

**LAST WILL AND TESTAMENT
OF
JOYCE MARIE LANCE**

I, Joyce Marie Lance, being of sound and disposing mind, memory, and understanding and not acting under any fraud, duress, or undue influence do hereby make, publish, and declare this to be my Last Will and Testament and do expressly revoke all prior wills, codicils, and testamentary dispositions heretofore made by me. I declare that the State of Utah in the United States of America is my domicile and that I intend to make the State of Utah my home.

1. FAMILY

I declare that I am unmarried and I have the following children:

Name

Linda Cheryl Darrah

Robert R. Lance II

Julia Lance

Said children and any children which may be subsequently born to me, are hereunder referred to as "Children." For all purposes under this Will, whether for the determination of relationship or otherwise, adopted children, whether of mine or any other person, shall be considered and treated in all respects to have and shall be given, the same status as natural born children of the adopting parents. I hereby direct that no distinction shall be made between children who are living at the time this Will is executed and those who may be hereafter born, and that all my Children shall share as beneficiaries in the manner and to the extent set out in this Will. Issue, where used herein, means Children and all other lineal descendants of me. Notwithstanding anything herein to the contrary, Linda Cheryl Darrah shall receive no distribution, benefit, gift, bequest, devise or other, directly or indirectly, under the terms of this will.

2. DISPOSITION OF ASSETS

My surviving spouse and minor children shall have full use of all my property, real and personal, and income until such time as my estate has been probated and throughout the survivorship period. No one is liable for such use or consumption.

3. RESIDUARY ESTATE POURED OVER INTO LIVING TRUST

My "residuary estate" means all my real and personal property, whether community or separate and wherever situated (including, but not limited to, all lapsed and failed legacies and bequests) which I may own at my death (excluding property over which I may have a power of appointment) and which I have not disposed of by other paragraphs of this Will.

I give all my residuary estate to the Trustee or Successor Trustee of that certain Trust designated as **The Joyce Lance Trust** established the **21st day of October, 2022**. I direct that all my residuary estate shall be held, administered, and distributed as a part of that Trust according to the terms of that Trust and any amendments made to it prior to my death. It is my intention not to create a separate Trust by this Will nor to subject **The Joyce Lance Trust** nor the property added by this Will to the jurisdiction of the probate court.

However, if at my death **The Joyce Lance Trust** has been revoked or otherwise terminated, I direct that all my residuary estate shall be held, administered, and distributed as provided in the above-described **The Joyce Lance Trust**, the provisions of which are by this reference incorporated herein, but only if the contingency of revocation or termination has been fulfilled at my death.

4. APPOINTMENTS

I appoint as Personal Representative of my Will and estate, to act singly unless otherwise designated, any one of the persons named in this Section, my preference in their appointment being

in the order named; but should any one of those named fail or cease to serve at any time, then I appoint the one next in order who is able and willing to act as Personal Representative:

1. **Robert R. Lance II**
2. **Jo-Ann Lance**
3. **Robert R. Lance III**

Unless expressly denied by this Will, my Personal Representative shall have all authority allowed under the applicable law including authority to sell, lease, or mortgage any property in my estate upon any terms that the Personal Representative regards as suitable.

I appoint as Trustee of any Trust created by this Will, to act singly unless otherwise designated, anyone of the persons hereinafter named in this section, my preference in their appointment being in the order named; but should any one or more of those named for any reason fail or cease to serve, then I appoint the one next in order who is able and willing to act as Trustee:

1. **Robert R. Lance II**
2. **Jo-Ann Lance**
3. **Robert R. Lance III**

If for any reason the above-named Personal Representative (or successor Personal Representative) or the Trustee (or successor Trustee) fails or ceases to serve after exhausting my preferences as set forth above, the Trustee or Personal Representative, as the case may be, shall be a corporate Personal Representative or Trustee who has sought appointment and qualified according to the probate laws and who has been appointed by an appropriate court. It shall have the powers of any preceding Personal Representative or Trustee.

5. ADMINISTRATION

In the administration of my estate, my Personal Representative shall be as free from court supervision as the applicable law will allow. In addition, no more probate action than the minimum required by law shall be required unless in the sole discretion of my Personal Representative it is thought to be of advantage to my estate.

My Personal Representative shall have all authority not expressly denied by this Will allowed under the applicable law, including authority to sell, lease, or mortgage any property in my estate upon any terms it regards as suitable.

6. COMPENSATION

My children shall not receive compensation for acting as Personal Representative of my estate, nor shall any alternate Personal Representative receive compensation unless it is requested in writing. The Trustee of my estate, in the event a Trust comes into being, shall receive compensation in accordance with prevailing rates.

7. BOND

There shall be no bond requirement for any Personal Representative, guardian, or Trustee under the terms of this Will so far as is possible to waive this requirement under the law.

8. LIABILITIES

No Personal Representative under this Will shall be liable for any honest, non-negligent judgment. Any Trustee shall be liable for all acts and omissions in accordance with the laws of the State of Utah.

