



[Ken and Barbara Jo Davis papers](#)

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PASSPORT



*United States
of America*

P<USADAVIS<<KENNETH<JOHN<<<<<<<<<<<<<<<<<<<<<<<<<<<<
0714141772USA2309224M9808106<<<<<<<<<<<<<<<<<6

Name

DAVIS, KENNETH J.

Address

1000 So 11 St

SS

No

[REDACTED]

[REDACTED]

[REDACTED]

Birth

Date

7-22-23

Occupational
Titles
and Codes

1. Master T 2-86-10
 2. Phoner (Sero) 9-85-03
 3. _____

Report to: UNITED STATES EMPLOYMENT SERVICE

210 SOUTH 18th STREET
 OMAHA 2, NEBRASKA

Report on

Thursday 8:00 P.M.

DATE REPORTED	VISIT CODE	DATE REPORTED	VISIT CODE	DATE REPORTED	VISIT CODE
6-12-46	NC				
6-12-46	1CW				
JUN 18 1946					
6-21-46	2WW				
6-27-46	1CW				
7-5-46	2CW				
7-11-46	3CW				
5-17-46	4CW				
JUL 23 1946					
7-25-46	5CW				

Signature

APPLICANT IDENTIFICATION CARD

WAR MANPOWER COMMISSION
UNITED STATES EMPLOYMENT SERVICE

USES-506 (10-42)

210 SOUTH 18th STREET
OMAHA 2, NEBRASKA

IMPORTANT

Bring this card with you each time you report to the employment office. It is your record of reporting.

To claim unemployment compensation benefits or to keep your application for work active, please report to the employment office as directed.

Notify the employment office promptly of any change in address or telephone number.

LET US
DO IT
WE
KNOW
HOW!



PHONE 451-3929

K-D JANITORIAL SERVICE

COMMERCIAL CLEANING AND MAINTENANCE

"NO JOB TOO LARGE OR TOO SMALL"

KENNETH DAVIS

2596 EVANS STREET
OMAHA, NEBRASKA

*Have You Looked at Your Office Furniture
Lately? Other People Do!*

We will clean, polish and wax your office furniture and equipment; replace castors, or make minor repairs; shampoo rugs—and keep your office spic and span as you want it.

We also provide regular Janitorial Services on an individual or contract basis. All work guaranteed.

K - D Janitorial Service

COMMERCIAL CLEANING AND MAINTENANCE

2596 Evans Street - Phone 451-3929 - Omaha, Nebraska

— Call Ken Davis for Free Estimates —

DAVIS JANITORIAL SERVICE

Commercial Cleaning and Maintenance

1909 North 31st Street

Omaha, Nebraska

SUN FINANCE COMPANY

312 South 15th Street • OMAHA, NEBRASKA • ATlantic 5168

TO WHOM IT MAY CONCERN:

This is to certify that Kenneth J. Davis is
authorized to enter the premises of Sun Finance
Company, 312 So. 15th Street, Omaha, Nebraska
at any time necessary to fulfill his duties
as janitor for us.

BY: 
Manager

Agreement for Janitorial Services

It is hereby agreed by and between Kenneth Davis hereinafter called the "Contractor", who is regularly engaged in the business of providing janitorial services, and Pitney-Bowes, Inc., hereinafter called the "Customer", who desires such services.

FIRST: The janitorial services will be supplied under the direction and control of the Contractor in the offices of the Customer at 2544 Dodge Street - Omaha, Nebraska, for a period of one year, beginning on August 1, 1955 and ending on July 31st, 1956, and on a month-to-month basis thereafter.

SECOND: The janitorial services shall consist of the following: It shall be considered the duties of the janitor to keep all parts of the building in a clean, neat and orderly condition by a scheduled routine of sweeping floors, emptying waste baskets, cleaning windows, mopping and waxing floors at least monthly, polishing and waxing desks and furniture whenever deemed necessary and other janitorial cleaning duties regularly considered as janitorial duties and services.

It is further agreed that the outside of the building will be policed regularly - including the necessary duties of sweeping and cleaning sidewalks and parking lot, cutting grass, and shoveling snow and ice on said premises and keeping the walks clear in the wintertime.

THIRD: For the performance of these services the Customer will pay to the Contractor the sum of \$75.00 each month.

FOURTH: The Contractor will supply any additional janitorial services agreed upon between the Contractor and the Customer, and

Agreement for Janitorial Services

Page 2

FOURTH: (cont.) will be further compensated for these additional services by an amount to be agreed upon between the Contractor and the Customer.

FIFTH: Either party reserves the right to terminate this contract for any reason at any time.

Dated: August 10, 1955

Kenneth J. Davis
Contractor

PITNEY-BOWES, INC.

PER L. R. Kneeland, Branch Mgr.
Customer

March 29, 1957

Mr. Kenneth Davis
1909 North 31st street
Omaha, Nebraska

Subject: Janitorial Services
1512 Davenport street

Dear Mr. Davis:

This will confirm our verbal agreement of yesterday March 28th concerning your contract for services in the space occupied by The Nance Company, 1512 Davenport street.

1. You will furnish labor and equipment necessary to maintain the sidewalk in front of the premises free from snow and/or other debris whenever required.
2. You will wash the exterior of the windows whenever necessary and after each rain.
3. You will keep all interior glass partitions and the interior of the front windows clean as may be necessary.
4. You will clean and maintain the asphalt tile floor in the lobby and general office space, buffing, waxing and scrubbing as required.
5. You will vacuum and keep clean the carpet in Mr. Nance's office.
6. You will broom clean the unused back space of the area leased as required and will clean and maintain the toilet room floors in the same manner as the asphalt floors in the general office.
7. You will clean and dust the office 6 nights a week removing the paper from the waste baskets, emptying ash trays etc at this time. The waste paper may be stored in the back room in a drum.
8. Lavatories, toilet stools and urinals will be kept clean and scrubbed.

C
O
P
Y

Mr. Kenneth Davis

-2-

March 29, 1957

C
O
P
Y

The fee for the above services will be \$100.00 a month, payable monthly upon receipt of statement. A check will be mailed between the 10th and the 20th of each month during which the work is performed.

This contract may be terminated by 30 days notice by either party.

Mr. Davis acknowledges the receipt of a key to the offices of The Nance Company and agrees to obtain insurance for the protection of the Nance Company.

Sincerely yours,

THE NANCE COMPANY

Frederick S. Nance
Frederick S. Nance

Kenneth Davis
Kenneth Davis

Date _____

FSN:ch

Omaha, Nebr.
August 19, 1957

TO WHOM IT MAY CONCERN:

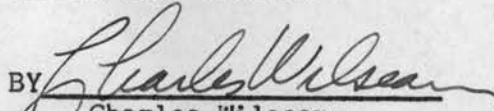
Kenny Davis performed the janitorial services in our drafting room from August 1956 to June 1957.

His services were terminated in conformance with a new company policy to have an employee of the company do the janitorial services.

His services consisted of cleaning and waxing and keeping the office in A-1 condition. This was done to our satisfaction.

LEO A. DALY COMPANY

BY


Charles Wilsam
1820 Farnam

1963

January 8 - Wednesday

This has been one of those horribly busy, endlessly tiring days.

When I got out of my one o'clock class, I went to the library to read Summerhill for two hours. When I had been there only a short while, I saw Dorothy Pector, who reminded me that I was supposed to call her last Saturday. It seems that we were the committee to find a location for the Home Economics Club bake sale. I had, in my infinite (or infinitesimal) knowledge, completely forgotten! Oh, well, well, well, I'll go tomorrow!

Returning to the dorm, I warned Ruth that she had better take her boots for the trip to Denver, because it had snowed. My advice, indeed, was later learned. The reason for our trip to Denver

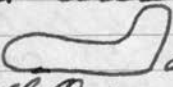
was that governor Wallace of Alabama was speaking at the D. U. Student Union. The Denver, Boulder, and newly-formed Greeley chapters of CORE (Congress on Racial Equality) were going to picket his racist policies.

The evening was a bitter cold one - stinging cold that knawed through clothing. Besides, we were going to miss dinner. Ruth and I decided to get some hamburgers, fries, and hot chocolate "to go".

Of the 25 kids who were supposed to go, only 9 showed up. We all piled into UCCF's carry-all and headed for Denver around 6 o'clock.

As we tumbled out of the truck in the freezing January night, the first person we saw was Dee Knight, a former C. S. C. student, who is currently a member of the Denver CORE Chapter. After much enthusiastic greeting,

January 8 (cont.)

we joined the other 200 picketers marching in an abstract circle of this shape: ; carrying signs, and singing "We Shall Overcome." The signs bore some humorous, some serious, all appropriate slogans: "EQUALITY, EQUALITY, EQUALITY" and "WE WOULD WELCOME ALABAMA NEGROES" and "DON'T SEND YOUR CHILD TO CHURCH TODAY, WALLACE IS IN TOWN" and "JIM CROW MUST GO," as well as countless others.

As picketers we sang and chanted — and froze. By degrees I felt myself getting colder and colder, especially my toes. Even Jean Clyde was cold; Jean was wearing, besides her lingerie, nylon, tights, bermuda shorts, knee sox, fur-lined boots, a wool skirt, 2 sweaters, 2 belts, a pile-lined coat,

a muffler, and two caps!

Finally, after ~~an~~ an endless 45 minutes of marching (my shoes had, by then, lost all feeling) we went into the cafeteria of the Student Union to listen to the speech by way of the P. A. system. His major focal point was, of course, the Civil Rights Bill now pending in Congress. He described the bill as an attempt to place all rights in the hands of the government (federal), to deny rights of the states and of the individual. In defending himself from abuse, he played upon the words of Abraham Lincoln during the Lincoln - Douglass debates. He said that if Lincoln had spoken, the picketers would have picketed him, too. He quoted Lincoln as saying that Negroes should neither vote or hold office. I don't deny

January 8 (cont.)

that Mr. Lincoln said that;
I do deny that Wallace's use
of the statement was timely.

He neglected to mention
that in 1850 or so, the
Negroes were all slaves, none
of them educated; as a result,
they were unqualified to even
know what it was they
were voting for.

Wallace stated that there
had never been a race riot
in Alabama. Of course, he
continued, there were fights
between Negroes and police,
but those weren't classified
as race riots because a race
riot involves clashes between
whites and Negroes.

He further stated that it
wasn't necessary to integrate
Southern schools, because
Negroes and whites have
equally good schools. Besides,
every fully integrated school
is a failure. Later in the
speech he pointed out that

Negroes in Alabama were denied the right to vote because they could not pass the literacy tests. Does this indicate equality in schooling?

