CAUSE NO. D-000,298-C

EUNICE R. BENCKENSTEIN, WALTER G. RIEDEL III, AND ROY WINGATE, INDEPENDENT CO-EXECUTORS OF THE ESTATE OF NELDA C. STARK, DECEASED, EUNICE R. BENCKENSTEIN, INDEPENDENT EXECUTRIX OF THE ESTATE OF H. J. LUTCHER STARK, DECEASED, AND WALTER G. RIEDEL III, GENERAL MANAGER OF THE NELDA C. AND H. J. LUTCHER STARK FOUNDATION

IN THE DISTRICT COURT OF

VS.

ORANGE COUNTY, TEXAS

IDA MARIE STARK, INDIVIDUALLY AND AS INDEPENDENT EXECUTOR OF THE ESTATE OF W. H. STARK II, DECEASED, ET AL

260[™] JUDICIAL DISTRICT

AFFIDAVIT OF JOE LEBLANC

Before me, the undersigned authority, personally appeared Joe LeBlanc, who being duly sworn, deposed as follows:

"My name is Joe LeBlanc and I reside at 301 Morrell, Orange, Texas. I am over the age of eighteen (18) years, have never been convicted of a crime, and am fully competent to make this affidavit. All of the statements contained in this Affidavit are within my personal knowledge and are true and correct.

"I have been employed by Mrs. Nelda C. Stark and her Estate for the last 33 years. In June of 1994, Mrs. Stark asked that I go to Lamb's Office Products in Beaumont, Texas, to pick up a shredder she had rented. I traveled to Beaumont, picked up the shredder, and brought it back to the Carpenter Shop, in Orange, Texas. At Mrs. Stark's request I then shredded certain documents that she directed me to destroy. I did not know, and I do not now know, the nature of the documents shredded. John Creswell took some of the shredded documents home with him to use in his garden, and I placed the remaining shredded pieces in the dumpster by the Carpenter Shop. After I was finished with the shredding job, I returned the shredder to Lamb's.

"The documents attached hereto as Exhibit 'A' are true and correct copies of a delivery ticket dated June 23, 1994 and a return ticket dated June 30, 1994. These



documents are consistent with my memory that I picked up the shredder for Mrs. Stark and returned it a week later.

"During the shredding job we decided that there were simply too many documents to shred. At Mrs. Stark's request we took some of the documents she asked to be destroyed out to the Stark Ranch and burned them there. John Creswell and Earl Kelly were with me when we burned the documents. This was done at about the same time as the shredding, which would have been mid-1994.

"During my 33 years of employment by Mrs. Stark and her Estate, this was the only time that I picked up a shredder for her. This was the only time that I shredded, burned or otherwise destroyed documents at her request or at the request of any one working for her. I am not aware of any documents being destroyed by Mrs. Stark or at her request at any other time.

"Further, affiant sayeth not."

toe LeBlanc, Affiant

STATE OF TEXAS
COUNTY OF ORANGE

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BEFORE ME, the undersigned authority, on this day personally appeared Joe LeBlanc, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 28th day of November, 2001.

CHERYL DENNIS FITTZ
NOTARY PUBLIC
STATE OF TEXAS
My Commission Expires 11-30-2004

NOTARY PUBLIC, STATE OF TEXAS

My Commission Expires: 11-30-2004

, —		DESCRIPTION		AMOUNT		
6/02/94 6/13/94 <mark>6/30/94</mark>	45076-0 47561-0 50487-0			27,27 116,11 138,56		
		12121 2512800	. 0	331.94*		

FIRST HEIGHTS BANK, fsb	VOUCHER NO. 7-0012	снеск NO. 12121	DATE 7/06/94	13- 12121	3130
PAY	\$331*I	\$331*DOLLARS*94*CENTS		\$ *******331.94	
TO THE ORDER	OF	· · · · · · · · · · · · · · · · · · ·			
		•	NELDA C.	STARK - ACCT. No. 13	
LAMB'S OFF	ICE PRODUCTS			O FAIR - FROM: 100. 10	
' LAMB'S OFF P O BOX 19				OTAMIC - A001. 110. 10	

#O12121# #313071881# #O8798782#