

**STATE OF VERMONT**  
JOINT FISCAL OFFICE

**MEMORANDUM**

To: James Reardon, Commissioner of Finance & Management  
From: Nathan Lavery, Fiscal Analyst  
Date: September 8, 2009  
Subject: JFO #2389, #2390, #2391

No Joint Fiscal Committee member has requested that any of the following items be held for review:

**JFO #2389** — \$10,000 gift from Charles C. Johnson to the General Fund. These funds were a bequest made pursuant to the grantor's last will and testament.  
[JFO received 8/6/09]

**JFO #2390** — \$55,500 donation from Justin Lindholm to the Department of Fish and Wildlife. This donation represents the difference between the appraised value of the property being sold to the state and the purchase price of the parcel. Because the state is not paying the full appraised value, the difference is considered a donation to the state of Vermont.  
[JFO received 8/6/09]

**JFO #2391** — \$50,000 gift from the Vermont League of Cities and Towns (VLCT) to the Criminal Justice Training Council. VLCT is donating a trailer; the amount of the gift represents the purchase price of the trailer.  
[JFO received 8/6/09]

In accordance with 32 V.S.A. §5, the requisite 30 days having elapsed since these items were submitted to the Joint Fiscal Committee, the Governor's approval may now be considered final. We ask that you inform the Secretary of Administration and your staff of this action.

cc: R. J. Elrick, Executive Director  
Wayne Laroche, Commissioner

ESTATE OF CHARLES C. JOHNSON

PROPOSED DECREE OF DISTRIBUTION  
(Schedule 9)

Personal estate on hand for distribution consisting of cash in the sum of \$161,682.79, plus accrued interest and personal property in the total sum of \$2,000.00 will be distributed in accordance with the provisions of the decedent's Last Will and Testament as follows:

"THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;
2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON."



**STATE OF VERMONT**  
JOINT FISCAL OFFICE

**MEMORANDUM**

To: Joint Fiscal Committee Members  
From: Nathan Lavery, Fiscal Analyst  
Date: August 12, 2009  
Subject: Grant Requests

Enclosed please find three (3) requests that the Joint Fiscal Office has received from the administration:

**JFO #2389** — \$10,000 gift from Charles C. Johnson to the General Fund. These funds were a bequest made pursuant to the grantor's last will and testament.  
[JFO received 8/6/09]

**JFO #2390** — \$55,500 donation from Justin Lindholm to the Department of Fish and Wildlife. This donation represents the difference between the appraised value of the property being sold to the state and the purchase price of the parcel. Because the state is not paying the full appraised value, the difference is considered a donation to the state of Vermont.  
[JFO received 8/6/09]

**JFO #2391** — \$50,000 gift from the Vermont League of Cities and Towns (VLCT) to the Criminal Justice Training Council. VLCT is donating a trailer; the amount of the gift represents the purchase price of the trailer.  
[JFO received 8/6/09]

The Joint Fiscal Office has reviewed these submissions and determined that all appropriate forms bearing the necessary approvals are in order. In accordance with the procedures for processing such requests, we ask you to review the enclosed and notify the Joint Fiscal Office (Nathan Lavery at (802) 828-1488; [nlavery@leg.state.vt.us](mailto:nlavery@leg.state.vt.us)) if you have questions or would like an item held for Joint Fiscal Committee review. Unless we hear from you to the contrary by August 26 we will assume that you agree to consider as final the Governor's acceptance of these requests.

cc: James Reardon, Commissioner  
R. J. Elrick, Executive Director  
Wayne Laroche, Commissioner

STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)

JFO 2389

**BASIC GRANT INFORMATION**

1. Agency:	NA
2. Department:	NA
3. Program:	General Fund
4. Legal Title of Grant:	Bequest
5. Federal Catalog #:	NA
6. Grant/Donor Name and Address:	Charles C. Johnson-deceased
7. Grant Period:	From: To:
8. Purpose of Grant:	Bequest to General Fund
9. Impact on existing program if grant is not Accepted:	NA

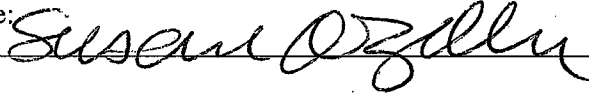
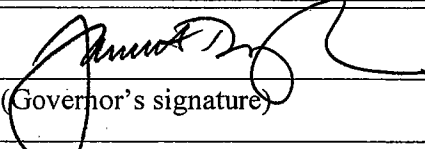
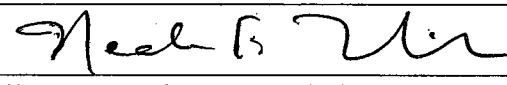
**10. BUDGET INFORMATION**

	SFY 1	SFY 2	SFY 3	Comments
Expenditures:	FY	FY	FY	
Personal Services	\$	\$	\$	
Operating Expenses	\$	\$	\$	
Grants	\$	\$	\$	
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	
<b>Revenues:</b>				
State Funds:	\$	\$	\$	
Cash	\$	\$	\$	
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$	\$	\$	
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Bequest)	\$10,000	\$	\$	This is a Bequest to the General Fund
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	