Then came the question and answer period. Question:

In your opinion, are Caucasians in any way superior to

Negroes? Answer: I cannot answer that question because I am not an anthropologist and; therefore, I am not qualified to answer.

Question: What are your reasons for being a racist?

Answer: I am not a racist. I believe Negroes are entitled to all their constitutional rights. However, I believe that schools should be separate as long as they are equal.

Question: If you are not a racist, how do you explain the absence of an accredited Negro college in Alabama?

Answer: There is such a

Jan. 8 (cont.)

● college - Tuskegee

The governor neglected that this college is not accredited by Northern standards. A teacher, for instance, holding a degree from Tuskegee cannot teach outside the South.

● Question: Why does the

Confederate flag still fly at the capitol in Birmingham?

Answer: Alabamans have a deep respect and love for the American flag. We fly both the Alabama flag and the Confederate flag out of love for and pride in, the South.

● Question: How do you explain the dogs used against Negroes in Alabama?

● Answer: Denver has dogs.

In essence, the governor's speech was the epitome of circumlocution, lack of logic, and contradiction.

● Incidentally, he is entering the race for President of

the United States in 1964.

When the question period was over, we left the cafeteria to drive back to Greeley. Back in the dorm, we found several people who would have gone if they had known about the picketing. Too late!

By the way, the rumors about Dee were true — she's pregnant. Don't know why she is being so secretive about it. If I were married and pregnant, I'd want everybody to know that I'd had been so blessed.

February 4 - Tuesday

I put on one of my nicer dresses this morning - a red tuxed two-piece - because we (a committee from CORE) had an appointment with Mr. Hargrove, Director of Housing.

After two extremely dull reports in educational psych., I returned to the dorm to find Anna Davis still not dressed. Anna is a striking, tall redhead with straight, flowing hair and a little of the eccentric about her. Anyway - I sat talking to her about our 11 o'clock appointment while she dressed.

When we finally went to meet Bill Lewis, the third member of the committee we were (to put it mildly) scared stiff. Bill had not written the clause that we wanted inserted into the

housing contract. This clause was to state that no discrimination is allowed in college-approved housing. Bill rapidly wrote the clause and we hurried to Hargrove's office.

Introductions were calm and formal. Bill told him that we had documented evidence that there was discrimination. Early in the quarter, all of the houses on the approved list had been tested by teams of Negroes and white. An example of the discrimination we found was that when Ruth (my roommate) and I went to one house, the landlady told us that she had no vacancies, but might have one next quarter. However, when the white team approached, she had 3 vacancies now and 4 for next quarter.

February 4 (cont.)

"You're talking to the wrong man," Mr. Wargrove instantly protested, but we ignored him.

We told him about the clause, which he said had to go through the board of directors. We asked him if he would back us in getting it incorporated into the contract between the college and the householder. He said, "No. I don't think it's necessary. The present contract is to rent to college students. I don't think we should single any special ones out."

When asked if he would call a meeting of the house-holders to discuss the matter, he said that one was already scheduled for next September. Naturally, that is not soon enough, we pointed out. He denied that he had the power

to call such a meeting
without Dr. Ross's sanction.

Seeing that we were getting
nowhere, we asked if he would
go with us to see Dr. Ross.
He would not — if Dr. Ross
wanted to see him, he knew
where to find him.

Gov. Wallace Terms Rights Bill Threat to Concept of Society

By FRED BROWN

Denver Post Staff Writer
Alabama Gov. George C. Wallace Wednesday night called the civil rights bill of 1963 "un-constitutional" and "a tyrannical threat to our whole concept of government and society."

"This bill constitutes a revolution of government against the people," he charged in a speech at the University of Denver Student Union.

Wallace said "the most vicious feature is that which threatens the right of enjoyment of private property."

150 PICKET

His appearance here was picketed by more than 150 members of several organizations from Denver and Boulder.

They picketed the front of the Student Union in 12-degree weather as Wallace was brought in a rear entrance guarded by DU campus security and Denver police officers.

More than 2,000 persons crowded the building, many standing around the walls or sitting on the floor of the large ballroom where Wallace spoke. Another 600 listened to loudspeakers in a cafeteria downstairs.

Applause at some of the Alabama governor's statements equaled or surpassed hisses and laughter from other segments of the spirited crowd. One supporter waved a Confederate flag.

AUDIENCE WARNED

Wallace warned his audience to "not be misled" by a "propaganda barrage" from the federal government and "left-wing" news media.

"The area of so-called civil rights," he declared, "is a prime example of what propaganda, misrepresentations and misunderstanding can do to a governmental structure."

Wallace said a section of the



PICKET LINE MARCHES OUTSIDE THE DU STUDENT UNION WEDNESDAY NIGHT
Denver Post Photo by George Crouter
Spokesman said the group was protesting Gov. George C. Wallace's "racist policies."

act providing preventive relief of when an individual "is about to violate the act" constitutes "the beginning of thought control legislation."

He said that although the act entitles a claimant in a civil rights case to collect attorney's fees from a defendant if the claimant wins, there is no similar provision for the defendant.

Thus, he said, small businessmen would find it "impossible to contest" the bill in cases which may be carried as far as the U.S. Supreme Court. Attorneys' fees are prohibitive, he said.

The Alabama governor called the bill a threat to the right to personal property. "I state to you that this act is the forerunner of land reform in the United States."

Outlining other sections of the bill, Wallace charged the government could enter schools to transfer children "without re-

gard to the disruption of your life and the impact on your child."

The government could also dictate who an employer may hire, he said.

THREAT SEEN

"Through a blackmail process of threatening the homeowner with cancellation of his loan," he said, "federal agencies can destroy the homogeneous neighborhood and dictate who you shall sell your real estate to, who you shall rent a room to, who will be your lease tenant."

Wallace also predicted that the free enterprise system would be handicapped by regulations and that "the jury system is on the verge of destruction."

"I do not come here to tell you how to handle your local affairs," he said. "Your systems, traditions and ideals are for you to determine."

Wallace restated an earlier charge that Communists had infiltrated the civil rights move-

ment and that the "March on Washington" was meant to intimidate Congress.

In a question-and-answer session after his speech, Wallace said President Johnson's speech to Congress Wednesday on civil rights was "a typical example of the platitudes thrown around about a problem that is more complicated than platitudes."

He declined to answer a question on whether he believed the Negro was an inferior race. "I'm not an anthropologist," he said.

In reply to other questions, Wallace said:

—On centralized government: "I think the people in Colorado have more intelligence about what to do in Colorado than the people in Washington."

—On demands by the Civil Rights Commission to see Alabama voting records: "Just because it's sent from Washington don't mean it's sent from heaven, you know."

—On segregated schools: "I can't go to a Negro school, he can't go to my school. . . . Where's the discrimination?"

—On politics: "We folks in the South are getting tired of being the whipping boy of both political parties."

Wallace, who has been mentioned as an independent presi-

dential candidate, said Alabama would support independent elections.

A brief flurry of shouting erupted just before Wallace left the stage when a Negro student yelled questions at the speaker. As Wallace descended the platform, some of the audience began singing, "We Shall Over-

come," described as the theme song of the civil rights movement.

The talk was the last appearance in Wallace's two-day stay in Colorado. He left Denver Wednesday night for Phoenix, Ariz., to continue a tour of six universities in five western states.

He was invited to DU by the Student Senate and the campus YMCA.

Wallace spent much of the day here in consultation with industry leaders whom he did not identify. He said he was "elated" with the response to his program for more industry in Alabama.

No Serious Incident in Wallace Picketing

A PICKET line of more than 150 persons paraded without serious incident Wednesday night in front of the University of Denver Student Union, where Gov. George C. Wallace of Alabama was speaking against the civil rights bill.

A cold breeze was blowing, and the temperature hovered around the 12-degree mark.

Spokesmen for the pickets said they were not opposing Wallace's right to speak, but his "racist policies."

The Alabama governor did not see the pickets. He entered the Student Union Building by a rear door guarded by Denver police and DU campus security officers. Two policemen stood on his platform as he spoke, and several others flanked the stage.

Marchers in the line included pickets from the Denver and Boulder chapters of the Congress of Racial Equality, the Denver branch of the National Association for the Advancement of Colored People, the DU Young Democrats, the Student Peace Union at the Universities of Denver and Colo-

rado, the Student Nonviolent Coordinating Committee and the Denver Committee for Non-violent Action.

Reportedly among the pickets were members of the Young Socialist Alliance, the Young People's Socialist League, the Socialist Worker's party and the Committee Against Undemocratic Action.

Other independent marchers joined the pickets, who included college students, men in suits and work clothes, and women and children.

Marchers sang civil rights songs and chanted "Jim Crow must go." Some of the signs they carried said, "Not states, but human rights," "Racism should have died with Hitler" and "Birmingham is hell, but Denver ain't heaven."

After Wallace's speech, members of the Student Non-violent Coordinating Committee took up a collection in front of the building for John Perdew, son of a DU professor who is facing assault and disturbance charges in Georgia.

One of the pickets' signs was torn up in a brief scuffle after the talk, but this was the only incident noted by Denver police.



Denver Post Photo by Ed Maker

GOV. GEORGE WALLACE OF ALABAMA VISITS DENVER
He is thinking of entering some presidential primaries.



MEMO FROM: THE DESK OF BARBARA JO TAYLOR

Circa 1969

Edina Restauranteer

Ken Davis: Carry-Out Food Is His Passport to Success

Several secret recipes, on ty to select quality meats an intense desire to "serve best food in town" are jing a big following for food expert Kenneth Dav-

his following is no bigger the man himself. He s 6 feet 2 inches. He is 230 pounds. And he 16 hours a day to make rry-out restaurant a suc-

Davis is a black man and bly the only food service

entrepreneur of his race in the Twin Cities suburbs. There is no doubt at all that he is the only black businessman working in Edina.

Why did he come to Edina?

Ken answered quickly: "Edina's people want the best and that's what I give them."

The burly man with the quick grin is proprietor of a spic-and-span little shop at 5002 Vernon Ave. So., called Edina Chicken.

But "Chicken" is something of a misnomer. People from a

35-mile radius in Edina, Bloomington and Wayzata call to buy a whole assortment of foods — succulent ribs, pizza, assorted hot sandwiches... and of course deep fried chicken.

