

## Items in genealogy files of Ann Arnold Hennings

Documents regarding John "Jack" Arnold: Obituary 13 Jan 1972; photograph of Arnold; newspaper article from 1937; photocopy of pages 35-38, 418 from *They Came and Stayed: Rosebud County History Forsyth, Montana 1977*; images of Quarter Circle U Ranch owned by Jack Arnold; photocopy of will of John Arnold.

Robert Stoy 10 Nov 2020

# Jack Arnold

Jack Arnold, 86, stockman of the Quarter Circle U Ranch near Birney and former Montana legislator, died Monday in Denver.

He was born in 1885 in Virginia, and came to the ranch in 1908. He married Grace Brewster in 1916. She died in 1944. He married Adeline Todd in 1949.

Mr. Arnold was one of the original organizers of the Montana Livestock Production Credit Association. He had been a board member for 29 years, and president from 1941 to 1956.

He had served two terms in the Legislature. He was president of the Montana Stockgrowers in 1939 and 1940; and had been a vice president of the American National Cattleman's Association.

Survivors include the widow of Denver and a sister in Virginia. Memorial services are being planned at the Birney Community Church.

*The Billings Gazette  
Billings, Montana  
13 Jan 1972, p 7*

Obituary - John "Jack" Arnold  
Photocopy found in genealogy files of  
Ann Arnold Hennings.  
Scanned by Robert Stoy November 2020.



Jack Arnold

Image in genealogy files of Ann Arnold Hennings.  
Reverse: John Arnold 1885-1972 (son of Dr Tom Arnold).  
Scanned by Robert Stoy November 2020.

HONORED . . .



John Arnold, prominent stockman at Birney, was honored with the office of first vice president at the annual election of the Montana Stockgrowers' association Friday in Bozeman. He had been second vice president the last year.

# Billings Gazette

FINAL MORNING EDITION

BILLINGS, MONTANA, SATURDAY, MAY 22, 1937.

ASSOCIATED PRESS

Honored . . .," *Billings Gazette*, 23 May 1937, p. 2; photocopy in genealogy files of Ann Arnold Hennings - scanned by Robert Stoy November 2020.

Brewster  
+  
Arnold

# They Came and Stayed

Rosebud County History  
Forsyth, Montana  
1977



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Billings, Montana

When they moved to Hysham, living there until 1939, then moving to Billings. Later they moved to Bremerton, Washington, Thermopolis, Wyoming and Sheridan, Wyoming where they were living at the time of their deaths, Wilson on July 9, 1963 and Marie on January 11, 1967.

While living in Hysham, Marie who was commonly known of as "Aunt Mamie" was well known in the community as a friend and helper to all. Inasmuch as there was no hospital close in those days, many children were born at the Bradley home. Marie served on the Hysham School Board for eight years. She also was Sunday School Superintendent and was the first woman ordained as an elder in the Presbyterian church. She also was in charge of the planning and worked on many County Track Meet Community dinners and also the Junior-Senior Banquets for the Hysham High School.

After leaving the homestead, Wilson was employed by the U.S. Government as a Predatory Animal Controller, for the County as a Highway Maintainer and in Bremerton as a carpenter in the Navy Shipyards.

In Thermopolis they owned and operated the Thermopolis Trailer Court.

They were the parents of three daughters all born while they lived on Alkali Creek.

Marie, the oldest, went to Alkali School until 1926 and graduated from Hysham High School in 1935. She graduated from Billings Business College and after working for 26 years as a secretary, is now Assistant Trust Officer at the First National Bank and Trust Co., Billings.

She married Kenneth Morrow in 1940 who passed away in 1970. They had three children—Elsie (Johnson), Edwin and Richard. She has three grandchildren. On June 28, 1975, Marie remarried. She is now Mrs. Lester Wescott and lives in Billings.



*Wilson Bradley family. Back row: Elmer, Dorothy and Michael Enzi; Edwin, Wilma and Robert Curtis; Marie, Elsie, Richard, Kenneth and Edwin Morrow. Seated: Marilyn Enzi, Marie and Wilson Bradley.*

Wilma also started school at Alkali School and graduated from Hysham High School in 1937 and after attending Billings Business College worked at Pierce Packing Company until 1942, then for U.S. Civil Service at Seattle where she and Edwin Curtis were married in 1944. Inasmuch as Edwin was in the Air Force, from which he retired in 1965, they have

traveled and lived many places. Wilma retired after 23 years of Civil Service in 1975 and they are living in Cheyenne, Wyoming. They have a son, Robert and one grandson.

Dorothy went to school in Hysham until 1939, moving to Billings where she graduated from High School in 1941. She then attended Billings Business College. She married Elmer Enzi in Seattle, Washington in 1942 and since then has lived in Billings, Thermopolis and Sheridan, Wyoming where they now reside. She and her husband own and operate the N-Z Shoe Stores in Sheridan and Miles City. They have two children, Michael and Marilyn, and two grandchildren.

