's Buggy Barn" 16 ½ x 22" Color offset lithograph	Charles Wysocki (American 1929- 2002)	Condition: Excellent	\$300
24	"Christmas Day - 1901" 16 x 20" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Condition: Excellent Separate Property: Max Hopper	\$100
25	"The Final Resting Place of Ichabod Wiswill and Josiah Pidge" 18 x 18" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Edition: unknown Condition: Excellent Separate Property: Max Hopper	\$100
26	"Small Town Christmas" 16 x 23 34" Color offset lithograph			\$100
27	"Two Alike" 24 x 30" Color offset lithograph	Bill W. Dodge (American, b. 1934)	Winter scene with large flakes of snow falling Condition: Excellent	\$125
28	"50 <sup>th</sup> Anniversary - 1991" 20 x 16" approx. Color offset lithograph	Bill W. Dodge (American, b. 1934)	Condition: Excellent	\$100
29	"Winter Activity" 17 ¼ x 11 ¾" approx. Offset lithograph	Bill W. Dodge (American, b. 1934) Date: 1979	Ice-skating on the pond near the water mill	\$125
30	"Un Puma Pour Josquin et Mathieu" 30 x 22" Color lithograph	Graciela Rodo Boulanger (Bolivian/Ameri can, b. 1935)	Condition: Excellent	\$500
31	Untitled - Quilt in a landscape	John Simpkins	Condition: Excellent	\$200

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995 000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
	28 x 24** Offset lithograph with several autographs			
32	A Forest at Sunset 34 x 45" Color lithograph	American Artist (unknown)	Condition: Plexi-glass has a few long scratches	\$400
NEEDLEPOINTS: 4				
33	Needlepoint sampler 12 ½ x 16 ¾"	Dorothy Cornell Date: March 1927	Rows of practice stitches, alphabet Condition: Excellent	\$300
3.4	Needlepoint floral 38 x 80"		Condition: Piece is somewhat dirty and metallic threads have tarnished (expected). Otherwise, good-excellent condition.	\$1,000
35	Japanese needlepoint panel 11 34 x 39"		Japanese needlepoint panel with image of a bridge Condition: Excellent	\$50
36	Set of two needlepoint Miniature pieces: 5 ½ x 3 ½" 2,x 5 ¾"	Susan L. Hoover (Milquakee, WI)	"Winter Solstice" and Untitled abstract Condition: Excellent	\$150
OILS: 30				
37	"LeGrande Boulevard le Porte St. Dennis- Paris" 13 x 18" Oil on canvas	Antoine Blanchard (French, 1910- 1988) Date: 1900	Paris street scene Condition: Excellent	\$4,650
38	"Marché Aux Fleurs de Madeleine-Paris" 13 x 18" Oil on canvas	Antoine Blanchard (French, 1910- 1988) Date: 1900	Bustling Paris street scene on a cloudy day Condition: Excellent	\$4,650
39	Paris street scene at dusk Oil on panel 18 x 22" approx.	Edouard Léon Cortès (French, 1882- 1967)	Condition: Excellent	\$29,000
40	French countryside scene Oil on canvas 21 x 26" approx.	John Modesitt (American, b. 1955)		\$1,800

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995 000001 PMF US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule II Ag. Value
41	Spring landscape with bridge across a river Oil on canvas 23 ½ x 28 ½"	Paul Vogler (French, 1852- 1904)		\$20,000
42	Springtime landscape 15 x 21 ¾"	Georges Manzana- Pissarro (French, 1871- 1961) Date: 1937	Condition: Excellent	\$10,000
43	Springtime landscape with flowering tree 18 x 21" Oil on canvas	By Martin	Condition: Excellent	\$1,200
44	Springtime landscape of rolling fields in light colors 19 x 25 1/2" Oil on canvas	Albert Joseph (French, 1868 - 1952) Date: 1905	Condition: Excellent	\$1,600
45	½ length portrait of young woman and her shitzu dog 24 x 20" Oil on canvas	Caléc	Condition: Excellent	\$700
46	Still life basket of flowers and bird's nest 12 x 10" Oil on canvas	Henry J. Livens (British, early 20 <sup>th</sup> c.) Date: 1883	Condition: Excellent	\$400
47	Lily Pad Triptych 30 x 24" Oil on canvas	Joe Sambataro (American, 20- 21 <sup>st</sup> c.)	Condition: Excellent	\$1,750
48	View of a flower garden with sunflowers 28 ½ x 34" Oil on canvas	Eugéne van Mierlo (Belgian, 1880- 1972) Date: 1920	Condition: Excellent	\$500
49	Palo Duro 9 x 12" Oil on canvasboard	Marty Childers	Condition: Excellent	\$200
50	Untitled-Fall landscape with houses at the horizon line	Marty Childers	Condition: Excellent	\$200