Deliveries account for about 95 percent of his business. He has one particular customer who the delivery boys love. "Every week he orders \$5 worth of chicken and when it's delivered he writes a \$10 check to include a \$5 tip," he explained.

And his number of customers who come in to pick up their orders is increasing. This pleases Davis.

He is proud of his shop. And he should be. It is bright, and shiny and spotless. "When you walk into the front door of my place" he gestured, "you walk into my kitchen. It's spotless."

A visitor sees scrubbed floors and impeccably arranged facilities which are wiped continually, almost frantically, by his 14 employees. "He's a nut on cleanliness," said an Edina high junior who works there after school.

Ken's reaction was, "what do you expect of an ex-janitorial service proprietor?" That retort told a lot about the past of this determined, gutty man.

As boss of his own janitorial service (125 employees) in Omaha, Neb., Davis was doing well until rioting and race-related tensions virtually put him out of business.

Deciding to move elsewhere, he came to the Twin Cities and ultimately into the restaurant business. How does a janitorial service proprietor make the transition to a restaurant owner?

For Ken Davis it was easy.

He was no stranger to the food business. His wife, Lillian, is a graduate home economist. "One of the best" he said proudly. She helped him plan his menus as did Barbara Taylor, a home economist in the Betty Crocker Kitchens.

In Omaha, in his spare time, Ken and his wife operated a food catering service. That was

where they developed their present concept.

It was also in Omaha, a key meat packing center, that he made it a point to become an expert in meats. He spent endless hours visiting the plants of Swift, Armour and Cudahy, always asking questions. "It's the only way to learn," he said.

Selecting good meat is an art, baby, and I know my business," Ken said. He refuses to use anything but the highest quality ribs and chicken.

"He can't bring himself to sell anything but the very best, it's just not in him," revealed a long-time customer. "That's why, once he gets a customer, he keeps him." Ken's records show that about 75 percent of his customers are repeaters. A number of families order two and three times a week.

Barbecued ribs are his specialty and Ken takes considerable pride in their preparation. "I do all the cooking myself. You can't afford mistakes," he said.

First the ribs are cooked for 20 minutes on racks. Then they are evenly salted with hickory salt and cooked for another 30 minutes. Next they are again salted and cooked again for 20 minutes. Finally they are placed in trays and basted three times with barbecue sauce.

What's in the sauce? "That's my special secret, baby," replied Ken. He carries the recipe with him in his wallet at all times.

His "repeat rib customer list" is growing all the time. One man drives all the way from Excelsior twice a month for five pounds, and he's been doing it since last May, Ken said.



EDINA'S ONLY black businessman, Ken Davis, is optimistic about his future in the food service business.

And he has other secrets. For example there is a special batter for chicken which he cooks only in pure vegetable oil. It is not unusual for Ken to fill an order for 100 pieces at a time.

Ken Davis has been at his Vernon Ave. address since last February. Loans from the Small Business Administration and the Urban Coalition put him into business.

But making a go of it is "dammm rough" admits the husky gravel voiced entrepreneur.

"I'll make it though, baby. I'll hang tough," he said. "I've got the best carry-out food in town and the people of Edina are used to the best. How can I miss?"



PIZZA FLS A
 PINEAPPLE DELIVERED
 TO YOUR DOOR IN
 SPECIAL DELIVERY CASE
 (MINIMUM ORDER \$10.00)
 LARGE 14" 50¢
 MEDIUM 12" 40¢
 SMALL 10" 25¢

CHICKEN FLS A
 1/2 CHICKEN 1.79
 8 PIECES 2 2.39
 12 PIECES 3 3.19
 16 PIECES 4 4.19
 20 PIECES 5 5.19
 24 PIECES 6 6.09
 EACH 4 PCS 99¢

FLS A Special
 EXTRA HOT ON REQUEST
 14" 12" 9"
 4" 3" 1.95

EDINA CHICKEN

Delicious SANDWICH
 Giant Kaiser Roll
 ROAST BEEF
 HAM
 CORNED BEEF
 DELIVERY MINIMUM 2 \$1.20

SHRIMP FLS A
 A Complete HOT DINNER!
 COLOSSAL SHRIMP
 FRENCH FRIED
 COCKTAIL SAUCE
 HONEY ROLL
 \$2.29

Tub O' Shrimp
 14 COLOSSAL SHRIMP
 PLENTY OF OUR OWN
 ZESTY COCKTAIL SAUCE
 SERVES 3 OR MORE \$4.29

Tub O' Ribs
 WITH PLENTY OF OUR OWN
 BARBECUE SAUCE!
 2 LBS. FOR ONLY \$5.95
 5 LBS. \$14.95

RIB FLS A
 A Complete DINNER
 GENEROUS PORTION
 BARBQ RIBS
 FRENCH FRIES
 ROLL - HONEY
 \$2.89

Special of the

STEAK SANDWICH
 FILET ON A BUN \$1.99

EXTRAS FOR YOUR ENJOYMENT

ONION RINGS
 ORDER.....55

COLE SLAW
 SINGLE .20
 1/2 PT...30 PT...55 QT...1.10

DINNER ROLLS
 EXTRA ROLLS... .08
 1/2 DOZ... .30 DOZ.....80

FRENCH FRIES
 ORDER 25¢ 3.05



UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MINNESOTA FOURTH DIVISION

In the matter of

KENNETH J. DAVIS, Individually and
formerly dba Edina Chicken

} In Bankruptcy

Bankrupt } No.

4 71 BKY 643 (O)

NOTICE OF FIRST MEETING OF CREDITORS

AND

NOTICE OF ORDER FIXING TIME FOR FILING OBJECTIONS TO DISCHARGE AND APPLICATIONS TO DETERMINE
THE DISCHARGEABILITY OF DEBTS

To the creditors of the above named bankrupt and to other parties in interest:

NOTICE IS HEREBY GIVEN that the above named bankrupt has been duly adjudged a bankrupt on a petition filed by him on May 26, 19 71, and that the first meeting of his creditors will be held at Minneapolis, Minnesota

In Room 536 U. S. Court House, 110 South Fourth Street

on June 16, 19 71, at 10:00 o'clock a .m., at which place and time the creditors may attend, prove their claims, appoint a trustee, appoint a committee of creditors, examine the bankrupt, and transact such other business as may properly come before the meeting.

NOTICE IS ALSO HEREBY GIVEN that on the 27th day of May, 19 71, an order was made in the above entitled proceeding fixing the 16th day of August, 19 71, as the last day for the filing of objections to the discharge of the bankrupt and for the filing of applications, as provided in section 17c(2) of the Bankruptcy Act, to determine the dischargeability of debts claimed to be non-dischargeable pursuant to clauses (2), (4) or (8) of section 17a of the Bankruptcy Act.

The social security or tax identification number of the above named bankrupt : is 308-14-3600

Further notice is hereby given that the time for filing claims herein expires six months after the date set for the first meeting of creditors.

Bankrupt's address: 3146 West Calhoun Blvd, Minneapolis, Minn.

Dated this 27th day of May, 19 71
rp

KENNETH G. OWENS
Referee in Bankruptcy

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

In the Matter of:

O R D E R

KENNETH J. DAVIS, Individually and formerly
dba Edina Chicken

In Bankruptcy Proceeding
No. 4 71 BKY 643 (O)

Bankrupt

In order that delivery may be assured to bankrupt of Notices of meetings, orders and proceedings in above matter, and that the Referee in Bankruptcy and the trustee of bankrupt's estate may be enabled to get in touch with bankrupt whenever the necessity or occasion therefor may arise during the pendency of above matter and that the above bankruptcy matter may be carried to a conclusion without undue delay -

IT IS ORDERED THAT:

(1) From this date to the termination of above matter, above named bankrupt shall promptly furnish the Referee adequate information concerning each and every change of address on bankrupt's part giving the Referee in writing his new address or addresses in each and every such event, to the end that the Referee may be enabled to serve bankrupt with orders and notices by mail and in person on any and all occasions and at all times in above bankruptcy matter.

(2) In accordance with Section 7 of the Bankruptcy Act (11 USCA 25) which makes it the duty of the bankrupt to attend at the first meeting of creditors, bankrupt shall be and appear personally at the first meeting of creditors to be held in above bankruptcy matter on June 16, 1971, at 10:00 o'clock A.M. at 536 U. S. Court House, 110 South Fourth Street, Minneapolis, Minnesota.

Bankrupt is hereby placed on notice that a failure or refusal on bankrupt's part to comply with the foregoing provisions shall be deemed sufficient ground for denying a discharge in above matter, as provided in Section 14c (6) of the Bankruptcy Act.

At Minneapolis, Minnesota, May 27, 1971.

R-11

/s/ Kenneth G. Owens

Referee in Bankruptcy
550 U. S. Court House
110 South Fourth Street
Minneapolis, Minnesota 55401

GERALD R. NELSON
Clerk of the District Court

Marriage Certificate



I hereby Certify, that on the 17 day of June, 1973, at Wayzata,
I, the undersigned a MUNICIPAL JUDGE did join in marriage:

KENNETH JOHN DAVIS of the County of HENNEPIN State of MINNESOTA, and

BARBARA JO TAYLOR of the County of HENNEPIN State of MINNESOTA

In David H. Nummer
presence Susan W. Nummer
of: Susan W. Nummer
(Witness)
(Witness)

Neil A. Riley
(Officiating)
417 Henn. Co. Carleton
(P.O. Address)

Filed-Recorded: _____ By _____ Credentials Recorded: Henn. County, Minn.

(One certificate to be given to each of the parties married.)

CARTRIDGE IMAGE

GERALD R. NELSON
Clerk of the District Court



Marriage Certificate



I hereby Certify, that on the 14 day of June, 1973, at WYAZOTA,
I, the undersigned a MUNICIPAL JUDGE did join in marriage:

KENNETH JOHN DAVIS of the County of HENNEPIN State of MINNESOTA, and

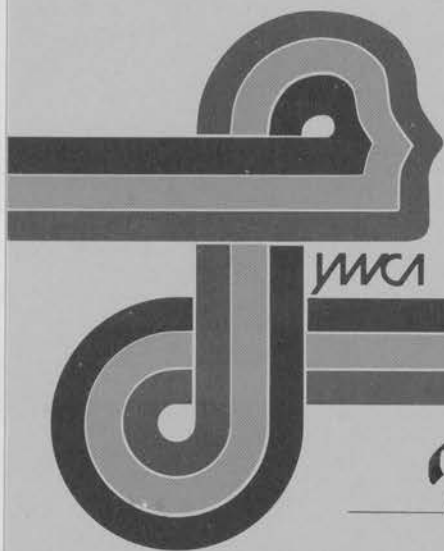
BARBARA JO TAYLOR of the County of HENNEPIN State of MINNESOTA

In David H. Thummer
presence (Witness)
of: Susan W. Thummer
(Witness)

Neil A. Riley
(Officiating)
417 Henn. Co. Courthouse
(P.O. Address)

Filed-Recorded: _____ By _____ Credentials Recorded: Henn County, Minn.