### EMIL WILLIAM HENRY BRAMMEIER

Emil Brammeier was born at Oakdale, Illinois. He came to Montana from a railroad telegrapher's school in Janesville, Wisconsin, around 1905. He was the product of fine religious hard working German parents. He was a man of honesty and great integrity. Proof of this is shown when his sister came to Rosebud to teach school. When her application came to the Rosebud school trustees for a country school they went to Emil Brammeier and said "If she tends to business like you do, she can have a room in the town school, which came true."

Emil Brammeier lived railroading and was very proud of his position with the Northern Pacific now the Burlington Northern. He loved the west, its hospitality, and its people, especially the ranchers. He came to Rosebud after short terms at Big Horn and Custer depots. He was an employee of the railroad for forty-five years.

During most of this time thousands of sheep, cattle and freight went through the Rosebud depot, because Colstrip had not been built. His hobbies were hunting and visiting the ranchers in the Rosebud area. Many of these people remember him for his kindness and helpfulness. He died in 1955 and rests in the cemetery at Glendive, Montana. He married Alice DeMears of White Bear, Minnesota. Four children were born to this union. William Brammeier and Alsace Kenestruck both of St. Petersburg, Fla., Ellen M. Harper, Bellevue, Washington, Commander Charles Louis Brammeier of the U.S. Navy who is buried at Custer National Cemetery.

### QUARTER CIRCLE U RANCH, BIRNEY, MONTANA

By Burton Brewster

George Warren Brewster born on December 18, 1856 in Boston, Massachusetts was a direct descendant of Elder William Brewster of Mayflower fame. He attended Partridge Academy in Duxbury, Massachusetts, his home town. As a teenager in 1874, the pioneer spirit of his ancestors prevailed and he headed west to Virginia City, Nevada, where his older sister was teaching school. He worked there in a Quartz Mill until injuring a knee. Then he went to California and back to Butte, Montana. Just when he arrived in Montana is not known, but he had heard of buffalo still roaming in the Otter Creek country of south eastern,

Montana and wanted in on that last bit of Montana history.



*George and Grace Brewster and three sons. Seated: Warren, Burton and Lyman.*

With his team, wagon, saddle horse and all his worldly possessions, he headed up Tongue River from Miles City. Three miles southwest of the present town of Birney he saw a likely looking sight for a ranch headquarter and was near buffalo country, so he decided to settle. He took a squatter's right on unsurveyed land, built a log cabin and the Quarter Circle U Ranch was born.

He got his bull (buffalo bull) on the Otter Creek-Hanging Woman Creek divide and as legend tells it, he shot the buffalo late one evening. A severe blizzard came up making it impossible to find shelter. So he skinned the buffalo and rolled up in the green hide. The next morning he had to wait for the sun to come up to thaw him out of his frozen bed. This story is further documented by the fact that perhaps forty years later someone from New York City wrote to Warren to ask if he wanted a buffalo head that his father had killed. The head is still hanging over the fire place mantle at Warren's old ranch, now operated by his daughter's family, the Ebelings.

By 1896 George had built a new home and acquired enough cattle to get married. He married Grace Sanborn of Greeley, Colorado, who was visiting Mrs. John Kendrick on the O W ranch on Hanging Woman Creek. Mr. Kendrick was later Governor and United States Senator for Wyoming.

During these years the Northern Cheyenne Indians were his neighbors to the north and were having

difficulties getting adjusted to the confinement of the reservation. George Brewster and his neighbor Captain Brown helped in establishing the reservation boundary. He was honest with the Indians, treated them fairly and won their friendship. He held their respect by inviting them to join him in target practice. Never-the-less, there were several episodes between the Indians and Whites that made it prudent for the women and children of the community to evacuate to Sheridan Wyoming, sixty miles by team and buggy. This happened on two occasions after my mother arrived.

The reservation was an excellent range and George Brewster leased parts of it for many years, on which he ran southern steers. He would buy good quality two year old Hereford steers in Texas, ship them up and turn them out on the reservation until they were four or five years old. I particularly remember the 6666 and U Bar steers.

He helped organize the cattlemen of the area for the purpose of roundups and to combat cattle theft and thus the Montana Stock Growers Association was formed. At the time of his death in 1912 George was president of the Association. He was also as active in politics as one could be, living ninety horseback miles from the county seat at Forsyth. He served as a representative in the Montana Legislature in the 9th, 10th and 11th sessions.

