

**MARION COUNTY COMMISSION
COUNTY COURT
DECEMBER 12, 2012**

The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, December 5th, 2012. Present were Commissioner Elliott, Commissioner Ward and President Tennant.

The proceedings of Wednesday, December 5th, 2012, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission on December 6th, 7th, 10th and 11th, 2012 were approved as submitted and signed.

*D. D. Meighen led the Court with a prayer. New incoming Commissioner Ernie Van Gilder led the Court with the Pledge of Allegiance. **President Tennant called** the meeting to order. Commissioner Elliott moved to dispense with the reading of the minutes of Wednesday, December 5th, 2012 and accept them as presented. Commissioner Ward seconded. President Tennant concurred.*

***For the record, note** James Priester, Assessor presented to the County Commission the following Exonerations for approval.*

***Dated December 12th, 2012
Nos. #2012-1324 through #2012-1366***

Pursuant to the recommendation of James Priester, Assessor and approval of Patrick Wilson, Prosecuting Attorney; Commissioner Elliott moved that the President to sign Nos. #2012-1324 through #2012-1366. Commissioner Ward seconded. President Tennant concurred.

*The Commission received an **Order Appointing Substitute Trustee in the Estate of Billie J. Haught, Deceased.** David Glance stated for the record that the*

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IN THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA
IN RE: THE ESTATE OF BILLIE J. HAUGHT, DECEASED

ORDER APPOINTING SUBSTITUTE TRUSTEE

On this day came the Movant, Crystal Barr, by and through her counsel, Timothy Logan, and came also, David A. Glance, Fiduciary Supervisor of Marion County, all pursuant to the Motion to Appoint Substitute Trustee, previously filed with and reviewed by the Fiduciary Supervisor.

Wherefore, the Commission proceeded to consider the Motion and the statements of the Fiduciary Supervisor, and upon mature consideration thereof, the Commission makes the following findings of fact and conclusions of law:

1. Billie J. Haught died testate in Marion County, West Virginia, on November 12, 1998.
2. Frances K. Markley was appointed as Executrix of her estate by the Clerk of this Commission on December 8, 1998.
3. Stephen B. Haught was named in the Last Will and Testament as the Trustee for the minor grandchildren of Billie J. Haught.
4. Following the death of Billie J. Haught, Stephen B. Haught acted as Trustee under the Last Will and Testament of Billie J. Haught, but was never qualified or appointed by the Clerk of this Commission.
5. Stephen B. Haught died on April 15, 2011, and it was later discovered that he had depleted the assets from the Billie J. Haught Testamentary Trust.

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6. Movant, Crystal Barr, is the natural mother of Trey W. Haught, Tristan A. Haught and Sheridan G. Haught, the beneficiaries of the Billie J. Haught Testamentary Trust.
7. Movant, Crystal Barr, has recovered from the Estate of Stephen B. Haught, \$53,788.55 to fund the Testamentary Trust of Billie J. Haught.
8. The alternate Trustee under the Last Will and Testament of Billie J. Haught, Frances K. Markley, died February 26, 2001, and the children's natural mother seeks the appointment as Substitute Trustee.
9. The Fiduciary Supervisor recommends to the Commission that the Movant, Crystal Barr, be appointed as the Substitute Trustee, under the Testamentary Trust of Billie J. Haught, which appointment is in the best interest of the children, and there being no objection, filed with the Fiduciary Supervisor. Further, the Fiduciary Supervisor has sent a draft of this Order to Kirk A. King, Counsel for the Estate of Stephen B. Haught, and a true copy of the Motion to Appoint Substitute Trustee was mailed to said Counsel on November 13, 2012, but the Fiduciary Supervisor has received no response from Kirk A. King.

Based upon the foregoing, it is hereby ORDERED:

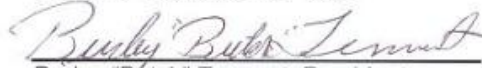
1. Based upon all the foregoing Findings and Conclusions by the Commission, Crystal Barr shall be appointed as the Substitute Trustee of the Testamentary Trust of the Last Will and Testament of Billie J. Haught. Such appointment will require surety bond in the amount of \$50,000.00.


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2. The Clerk shall deliver a copy of the Commission's Order to all parties which have a current address in the Fiduciary Supervisor's file and all parties are notified of their right to appeal this Order to the Circuit Court of Marion County, West Virginia, as allowed by law.

MARION COUNTY COMMISSION

ENTER: December 12, 2012


Burley "Butch" Tennant, President


Randy Elliott, Commissioner


Guy Ward, Commissioner

ATTEST:


Janice Cosco, County Clerk


David A. Glance
Fiduciary Supervisor

Commissioner Elliott moved that the Commission approve the Order Appointing Substitute Trustee. Commissioner Ward seconded. President Tennant concurred.

This day came David A Glance, Fiduciary Supervisor for Marion County, West Virginia, and presented to the Commission His Report of Claims and First and Final Settlement Reports for the following estates which reports he has filed in the Office of the County Clerk of the County Commission, pending confirmation. There being no further objections received to these reports and no errors appearing, the Report of Claims and First and Final Settlement Reports are hereby ratified, confirmed and approved.