Appropriation No:	Amount:	\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$

**RECEIVED**  
 AUG 06 2009  
**JOINT FISCAL OFFICE**

**STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)**

		<b>Total</b>	\$10,000
<b>PERSONAL SERVICE INFORMATION</b>			
<b>11. Will monies from this grant be used to fund one or more Personal Service Contracts?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes", appointing authority must initial here to indicate intent to follow current competitive bidding process/policy.			
Appointing Authority Name: _____ Agreed by: _____ (initial)			
<b>12. Limited Service Position Information:</b>	<b># Positions</b>	<b>Title</b>	
<b>Total Positions</b>			
<b>12a. Equipment and space for these positions:</b>		<input type="checkbox"/> Is presently available.	<input type="checkbox"/> Can be obtained with available funds.
<b>13. AUTHORIZATION AGENCY/DEPARTMENT</b>			
I/we certify that no funds beyond basic application preparation and filing costs have been expended or committed in anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN (if applicable):	Signature:	Date:	
			7/30/09
	Title:		
	Signature:		
Title:			Date:
<b>14. ACTION BY GOVERNOR</b>			
<input checked="" type="checkbox"/> Check One Box: Accepted	 (Governor's signature)	Date:	
<input type="checkbox"/> Rejected		7/31/09	
<b>15. SECRETARY OF ADMINISTRATION</b>			
<input checked="" type="checkbox"/> Check One Box: Request to JFO	 (Secretary's signature or designee)	Date:	
<input type="checkbox"/> Information to JFO		7.30.09	
<b>16. DOCUMENTATION REQUIRED</b>			
<b>Required GRANT Documentation</b>			
<input type="checkbox"/> Request Memo	<input type="checkbox"/> Notice of Donation (if any)		
<input type="checkbox"/> Dept. project approval (if applicable)	<input type="checkbox"/> Grant (Project) Timeline (if applicable)		
<input type="checkbox"/> Notice of Award	<input type="checkbox"/> Request for Extension (if applicable)		
<input type="checkbox"/> Grant Agreement	<input type="checkbox"/> Form AA-1PN attached (if applicable)		
<input type="checkbox"/> Grant Budget			
<b>End Form AA-1</b>			

To: Sue Zeller, Deputy Commissioner, Finance and Management  
From: *mm* Mike McShane, AAG  
Re: Charles Johnson Bequest  
Date: July 24, 2009

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Mr. Johnson (late of Shaftsbury) passed away several months ago and left \$10,000 to the General Fund. Mr. Johnson's motivation for the bequest is recognition of the State's drug benefit program. However, the bequest is to the general fund and is in no way restricted.

Attached is an AA-1. I filled that form out to the extent possible but it is not a good fit for bequests. I have also attached the proposed decree of distribution, a consent form from the Probate Court, and a copy of the last will and testament. No distribution is likely to take place until consent has been signed and returned to the Probate Court.

Please let me know if you require any additional information.

cc: file

REC'D JUL 28 2009

STATE OF VERMONT  
BENNINGTON COUNTY, SS.

IN RE THE ESTATE OF:

Charles C. Johnson,  
Late of Shaftsbury

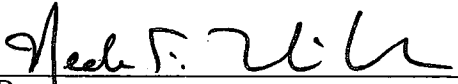
)  
) BENNINGTON PROBATE COURT  
) DOCKET NO. P-72-08 Bnt

)  
) CONSENT

By my signature below, I, a person interested in this estate, consent to the granting of the Final Accounting of the Executor and the proposed Decree of Distribution. I understand that based on this consent, the court may take the specified action with no further notice to me, and without affording me an opportunity to be heard.

STATE OF VERMONT

Dated: 7-31-09



By:  
Its duly authorized agent

LAST WILL AND TESTAMENT  
OF  
CHARLES C. JOHNSON

 COPY

I, CHARLES C. JOHNSON, now residing in Shaftsbury, in the County of Bennington and State of Vermont, do hereby make, publish and declare this as and to be my Last Will and Testament hereby revoking any and all other wills and codicils thereto by me at any time heretofore made.

FIRST: I direct that all my just debts and funeral expenses be paid as soon after my death as practical.

SECOND: I am not married and I have no children.

THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

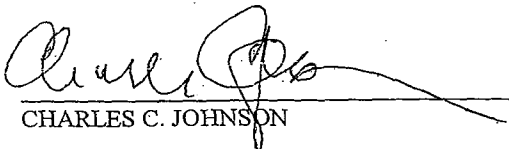
FOURTH: If I own a cat or cats at the time of my death, I do direct the cat or cats be euthanized in my home by the least painful method available and then cremated under the direction of the veterinarians at West Mountain Animal Hospital. I do direct that the cost associated with this be paid by my Estate.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON.

SIXTH: My Executor, hereinafter named, is authorized and empowered to sell, sublease, mortgage, pledge or otherwise encumber, exchange, and grant options for any of the foregoing, as to any such property that comprises a portion of my estate, either for cash or on credit and with or without security, and to add to the proceeds of any such sale to the residue of my estate, and any lease or sublease may be made for such period of time as may be deemed proper by my said executor and without approval of any court.