George and Grace Brewster had three sons, George Warren Jr. born 1897, Lyman Sanborn born in 1900 and Burton Bradley born in 1902. In 1915 my mother sent all three boys to a preparatory school in Maryland. Warren graduated from Tome and then entered the University of Wisconsin. After being there a short time my mother had bought an adjoining ranch and Warren came home to help operate it. Lyman and I each went to Sheridan High School and from there to Cornell University and then to the University of Montana at Missoula. Lyman graduated from the University of Montana and then entered the University of Michigan Law School from which he got his Law Degree. I transferred to the University of Colorado and received a degree in Geology. Both of us returned to the ranch rather than carrying on with our fields of education. Warren was probably best known for his promotion and support in establishing a 4-H colt project in Montana and Rosebud County. Also for being a long time judge of races at the Forsyth Fair. Lyman spent an interesting stint in Alaska, stationed in Nome in charge of Reindeer for the Dept. of Interior. He also spent many years as a member and chairman of the Montana Livestock Commission, especially during the period of Brucellosis control.

Other than the ranch my main endeavor was being in charge of range conservation for the old Triple A program under the U.S. Dept. of Agriculture for the State of Montana. I was stationed for ten years in Bozeman working in this field.

Warren married Marion Hayes of Kalamazoo, Michigan. Lyman married Anne Burke of Augusta, Montana and Burton married Kirtlye Choisser of Forsyth, Montana. Warren and Marion Brewster had three children, Eula, now Mrs. Robert Ebeling; Donny, now living in Salt Lake and George, living in Longmont, Colorado. Warren is now living in Sun City,

Arizona in retirement. Lyman and Anne are on a ranch out of Harlowton, Montana, known as the Two Dot Land and Livestock Co. Burton and his family including his daughter Kay Lohof, her husband Jack and four grandchildren are all living on the ranch in Birney.

In 1910 the cattle business must have been fairly prosperous because my father decided to build a new home. He had an architect come out from Boston to design the house which resulted in a ranch type, New England home. The house was not completed until 1912 and my father had very little chance to enjoy it. One historic incident was the house warming in 1912, when Florence Choisser and Dimples Foster of Forsyth came to the house warming with team and buggy, ninety five miles. Twenty years later Florence Choisser became my mother-in-law. Another interesting event concerning Rosebud County political history was the fact that Joe Choisser was the "behind the scene" politician of Rosebud County and in 1906 George Brewster was interested in running for the Legislature. We have copies of letters exchanged between Joe Choisser and George Brewster in which Joe Choisser said he would be glad to file for the State Representative job for George Brewster, because of the ninety five mile horseback ride necessary to do it himself.

Another historic event of interest, concerned my father's grazing steers on the reservation. These steers were only gathered when they were ready to ship to market, which was at four or five years of age. This program went on for a good many years. After my father's death in 1912 the steers were liquidated and the book count showed a shortage of about four hundred head. We know that the hard winters and wolves had killed a certain percentage of these steers, but we felt that due to the fact that they were two year old steers or older that the loss from elements and wolves would not be that great. It had been the practice of the government after establishing the Indians on the reservation, to furnish rations for them. These rations were handed out over at Lame Deer and consisted of fresh beef, butchered at a slaughter house in Lame Deer, coffee, sugar and flour. Then the government stopped issuing rations, especially fresh meat. The Indians were more or less forced into butchering beef. These big steers were prime targets apparently. After the shortage was definitely established my mother decided to put a claim into the government for the loss of the steers. She started out by attending Indian gatherings or calling groups of Indians together and explaining her situation and ended up by getting forty of the Indian Chiefs to sign a statement that they knew that Indians had been butchering our steers. This document and other evidence of loss was turned over to an attorney in Washington to work up a claim. This claim was for \$90,000.00 and Senator Kendrick of Wyoming was going to help push it through congress. Just as Senator Kendrick thought Congress was about ready to act on the claim, he died and the claim died with him.