At a Regular Session of the County Commission of Marion County, West Virginia, continued and held for this County at their offices in the J. Harper Meredith Building on December 12, 2012.

This day came David A. Glance, Fiduciary Supervisor for Marion County, and presented to the County Commission the Waivers and Applications for Short Form Settlements, Proposed Settlements and Annual Settlement Reports filed by the personal representatives of the following estates, which he has reviewed and approved and which are the same estates which were advertised for proposed settlement in the December 3, 2012, issue of the Fairmont Times West Virginian, all in accordance with West Virginia Code 44-3A-19.

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Estate of

Representative

TENNANT, PATRICK (ward, final)
BRAY, JERRY W.
CAMPBELL, LUCILLE E.
McFARLAND, GEORGE H.
WILLIAMS, NANCY LEE LOOMAN
GASKINS, KATHERINE DARLENE
RECHICHAR, MARCELLA
CLARK, DWAYNE ELLSWORTH
NOLAN, KAMRYN MARIE ELLEN
VINGLE, ROBERT E.
CLEVINGER, ARDELLA J.

KOAY, ELLEN WEN
THOMPSON, NANCY LEE
COPLEY, DIXIE LEE
BAKER, PAUL
SUPLITA, INA CAROLINA

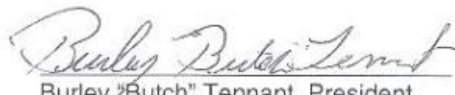

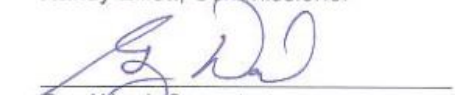
NeSMITH, EDWARD DEE
ARNETT, WILBUR L.
LEDSOME, CHARLES EDWARD
WHITEHAIR, OLEDA A.
FORTNEY, ILA M.


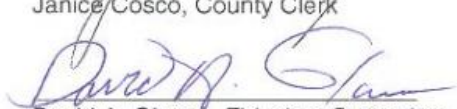
WILSON, STELLA PEARL
DONEY, BOBBIE JEAN
ICE, LILLIAN LAURA

HOCKENBERRY, KENNETH R., JR.
PATECHUK, JAMES H.
FURBEE, DONALD P.
SMITH, JON D. "JC"

Helen M. Burnsworth, Guardian
Elizabeth Wilson Schimonsky, Executrix
Renee Raschella Vanfosson, Executrix
Mary R. McFarland, Executrix
Felicia Jane Ramage, Executrix
Thomas E. Gaskins, Administrator
J. Scott Tharp, Executor
Paula E. Phillips, Administratrix
Lois E. Wells, Administratrix
Scott A. Vingle, Executor
William F. Clevenger and
Kenneth R. Clevenger, Co-Executors
Catherine K. Bansek, Administratrix
Robert H. Thompson, Executor
Chris Steven Copley, Executor
Barbara Earl, Executrix
Samuel Craig Brown and
Byron Noel Brown, Co-Executors
Betty Jane NeSmith, Executrix
Genevieve E. Arnett, Executrix
Charles E. Ledsome, Jr., Administrator
Rochelle Ann Thompson, Executrix
Carolynn M. Hamilton and
Charles L. Fortney, Co-Executors
Dorwin Conaway, Administrator
Brent Doney, Administrator
Susie Rice Gonzalez, AKA
Wilma Janeet Gonzalez, Executrix
Marcia K. Hockenberry, Executrix
Sylvia M. Patechuk, Executrix
Mary Beth Furbee, Executrix
Celia Smith, Administratrix

ENTER: 12-12-12


Burley "Butch" Tennant, President

Randy Elliott, Commissioner

Guy Ward, Commissioner

ATTEST:

Janice Cosco, County Clerk

David A. Glance, Fiduciary Supervisor

Commissioner Elliott moved that the Commission sign the Short Form Settlements, Proposed Settlements and Annual Settlement Reports. Commissioner Ward seconded. President Tennant concurred.

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The Commission received a request for advice and consent to accept the resignation of Natalie Slayman, 911 dispatcher, effective December 17, 2012.



Marion County Central Communications
50 Centerview Drive
Fairmont, WV 26554

Carolyn Ledsome Director

TO: MARION COUNTY COMMISSION
FROM: CAROLYN LEDSOME, DIRECTOR
SUBJECT: NATALIE SLAYMAN RESIGNATION
DATE: DECEMBER 5, 2012

Attached is a resignation from Natalie Slayman. Natalie was hired at the center in March 2012. She has tried to excel in her dispatching position but has incurred some problems she cannot overcome.
If the Commission accepts her resignation it would be effective December 17, 2012.
I wish Natalie the best in any future employment and would give her a favorable reference if contacted.
Thank you.

Cc file

Commissioner Elliott moved that the Commission grant our advice and consent to accept the resignation of Natalie Slayman, 911 dispatcher, effective December 17, 2012. Commissioner Ward seconded. President Tennant concurred.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, December 19th, 2012 at 10:00 a.m. for the next scheduled County Commission Meeting.

Burley "Butch" Tennant, President