

SIXTH: If at the time of my demise, I own and operate a business on the Tonawanda Indian Reserve known as Arrowhawk Smoke and Gas Shop, such business and assets shall pass to my heirs as set forth in this Article SIXTH.

A. I hereby give and bequeath to my daughter, COREEN, and my brother, THOMAS, all of the assets of the business referred to above, which assets shall include all of the inventory, operating funds on hand and in the bank, furnishings and fixtures of every sort and nature included in this business, including accounts receivable and/or vendor coupons and all operating assets, bank accounts or cash awaiting deposits from any part of the Arrowhawk Smoke and Gas Shop business, which assets shall be used by them in the continuing operating business pursuant to the separate Business Management Agreement. However, in the event that COREEN and THOMAS do not



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agree and become party to the Management Agreement, their share (one or both) shall pass pursuant to Clause SIXTH C. (the Church) following.

B. I hereby give, devise and bequeath the operating interest or the intangible right to do business, which might otherwise be referred to as a "doing business as" (dba) of me personally to my daughter, COREEN, and my brother, THOMAS, as Co-owners and partners. I understand that this passing of the dba shall include any contracts in place to provide products or any other intangible assets of the right to do business as a Native American on the Tonawanda Indian Reserve. I understand that this bequest is only of the intangible right to carry on a business and does not include any of the assets of such business, all of which shall pass pursuant to Article SIXTH A. above.

C. I have in place a Business Management Agreement (hereinafter referred to as "Agreement"), which shall refer to the ongoing operation of the business known as Arrowhawk Smoke and Gas Shop, and which extensive Business Agreement shall address a number of issues in the ongoing future management of the such business in the event of my demise. The beneficiaries of this Will may or may not be signed participants of that Agreement at the time of my demise. The Agreement may be changed by me from time to time without regard to changing any bequests within this Will.