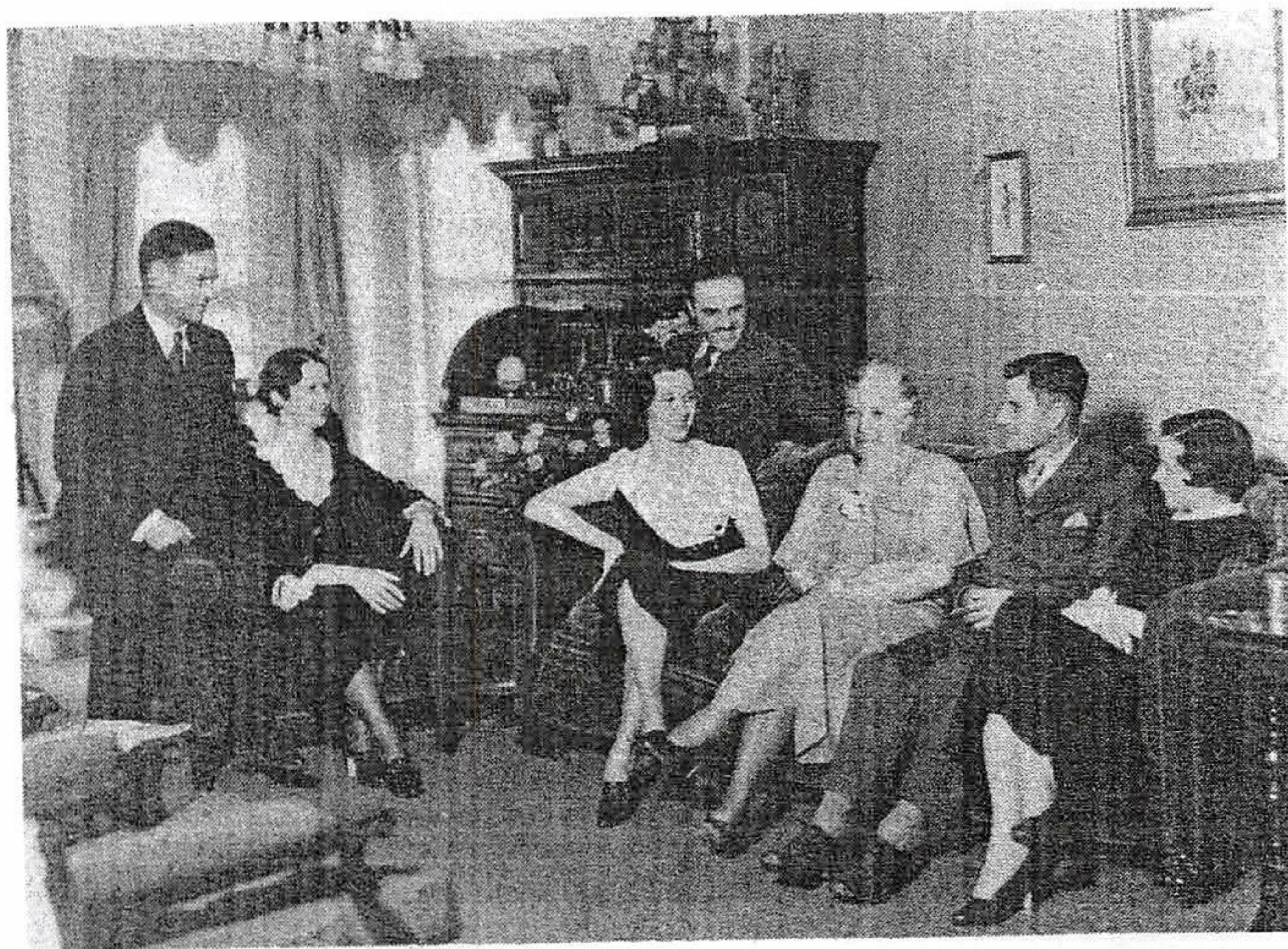
During the 1920's and 1930's the Quarter Circle U Ranch started a side line of the "Dude Ranch" business. As some of you remember the ranching business was not very lucrative in those days and some source of outside money was most welcome. We were

able to set up a small Dude Ranch operation with a minimum of expense, helped by the fact we had two good cooks in Anna Fjell and Ingorborg Rice; we had a "cavvy" of horses for the cattle work; and we had the three Brewster boys as dude wranglers, that were glad for an excuse to stay out of the hay fields. We built some tent houses around the back lawn, a bath house, a dude dining room and we were in business. Most of our dudes came from the far east, New York, Philadelphia, Boston and Washington and were delightful people to get acquainted with for us, who had been born and raised in the West. One of the outstanding events for the dudes was the Annual Ashland Rodeo around the first of August every summer. For this trip we would take our roundup mess wagon, bed wagon and horses. We would camp out two nights on the reservation. The first night on Tie Creek and the next at Crazy Head Springs and then into Ashland the third day, where we camped at a spring east of town. The rodeo lasted for three days and nights and was about as "western" as you could find. It certainly was enjoyed by the eastern people.

During our college years and our dude ranch years Lyman and I did a considerable amount of rodeoing. Doing this we were able to earn nearly enough to put us through school. If we had any claim for fame along this line, I would say it was more that we had the "feel of a horse" and the ability to take any green bronc or any of the neighbors spoiled horses and "make a hand" on them out in the hills.

No history of the Quarter Circle U Ranch would be complete without the mention of Jack Arnold, who arrived in 1908 from Virginia, via Alaska. Jack Arnold acted as foreman for many years and was probably best known for his ability to manage help, keep men working and get things done on the ranch. In 1917 he married my mother Grace Brewster. Jack served in the Montana Legislature and was president of the Montana Stock Growers Association.