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995,000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
	9 x 12" Oil on canvasboard			
51	Flower Garden 24 x 36" Oil on canvas	Barraro	Condition: Excellent	\$500
52	White house with drift road 24 x 30" Oil on canvas	Carol Ballard	Condition: Excellent	\$400
53	Portrait of a young girl 30 ½ x 25 ½" Oil on canvas	John Watson Gordon (British- Scottish, 1788- 1864)	Condition: Good-Excellent	\$3,200
54	Landscape 20 x 30" Oil on canvas	Walter Lewis Date; çirca 1900	Landscape at sunset with house by a pond Condition: Excellent	\$2,000
55	Landscape 18 ½ x 36" Oil on canvas	Jean Vollet (French, b. 1935)	Pointillist landscape with meadow and mountains. Condition: Excellent	\$750
56	Pair of paintings 16 x 12" Oil on canvas	J. Roybal	Condition: Excellent	\$125
57	Three children on bicycle 20 x 24" Oil on canvas	J. Roybal	Condition: Excellent	\$250
58	New York snow scene with carriage and Christmas tree 12 x 16" Oil on canvasboard	Signed by Guy Carleton Wiggins (American, 1883-1962) Date: circa 1950	(w/letter of authentication from son of artist)  Separate Property: Jo Hopper	\$35,800
59	New York snow scene 12 x 16" Oil on canvasboard	Signed by Guy Carloton Wiggins (American, 1883-1962) Date: circa 1950	(w/letter of authentication from son of artist)  Separate Property: Jo Hopper	\$35,800
60	Young Woman Knitting 18 x 21 ½" Oil on canvas	Marcel Dyf (French, 1899- 1985)	Condition: has four small losses of paint in lower right; some delamination, otherwise good Separate Property: Jo Hopper	\$11,250

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995.000001 EMF\_US 53813159v2

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
61	Flowers Growing by the Side of a House 10 x 10" Oil on panel	Edouard Leon Cortés (French, 1882-1967)	Condition: Excellent Separate Property: Jo Hopper	\$2,400
62	Pot of irises and amaryllis 18 x 24" Oil on canvas	Bill Steeves (American, d. 2002)	Condition: Excellent	\$175
63	"Desert Celebration" 30 x 24" Oil on panel	Denis Milhomme	Condition: Excellent	\$1,500
64	"Early Risers" 12 x 16" Oil on panel	Marty Childers	Condition: Excellent	\$300
65	Paris Street Scene with Strolling Figures 12 x 16" Oil on canvas	Demone (Italian, b. 1928)	Condition: Excellent	\$100
66	Strolling in the Meadow 48 x 72" Oil on canvas	Unknown late 20 <sup>th</sup> c. artist	Condition: Excellent	\$1,200
67	Paris Street Scene with Snow 20 x 24" Oil on canvas	Peter Griffin (late 20 <sup>th</sup> C.)	Condition: Excellent	\$400
PHOTOS: 1			· · · · · · · · · · · · · · · · · · ·	
67	Amish No. 130 Amish No. 137 Color Photos 8 x 7 ½"	Coleman	Pair of color photos Condition: Color appears somewhat faded; otherwise good	\$80
PRINTS: 13				
69	Set of 3 hand-colored botanical prints 13 ¼ x 8 ½" ea.		Condition: Excellent	\$525
70	½ length portrait of young brunette woman 12 x 10 ½" Mezzotint print	E.F. Hubbard	Condition: Print is toned from prior acid burn	\$75
71	(19) various posters and prints		Collection of nineteen various framed posters and small prints Condition: Variable	\$190

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF ART Estate of Max D. Hopper 76995.000001 EMF\_US 53813159v2