SEVENTH: I hereby name, constitute and appoint ARTHUR L. JOHNSON Executor of my estate. I direct that all fiduciaries appointed by me under this Will be permitted to qualify in any jurisdiction without the giving of any bond, and if, notwithstanding this direction, any bond is required, that no surety be required thereon.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal this 2<sup>nd</sup> day of May, 2006.

  
CHARLES C. JOHNSON L.S.



SIGNED, SEALED, PUBLISHED AND DECLARED by the said CHARLES C. JOHNSON as and for Testator's Last Will and Testament and who have hereunto subscribed our names as witnesses at the request and in the presence of the said Testator and in the presence of each other, at Bennington, Vermont, this 2<sup>nd</sup> day of May, 2006.

*[Signature]* residing at *Bennington, Vermont*

*[Signature]*  
*Kathleen D. Talley* residing at *Heavenly Falls New York*

*[Signature]* residing at *Waterulict, New York*

LAW OFFICES OF  
JACOBS, McCLINTOCK & SCANLON  
BENNINGTON, VERMONT 05201

ESTATE OF CHARLES C. JOHNSON

PROPOSED DECREE OF DISTRIBUTION  
(Schedule 9)

Personal estate on hand for distribution consisting of cash in the sum of \$161,682.79, plus accrued interest and personal property in the total sum of \$2,000.00 will be distributed in accordance with the provisions of the decedent's Last Will and Testament as follows:

"THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;
2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON."



STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)

JFO 2389

**BASIC GRANT INFORMATION**

1. Agency:	NA
2. Department:	NA
3. Program:	General Fund
4. Legal Title of Grant:	Bequest
5. Federal Catalog #:	NA
6. Grant/Donor Name and Address:	Charles C. Johnson-deceased
7. Grant Period: From:	To:
8. Purpose of Grant:	Bequest to General Fund
9. Impact on existing program if grant is not Accepted:	NA

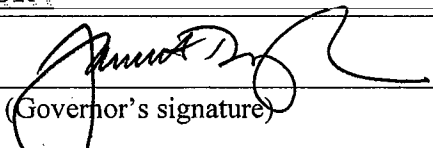
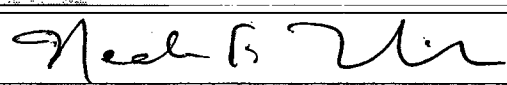
**10. BUDGET INFORMATION**

	SFY 1	SFY 2	SFY 3	Comments
Expenditures:	FY	FY	FY	
Personal Services	\$	\$	\$	
Operating Expenses	\$	\$	\$	
Grants	\$	\$	\$	
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	
<b>Revenues:</b>				
State Funds:	\$	\$	\$	
Cash	\$	\$	\$	
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$	\$	\$	
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Bequest)	\$10,000	\$	\$	This is a Bequest to the General Fund
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	

Appropriation No:	Amount:	\$
		\$
		\$
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**RECEIVED**  
 AUG 06 2009  
**JOINT FISCAL OFFICE**

**STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)**

		<b>Total</b>	\$10,000
<b>PERSONAL SERVICE INFORMATION</b>			
<b>11. Will monies from this grant be used to fund one or more Personal Service Contracts?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes", appointing authority must initial here to indicate intent to follow current competitive bidding process/policy.			
Appointing Authority Name: _____ Agreed by: _____ (initial)			
<b>12. Limited Service Position Information:</b>	<b># Positions</b>	<b>Title</b>	
<b>Total Positions</b>			
<b>12a. Equipment and space for these positions:</b>		<input type="checkbox"/> Is presently available.	<input type="checkbox"/> Can be obtained with available funds.
<b>13. AUTHORIZATION AGENCY/DEPARTMENT</b>			
I/we certify that no funds beyond basic application preparation and filing costs have been expended or committed in anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN (if applicable):	Signature: <i>Susan Ozella</i>		Date: <i>7/30/09</i>
	Title: _____		
	Signature: _____		Date: _____
	Title: _____		
<b>14. ACTION BY GOVERNOR</b>			
<input checked="" type="checkbox"/> Check One Box: Accepted	 (Governor's signature)		Date: <i>7/31/09</i>
<input type="checkbox"/> Rejected			Date: _____
<b>15. SECRETARY OF ADMINISTRATION</b>			
<input checked="" type="checkbox"/> Check One Box: Request to JFO	 (Secretary's signature or designee)		Date: <i>7.30.09</i>
<input type="checkbox"/> Information to JFO			Date: _____
<b>16. DOCUMENTATION REQUIRED</b>			
<b>Required GRANT Documentation</b>			
<input type="checkbox"/> Request Memo	<input type="checkbox"/> Notice of Donation (if any)		
<input type="checkbox"/> Dept. project approval (if applicable)	<input type="checkbox"/> Grant (Project) Timeline (if applicable)		
<input type="checkbox"/> Notice of Award	<input type="checkbox"/> Request for Extension (if applicable)		
<input type="checkbox"/> Grant Agreement	<input type="checkbox"/> Form AA-1PN attached (if applicable)		
<input type="checkbox"/> Grant Budget			
<b>End Form AA-1</b>			

Memorandum

Office of Attorney General

To: Sue Zeller, Deputy Commissioner, Finance and Management  
From: *m.m.* Mike McShane, AAG  
Re: Charles Johnson Bequest  
Date: July 24, 2009

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Mr. Johnson (late of Shaftsbury) passed away several months ago and left \$10,000 to the General Fund. Mr. Johnson's motivation for the bequest is recognition of the State's drug benefit program. However, the bequest is to the general fund and is in no way restricted.