Then there was Avon and Anna Fjell. Avon was born in Norway and came to the ranch via Wisconsin. Anna was born in Sweden and worked in Sheridan, Wyoming before coming to the ranch. They were married while working at the ranch and spent something over thirty



Warren, Marion, Burton, Kirtlye Brewster, Grace Arnold, Lyman and Ann Brewster.



five years here. Anna was noted for being an excellent cook and Avon was an all around ranch hand. Avon never met a stranger.

The work on the ranch is now done principally by my daughter's family, the Lohof's, with her husband Jack as ranch manager and three grandsons Pat, Mike and Tim doing most of the work when not in school. I also have a granddaughter, Marlene Adler, who lives not far away and is available when needed.

It has taken nearly a century for this family to build this ranch from the original 160 acre squatter's right to its present 24,000 acres of deeded land. In 1975 this ranch put up 1700 tons of hay with practically no irrigation, due to the fact our dam across Tongue River washed out. With the high price of land, further expansion in acreage is not practicable. We are therefore in 1976, beginning a program of increased production of our present acres, by land leveling, increased irrigation and fertilizing range grasses. It's not that we need more production for the cattle we own, but it may give us a chance to increase our cattle numbers without the addition of more land.

As of this writing, of the bicentennial history of Rosebud County ranches, we now have coal. I am one that believes we can mine the coal and "run cattle" at the same time, and possibly improve the production on this ranch with money derived from coal. The tricentennial history will no doubt have a better background on which to base this chapter of our ranches' history.

### OLE E. BRINGEN

Ole E. Bringen was born in Norway and when seventeen or eighteen years old came to the United States. He first settled in Wisconsin and worked in the woods for some time and finally took to traveling. Traveled over many parts of the U.S. finally settling down roots on the Rosebud Creek.

While living there he traded horses with the Indians. He was a close friend of Two Moon the Medicine Man. It was while living on the Rosebud he started raising horses and possibly it was during this time he rode for the FUF outfit.

Shortly after 1900 he moved to the Little Porcupine and during these first years he hunted antelope to furnish meat for sheep companies located in that area. Finally got into the horse and cattle business.

Married in 1910 to Caroline Rude and to this union two children were born, a boy Edwin and a girl Selma. His wife died in 1931.

In 1955 he went to Darby, Montana to live with his son. Was in ill health for several years and passed away in 1957.

### MARGARET and BILL BROADUS

It was nearly 100 years ago that Henry Bailey and Alice Lynch first arrived in Rosebud County. They were married in 1902, homesteaded and made their permanent home along the Rosebud Creek.

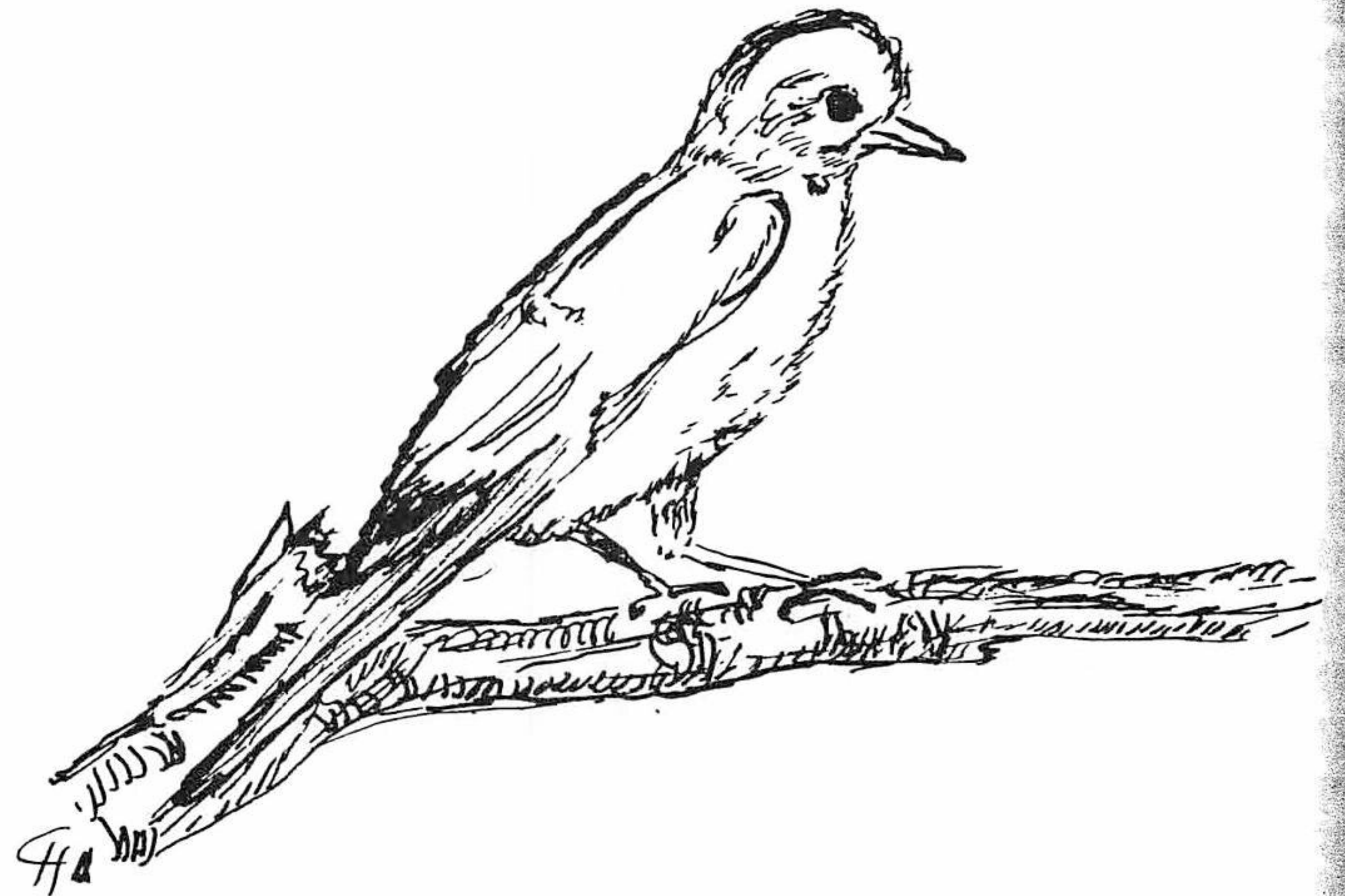
Margaret C. Broadus was born to Alice and Henry on October 29, 1907, at the ranch home, 50 miles south of Forsyth. She was one of four Bailey children including John, James and Minnie.