(One certificate to be given to each of the parties married.)



an annual recognition of community women LEADER LUNCH

Barbara Jo Davis

is hereby recognized for her valuable contributions to

General Mills, Inc.

Presented this 8th Day of May, 1980.

Margie Ankeny
Leader Lunch Chairperson

Lois B. Bishop
YWCA President of the Board

Barbara J. O'Neil
YWCA Executive Director

Helen Foster
Leader Lunch Chairperson

MINNESOTA VOCATIONAL EDUCATION COMPREHENSIVE CONFERENCE

Be it known that:

BARBARA DAVIS

*contributed significantly to the success
of the conference
as a program presenter*

16th day of August in the year 1985

Joe Gruba

Director— State Board of
Vocational Technical Education

James E. Brown

Conference Chairperson



THE ORIGINAL OF THIS DOCUMENT
IS ON FILE WITH
LARKIN, HOFFMAN, DALY & LINDGREN, LTD.
LIVING WILL 2000 Piper Jaffray Tower
222 South Ninth Street
OF Minneapolis, MN 55402

KENNETH J. DAVIS

I address this will to my family, my physician, my lawyer, and to all other persons whom it may concern. If the time comes when I can no longer take part in decisions for my own future and my own medical care, I desire that this statement stand as an expression of my wishes and directions, made while I am still of sound mind.

ARTICLE 1.

ARTIFICIAL LIFE SUPPORTS

1.1) If at such time there is no reasonable expectation of my recovery from extreme physical and mental disability, I direct that I be allowed to die and not be kept alive by medications, artificial means or "heroic measures." I do, however, ask that medication be administered to me to alleviate suffering even though this may shorten my life. I specifically request that the following artificial life support measures not be used in the face of impending death:

- (01) Electric or mechanical resuscitation of my heart;
- (02) Nasogastric tube feeding when I am no longer able to swallow; and
- (03) Mechanical respiration when my brain can no longer sustain my own breathing.

ARTICLE 2.

LOCATION OF CARE

2.1) I would like to live out my last days at home, if doing so does not jeopardize the chance of my recovery to a meaningful



life and if it does not impose undue burden on my family. If it is not possible for me to remain at home, I would prefer to be cared for at a hospice rather than at a hospital.

ARTICLE 3.

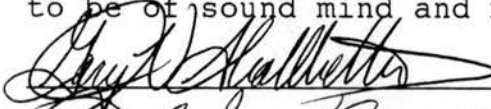
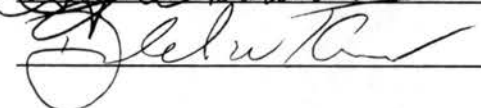
DESIGNATION OF INDIVIDUAL
TO MAKE DECISIONS

3.1) I have discussed my views as to life sustaining measures with my wife, BARBARA JO DAVIS, and I appoint my wife to make binding decisions concerning my medical treatment.

IN WITNESS WHEREOF, I have signed this Living Will, consisting of two (2) typewritten pages, including this page, each bearing my own signature, at Minneapolis, Minnesota, on this 7 day of July, 19 89


KENNETH J. DAVIS

We certify that in our presence on the date appearing above in the State of Minnesota, KENNETH J. DAVIS signed the foregoing instrument and acknowledged it to be his Living Will, then at his request and in his presence and in the presence of each other, we have signed our names below as witnesses, and that we believe him to be of sound mind and memory.

 residing at Golden Valley, MN
 residing at Golden Valley, MN

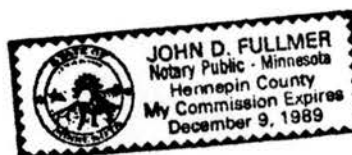
STATE OF MINNESOTA

SS.

COUNTY OF HENNEPIN

KENNETH J. DAVIS, an individual known to me, having been duly sworn, appeared before me and attested that he has read this Living Will, understands its contents and that he signed this Living Will as his own free act and deed.


Notary Public



SUMMARY OF CONTENTS
of the
LAST WILL AND TESTAMENT
of
KENNETH J. DAVIS

- Preamble This sets forth the name of the testator, states his county of residence and declares the document to be his Last Will and revokes all prior wills and codicils.
- Article 1. Debts, Expenses and Taxes:
This article directs that all debts of the testator as well as expenses of administration, last illness, funeral and all taxes on his estate shall be paid from the residue of the estate. The payment of taxes shall not be charged against any interest which qualifies for the marital deduction.
- Article 2. Specific Devise:
Testator's record collection is devised to KSJN Radio.
- Article 3. Personal and Household Effects:
This article provides that all tangible personal property such as household goods, sporting goods and automobiles shall be given to the persons designated in a separate writing signed by the testator. To the extent the property is not totally disposed of by such writing, or in the event a writing is not in existence at the time of the testator's death, this article provides that all tangible personal property is given outright to testator's wife. In the event she does not survive, such property is to be divided equally among testator's grandchildren in such manner as they select.
- Article 4. Disposition of Residue:
All remaining assets of the estate are given outright to testator's wife, if she survives him. If the testator's wife does not survive him, then all remaining assets of the estate will constitute the Residuary Trust set forth herein. In addition, if the testator's wife does survive him and disclaims any part of the bequest, then such property shall fund the Residuary Trust.

After the death of the testator and during the life of testator's wife, the trustees shall deem necessary to provide for the health, support, or maintenance of testator's wife. Any excess income not so expended shall be accumulated for the benefit of the trust and added to the principal thereof. The trustees may use the principal of the trust to provide for the health, support, and maintenance of testator's wife.

Any residential or recreational real estate in the trust shall be at the disposal of the testator's wife for her use as long as she desires. If any such real estate is later acquired, she also has similar rights. The trustee is instructed to pay all the costs of maintenance and upkeep on this property.

Following the death of testator's wife, the remaining property shall continue in trust and the trustees shall continue to pay such portion of the income and principal of the trust as is necessary to provide for the education, health, support and maintenance of the grandchildren of the testator. The funds so allocated for each grandchild shall continue in trust for that child's benefit and shall be distributed on such child's thirty-fifth (35th) birthday.

In the event none of testator's grandchildren survive to take a particular portion of the trust, the remaining assets are to be distributed one-half (1/2) to the heir-at-law of the testator and one-half (1/2) to the heirs-at-law of testator's wife. ?

Article 5.

Nonassignability of Interest:

This article prevents any beneficiary from assigning any trust income or assets prior to actual receipt, and thereby protects the trust principal from the creditors of such beneficiary.

Article 6.

Simultaneous Death:

This article provides that if the testator and his wife die simultaneously, wills shall take effect as though his wife had survived the testator. This is done to obtain the benefits of the federal estate tax marital deduction and the unified credit in the event of simultaneous death.

Article 7.

Appointment of Personal Representative:

This article appoints the testator's wife as personal representative of his estate. In the event she is unable to serve, JAMES J. MCLAUGHLIN is appointed as the personal representative. In the event he is unable to serve, TODD M. VLATKOVICH is appointed as the personal representative. This article also provides that the personal representative has all the powers authorized by law in handling the administration of the estate. It also provides that the personal representative shall not be required to post a bond, but if required by the court, the amount shall be minimal. In addition, the personal representative is authorized to disclaim any interest the testator may have in the estate of his wife if such a disclaimer would reduce the aggregate estate taxes payable by both estates.

Article 8.

Distributions During Probate:

This article provides that any distribution authorized under the terms of the trust may be made directly from the estate. It also authorizes that income and principal payments may be made from the estate under the same terms and conditions as would be authorized under the trust.

Article 9.

Designation of Trustees:

This article appoints BARBARA JO DAVIS and JAMES J. MCLAUGHLIN as trustees. If either of the named trustees shall cease to serve or if a co-trustee is appointed, then TODD M. VLATKOVICH shall become a trustee. The trustees may jointly designate a co-trustee or co-trustees, including a corporate trustee.

Article 10.

Provisions Concerning Trustees:

The trustees are granted powers to administer the trust by incorporating the provisions of the Minnesota Trustees' Powers Act. This Act grants broad powers to the trustees in handling investments for the trust and in managing and distributing the property. Certain other powers are granted specifically to the trustees. This article also contains miscellaneous provisions concerning the trustees and defining terms and responsibilities as well as waiving the requirement that the trustees qualify in a court of law.

Article 11. Children and Issue:

This article states that testator has intentionally excluded his children from the benefits of his will.

Article 12. Limitation on Trust Term:

This article places a limitation on the maximum length of time that the trust will be in effect and is necessary to insure that the rule against perpetuities is not violated.

Article 13. Provisions for Spouse:

This article provides that the benefits of the will are in lieu of the benefits that testator's wife would receive under the renunciation laws of the State of Minnesota. If testator's wife elects to take her statutory share, she forfeits her benefits under the will; however, this in no way limits testator's wife from receiving maintenance allowance from the Probate Court or receiving exempt personal property.

This will represents sophisticated estate planning that was designed for maximum flexibility and significant post-mortem planning. Some provisions of this will may become optional depending upon the decisions made after death. Therefore it is emphasized that your attorney be consulted in the case of death to maximize the benefits of your estate plan.

The foregoing summary is for explanation purposes only and is not to be controlling over express provisions contained in the aforesaid Last Will.

THE ORIGINAL OF THIS DOCUMENT
IS ON FILE WITH
LARKIN, HOFFMAN, DALY & LINDGREN, LTD.
2000 Piper Jaffray Tower
222 South Ninth Street
Minneapolis, MN 55402

LAST WILL AND TESTAMENT

OF

KENNETH J. DAVIS

I, KENNETH J. DAVIS, of Hennepin County, Minnesota, publish and declare this instrument to be my Last Will, hereby revoking all wills and codicils heretofore made by me.

ARTICLE 1.