Attached is an AA-1. I filled that form out to the extent possible but it is not a good fit for bequests. I have also attached the proposed decree of distribution, a consent form from the Probate Court, and a copy of the last will and testament. No distribution is likely to take place until consent has been signed and returned to the Probate Court.

Please let me know if you require any additional information.

cc: file

REC'D JUL 28 2009

STATE OF VERMONT  
BENNINGTON COUNTY, SS.

IN RE THE ESTATE OF:

Charles C. Johnson,  
Late of Shaftsbury

)  
)  
) BENNINGTON PROBATE COURT  
DOCKET NO. P-72-08 Bnt

)  
)  
) CONSENT

By my signature below, I, a person interested in this estate, consent to the granting of the Final Accounting of the Executor and the proposed Decree of Distribution. I understand that based on this consent, the court may take the specified action with no further notice to me, and without affording me an opportunity to be heard.

STATE OF VERMONT

Dated: 7-31-09

Heidi F. White

By:  
Its duly authorized agent

LAST WILL AND TESTAMENT  
OF  
CHARLES C. JOHNSON

 COPY

I, CHARLES C. JOHNSON, now residing in Shaftsbury, in the County of Bennington and State of Vermont, do hereby make, publish and declare this as and to be my Last Will and Testament hereby revoking any and all other wills and codicils thereto by me at any time heretofore made.

FIRST: I direct that all my just debts and funeral expenses be paid as soon after my death as practical.

SECOND: I am not married and I have no children.

THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

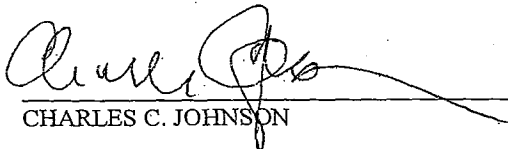
FOURTH: If I own a cat or cats at the time of my death, I do direct the cat or cats be euthanized in my home by the least painful method available and then cremated under the direction of the veterinarians at West Mountain Animal Hospital. I do direct that the cost associated with this be paid by my Estate.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON.

SIXTH: My Executor, hereinafter named, is authorized and empowered to sell, sublease, mortgage, pledge or otherwise encumber, exchange, and grant options for any of the foregoing, as to any such property that comprises a portion of my estate, either for cash or on credit and with or without security, and to add to the proceeds of any such sale to the residue of my estate, and any lease or sublease may be made for such period of time as may be deemed proper by my said executor and without approval of any court.

SEVENTH: I hereby name, constitute and appoint ARTHUR L. JOHNSON Executor of my estate. I direct that all fiduciaries appointed by me under this Will be permitted to qualify in any jurisdiction without the giving of any bond, and if, notwithstanding this direction, any bond is required, that no surety be required thereon.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal this 2<sup>nd</sup> day of May, 2006.

  
\_\_\_\_\_  
CHARLES C. JOHNSON L.S.

LAW OFFICES OF  
JACOBS, McCLINTOCK & SCANLON  
BENNINGTON, VERMONT 05201



SIGNED, SEALED, PUBLISHED AND DECLARED by the said CHARLES C. JOHNSON as and for Testator's Last Will and Testament and who have hereunto subscribed our names as witnesses at the request and in the presence of the said Testator and in the presence of each other, at Bennington, Vermont, this 2<sup>nd</sup> day of May, 2006.

*[Signature]* residing at *Bennington, Vermont*

*Thomas W. Jacobs*  
*Kathleen D. Talu* residing at *Heronick Falls New York*

*Barrett D. Messing* residing at *Waterville, New York*

LAW OFFICES OF  
JACOBS, McCLINTOCK & SCANLON  
BENNINGTON, VERMONT 05201

ESTATE OF CHARLES C. JOHNSON

PROPOSED DECREE OF DISTRIBUTION  
(Schedule 9)

Personal estate on hand for distribution consisting of cash in the sum of \$161,682.79, plus accrued interest and personal property in the total sum of \$2,000.00 will be distributed in accordance with the provisions of the decedent's Last Will and Testament as follows:

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FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON."



STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)

JFO 2389

**BASIC GRANT INFORMATION**

1. Agency:	NA		
2. Department:	NA		
3. Program:	General Fund		
4. Legal Title of Grant:	Bequest		
5. Federal Catalog #:	NA		
6. Grant/Donor Name and Address:	Charles C. Johnson-deceased		
7. Grant Period:	From:		To:
8. Purpose of Grant:	Bequest to General Fund		
9. Impact on existing program if grant is not Accepted:	NA		

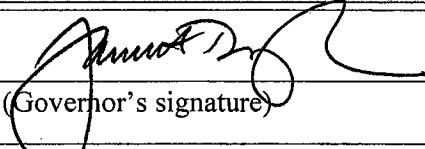
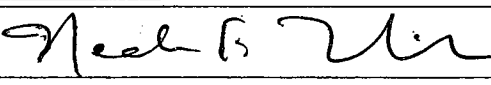
**10. BUDGET INFORMATION**

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Operating Expenses	\$	\$	\$	
Grants	\$	\$	\$	
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	
<b>Revenues:</b>				
State Funds:	\$	\$	\$	
Cash	\$	\$	\$	
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$	\$	\$	
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Bequest)	\$10,000	\$	\$	This is a Bequest to the General Fund
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	

Appropriation No:	Amount:	\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$

**RECEIVED**  
 AUG 06 2009  
**JOINT FISCAL OFFICE**

**STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)**

		<b>Total</b>	\$10,000
<b>PERSONAL SERVICE INFORMATION</b>			
<b>11. Will monies from this grant be used to fund one or more Personal Service Contracts?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes", appointing authority must initial here to indicate intent to follow current competitive bidding process/policy.			
Appointing Authority Name: _____ Agreed by: _____ (initial)			
<b>12. Limited Service Position Information:</b>	<b># Positions</b>	<b>Title</b>	
<b>Total Positions</b>			
<b>12a. Equipment and space for these positions:</b>		<input type="checkbox"/> Is presently available.	<input type="checkbox"/> Can be obtained with available funds.
<b>13. AUTHORIZATION AGENCY/DEPARTMENT</b>			
I/we certify that no funds beyond basic application preparation and filing costs have been expended or committed in anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN (if applicable):	Signature: <i>Susan Ozdell</i>		Date: <i>7/30/09</i>
	Title: _____		
	Signature: _____		Date: _____
	Title: _____		
<b>14. ACTION BY GOVERNOR</b>			
<input checked="" type="checkbox"/> Check One Box: Accepted	 (Governor's signature)		Date: <i>7/31/09</i>
<input type="checkbox"/> Rejected			Date: _____
<b>15. SECRETARY OF ADMINISTRATION</b>			
<input checked="" type="checkbox"/> Check One Box: Request to JFO	 (Secretary's signature or designee)		Date: <i>7.30.09</i>
<input type="checkbox"/> Information to JFO			Date: _____
<b>16. DOCUMENTATION REQUIRED</b>			
<b>Required GRANT Documentation</b>			
<input type="checkbox"/> Request Memo <input type="checkbox"/> Dept. project approval (if applicable) <input type="checkbox"/> Notice of Award <input type="checkbox"/> Grant Agreement <input type="checkbox"/> Grant Budget		<input type="checkbox"/> Notice of Donation (if any) <input type="checkbox"/> Grant (Project) Timeline (if applicable) <input type="checkbox"/> Request for Extension (if applicable) <input type="checkbox"/> Form AA-1PN attached (if applicable)	
<b>End Form AA-1</b>			

Memorandum

Office of Attorney General

To: Sue Zeller, Deputy Commissioner, Finance and Management  
From: *mm* Mike McShane, AAG  
Re: Charles Johnson Bequest  
Date: July 24, 2009

---

Mr. Johnson (late of Shaftsbury) passed away several months ago and left \$10,000 to the General Fund. Mr. Johnson's motivation for the bequest is recognition of the State's drug benefit program. However, the bequest is to the general fund and is in no way restricted.

Attached is an AA-1. I filled that form out to the extent possible but it is not a good fit for bequests. I have also attached the proposed decree of distribution, a consent form from the Probate Court, and a copy of the last will and testament. No distribution is likely to take place until consent has been signed and returned to the Probate Court.

Please let me know if you require any additional information.

cc: file

REC'D JUL 28 2009

STATE OF VERMONT  
BENNINGTON COUNTY, SS.

IN RE THE ESTATE OF:

Charles C. Johnson,  
Late of Shaftsbury

)  
) BENNINGTON PROBATE COURT  
) DOCKET NO. P-72-08 Bnt

)  
) CONSENT

By my signature below, I, a person interested in this estate, consent to the granting of the Final Accounting of the Executor and the proposed Decree of Distribution. I understand that based on this consent, the court may take the specified action with no further notice to me, and without affording me an opportunity to be heard.

STATE OF VERMONT

Dated: 7-31-09

*Heidi F. White*

By:  
Its duly authorized agent

LAST WILL AND TESTAMENT  
OF  
CHARLES C. JOHNSON

 COPY

I, CHARLES C. JOHNSON, now residing in Shaftsbury, in the County of Bennington and State of Vermont, do hereby make, publish and declare this as and to be my Last Will and Testament hereby revoking any and all other wills and codicils thereto by me at any time heretofore made.

FIRST: I direct that all my just debts and funeral expenses be paid as soon after my death as practical.

SECOND: I am not married and I have no children.

THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

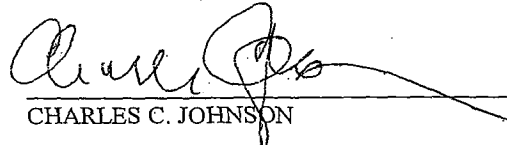
FOURTH: If I own a cat or cats at the time of my death, I do direct the cat or cats be euthanized in my home by the least painful method available and then cremated under the direction of the veterinarians at West Mountain Animal Hospital. I do direct that the cost associated with this be paid by my Estate.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON.

SIXTH: My Executor, hereinafter named, is authorized and empowered to sell, sublease, mortgage, pledge or otherwise encumber, exchange, and grant options for any of the foregoing, as to any such property that comprises a portion of my estate, either for cash or on credit and with or without security, and to add to the proceeds of any such sale to the residue of my estate, and any lease or sublease may be made for such period of time as may be deemed proper by my said executor and without approval of any court.

SEVENTH: I hereby name, constitute and appoint ARTHUR L. JOHNSON Executor of my estate. I direct that all fiduciaries appointed by me under this Will be permitted to qualify in any jurisdiction without the giving of any bond, and if, notwithstanding this direction, any bond is required, that no surety be required thereon.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal this 2<sup>nd</sup> day of May, 2006.

  
\_\_\_\_\_  
CHARLES C. JOHNSON L.S.



SIGNED, SEALED, PUBLISHED AND DECLARED by the said CHARLES C. JOHNSON as and for Testator's Last Will and Testament and who have hereunto subscribed our names as witnesses at the request and in the presence of the said Testator and in the presence of each other, at Bennington, Vermont, this 2<sup>nd</sup> day of May, 2006.

*[Signature]* residing at *Bennington, Vermont*

*Thomas W. Jacobs*  
*Kathleen D. Talen* residing at *Heronick Falls New York*

*Barrett D. Messy* residing at *Waterulich, New York*

LAW OFFICES OF  
JACOBS, McCLINTOCK & SCANLON  
BENNINGTON, VERMONT 05201

ESTATE OF CHARLES C. JOHNSON

PROPOSED DECREE OF DISTRIBUTION  
(Schedule 9)

Personal estate on hand for distribution consisting of cash in the sum of \$161,682.79, plus accrued interest and personal property in the total sum of \$2,000.00 will be distributed in accordance with the provisions of the decedent's Last Will and Testament as follows:

"THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON."



STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)

JFO 2389

BASIC GRANT INFORMATION				
1. Agency:	NA			
2. Department:	NA			
3. Program:	General Fund			
4. Legal Title of Grant:	Bequest			
5. Federal Catalog #:	NA			
6. Grant/Donor Name and Address:	Charles C. Johnson-deceased			
7. Grant Period:	From:		To:	
8. Purpose of Grant:	Bequest to General Fund			
9. Impact on existing program if grant is not Accepted:	NA			
10. BUDGET INFORMATION				
	SFY 1	SFY 2	SFY 3	Comments
Expenditures:	FY	FY	FY	
Personal Services	\$	\$	\$	
Operating Expenses	\$	\$	\$	
Grants	\$	\$	\$	
<b>Total</b>	\$10,000	\$	\$	
Revenues:				
State Funds:	\$	\$	\$	
Cash	\$	\$	\$	
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$	\$	\$	
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Bequest)	\$10,000	\$	\$	This is a Bequest to the General Fund
<b>Total</b>	\$10,000	\$	\$	
Appropriation No:		Amount:	\$	
			\$	
			\$	
			\$	
			\$	
			\$	
			\$	

LAST WILL AND TESTAMENT  
OF  
CHARLES C. JOHNSON



COPY

I, CHARLES C. JOHNSON, now residing in Shaftsbury, in the County of Bennington and State of Vermont, do hereby make, publish and declare this as and to be my Last Will and Testament hereby revoking any and all other wills and codicils thereto by me at any time heretofore made.

FIRST: I direct that all my just debts and funeral expenses be paid as soon after my death as practical.

SECOND: I am not married and I have no children.

THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

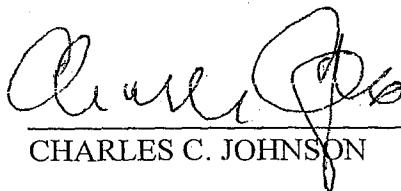
FOURTH: If I own a cat or cats at the time of my death, I do direct the cat or cats be euthanized in my home by the least painful method available and then cremated under the direction of the veterinarians at West Mountain Animal Hospital. I do direct that the cost associated with this be paid by my Estate.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON.

SIXTH: My Executor, hereinafter named, is authorized and empowered to sell, sublease, mortgage, pledge or otherwise encumber, exchange, and grant options for any of the foregoing, as to any such property that comprises a portion of my estate, either for cash or on credit and with or without security, and to add to the proceeds of any such sale to the residue of my estate, and any lease or sublease may be made for such period of time as may be deemed proper by my said executor and without approval of any court.

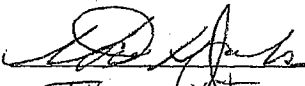
SEVENTH: I hereby name, constitute and appoint ARTHUR L. JOHNSON Executor of my estate. I direct that all fiduciaries appointed by me under this Will be permitted to qualify in any jurisdiction without the giving of any bond, and if, notwithstanding this direction, any bond is required, that no surety be required thereon.