Margaret grew up and attended the first eight years of school at the Davidson School, one mile from the ranch. She attended the Forsyth and Hardin High Schools, graduating from Hardin in 1926. She attended Normal School at Dillon and the Johnston Business College in Billings. She then worked in the Rosebud County Courthouse under Guy W. Gray, who was Clerk and Recorder.

On November 9, 1929, Margaret married Bill Broadus Jr. and they moved to the Upper Rosebud and engaged in ranching until Bill passed away on November 8, 1966. Margaret still makes her home at the ranch.

Bill was born August 30, 1906, in Moberly, Missouri, the son of Dixie and William Broadus Sr. and moved to Powder River County as a baby. Bill grew up in the Broadus community and attended local schools until 8th grade and graduated from Custer County High School in 1925. He then attended Military Training School in Salt Lake City and spent a time at Montana State University in Bozeman. He served as Deputy Sheriff under Joe Sullivan of Custer County before moving to Forsyth as Special Agent for Northern Pacific Railroad. Bill was a State Livestock Inspector and was serving on the Rosebud County Selective Service Board at the time of his death.

Margaret and Bill had three children, Betty, Hugh and Ellen, all of whom attended and graduated from Colstrip High School. Betty graduated from MSU in 1953 and married Dick Imer, a University of Montana football star. They now operate a farm south of Hardin and are both teachers in the Hardin Schools. They have three children: Sheri, a 1976 MSU graduate, Patti, a 1976 Hardin High School graduate who plans to enter MSU, and Mark, a student at Hardin High.



Hugh decided at an early age that he wanted to operate the ranch on the Rosebud. In 1960 he married Evelyn Fadhl, daughter of George and Vera Fadhl of Colstrip, and they and their two children, Alice and Jarrod, reside at the home originally built for Bill and Margaret. Hugh is also engaged in wheat farming and is a member of the Colstrip School Board.

Ellen, a graduate of the University of Montana Journalism School, met and married fellow journalist Fred Caruso. They now reside in Englewood, Colorado.

Harry M. Thompson	1937-1942
Edith M. Thompson	1942-1950
Jessie Duthie	1950-1950
Fred H. Ingram	1950-1964
Louise C. Fleming	1965-1972
Ellen G. Clark	1973-
<b>COUNTY ATTORNEYS</b>	
T. W. Carolan	1939-1943
J. J. McIntosh	1943-1949
James F. Walsh	1949-1950
J. J. McIntosh	1950-1954
R. K. Fillner	1954-1966
William F. Meisburger	1966-1972
John S. Forsythe	1973-

### ROSEBUD COUNTY OFFICERS

#### STATE SENATORS

James S. Hopkins	1901-1904
Maurice Bentall	1905-1906
J. E. Edwards	1907-1922
Charles M. Dowlin	1923-1930
Ernest E. Fenton	1931-1932
W. E. Clarke	1933-1934
Frank Liess	1935-1938
G. G. Davis	1939-1942
Gordon Stewart	1943-1947
F. F. Haynes	1947-1950
R. C. Harken	1951-1962
John D. Melcher	1963-1966
Dave Manning	1967-

