

)
)
)
**To all whom these presents may
come, be seen or known**

WILLIAM PETER KEMP-WELCH,

Notary Public, in and for the Province of Ontario, by Royal Authority duly appointed, residing at
City of St. Catharines, in the Regional Municipality of Niagara, in said Province,

Do Certify and Attest that the paper-writing hereto annexed is a true copy of a document produced
and shown to me and purporting to be

the original
and
of
late of the
in the

Last Will and Testament dated the 31st day of March, 2010
Codicil dated the 24th day of August, 2017
JOHN ALEC NEWTON
City of St. Catharines
Regional Municipality of Niagara

the said copies having been compared by me with the said original documents, an act whereof
being requested I have granted under my Notarial Form and Seal of Office to serve and avail as
occasion shall or may require.

In Testimony Whereof I have hereto subscribed my name and affixed my Notarial Seal of Office at
St. Catharines, Ontario, this 3rd day of March, 2020.



A Notary Public in and for the Province of Ontario
(SEAL)

THIS IS THE LAST WILL AND TESTAMENT of me, JOHN ALEC NEWTON, of the City of St. Catharines, in the Regional Municipality of Niagara and Province of Ontario.

1. I revoke all former Wills and Codicils previously made by me.
2. If and to the extent that upon my death any amount, right, profit or other benefit whatsoever (herein called "plan benefits") that may become payable or available after my death out of or under any registered retirement income plan or income fund or other savings plan, pension plan or fund, profit sharing or employee benefit plan or annuity contract in which I have an interest or of which I may be a member or participant would but for the appointment hereafter made be payable to my Trustee, I appoint my common law spouse, NOREEN DOROTHEA WEADICK, if she survives me, the beneficiary of such plan benefits and I direct my Trustee to do whatever may be required to effect the transfer and payment of such plan benefits to my common law spouse for her own use absolutely.
3. I appoint my common law spouse, NOREEN DOROTHEA WEADICK to be the Executrix and Trustee of this my Will, provided that should my common law spouse, NOREEN DOROTHEA WEADICK predecease me or is or becomes unwilling, unable or incapable by reason of mental incapacity or otherwise to act, then I appoint my brother, JOEL ALLEN NEWTON and my common law spouse's sister, LORETTA ANNE LEHMAN to be the Executors and Trustees of my Will, it being my express intent that if either of them predeceases me or is or becomes unwilling, unable or incapable by reason of mental incapacity or otherwise, to act as an executor and trustee, then the remaining Executor and Trustee shall act, or continue to act. I hereinafter refer to my Executrix and Trustee as my "Trustee".
4. Subject to the provisions of paragraph 2. hereof, I give all my property to my Trustee upon the following trusts, namely:

- (a) To use her discretion in the realization of my estate, with power to sell, call in and convert into money any part of my estate not consisting of money at such times and upon such terms as in her absolute discretion she may deem advisable, or to postpone the sale, calling in or conversion of any part of my estate or to retain any part of my estate in the form in which it may be at my death for such length of time as she in her absolute discretion may consider advisable.
- (b) To pay out of the capital of my general estate my just debts, funeral and testamentary expenses and all estate, legacy, succession and inheritance taxes or duties, whether imposed by or pursuant to the law of any domestic or foreign jurisdiction whatsoever, that may be payable in connection with the property passing (or deemed to pass by any governing law) on my death, or in connection with any insurance on my life, or in connection with any gift or benefit given or provided by me either in my lifetime or by survivorship or by this my Will or any Codicil thereto, and whether such taxes and duties be payable in respect of estates or interests which fall into possession at my death or at any subsequent time.
- (c) If my common law spouse, NOREEN DOROTHEA WEADICK, survives me for a period of fifteen (15) days, then to pay or transfer the residue of my estate to my common law spouse, NOREEN DOROTHEA WEADICK, for her own use absolutely.
- (d) If my common law spouse, NOREEN DOROTHEA WEADICK, fails to survive me for a period of fifteen days, I direct my Trustee to divide the residue of my estate into equal shares for my children and the children of my said common law spouse, namely: MICHELLE MARGARET REECE, LEANNE CHERYL MASON, REBECCA

LYNNE NEWTON, JESSE CLIFFORD GOUGH and NICOLE LEAH GOUGH, or to the survivor or survivors of them, provided that should any of my said children or my said common law spouse's children predecease me leaving children, then his or her children living at the time of my death shall take, in equal shares, the share to which their parent would have been entitled if living.

5. If any person should become entitled to any share in my estate before attaining the age of eighteen (18) years, the share of such person shall be held and kept invested by my Trustee and the income and capital, or so much thereof as my Trustee in her absolute discretion considers advisable, shall be used for the benefit of such person until he or she attains the age of eighteen (18) years.

6. I authorize my Trustee to make any payments for any person under the age of eighteen (18) years to a parent or guardian of such person or to anyone to whom she in her discretion may deem it advisable to make such payments, whose receipt shall be a sufficient discharge to my Trustee.

7. I am aware that when my Trustee is making investments for my estate, the "prudent investor" rule governs the propriety of investment decisions. I am also aware that mutual funds are now a possible investment for trustees. I authorize my Trustee to make such investments which in her absolute discretion she may consider prudent and advisable, and my said Trustee shall not be liable for any loss that may happen to my estate in connection with any such investment made by her in good faith.


8. Any benefit, whether as to income or capital or both, or income from capital to which any person shall become entitled in accordance with the provisions of this my Will or any Codicil thereto, shall not fall into any community of property which may exist between such person and his or her spouse and shall not form part of his or her net family property for any purpose or purposes of the *Family Law Act*,

R.S.O. 1990, c.F.3, in the Province of Ontario and any amendments thereto or any successor legislation thereto, but shall only be paid by my Trustee to such person on the condition that the same shall remain the separate property of such person, free from the control of his or her spouse. The separate receipt of such person shall be a discharge to my Trustee in respect of any such payment.

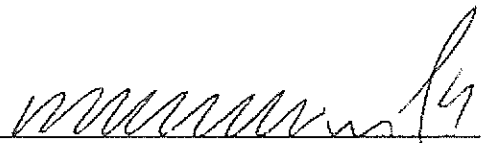
9. I authorize my Trustee in the exercise of an absolute discretion to make for me any allowable Registered Retirement Savings Plan ("R.R.S.P.") contribution to a spousal R.R.S.P. for the year of my death within sixty (60) days of the end of the calendar year in which my death occurs or within the required time set out in the applicable legislation.

IN WITNESS WHEREOF I have to this my Will, written upon this and three preceding pages, subscribed my name this 31st day of March, 2010.


SIGNED by the above-named Testator as and)
for his Will, in the presence of us both, present)
at the same time, who at his request, in his)
presence and in the presence of each other,)
have subscribed our names as witnesses.)



JOHN ALEC NEWTON



Witness:
ROBERT WILLIAM PETER KEMP-WELCH



Witness: Maria Snook

Dated April 31st 19

Last Will
and
Testament
of

JOHN ALEC NEWTON



Lancaster, Brooks & Welch LLP
BARRISTERS AND SOLICITORS

Lancaster Brooks & Welch LLP
PO Box 790, 80 King Street, Suite 800, St. Catharines, Ontario L2R 6Z1
PO Box 67, 247 East Main Street, Welland, Ontario L3B 5N9