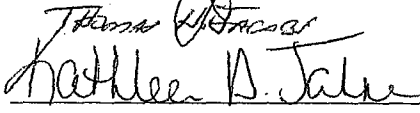
IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal this 2<sup>nd</sup> day of May, 2006.

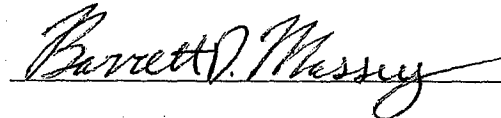
  
CHARLES C. JOHNSON

L.S.

SIGNED, SEALED, PUBLISHED AND DECLARED by the said CHARLES C. JOHNSON as and for Testator's Last Will and Testament and who have hereunto subscribed our names as witnesses at the request and in the presence of the said Testator and in the presence of each other, at Bennington, Vermont, this 2<sup>nd</sup> day of May, 2006.

 residing at Bennington, Vermont

 residing at Hexrick Falls New York

 residing at Watervliet, New York

To: Sue Zeller, Deputy Commissioner, Finance and Management  
From: *m.m.* Mike McShane, AAG  
Re: Charles Johnson Bequest  
Date: July 24, 2009

---

Mr. Johnson (late of Shaftsbury) passed away several months ago and left \$10,000 to the General Fund. Mr. Johnson's motivation for the bequest is recognition of the State's drug benefit program. However, the bequest is to the general fund and is in no way restricted.

Attached is an AA-1. I filled that form out to the extent possible but it is not a good fit for bequests. I have also attached the proposed decree of distribution, a consent form from the Probate Court, and a copy of the last will and testament. No distribution is likely to take place until consent has been signed and returned to the Probate Court.

Please let me know if you require any additional information.

cc: file

REC'D JUL 28 2009

STATE OF VERMONT  
BENNINGTON COUNTY, SS.

IN RE THE ESTATE OF:

Charles C. Johnson,  
Late of Shaftsbury

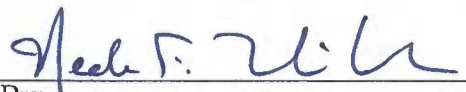
) BENNINGTON PROBATE COURT  
)  
) DOCKET NO. P-72-08 Bnt  
)

) CONSENT  
)

By my signature below, I, a person interested in this estate, consent to the granting of the Final Accounting of the Executor and the proposed Decree of Distribution. I understand that based on this consent, the court may take the specified action with no further notice to me, and without affording me an opportunity to be heard.

STATE OF VERMONT

Dated: 7-31-09

  
By:  
Its duly authorized agent



LAST WILL AND TESTAMENT  
OF  
CHARLES C. JOHNSON

 COPY

I, CHARLES C. JOHNSON, now residing in Shaftsbury, in the County of Bennington and State of Vermont, do hereby make, publish and declare this as and to be my Last Will and Testament hereby revoking any and all other wills and codicils thereto by me at any time heretofore made.

FIRST: I direct that all my just debts and funeral expenses be paid as soon after my death as practical.

SECOND: I am not married and I have no children.

THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;

2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

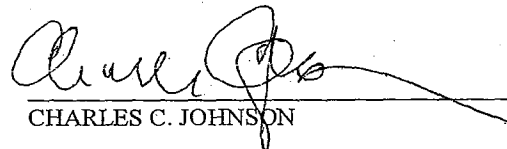
FOURTH: If I own a cat or cats at the time of my death, I do direct the cat or cats be euthanized in my home by the least painful method available and then cremated under the direction of the veterinarians at West Mountain Animal Hospital. I do direct that the cost associated with this be paid by my Estate.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON.

SIXTH: My Executor, hereinafter named, is authorized and empowered to sell, sublease, mortgage, pledge or otherwise encumber, exchange, and grant options for any of the foregoing, as to any such property that comprises a portion of my estate, either for cash or on credit and with or without security, and to add to the proceeds of any such sale to the residue of my estate, and any lease or sublease may be made for such period of time as may be deemed proper by my said executor and without approval of any court.

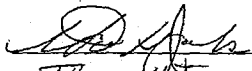
SEVENTH: I hereby name, constitute and appoint ARTHUR L. JOHNSON Executor of my estate. I direct that all fiduciaries appointed by me under this Will be permitted to qualify in any jurisdiction without the giving of any bond, and if, notwithstanding this direction, any bond is required, that no surety be required thereon.

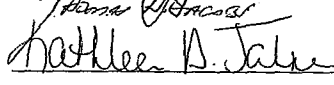
IN WITNESS WHEREOF, I hereunto subscribe my name and affix my seal this 2<sup>nd</sup> day of May, 2006.

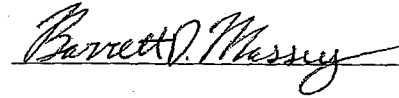
  
CHARLES C. JOHNSON L.S.