#### STATE REPRESENTATIVES

William Bray	1901-1904
George W. Brewster	1905-1908
F. D. Herbold	1909-1912
John Davidson	1913-1914
A. R. Sickler	1913-1914
W. J. Wallin	1915-1916
L. W. Carpenter	1915-1916
C. H. Burnworth	1917-1918
J. R. Middleton	1917-1918
J. R. Middleton	1919-1920
L. W. Carpenter	1919-1920
A. R. Sickler	1921-1922
Charles M. Dowlin	1921-1922
W. E. Clarke	1923-1928
Jack Arnold	1929-1934
Jack McCausland	1935-1936
R. Bailey Stortz	1937-1938
G. D. Stewart	1939-1940
R. C. Harken	1941-1950
W. C. Cowley	1951-1952
Adeline Arnold	1953-1954
S. O. Mysse	1955-1958

H. R. Mees	1959-1960
J. D. Melcher	1961-1962
Vic East	1963-1972
Bert Boughton	1967-1968
John Melcher	1969-1970
Cecil S. Weeding	1971-1972
E. N. Dassinger	1973-

#### COUNTY COMMISSIONERS

Freeman Philbrick	1901-1902
T. E. Hammond	1901-1902
A. H. Terrett	1901-1902
W. W. MacDonald	1901-1902
Thomas Alexander	1902-1906
Thomas Alexander	1908-1916
Mathias Schiltz	1903-1906
John C. Hope	1903-1906
N. J. Humphrey	1902-1903
F. S. Squier	1906-1912
T. W. Longley	1906-1910
R. W. Blakesley	1906-1908
R. W. Blakesley	1914-1925
Craig Sullenger	1910-1914
John M. Williams	1912-1918
George S. Warren	1914-1918
Charles M. Dowlin	1918-1920
W. T. Craig	1918-1924
L. L. Crockett	1921-1926
E. W. Wayman	1924-1930
C. C. Brewer	1926-1928
John Borer	1926
A. R. Sickler	1926-1932
Carl Gillin	1928-1940
P. L. Robinson	1932-1956
V. E. Morris	1930-1942
J. S. Nelson	1940-1952
Fred Zempel	1942-1954



Q-25015

Library of Congress, "The Ranch House. Quarter Circle 'U' Ranch, Montana," database and digital image, *Library of Congress* (<https://www.loc.gov/pictures/>: accessed 12 Nov 2020).



Library of Congress, "Jack Arnold Looking Over the Quarter Circle U Ranch Which He Owns, Rosebud County, Montana," database and digital image, *Library of Congress* (<https://www.loc.gov/pictures/>: accessed 12 Nov 2020).

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WELLS PHOTOGRAPHY

Library of Congress, "Quarter Circle 'U' Ranch, Montana. Mrs. Arnold," database and digital image, *Library of Congress* (<https://www.loc.gov/pictures/>: accessed 12 Nov 2020).



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Library of Congress, "Mr. and Mrs. Jack Arnold, Owners. Quarter Circle 'U' Ranch, Montana," database and digital image, *Library of Congress* (<https://www.loc.gov/pictures/>: accessed 12 Nov 2020).



Library of Congress, "Jack Arnold, Part Owner. Quarter Circle 'U' Ranch, Montana," database and digital image, *Library of Congress* (<https://www.loc.gov/pictures/>: accessed 12 Nov 2020).

CASE NO. 2350  
FILE NO. 1

# Last Will and Testament of

JOHN ARNOLD

FILED July 21 1972  
Francis C. Fleming CLERK  
George R. Clark DEPUTY

KNOW ALL MEN BY THESE PRESENTS:

That I, JOHN ARNOLD, a resident of and domiciled in Birney, Rosebud County, Montana, of sound and disposing mind and memory, and not acting under duress, menace, fraud or undue influence of any person whomsoever, do hereby make, publish and declare this my Last Will and Testament revoking any former wills or codicils thereto.

I.

I hereby state that I am married to and reside with my wife, ADELIN ALLAIS ARNOLD, and that we have no children.

II.

If my wife, ADELIN ALLAIS ARNOLD, survives me, and if the property passing to her outside this will by reason of my death, is in the aggregate insufficient to secure for her the maximum marital deduction in the computation of federal estate tax payable on account of my death, then I bequeath unto her a fractional share of all real and personal property comprising my gross estate, which fractional share when expressed as a percent shall be the minimum whole percent necessary to secure for my said wife the maximum marital deduction as aforesaid. As used herein "gross estate" "adjusted gross estate" and "taxable estate" shall have the meaning expressed in the Internal Revenue Code of 1954.

