

# Lawyer Fix

good man



Newly Muskall  
Interest transferred  
to trustee

main thing - go ahead  
showing % goes in interest  
that there to be co-trustee?

James Thompson  
W/land you - James Thompson

leave to son -  
lawyer & commissioner

long qualify  
to law

qualify trustee

Bond fee - Lawyer fee so  
bond pd when sold.  
nominal amt now.

look over carefully. I call for  
qualifying trustee 1/2 questions  
then trust - lawyer

later non-taxable exchange

Equalization Bd.  
691-3213

will call when get  
another date open

do not  
(1<sup>st</sup> d

Clark 691-2224  
691-4193 - give  
judiciary no. 21840

(Proceeds  
come in - security bond -)  
Do resident with  
Patty Mooto.



qualify trustee

Long qualify  
to come out

Bond fee - Lawyer fee no  
bond pd when sold.  
nominal amt now.

to Ann's

look over carefully. Read for  
qualifying trustee (9<sup>th</sup> questions  
then trust - lawyer

Clerk 691-2224  
691-4193 - give  
fiduciary no: 21840  
(Provide  
Come in - surety bond -)  
De resident with  
Patty Mooto. f)

Bond fee - Lawyer fee as  
bond pd when sold.  
nominal amt now.

Clerk 691-2224

710 d

691-4193 - give

fiduciary no: 21840

(Procedure)

(Come in - surety bond -)

(to reschedule with)

Fatty Meato. f

EDWARD J. WHITE  
ATTORNEY AT LAW  
118 SOUTH ROYAL STREET  
ALEXANDRIA, VIRGINIA 22314

TELEPHONE 836-5444

April 25, 1986

Henry C. Mackall, Esquire  
4031 Chain Bridge Road  
Fairfax, VA 22030

Re: Estate of Harold M. O'Connell

Dear Mr. Mackall:

Enclosed is the draft by Ms. Barnes of the Final Account-  
ing.

I have taken the liberty of correcting a typographical error  
on the distributions to reflect 53.9006% vice 3.9006%.

I would appreciate it if you would forward this to  
Mr. O'Connell and clarify with him his intention to qualify on  
May 1st.

If he does not agree or requests further delaying tactics, I  
feel that I have no other recourse in serving my client than to  
seek to have him removed as a Trustee. This matter is costing  
Mrs. O'Connell dearly with the delay.

Sincerely,

  
Edward J. White

EJW/mc

Enclosure

cc: Mrs. Jean O'Connell ✓

C  
O  
P  
Y

LAW OFFICES

MACKALL, MACKALL, WALKER & SILVER

A PROFESSIONAL CORPORATION

4031 CHAIN BRIDGE ROAD

FAIRFAX, VIRGINIA

22030

TELEPHONES  
(703) 273-0320  
(703) 273-0321

HENRY C. MACKALL  
DOUGLASS S. MACKALL, III  
DOUGLAS D. WALKER  
GLENN H. SILVER  
NANCY E. GIBB  
—  
AMY E. BLANCHARD

May 8, 1986

Mr. Anthony M. O'Connell  
2337 South 13th Street  
St. Louis, Missouri 63104

Herbert A. Higham, Esquire  
6208 Higham Drive  
Alexandria, Virginia 22310

Dear Mr. O'Connell and Mr. Higham:

Enclosed please find a copy of my letter to Mr. White together with copy of a proposed Petition and Order in connection with the bond problem we ran into when you attempted to qualify. I have discussed this with Mr. White and expect no problem getting it entered. If either of you have any objections to anything in either of these documents please let me know.

Sincerely,



Henry C. Mackall

HCM/jkw  
Enclosures



COMMONWEALTH OF VIRGINIA

Circuit Court of Fairfax County



CERTIFICATE OF QUALIFICATION

State of Virginia

County of Fairfax, to-wit:

Fiduciary No. 21840

I, WARREN E. BARRY, Clerk of the Circuit Court of the County of Fairfax, Virginia, the same being a Court of Probate and of Record and having a seal, do hereby certify that it appears of record in my office pursuant to law that ANTHONY M. O'CONNELL & HERBERT ANDERSON HIGHAM

have been duly appointed TRUSTEES under the Last Will and Testament of: HAROLD A. O'CONNELL

and that they have duly qualified as such by taking the oath prescribed by law and by entering into and acknowledging a bond in the penalty of EIGHT HUNDRED FORTY TWO THOUSAND Dollars, with surety/without surety.