LAW OFFICES OF  
JACOBS, McCLINTOCK & SCANLON  
BENNINGTON, VERMONT 05201

SIGNED, SEALED, PUBLISHED AND DECLARED by the said CHARLES C. JOHNSON as and for Testator's Last Will and Testament and who have hereunto subscribed our names as witnesses at the request and in the presence of the said Testator and in the presence of each other, at Bennington, Vermont, this 2<sup>nd</sup> day of May, 2006.

 residing at Bennington, Vermont

 residing at Hexonick Falls New York

 residing at Wateruliet, New York

ESTATE OF CHARLES C. JOHNSON

PROPOSED DECREE OF DISTRIBUTION  
(Schedule 9)

Personal estate on hand for distribution consisting of cash in the sum of \$161,682.79, plus accrued interest and personal property in the total sum of \$2,000.00 will be distributed in accordance with the provisions of the decedent's Last Will and Testament as follows:

"THIRD: I give the following specific bequests:

1. To the State of Vermont General Fund the sum of Ten Thousand and no/100 Dollars (\$10,000.00) in recognition of the drug benefit program which provided me access to the drugs I needed for my medical condition;
2. To the SECOND CHANCE ANIMAL SHELTER, Shaftsbury, Vermont, the sum of Ten Thousand and no/100 Dollars (\$10,000.00) to be used for general purposes.

FIFTH: I devise and bequeath all the rest, residue and remainder of my estate, real and personal, of whatever nature and wherever situated to my brother, ARTHUR L. JOHNSON."

STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)

JFO 2389

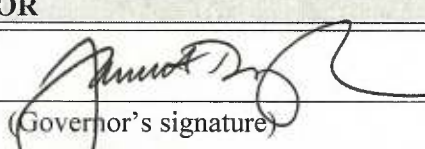
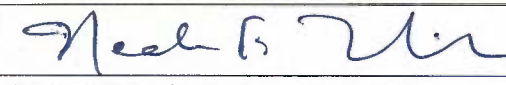
BASIC GRANT INFORMATION	
1. Agency:	NA
2. Department:	NA
3. Program:	General Fund
4. Legal Title of Grant:	Bequest
5. Federal Catalog #:	NA
6. Grant/Donor Name and Address: Charles C. Johnson-deceased	
7. Grant Period: From:	To:
8. Purpose of Grant: Bequest to General Fund	
9. Impact on existing program if grant is not Accepted: NA	

10. BUDGET INFORMATION				
	SFY 1	SFY 2	SFY 3	Comments
Expenditures:	FY	FY	FY	
Personal Services	\$	\$	\$	
Operating Expenses	\$	\$	\$	
Grants	\$	\$	\$	
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	
<b>Revenues:</b>				
State Funds:	\$	\$	\$	
Cash	\$	\$	\$	
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$	\$	\$	
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Bequest)	\$10,000	\$	\$	This is a Bequest to the General Fund
<b>Total</b>	<b>\$10,000</b>	<b>\$</b>	<b>\$</b>	

Appropriation No:	Amount:	\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$

**RECEIVED**  
AUG 06 2009  
**JOINT FISCAL OFFICE**

**STATE OF VERMONT REQUEST FOR GRANT ACCEPTANCE (Form AA-1)**

		<b>Total</b>	\$10,000
<b>PERSONAL SERVICE INFORMATION</b>			
<b>11. Will monies from this grant be used to fund one or more Personal Service Contracts?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes", appointing authority must initial here to indicate intent to follow current competitive bidding process/policy.  Appointing Authority Name: _____ Agreed by: _____ (initial)			
<b>12. Limited Service Position Information:</b>	<b># Positions</b>	<b>Title</b>	
<b>Total Positions</b>			
<b>12a. Equipment and space for these positions:</b>		<input type="checkbox"/> Is presently available.	<input type="checkbox"/> Can be obtained with available funds.
<b>13. AUTHORIZATION AGENCY/DEPARTMENT</b>			
I/we certify that no funds beyond basic application preparation and filing costs have been expended or committed in anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN (if applicable):	Signature: <i>Susan Ozden</i>	Date: <i>7/30/09</i>	
	Title: _____		
	Signature: _____	Date: _____	
	Title: _____		
<b>14. ACTION BY GOVERNOR</b>			
<input checked="" type="checkbox"/> Check One Box: Accepted	 (Governor's signature)	Date: <i>7/31/09</i>	
<input type="checkbox"/> Rejected		Date: _____	
<b>15. SECRETARY OF ADMINISTRATION</b>			
<input checked="" type="checkbox"/> Check One Box: Request to JFO	 (Secretary's signature or designee)	Date: <i>7.30.09</i>	
<input type="checkbox"/> Information to JFO		Date: _____	
<b>16. DOCUMENTATION REQUIRED</b>			
<b>Required GRANT Documentation</b>			
<input type="checkbox"/> Request Memo <input type="checkbox"/> Dept. project approval (if applicable) <input type="checkbox"/> Notice of Award <input type="checkbox"/> Grant Agreement <input type="checkbox"/> Grant Budget		<input type="checkbox"/> Notice of Donation (if any) <input type="checkbox"/> Grant (Project) Timeline (if applicable) <input type="checkbox"/> Request for Extension (if applicable) <input type="checkbox"/> Form AA-1PN attached (if applicable)	
<b>End Form AA-1</b>			