III.

I devise and bequeath all my property not otherwise disposed of in this will in equal shares unto the following named persons:

- AUSTINA ARNOLD HOBDA
- FRANCES ARNOLD BYFIELD

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Last Will and Testament of John Arnold  
Dated: 6-14-68 Initials: John Arnold, M.A.



GLADYS HOBDAV SHERMAN

GLADYS MONROE

Should any of the above named legatees or devisees fail to survive me, then the share that would otherwise have been distributed unto her shall be distributed in equal shares among the remaining legatees or devisees.

IV.

I authorize and empower my personal representative, with respect to property in my estate, in the sole and absolute discretion of such personal representative, and without prior order of or subsequent confirmation by any court, but exercising the judgment and care, under the circumstances then prevailing, which men of prudence, discretion and intelligence exercise in the management of their own affairs, not in regard to speculation, but in regard to the permanent disposition of their funds, considering the probable income as well as the probable safety of their capital:

(a) To retain whether originally a part of my estate or subsequently acquired, and to purchase or otherwise acquire, in the name of a nominee or otherwise, any kind of, or interest in, real or personal property, tangible or intangible, whether or not of a kind in which fiduciaries are permitted by statute to invest, including, but not limited to, stocks and other securities of private corporations, all without diversification as to kind or amount; and to maintain commercial or savings deposits of estate or trust funds in any bank to the extent such funds are insured under any government deposit insurance program.

(b) To sell for cash or on credit (at public or private sale), exchange or otherwise dispose of, and to lease for any purpose (including mineral exploration and development), or term, all or any part of such property.

(c) To borrow money for the preservation, improvement or operation of any such property, and to pledge or mortgage such prop-

Page Two

Last Will and Testament of John Arnold

Dated: 6-14-68 Initials: Jfa, Jmc, JMD

erty to secure such loan, and to repay any such loan or any other indebtedness or obligation either out of income or out of principal.

(d) To continue and carry on as a permanent investment or for any period they deem advisable, my investment in any business enterprise, whether corporate, partnership or proprietary, in which I may be interested at my death; to participate in the conduct of such business, and take (or delegate to others discretionary powers to take), any action in respect of the management of such business which an individual owner of such business could take, including, but not limited to the power to vary the nature of such business.

(e) To exercise all rights, powers and privileges of any stockholder or security holder owning stock or securities absolutely and not as personal representative, including, but not limited to, the right to vote in person or by proxy on any question.

(f) To modify or renew any contract or obligation and to pay, compromise, submit to arbitration, or release any claim or demand of my estate against others, or of others against my estate.

(g) To make distribution of my estate in money or in kind or in both, and whenever distribution would otherwise be made to a distributee of any undivided fractional interest in specific property, to distribute in lieu thereof a different kind of property of equal pecuniary value at the time of such distribution; and any such substitution of property and any determination of value made in connection therewith shall be conclusive and binding on all distributees, tenants and remaindermen.

(h) To make distribution to any distributee personally, even though such distributee be a minor, or to the person having the care, custody or control of a distributee, even though such person is not the legal guardian of the estate of any such distributee, or to the legal guardian, if any, of such distributee.

(i) To execute and deliver any and all instruments in writing appropriate to the execution of any of the foregoing powers. No party to any such instrument in writing, signed by the personal

Page Three

Last Will and Testament of John Arnold

Dated: 6-4-68 Initials: John Arnold

representative shall be obligated to inquire into its validity, or be bound to see to the application by the personal representative of any money or other property paid or delivered to either pursuant to the terms of such instrument.

V.

All state inheritance taxes imposed by the laws of any state on account of my death, including such inheritance tax on the share of property passing to my wife either by operation of this will or otherwise, and all estate taxes imposed by the laws of the United States or any state on account of my death on property passing by operation of this will or otherwise to any transferee or distributee, shall be paid out of that portion of my estate disposed of pursuant to Paragraph III of this will.

VI.

I appoint the UNION BANK AND TRUST COMPANY, Helena, Montana as executor without bond of this will.

IN WITNESS WHEREOF, I have affixed my signature before the undersigned witnesses, each and both of whom I have requested to be attesting witnesses hereto this 14 day of June, 1968.

John Arnold  
JOHN ARNOLD

The foregoing instrument consisting of four (4) pages, including this page, was at the date hereof by the said JOHN ARNOLD, signed, published and declared to be his last will and testament, in the presence of us, who, at his request and in his presence, and in the presence of each other, have subscribed our names as witnesses thereto, and have likewise in the presence of the Testator, and each other, initialled each of the foregoing pages.

John M. Dietrich Residing at 2047 Papp Lane  
Billings, Montana

Myles J. Thomas, Jr. Residing at 220 Clark Ave.  
Billings, Montana