DEBTS, EXPENSES AND TAXES

1.1) I direct that my personal representative shall pay from the residue of my estate all debts allowed in my estate, expenses of administration of my estate, including the expenses of administration of nonprobate assets, expenses of my last illness, funeral and interment, all estate or death taxes occasioned by my death, including interest and penalties, in relation to any assets, whether passing under this will or not (except expenses and death taxes which are paid by the trustees of any trust created under my wife's will or are directed to be paid out of specific property by provisions of this or any other document and except generation-skipping taxes which are assessed by reason of my death and which are provided for by other provisions of this or any other document or by applicable law). Interest and penalties concerning any tax shall be paid and charged in the same manner as the tax. Except as provided herein, there shall be no apportionment of any such taxes, and



I waive on behalf of my estate any right to recover any part of such taxes from any person or trust, including any recipient of property not passing under this will; provided, however, that my personal representative may exercise any right of recovery granted to my estate pursuant to Section 2207A of the Internal Revenue Code.

ARTICLE 2.

SPECIFIC DEVISE

2.1) I give my entire record collection to MINNESOTA PUBLIC RADIO (KSJN).

ARTICLE 3.

PERSONAL AND HOUSEHOLD EFFECTS

3.1) I give the specific items of tangible personal property listed in a separate written statement, if any, referring to this provision of my Last Will and most recently signed and dated by me prior to my death, to the persons designated therein. Except as provided in Article 2 hereof, I give all remaining items of tangible personal property used on or about my person, including, but not limited to, furniture, artworks, books, wearing apparel, sporting goods and automobiles which I own at the time of my death to my wife, BARBARA JO DAVIS. If she does not survive me, I give such property to my grandchildren, RUEBEN AMASA DAVIS and MEAGAN COOPER, to be divided between them in as nearly equal shares as practicable, as they agree. If they fail to agree within six

2. Lenneth J. Davis

(6) months after my death, my personal representative shall determine the division of such property.

3.2) If any grandchild of mine who would be entitled to any property under Section 3.1 shall be under the age of twenty-one (21) years at the time of my death, my personal representative may distribute any part or all thereof to a custodian for the benefit of such beneficiary pursuant to Section 527.29 of Minnesota Statutes, commonly referred to as the Minnesota Uniform Transfers to Minors Act, as amended from time to time.

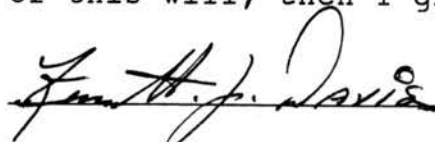
ARTICLE 4.

DISPOSITION OF RESIDUE

4.1) All the residue of my estate, whether now owned or hereafter acquired, I give to my wife, BARBARA JO DAVIS, if she survives me.

4.2) If my wife does not survive me, all the remaining residue of my estate shall constitute the Residuary Trust hereunder to be administered and distributed by my trustees as set forth in Section 4.3(02) hereunder.

4.3) If my wife, BARBARA JO DAVIS, survives me and all or any part of my bequest to her in Section 4.1 above is disclaimed in a manner qualifying under Sections 2046 and 2518 of the Internal Revenue Code, or if any property should pass to the trustees hereunder as a result of a disclaimer, beneficiary designation, or otherwise outside of this will, then I give any

 _____

such property to my trustees to constitute the Residuary Trust hereunder to be administered and distributed by my trustees in trust upon the following terms and conditions:

(01) During the life of my wife, BARBARA JO DAVIS:

a. The trustees shall pay such parts or all of the income of the trust to my said wife as the trustees in their sole discretion shall determine, in annual or more frequent installments, preferably monthly. Any income not so expended shall be accumulated for the benefit of the trust and added to the principal thereof.

b. The trustees shall pay to my wife or expend for her benefit, in monthly or other convenient installments, such parts of the principal of the trust as such trustees shall from time to time deem necessary or advisable to provide for the health, support or maintenance of my wife. In making such determination, such trustees may, but need not, take into consideration other funds known by them to be available for these purposes.

c. So long as my wife desires to use any residential or recreational real estate owned by me at the time of my death and which constitutes a part of the trust estate, the trustees shall retain such real estate as a part of the trust and allow my wife to reside in and use such property as she sees fit and the trustees shall pay from the income or the principal of the trust, if required, all costs of maintenance and upkeep and all of the real estate taxes which shall become due on such property. At such time as my wife no longer resides in or uses such property, the trustees shall have full power and authority to dispose of such property. In the event my wife shall request my trustees to replace such property with other property suitable for the same uses and purposes, the trustees, other than my wife, shall have full power and authority in their sole discretion to exchange such property for like kind property or to dispose of such property and acquire new property suitable for similar uses and purposes, in which event, my wife shall have the same rights and privileges with regard to the use of such property as she had with regard to the use of the

Barbara J. Davis

original property.

(02) Upon the death of my wife, BARBARA JO DAVIS, all remaining trust property shall be divided into equal shares for the benefit of my grandchildren, RUEBEN AMASA DAVIS and MEAGAN COOPER. Each such share shall constitute a separate trust for such grandchild, and shall be administered and distributed as follows:

- (a) The trustees shall pay to or expend for the benefit of such grandchild, all or such parts of the income of the trust as the trustees shall from time to time determine as necessary or advisable to provide for such grandchild's health, education, support, or maintenance. Any remaining income shall be accumulated for the benefit of the trust and added to the principal thereof.
- (b) In addition, the trustees shall pay to or expend for such grandchild's benefit, such parts of the principal as such trustees may deem necessary or advisable for such grandchild's health, education, support or maintenance, or to assist such grandchild in establishing or maintaining himself or herself in a business, trade or profession or to purchase a home. Expenditures to assist in establishing or maintaining a business or to purchase a home shall be made only if and to the extent that said grandchild invests an equal amount of his or her personal funds in said business or home.
- (c) Upon and after such grandchild's thirty-fifth (35th) birthday, all the then remaining principal of the trust and any undistributed income shall be distributed outright and free from trust to such grandchild.
- (d) If such grandchild dies before receiving final distribution of such trust, any balance remaining at such grandchild's death shall be distributed to such grandchild's then living issue outright and per stirpes, or if such grandchild leaves no such issue then living, to my other then living grandchild, in equal shares. If any assets of such trust would thus become distributable to another grandchild of mine for whose benefit another such trust is

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then being administered hereunder, such assets shall be added to such trust for such other grandchild's benefit and shall follow the disposition of such other trust.

- (e) Notwithstanding any provision herein to the contrary, if such grandchild dies before receiving final distribution of said trust, and is survived by issue and if such trust shall have an inclusion ratio greater than zero (0) for generation skipping tax purposes, any balance remaining on such grandchild's death shall be distributed in such a manner as directed in such grandchild's Last Will, specifically referring to this power of appointment. If such grandchild does not so direct, the balance shall be distributed in accordance with the terms and conditions of subparagraph d above.

(03) Anything hereinabove to the contrary notwithstanding, if any portion of this trust shall become distributable to a beneficiary who is under twenty-one (21) years of age, the trustees shall distribute the property constituting such portion to a custodian for the benefit of such beneficiary pursuant to Section 527.29 of Minnesota Statutes, commonly referred to as the Minnesota Uniform Transfers to Minors Act, as amended from time to time.

(04) No person need account for any payments made to him or her pursuant to this Article and such person's receipt shall discharge the trustees with respect to any such payment.

4.4) At any time when there shall be no one who is entitled, in accordance with the preceding provisions hereof, to receive a particular part of this trust, then to the extent not otherwise specifically provided, I give any such part or all thereof as follows:

(01) Fifty percent (50%) thereof to my heirs-at-law, determined at the date of distribution in accordance with the intestate succession statutes of the State of Minnesota in effect on the date of this will as though I had died intestate a resident of Minnesota not survived by any

A handwritten signature in dark ink, appearing to read "Kenneth J. Davis", is written over a horizontal line.

spouse and fully seized and possessed thereof.

(02) Fifty percent (50%) thereof to the heirs-at-law of my wife, determined at the date of distribution in accordance with the intestate succession statutes of the State of Minnesota in effect on the date of this will as though she had died intestate a resident of Minnesota not survived by any spouse and fully seized and possessed thereof.

ARTICLE 5.

NONASSIGNABILITY OF INTEREST

5.1) To the extent possible without reducing the amount of my estate which qualifies for the marital deduction for federal estate tax purposes, no title to any trust created in my will shall vest in any beneficiary, and neither the principal nor the income of any trust estate shall be liable for the debts of any beneficiary, and no beneficiary shall have any power to transfer, encumber, or in any manner, other than by power of appointment or withdrawal expressly granted herein, to anticipate or dispose of his or her interest in any trust estate hereunder, or the income produced thereby, prior to the actual distribution thereof by my trustees to such beneficiary.

ARTICLE 6.

SIMULTANEOUS DEATH

6.1) If my wife and I die under such circumstances that it cannot be proven which of us survived the other, all provisions of this will shall take effect as if my wife had survived me.

The signature is written in dark ink and appears to be "Kenneth J. Davis". It is a cursive-style signature with a large, stylized initial "K".

ARTICLE 7.

APPOINTMENT OF PERSONAL REPRESENTATIVE

7.1) I appoint my wife, BARBARA JO DAVIS, as personal representative of my estate. If said personal representative fails to qualify or ceases to serve as personal representative, I appoint JAMES J. MCLAUGHLIN as sole personal representative thereof. If said personal representative fails to qualify or ceases to serve as personal representative, I appoint TODD M. VLATKOVICH as sole personal representative thereof.

7.2) I hereby give my personal representative all powers authorized under law to do anything reasonably necessary or advisable for the proper administration and distribution of my estate as it exists from time to time during administration.

7.3) I authorize my personal representative to make all tax elections incident to or as required in the administration of my estate, and my personal representative shall not be liable to any beneficiary for such decisions made in good faith even though such elections may have differing tax consequences or may allocate tax attributes disproportionately among beneficiaries. Such elections shall include, but not be limited to, elections to deduct expenses for either estate or income tax purposes, elections as to methods of valuation of assets not having readily ascertainable market values, election to recover estate taxes from any trust pursuant to Section 2207A of the Internal Revenue Code and election to

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qualify any terminable interest property for the federal estate tax marital deduction and elections with respect to allocation of any generation-skipping tax exemption.

7.4) I prefer that no bond shall be required of any personal representative serving at any time hereunder, but if required, the amount thereof shall be minimal.

7.5) If, under any of the foregoing provisions of this will, my personal representative is to hold any assets of my estate as trustee for any issue of mine, I specifically waive any statutory or other requirement that any such trust be qualified or that my personal representative as such trustee qualify in any court of competent jurisdiction.