I further certify that the said appointment and qualification is still in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF I have hereunto set my hand, and affixed the seal of said Court hereto, at Fairfax, Virginia this 20th day of June, 19 86

WARREN E. BARRY, CLERK

By [Signature] Deputy Clerk



DEED OF BARGAIN AND SALE

THIS DEED, made this 21st day of April, 1988, by and between JEAN MINER/O'CONNELL, unmarried; and ANTHONY M./O'CONNELL and HERBERT A./HIGHAM, Trustees of the Trust established by the Will of the late Harold A./O'Connell, hereinafter called Grantors; and LYNCH PROPERTIES LIMITED PARTNERSHIP, a Virginia limited partnership, hereinafter called Grantee, provides:

That for \$10.00 and other valuable consideration, the receipt of which is hereby acknowledged, the aforementioned Trustees hereby grant, bargain, sell and convey with Special Warranty, and the aforementioned Jean Miner O'Connell hereby grants, bargains, sells and conveys with General Warranty of title unto the Grantee, the following real estate, located in Fairfax County, Virginia, containing 3.23987 acres:

Beginning at a point marking the intersection of the Easterly right-of-way line of Frontier Drive (Route #2677) and the Southerly right-of-way line of Franconia Road (Route #644), thence with the Southerly right-of-way line of Franconia Road S 86° 51' 59" E, 369.48 feet, to a point marking a Northwesterly corner of the property of the County School Board of Fairfax County; thence with the boundary of said School Board S 00° 49' 33" W. 374.84 feet to a concrete monument; and N 89° 10' 27" W, 369.18 feet, to a point on the aforementioned right-of-way line of Frontier Drive; thence with said right-of-way line of Frontier Drive N 00° 49' 33" E, 389.72 feet to the point of beginning, containing 3.23987 acres of land.

AND BEING the same property conveyed to Harold A./O'Connell and Jean M. O'Connell, his wife, as joint tenants with the common law right of survivorship by deed recorded in Deed Book A-13 at Page 37. Whereas by Deed of Partition recorded in Deed Book 4026 at Page 454, the property was reconveyed to Harold A. O'Connell as to an undivided one-half interest and to Jean M. O'Connell, as to an undivided one-half interest, whereas

Harold A. O'Connell died testate May 26, 1975, and by his Last Will and Testament recorded in Will Book 201 at Page 96, devised his interest to his executor Anthony M. O'Connell, Trustee; whereas Anthony M. O'Connell, Trustee, could not qualify and Herbert A. Higham, Trustee, was appointed to act in his place and stead.

BK7005 0634

PC BOX 607  
Springfield, VA 22150

100-100000

COLDWELL BANKER SETTLEMENT & TITLE SERVICES, INC.  
8251 GREENSBORO DR. SUITE 600  
MCLEAN, VA 22102

1,411,257.37

**FAIRFAX CIRCUIT COURT  
NOTICE OF SCHEDULING CONFERENCE  
LAW TRACK**

IN RE: HAROLD A OCONNELL

Case No. CL-2012-0013064

To: ANTHONY MINER OCONNELL DEFENDANT  
439 S VISTA DEL RIO  
GREEN VALLEY AR 85614

In an effort to resolve your case quickly and fairly, the court has placed a Scheduling Conference for this case on the docket. At the conference, we will establish a trial date and discovery schedule, and deal with other pre-trial matters. We will also discuss whether a settlement conference is appropriate. *DO NOT SET THIS CASE FOR TERM DAY.*

You are to appear for the Scheduling Conference at **08:30 AM on Tuesday, December 04, 2012**, at the Judicial Center, 4110 Chain Bridge Road in Fairfax. The docket with courtroom assignments will be posted electronically on the monitors located on the 4<sup>th</sup> and 5<sup>th</sup> floor of the Judicial Center the morning of the scheduling conference.

Please make **SURE** that all of the following things have been taken care of **BEFORE** the Scheduling Conference:

1. Resolve all demurrers, pleas in bars, motions to quash process and other special pleas. Set them down for argument on a Friday Motions Day.
2. Check service of process on each defendant. If a defendant has not been served, either obtain service or be prepared to explain why service has not been effected.
3. If any defendant is in default, obtain a default judgment against him, if possible, or at least a judicial declaration that he/she is in default.
4. Corporations must be represented by counsel.

**If there is a problem with the assigned date, please contact the Case Management staff at (703) 246-2880, AT LEAST TEN DAYS before the scheduled conference.**

*The Judges of the Fairfax Circuit Court*

10/22/2012