9. SURVIVORSHIP

Any beneficiary of this Will, or of any Trust created in this Will shall be considered to have survived me, another person, any point in time, or any contingent event only if they survive it by at least thirty (30) days. The preceding sentence shall not apply if an otherwise valid provision of this Will would hereby be invalid due to the rule against accumulations, the rule against perpetuities, the rule limiting suspension of the power of alienation, or any similar rule. In the event such a rule would be invoked, then any beneficiary who lives at least as long or longer than

I shall be regarded as surviving me, and any questions as to time of death shall be resolved in favor of the beneficiary.

10. PERPETUITIES SAVINGS CLAUSE

Notwithstanding anything herein to the contrary, all gifts made herein shall vest not later than twenty-one (21) years after the death of the last survivor of my issue living on the date of my death. Except for administrative powers which do not violate the rule against perpetuities, each power given under the provisions of this instrument shall be exercisable by the designated donee, if and only if, the power is exercised prior to the vesting of any gift under this Paragraph 10.

11. DEALINGS WITH INTERVIVOS TRUSTS

My Personal Representative may in its discretion purchase assets or borrow money from any Trust of which I was a Settlor and may sell any assets in my estate to the Trustee of any such Trust at their fair market value as determined by the Personal Representative and the Trustee to the extent permitted by law. Such purchases, sales, or loans may be made without court order or confirmation of and I expressly exonerate the Personal Representative and the Trustee from any and all liability connected therewith.

12. TAXES, DEBTS AND ESTATE EXPENSES

I hereby direct my Personal Representative to pay out of the assets of my estate all of my legal debts, my funeral and burial expenses, and all costs of administration of my estate.

All Federal estate taxes and all State estate, inheritance and succession taxes, imposed with respect to my property (whether disposed of by this Will or not) required to be included in my gross estate for estate or inheritance tax purposes, and interest or penalties thereon, shall be borne by that portion of my residuary estate which is not disposed of by me in a manner that

qualifies for the marital deduction allowed by the Federal Estate Tax Law applicable to my estate.

I hereby waive on behalf of my estate any right to recover any part of such taxes, interest, or penalties from any person, including any beneficiary of insurance on my life, who may have received from me or from my estate any property which is taxable as part of my estate.

13. ENCUMBRANCES

Any mortgage lien or other encumbrance upon any property bequeathed or devised hereunder, either outright or in Trust, shall be assumed by the legatee, devisee, or Trustee of such property unless otherwise set forth in writing by me.

14. SPENDTHRIFT

No assignment, attachment, anticipation, or interference or control of any beneficiary of any principal or income payable under any Trust created by this Will shall be allowed before the beneficiary actually receives the principal or income.

15. NON-CONTEST PROVISION

If any devisee, legatee or beneficiary under the terms of this Will shall directly, or indirectly, contest it or any of its parts or provisions, any share or interest intended for that devisee, legatee or beneficiary shall be revoked and increase proportionately the shares of such of the devisees, legatees, and beneficiaries as shall not have joined or participated in said contest. If all devisees, legatees and beneficiaries join such a contest then the whole of the assets administered by this Will shall be distributed to a charity of the Personal Representative's choice at the Personal Representative's sole and absolute determination. It is my intent that there be no contest or contention. The devisees, legatees and beneficiaries have no right or interest in and to the assets to be administered by this Will other than that expressed under the

terms of this Will to be administered as stated herein, in the absolute and sole discretion and determination of my Personal Representative. My Personal Representative shall use the assets of my estate to defend any contest or action related to my estate.

In the event that any person shall claim to be a devisee, legatee or beneficiary or have an interest in my estate otherwise than herein provided, and a court of competent jurisdiction shall determine that such person is entitled to any of my estate, then I leave to such person the sum of One (\$1.00) Dollar and no other sum.

16. NUMBER AND GENDER

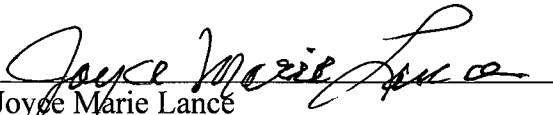
The singular shall be interpreted as the plural, and vice versa, if such treatment is necessary to interpret this Will according to my manifest intention. Likewise, if either the feminine, masculine, or neuter gender should be one of the other genders, it shall be so treated.

17. LEGAL MATTERS

In the probate of this Will and in all matters concerning my estate, I suggest that my Personal Representative employ as its attorney Gregory P. Hawkins of Salt Lake County, Utah.

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IN WITNESS WHEREOF, I, Joyce Marie Lance, have set my hand to this, my Last Will and Testament, on this **21st day of October, 2022** at Salt Lake County, Utah; and being first duly sworn, do hereby declare to the undersigned notary that I sign and execute this instrument as my Last Will and Testament and that I sign it willingly, that I execute it as my free and voluntary act for the purposes expressed in it, that I am 18 years of age or older, of sound mind, and under no constraint or undue influence.


Joyce Marie Lance