7.6) If my personal representative determines that it is in the best interests of my estate or the estate of my wife, then I hereby authorize my personal representative to disclaim, in a manner qualifying under Sections 2046 and 2518 of the Internal Revenue Code, in whole or in part, any devise, legacy or bequest or any interest in any trust provided for my benefit under the will of any person or under any trust instrument.

ARTICLE 8.

DISTRIBUTIONS DURING PROBATE

8.1) If, under this will, any part or all of the principal of any trust hereunder is to be distributed to any person forthwith upon the establishment of the trust or any trust referred to herein, the probate court having jurisdiction over

Samuel H. Davis

the administration of my estate may decree directly to each beneficiary entitled thereto such assets as would otherwise be distributable to such beneficiary by my trustees immediately upon the establishment of such trust.

8.2) During probate of my estate, income or principal payments authorized in any trust hereunder may be made by my personal representative to the same person or persons and in the same manner in which such payments might be made by my trustees if the trusts hereunder had then been established.

ARTICLE 9.

DESIGNATION OF TRUSTEES

9.1) I nominate and appoint BARBARA JO DAVIS and JAMES J. MCLAUGHLIN as trustees of each trust hereunder. If either of such trustees ceases to serve, fails to qualify, or elects to appoint a co-trustee, I nominate and appoint TODD M. VLATKOVICH as successor trustee or co-trustee, as the case may be, of each trust hereunder.

9.2) The trustees may jointly designate a co-trustee or co-trustees, including a corporate trustee, to serve with them in the administration of the trust.

9.3) Following my death, my wife shall have the power to relieve and replace any corporate trustee by giving ninety (90) days' written notice to the corporate trustee then serving and to nominate and appoint a successor corporate trustee.

9.4) Subject to the provisions herein, the trustees shall

10.

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have the right to resign and appoint successor trustees to serve in their place and stead by giving written notice to the income beneficiary or beneficiaries of the trust at least thirty (30) days prior to the effective date of said resignation. In the event the resigning trustee fails to appoint a successor or the appointed successor fails to qualify or ceases to serve, the remaining trustees shall appoint the successor trustee. If at any time there are no remaining trustees, a majority of the income beneficiaries shall appoint a successor. The appointment of such a successor trustee shall be evidenced by a writing signed by the trustee or income beneficiaries appointing the successor trustee and the newly appointed successor trustee.

ARTICLE 10.

PROVISIONS CONCERNING TRUSTEES

10.1) The following definitions shall apply to terms and phrases used herein:

(01) The term "trustees" as used herein, unless otherwise specifically limited, refers to all trustees acting hereunder at any given time; and denotes the singular, wherever appropriate.

(02) The term "corporate trustee" refers to any bank authorized to exercise trust powers or a qualified incorporated trust company which shall at any time be acting as a trustee hereunder.

(03) The term "individual trustee" refers to any natural person who shall be acting as a trustee hereunder.

10.2) The trustees shall have power to do anything

A handwritten signature in dark ink, appearing to read "James H. Davis", is written over a horizontal line.

reasonably necessary or advisable for the proper administration and distribution of the trust created hereunder and they are specifically granted all of the powers enumerated in Minnesota Statutes, Section 501.66, which constitutes a part of the Minnesota Trustees' Powers Act, as the same reads at the time of the execution of this trust as if such powers were specifically set forth herein. In addition to, and not in limitation of, the foregoing powers and to facilitate the administration and distribution of the trust hereunder, the trustees and their successors in trust shall have the following additional powers in their sole discretion as to any of the property which may at any time constitute a part of the trust created hereunder:

(01) To invest and reinvest in and participate in unincorporated associations and syndicates, including but not limited to, general and limited partnerships; and to acquire, own, maintain and exercise full rights and powers of ownership in any life insurance, endowment or annuity policies.

(02) To sell property to, purchase property from, exchange property with, borrow money from, and lend money to the legal representatives of my estate and the estate of my wife, or the trustees under the Last Will of my wife, or under any trust created by me or my wife by agreement during our lifetime, for such purposes and upon such terms as the trustees may deem advisable, even though such trustees may also be acting in a fiduciary capacity as a representative of an estate or under a will or agreement.

(03) To pay reasonable compensation to persons employed for the protection, maintenance and conservation of the trust estate, and to deduct the same, as well as all expenses and costs of the trust estate from the income of the trust fund. Whenever a co-trustee or a person associated with any co-trustee furnishes a consideration or

performs a necessary service for the trust in his professional or business capacity which is in furtherance of the trust objectives, such person may receive payment or reasonable compensation customarily charged for such goods or services, whether as a fee, price, rental, commission, or otherwise, as an expense of the trust to the same extent he would be entitled to such payment if he were not serving as or associated with a co-trustee.

(04) To make all tax elections incident to or as required in the administration and distribution of the trust, and the trustees shall not be liable to any beneficiary for such decisions made in good faith even though their actions may have differing tax consequences or which allocate tax attributes disproportionately among beneficiaries. Such elections shall include, but not be limited to, elections to deduct expenses for either estate or income tax purposes and elections as to methods of valuation of assets not having readily ascertainable market values and elections with respect to allocation of any generation-skipping tax exemption.

10.3) In the event that any of my trustees shall be serving as a trustee of any trust created for the same beneficiaries and for the same uses and purposes as any trust created under this will, the trustees hereunder shall have full power to merge this trust with such other trust or trusts in any manner which the trustees may deem advisable and proper.

10.4) So long as any individual shall be acting as a trustee, any such individual trustee may delegate his or her administrative and management duties and discretions hereunder to the other trustees then acting, for any period of time, by written delegation delivered to such other trustees; provided, however, that such delegation shall not occur so as to allow the exercise of any discretionary powers for the benefit of any beneficiary or the spouse or issue of any beneficiary to be

exercised solely by such beneficiary.

10.5) I hereby waive any statutory requirement that the trustees hereunder qualify or that any trust hereunder be qualified in any court.

10.6) Except where specific power and authority is expressly vested in one or more trustees hereunder or where specific power and authority is limited to less than all of the trustees hereunder, a majority of the trustees acting at any time shall be authorized to make decisions and to act in all matters relating to any trust hereunder.

10.7) Anything herein to the contrary notwithstanding, if a beneficiary of any trust hereunder, other than my wife, shall be acting as a co-trustee in conjunction with other co-trustees who are not beneficiaries, such beneficiary shall not participate as such trustee in the exercise of any discretionary powers as to allocating income to such beneficiary or in allocating income or expense of the trust hereunder between income and principal hereof, or as to the invasion of principal hereof for the benefit of such beneficiary or the spouse or issue of such beneficiary, but any such power shall be exercised solely by the other trustees as if such beneficiary were not acting as a trustee hereunder. Furthermore, notwithstanding anything herein to the contrary, no trustee or beneficiary shall have any power that would disqualify a disclaimer pursuant to Sections 2046 and 2518 of

the Internal Revenue Code and the regulations thereunder. No beneficiary shall exercise any other power or discretion herein conferred which, in the opinion of counsel retained by the trustees, other than such beneficiary, would result in adverse income, estate or gift tax complications or liabilities under then applicable provisions or interpretations of the Internal Revenue Code or other taxing statutes.

10.8) Whenever a corporate trustee shall be acting hereunder, such corporate trustee alone shall have the duty of safekeeping and custody of assets and the maintenance of proper books, records and accounts. If the corporate trustee shall become consolidated or merged with another corporation or otherwise should reorganize, any resulting corporation which succeeds to the trust powers of such corporate trustee in the State of Minnesota shall become a trustee hereunder in lieu of the original corporate trustee.

10.9) If, in the sole discretion of any corporate trustee which may be serving from time to time, the total value and nature of the assets and interests of any trust fund created hereunder shall at any time be deemed to be such that the maintenance and continuance of said trust would be inadvisable and an unduly expense, said corporate trustee may pay over and distribute the entire principal and undistributed income comprising such trust fund to the beneficiary or beneficiaries then entitled to have the net income paid to him or them or

accumulated for his or their benefit, and in the case of a trust fund for the benefit of more than one (1) beneficiary, the trust fund shall be distributed in equal shares to such beneficiaries. This power to terminate any trust created hereunder may be exercised only by a corporate trustee which may be serving from time to time and not by any individual trustee.

10.10) If a trust hereunder would be partially exempt from generation-skipping tax by reason of an allocation of generation-skipping tax exemption to it, before the allocation the trustee in its discretion may divide the trust into two separate trusts of equal or unequal value, to permit allocation of the exemption solely to one trust which will be entirely exempt from generation-skipping tax. In addition, if a trust hereunder is entirely exempt or non-exempt from generation-skipping tax and adding property to the trust would partially subject it to generation-skipping tax, the trustee in its discretion may hold that property as a separate trust in lieu of making the addition. Except as otherwise provided in this will, the two trusts shall have the same terms and conditions, but the trustee shall not make discretionary distributions from the income or principal of the exempt trust to beneficiaries who are non-skip persons so long as any readily marketable assets remain in the non-exempt trust.

10.11) Upon division or distribution of an exempt trust and

a non-exempt trust held hereunder, the trustee in its discretion may allocate property from the exempt trust first to a share from which a generation-skipping transfer is more likely to occur.

10.12) If the trustee considers that any distribution from a trust hereunder other than pursuant to a power to withdraw or appoint is a taxable distribution, subject to a generation-skipping tax payable by the distributee, the trustee shall augment the distribution by an amount which the trustee estimates to be sufficient to pay the tax and shall charge the same against the trust to which the tax relates.

10.13) If the trustee considers that any termination of an interest in trust property hereunder is a taxable termination subject to a generation-skipping tax, the trustee shall pay the tax from the portion of the trust property to which the tax relates, without adjustment of the relative interest of the beneficiaries.

10.14) The trustees, in their sole discretion may, in the event they are administering multiple trusts with the same current beneficiaries, may make distributions from trusts having a zero inclusion ratio for generation-skipping tax purposes to persons in a generation younger than that of my children and from trusts having an inclusion ratio for generation-skipping tax purposes of greater than zero to persons in my generation or the generation of my children and

shall not be required to make pro rata distributions from such trusts.

ARTICLE 11.

CHILDREN AND ISSUE

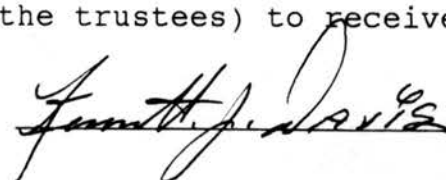
11.1) I have four (4) children: KENNETH JOHN DAVIS JR., DONNA DENISE DAVIS, ANITA LOUISE DAVIS, and KEVIN JEFFREY DAVIS. I have intentionally made no provisions herein for the benefit of such children. This is intentional and is not the result of mistake or an accident.