<del>((7)</del>	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
72	"Derby Square" 24 x 32 ½" Limited edition print	Charles Wysocki (American, 1929-2002)	Victorian town with white clapboard buildings Condition: Excellent	\$400
73	"Butternut Farins" 22 ½ x 22 ½" Offset limited edition print	Charles Wysocki (American, 1929-2002)	Pumpkin Patch - Fall scene Separate Property: Max Hopper	\$350
74	"Jolly Hill Farms" 22 x 19" Offset limited edition print	Charles Wysocki (American, 1929-2002)	Watermelon Patch Condition: Excellent Separate Property: Máx Hopper	\$300
75	"Devilstone Harbor" 13 ½ x 15" Limited edition offset print	Charles Wysocki (American, 1929-2002)	Beachfront scene with gray shingle-covered buildings Condition: Excellent	\$200
76	Set of (4) flower prints 151 x 12" ea.	Bill Bohannon	Editions of 500 Condition: Excellent	\$100
77	Covered Wagons with Quilts 24 x 20 <sup>22</sup> approx. Offset print	McGregor	Condition: Excellent	\$75
78	Golf Tournament with Crowd 26 ½ x 36 ¼" Limited edition offset print	Jim Fitzpatrick	Condition: Excellent	\$100
79	"Mabel the Stowaway" 17 ¼ x 20 ½"	Charles Wysocki (American, 1929-2002)	Condition: Excellent	\$75
80	"Leavenworth" 15 ½ x 21" Offset print with hand- drawn remarque	Jennifer Lake Miller	Condition: Excellent	\$375
81	21 various posters and small prints	Various	Each piece average \$10	\$210
REPRODUCTION: 1 82	Summer landscape 48 x 72" Reproduction painting	Late 20 <sup>th</sup> c, reproduction painting in earlier style	Condition: Excellent	\$1,200

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	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
SCULPTURES: 3				
83	"American Spirit" Bronze piece with brown patina, wooden base	Carl Wagner Date: 1987	Eagle in flight - presentation piece from American Airlines Condition: Excellent	\$400
84	Eagle landing on a rock Cast bronze piece with brown/black patina 27" H x 10" diam.	After Moigniez - late 20 <sup>th</sup> c. surmoulage cast	Condition: Excellent	\$500
85	Kinetic golf sculpture 21"H x 11" Diam.	H.P artist unknown Date: 1995	Condition: Excellent	\$150
SERIGRAPHS: 8				
86	"A Wonderful Night" 23 ¼" x 29 ¾" Serigraph	Sally Caldwell- Fisher	Condition: Excellent	\$250
87	"Donald's Golf Game - 1938" 8 ½ x 12" Disney Sericell	Marc Davis	Condition: Excellent	\$12,5
88	"Mr. Duck Steps Out - 1947" 9 ¼ x 13 ¼" Disney Sericell		Donald Duck and his 3 nephews  Condition: Excellent	\$125
89	Snow Skier 24 x 36" approx. Serigraph	American Artist (unknown)	Condition: Paper is acid-toned from exposure to acidic matting Separate Property: Max Hopper	\$100
90	"Candle Walk" 24 x 29 ½" Serigraph	Sally Caldwell- Fisher	Carolers in the snow Condition: Excellent	\$300
91	"Decorating the Wharf' 20 x 25 ½" Serigraph	Sally Caldwell- Fisher	Decorating the Christmas Tree	\$300
92	San Francisco 29 x 38 ¼" Serigraph	Bill W. Dodge (American, b. 1934)	Edition: #58/300 Condition: Excellent	\$350
93	"The Paris I Love" 18 ¼ x 22 ¼" Serigraph	Michel Delacroix	Paris street scene at night	\$625