11.2) "Issue," as used herein, includes both the singular and the plural, and includes both legally adopted children and legitimate children of the body.

ARTICLE 12.

LIMITATION ON TRUST TERM

12.1) No trust hereunder shall continue for a period longer than the lives of my wife and issue, my parents, brothers and sisters, and the parents, brothers and sisters of my wife who are living at the time of my death and for the life of the survivor of such persons, and for twenty-one (21) years thereafter. At the end of said period, any trust hereunder which has not already terminated shall forthwith terminate and all of the then remaining assets thereof, both principal and undistributed income, shall be paid over and distributed outright to the persons then entitled (either absolutely or in the discretion of one or more of the trustees) to receive the



income therefrom or to have it expended or accumulated for his, her, or their benefit, and if there shall be more than one such person, in the same proportions in which they are so entitled to receive said income or to have it expended or accumulated for their benefit, or if no such proportions are specified herein, then distribution shall be per stirpes.

ARTICLE 13.

PROVISIONS FOR SPOUSE

13.1) The provisions of this will for my wife are in lieu of those which she would be entitled to receive as my wife or heir-at-law by statute. If my wife renounces or elects against this will, all provisions hereof for her benefit shall be cancelled, and my estate remaining after any statutory share therein to which my wife may be entitled shall be distributed in the manner provided hereunder as though my wife had predeceased me. However, the probate court having jurisdiction of my estate may grant to my wife such monthly allowance and set apart such personal property during probate of my estate as the court deems proper and advisable for her maintenance, and may set aside to her such wearing apparel, household furniture and other personal property as is exempt to a living spouse

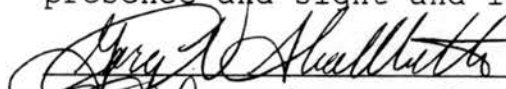
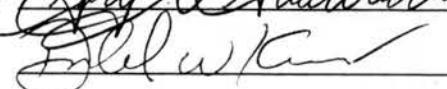
James H. Davis

under applicable statutes without affecting my wife's rights
under this will.

IN WITNESS WHEREOF, I have signed this Last Will,
consisting of twenty (20) typewritten pages, including this
page, each bearing my signature, at Minneapolis, Minnesota, on
this 7 day of Feb, 1988.


KENNETH J. DAVIS

THE FOREGOING INSTRUMENT was, on the date hereof, signed,
published and declared by said testator, KENNETH J. DAVIS, as
and for his Last Will in our presence and sight, and we, at his
request, have hereunto signed our names as witnesses, in his
presence and sight and in the presence and sight of each other.

 residing at Golden Valley, MN
 residing at Robbinsdale, MN

COUNTY OF HENNEPIN

respectively, whose names are signed to the testator's Last Will and Testament dated February 7, 1989, being first duly sworn, do hereby declare to the undersigned authority that the testator signed and executed the same as his Last Will and Testament, that he signed the same willingly, and that he executed it as his free and voluntary act for the purposes therein expressed; and that each of the witnesses, in the presence and hearing of the testator, signed the will as witnesses and that to the best of such witnesses' knowledge the testator was at the time eighteen (18) or more years of age, of sound mind and under no constraint or undue influence.

Witness

witnesses, this 7th day of February, 1989



MINNESOTA DEPARTMENT OF HEALTH
Section of Vital Statistics

CERTIFICATE OF DEATH

LOCAL FILE NUMBER

STATE FILE NUMBER

1. DECEDENT'S NAME (First) (Middle) (Last) KENNETH JOHN DAVIS SR.		2. SEX Male	3. DATE OF DEATH (month, day, year) August 22, 1991	4. TIME OF DEATH 12:30 P.M.
5. SOCIAL SECURITY NUMBER [REDACTED]	6a. AGE Last Birthday (years) 67	6b. UNDER 1 YEAR months days	6c. UNDER 1 DAY hours minutes	7. DATE OF BIRTH (month, day, year) September 22, 1923
8. BIRTHPLACE (city and state or foreign country) Omaha, Nebraska	9. WAS DECEDENT EVER IN U.S. ARMED FORCES? (specify yes or no) Yes	10a. PLACE OF DEATH (check only one: see instructions on other side) <input checked="" type="checkbox"/> HOSPITAL <input type="checkbox"/> ER/Outpatient <input type="checkbox"/> OTHER <input type="checkbox"/> Nursing home <input type="checkbox"/> Residence <input checked="" type="checkbox"/> Inpatient <input type="checkbox"/> DOA <input type="checkbox"/> Other (specify)		
10b. FACILITY NAME (if not institution, give street and number) Methodist Hospital	10c. CITY OR TOWNSHIP OF DEATH St. Louis Park	10d. COUNTY OF DEATH Hennepin		
11. MARITAL STATUS - Married, Never Married, Widowed, Divorced (specify) Married	12. SPOUSE - Name (if wife, give maiden name) Barbara Jo Taylor	13a. DECEDENT'S USUAL OCCUPATION (give kind of work done during most of working life. Do not use retired) President/Owner		
13b. KIND OF BUSINESS/INDUSTRY Barbeque Products	14a. RESIDENCE - State Minnesota	14b. COUNTY Hennepin	14c. CITY OR TOWNSHIP Eden Prairie	
14d. STREET AND NUMBER 9120 Flyway Circle	14e. INSIDE CITY LIMITS? (specify yes or no) Yes	14f. ZIP CODE 55344	15. WAS DECEDENT OF HISPANIC ORIGIN? (specify yes or no - if yes, specify Cuban, Mexican, Puerto Rican, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
16. RACE (see instructions on other side) Black	17. DECEDENT'S EDUCATION (specify only highest grade completed) Elementary/Secondary (0-12) College (13-16) 2	18. FATHER'S NAME (first, middle, last) Fred Davis		
19. MOTHER'S NAME (first, middle, maiden surname) Helen Gardner	20a. INFORMANT'S NAME (type/print) Barbara Davis	20b. INFORMANT'S MAILING ADDRESS (Street and Number or Rural Route Number, City, State, Zip Code) 9120 Flyway Circle Eden Prairie, MN 55344		
21a. METHOD OF DISPOSITION <input type="checkbox"/> Burial <input checked="" type="checkbox"/> Cremation <input type="checkbox"/> Removal from state <input type="checkbox"/> Donation <input type="checkbox"/> Other (specify)		21b. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) Metropolitan Crematory		
21c. LOCATION - City or Township, State Minneapolis, Minnesota		22a. SIGNATURE OF FUNERAL DIRECTOR OR MORTICIAN <i>Ram H. H. H.</i>		
22b. LICENSE NUMBER (of Funeral Establishment) 0717	23. NAME AND ADDRESS OF FUNERAL ESTABLISHMENT Cremation Society of Minnesota 4343 Nicollet Ave. Minneapolis, MN 55409		24a. CERTIFICATION-PHYSICIAN I attended the deceased from 11/30/91 to 8/22/91 mo. day year to mo. day year and last saw him/her on 8/22/91 mo. day year I (did/did not) view the body after death	
24b. SIGNATURE Physician, Medical Examiner or Coroner <i>R. Rausch</i>	24c. LICENSE NUMBER (of physician) 6308317	24d. DATE SIGNED (month, day, year) 8/30/91	25. REGISTRAR'S SIGNATURE <i>Loraine Lincoln, Deputy</i> 27. DATE FILED (month, day, year) SEP 11 1991	
25. NAME AND ADDRESS OF <input checked="" type="checkbox"/> PHYSICIAN <input type="checkbox"/> MEDICAL EXAMINER OR CORONER Douglas J. Rausch, M.D. 5000 W. 39th Street Mpls, MN 55416		26. REGISTRAR'S SIGNATURE <i>Loraine Lincoln, Deputy</i> 27. DATE FILED (month, day, year) SEP 11 1991		
28. CAUSE OF DEATH PART I Enter the diseases, injuries or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE (final disease or condition resulting in death) a. <i>Brain Metastases</i> due to or as a consequence of: b. <i>small cell carcinoma of the lung</i> due to or as a consequence of: c. <i></i>		If diagnosis deferred <input type="checkbox"/> Check box		Approximate interval between onset and death 4 weeks 8 months
PART II OTHER SIGNIFICANT CONDITIONS contributing to death but not resulting in the underlying cause given in PART I		29a. WAS CASE REFERRED TO MEDICAL EXAMINER CORONER? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	29b. WAS AN AUTOPSY PERFORMED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	29c. WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? <input type="checkbox"/> Yes <input type="checkbox"/> No
30. MANNER OF DEATH <input checked="" type="checkbox"/> Natural <input type="checkbox"/> Accident <input type="checkbox"/> Suicide <input type="checkbox"/> Homicide <input type="checkbox"/> Pending investigation <input type="checkbox"/> Could not be determined		31a. DATE OF INJURY (month, day, year)		31b. TIME OF INJURY
31c. INJURY AT WORK? <input type="checkbox"/> Yes <input type="checkbox"/> No		31d. DESCRIBE HOW INJURY OCCURRED		
31e. PLACE OF INJURY - At home, farm, street, factory, office building, etc. (specify)		31f. LOCATION - (street and number) city or township, state		

APPROVED BY
MED. EXAMINER

HE-00110-04 REV (1/89)

STATE OF MINNESOTA.
COUNTY OF HENNEPIN.
CERTIFIED TO BE A TRUE AND
CORRECT COPY OF THE ORIGINAL ON
FILE AND OF RECORD IN MY OFFICE

SEP 13 91

Patrick H. O'Connor
PATRICK H. O'CONNOR
DIRECTOR OF LICENSING

STATE OF MINNESOTA
COUNTY OF HENNEPIN

UN SUPERVISED

FOURTH JUDICIAL DISTRICT
DISTRICT COURT
PROBATE COURT DIVISION

File No. P8-91-1853

In Re: Estate of

Kenneth J. Davis, also known as
Ken Davis, Kenneth John Davis, Sr.

LETTERS TESTAMENTARY

Deceased

The above named decedent having died on August 22,
1991, and Barbara Jo Davis, of Hennepin County, Minnesota,

having been appointed and qualified is _____ hereby authorized to act as personal representative _____
according to law.