	Title/Medium	Name of Artist	Description/Condition	Rule 11 Ag. Value
TAPESTRY: 1 94	Tapestry runner in wool 10' x 3' approx.		Condition: Good-Excellent	\$1,000
UNKNOWN: 1 95	"Le Marche aux fleurs" 10 %" x 13 %"	Jean Pierre Dubord Circa 1990	Flower market Condition: Excellent	\$375
VARIOUS: 1 96	"Teeing Off" 12 ½ x 18 ½" 3-dimensional art construction	Charles Fazzino (American, b. 1955)	Condition: Excellent	\$325
WATERCOLORS: 7				1
97	Under the sea 26 ¼ x 20 ¼" Watercolor	Abbe Rose Cox (American, b. 1905) Date: 1953	Condition: Excellent Separate Property: Max Hopper	\$300
98	"Pecos Winter" 17 x 18 34" Watercolor	"Larsen" Date: 1997	Condition: Excellent	\$125
99	"River Sentinels" 22 x 20" Watercolor	Fran Larsen (American, b. 1937) Date: 1997	Southwest landscape in bright fauvist colors Condition: Excellent	\$125
100	Two Mayan women with bundles on their heads 20 % x 24 %" Watercolor	Irene Klar	Condition: Excellent	\$500
101	Five Mayan women with head bundles	Irene Klar (Canadian, b. 1950)	Condition: Excellent	\$500
102	Seagull by Shoreline 14 x 20" Watercolor	Patricia Akay	Condition: Excellent	\$300
WOODCUT: 1 103	"Cat and Fish"  8 ½ x 8 ½"  Color woodcut	Sung Cheul Lee	Condition: Excellent	\$40
Total Items 1 to 103				\$195,510
Less Mrs. Hopper Separate Property				-\$85,250

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	Title/Medium	Name of Artist	Description/Condition	Rule II Ag. Value
Items 58,59,60,61				
Less Mr. Hopper's Separate Property Items19,24,25,73,74 89, 97				-1,750
Total Community Property				\$108,510

#### INDEPENDENT ADMINISTRATOR'S ASSIGNMENT

5000 Shares of Pointserve, Inc. Estate of Max D. Hopper

Max D. Hopper ("Decedent"), a resident of Dallas County, Texas, died intestate on January 25, 2010.

An Application for Independent Administration Pursuant to Texas Probate Code §145(e) and for Waiver of Bond Pursuant to §145(p) was filed April 28, 2010 in Cause No. PR-10-1517-3, In Re. Estate of Max D. Hopper, Deceased, Dallas County Probate Court No. 3, and Judge Michael E. Miller signed an order appointing JPMorgan Chase Bank, N.A. as Independent Administrator of the Estate of Max D. Hopper on June 30, 2010. JPMorgan Chase Bank, N.A. qualified to serve as Independent Administrator on June 30, 2010 and has continuously served as the Independent Administrator of the Estate of Max D. Hopper (the "Estate") through the date of this instrument.

At the date of death of the Decedent, the Decedent and Jo N. Hopper owned as part of their community property 5000 shares of the common stock of Pointserve, Inc. (the "Stock").

The Decedent was survived by his wife, Jo N. Hopper, and by two adult children from a prior marriage, Laura S. Wassmer, and Stephen Hopper.

In this assignment, JPMorgan Chase Bank, N.A., acting as Independent Administrator of the Estate, and not in its corporate capacity, is referred to as the "Assignor". In order to evidence the Independent Administrator's release of Mrs. Hopper's interest in the Stock from its control as Independent Administrator of the Estate, the Assignor by this instrument does hereby release to Jo N. Hopper her undivided one-half community property interest in the Stock.

The Assignor also hereby ASSIGNS AND CONVEYS all of the Estate's right, title and interest in and to the Stock (being an undivided one-half interest in such Stock), in equal undivided one-half interests to each of Laura S. Wassmer and Stephen Hopper.

The Assignor has been informed, and does believe, that the cost of reregistering the Stock in three names would vastly exceed the market value of the Stock. Therefore, the Assignor is delivering this Assignment of the Stock to the assignees, coupled with the Assignor's agreement to execute such stock powers or other instruments of transfer as may be reasonably requested by any of the assignees, but without any agreement to pay transfer or reregistration fees that may be charged by the issuer as a condition to effectuating any such transfer on the books of the company, which the Assignor declines to pay. The Assignor further agrees to promptly remit to each of Jo N. Hopper and each assignee his or her share of any distributions received by Assignor with respect to the Stock after the date of this assignment and prior to the reregistration of the Stock in the name of Jo N. Hopper and/or the assignees.

INDEPENDENT ADMINISTRATOR'S ASSIGNMENT OF POINTSERVE, INC. STOCK

Estate of Max D. Hopper 76995,000001 EMF\_US 53813430v1

Defendants' Second Amended Answer and Special Exceptions to Plaintiff's Original Petition, and Counterclaim for Partition of Personal Property or Proceeds from Sale--Page 39



EXECUTED as of the 200 day of February, 2015.

JPMORGAN CHASE BANK, N.A., Independent Administrator, Estate of Max D. Hopper, Deceased

By: Javan Novak, Vice President and Senior Estate Officer