Dated October 1, 1991

Julie Peterson
Julie Peterson, ~~Judge~~ Registrar

(COURT SEAL)

STATE OF MINNESOTA, COUNTY OF HENNEPIN
Certified to be a true and correct copy of the original
on file and of record in my office. I further certify said
Letters are in full force and effect.

OCT - 2 1991

SUSAN M. BOWNES, Probate Court Adm.
By Joye Anst Deputy

POWER OF ATTORNEY

NOTICE: THE POWERS GRANTED BY THIS DOCUMENT ARE BROAD AND SWEEPING. THEY ARE DEFINED IN SECTION 523.24. IF YOU HAVE ANY QUESTIONS ABOUT THESE POWERS, OBTAIN COMPETENT ADVICE. THE USE OF ANY OTHER OR DIFFERENT FORM OR POWER OF ATTORNEY DESIRED BY THE PARTIES IS ALSO PERMITTED. THIS POWER OF ATTORNEY MAY BE REVOKED BY YOU IF YOU LATER WISH TO DO SO. THIS POWER OF ATTORNEY AUTHORIZES THE ATTORNEY-IN-FACT TO ACT FOR YOU BUT DOES NOT REQUIRE THAT HE OR SHE DO SO.

Know All Men by These Presents, which are intended to constitute a **STATUTORY SHORT FORM POWER OF ATTORNEY** pursuant to Minnesota Statutes, section 523.23:

That I, Ken Davis, Ken Davis Products, Inc., 4210 Park Glen Road,
St. Louis Park, Minnesota 55416

(insert name and address of the principal) do hereby appoint Todd M. Vlatkovich, Larkin, Hoffman
Daly & Lindgren, Ltd., 2000 Piper Jaffray Tower, Minneapolis, MN 55402

(insert name and address of the attorney-in-fact or each attorney-in-fact, if more than one is designated) my attorney(s)-in-fact to act (jointly):

(NOTE: If more than one attorney-in-fact is designated and the principal wishes each attorney-in-fact alone to exercise the power conferred, delete the word "jointly". Failure to delete the word "jointly" will require the attorneys-in-fact to act unanimously.)

First: in my name, place and stead in any way which I myself could do, if I were personally present, with respect to the following matters as each of them is defined in section 523.24:

(To grant to the attorney-in-fact any of the following powers, make a check or "x" in the line in front of each power being granted. To delete any of the following powers, do not make a check or "x" in the line in front of the power. You may, but need not, cross out each power being deleted with a line drawn through it (or in similar fashion). Failure to make a check or "x" in the line in front of the power will have the effect of deleting the power unless the line in front of the power of (o) is checked or x-ed.)

Check or "x":

- | | | |
|--------------|-----|--|
| _____ | (A) | real property transactions; |
| _____ | (B) | tangible personal property transactions; |
| _____ | (C) | bond, share, and commodity transactions; |
| _____ | (D) | banking transactions; |
| _____ | (E) | business operating transactions; |
| _____ | (F) | insurance transactions; |
| _____ | (G) | beneficiary transactions; |
| _____ | (H) | gift transactions; |
| _____ | (I) | fiduciary transactions; |
| _____ | (J) | claims and litigation; |
| _____ | (K) | family maintenance; |
| _____ | (L) | benefits from military service; |
| _____ | (M) | records, reports, and statements; |
| _____ | (N) | all other matters; |
| <u> X </u> | (O) | all of the powers listed in (A) through (N) above. |

Second: (You must indicate below whether or not this power of attorney will be effective if you become incompetent. Make a check or "x" in the line in front of the statement that expresses your intent.)

 X This power of attorney shall continue to be effective if I become incompetent. It shall not be affected by my later disability or incompetency.

 This power of attorney shall not be effective if I become incompetent.

Third: (You must indicate below whether or not this power of attorney authorizes the attorney-in-fact to transfer your property directly to himself or herself. Make a check or "x" in the line in front of the statement that expresses your intent.)

 X This power of attorney authorizes the attorney-in-fact to transfer property directly to himself or herself.

 This power of attorney does not authorize the attorney-in-fact to transfer property directly to himself or herself.

In Witness Whereof I have hereunto signed my name this 7 day of December, 19 88.

Jill Evans
(Signature of Principal)

(Acknowledgement)

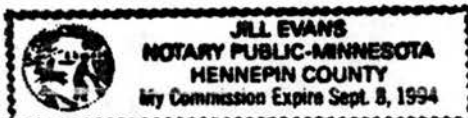
Todd M. Vlatkovich
Specimen Signature of Attorney(s)-in-Fact

STATE OF MINNESOTA

County of Hennepin } ss.

The foregoing instrument was acknowledged before me this 7 day of December, 19 88,
by Jill Evans

Notarial Stamp or Seal
(or other title or rank)



Jill Evans
Signature of Notary Public
or Other Official

THIS INSTRUMENT WAS DRAFTED BY:

Todd M. Vlatkovich, Esq.
Larkin, Hoffman, Daly & Lindgren, Ltd. (Name)
2000 Piper Jaffray Tower
(Address)
Minneapolis, Minnesota 55402




The
National Coalition for Black Development
in Home Economics
recognizes

Barbara Jo Davis
for outstanding contributions
to the Home Economics profession.

24th day of June, 1991

Cynthia Smith Washington
PRESIDENT



Standing
Firm for
Justice

Certificate of Appreciation

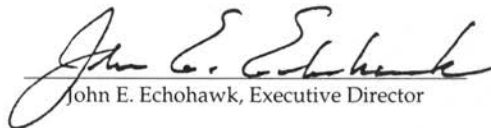
Presented to

Mr. & Mrs. Ken Davis

In recognition of your support of the
NATIVE AMERICAN RIGHTS FUND

December 1991

Native American Rights Fund
1506 Broadway, Boulder, CO 80302



John E. Echohawk, Executive Director

**UNIVERSITY OF MINNESOTA FOUNDATION
KEN DAVIS MEMORIAL SCHOLARSHIP
MEMORANDUM OF AGREEMENT**

The University of Minnesota Foundation and Barbara Jo Davis agree to establish the Ken Davis Memorial Scholarship Fund in accordance with the following:

- NAME:** This fund shall be known as the Ken Davis Memorial Scholarship Fund
- PURPOSE:** By establishing this fund, Barbara Jo Davis wishes to honor the memory of her late husband and his love of jazz music. In accordance with the commitment of the University of Minnesota to cultural diversity, Ms. Davis further wishes to assist able students of color to pursue their higher education in music.
- FUNDING:** The Estate of Barbara Jo Davis will, upon her death, provide a sum specified in her will, but no less than \$25,000 to establish an endowment fund. Ms. Davis may, at her discretion at any time prior to her death, establish the fund.
- USE OF FUNDS:** Contributions to the principal will be invested in accordance with the normal investment practices of the University of Minnesota Foundation for endowment funds. The University of Minnesota Foundation shall distribute the income from this fund as a scholarship award to students who meet the guidelines (below) and who have been selected by the School of Music.
- So that the amount of the scholarship may be significant to the student, the total funds available at the beginning of the academic year shall be awarded in a single scholarship, or if the amount is greater than necessary for one scholarship, multiple scholarships shall be awarded.
- GUIDELINES:** The Ken Davis Memorial Scholarship Fund shall provide payments to students at the University of Minnesota according to the following guidelines:
1. Recipients of the award shall be a) African-American, b) in need of financial assistance, c) accepted into the jazz program in the School of Music, University of Minnesota, d) in good academic standing with future potential in their field.

2. The scholarship shall be used for the payment, partially or totally, of tuition, or for the purchase of books or musical instruments for the qualified student.
3. Students may qualify for funds from this scholarship for more than one year, as long as they are gainfully working toward a degree and continue to meet the guidelines in number one above.
4. The scholarship may be awarded to either an undergraduate or graduate student.

ADMINISTRATION:

If, at the time of Ms. Davis' death, the jazz program in the School of Music no longer exists, the funds must go to provide scholarships for students of color in the College of Human Ecology (Home Economics).

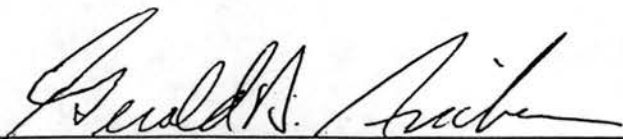
If, in the future, there is no longer a need for funds as specified, or it is unwise in the opinion of the Board of Trustees to use the gift for the purposes specified, the Board of Trustees may, at its discretion use the funds for the fulfillment of such other objectives at the University of Minnesota as it may designate, keeping in mind the objectives of the donor and keeping the name of Ken Davis linked with the distribution.


BARBARA JO DAVIS, DONOR

1/8/93
DATE


EVERETT L. SUTTON, ACTING DIRECTOR
SCHOOL OF MUSIC

1/15/93
DATE


GERALD B. FISCHER, PRESIDENT
UNIVERSITY OF MINNESOTA FOUNDATION

1-22-93
DATE

UNIVERSITY OF MINNESOTA
FOUNDATION

January 27, 1993

Mrs. Barbara Jo Davis
9120 Flyway Circle
Eden Prairie, MN 55347-2021

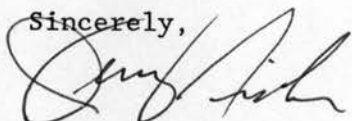
Dear Mrs. Davis:

I have just been informed by Dave Alderson that you have generously provided for a bequest of \$25,000.00 to establish the Ken Davis Memorial Scholarship for students in the jazz program at the School of Music. It is my privilege to thank you for this magnanimous gesture.

You are undoubtedly aware of the need for private support to ensure excellence in our programs. Indeed, gifts such as the one you have made are the ultimate expression of belief that one can bestow upon the University. We are truly honored to be among those whom you have selected to benefit from your estate.

On behalf of the Board of Trustees of the Foundation, I extend to you our appreciation for your continued loyalty.

Sincerely,



Gerald B. Fischer
President

enclosure

*Wonderful support
of students. Thanks
so much!*

UNIVERSITY OF MINNESOTA

Twin Cities Campus

Office of the Dean
College of Liberal Arts

215 Johnston Hall
101 Pleasant Street S.E.
Minneapolis, MN 55455
Fax: 612-624-6839

February 19, 1993

Barbara Jo Davis
9120 Flyway Circle
Eden Prairie, MN 55347

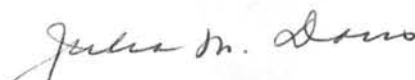
Dear Ms. Davis,

Thank you for your recent gift for the creation of the Ken Davis Memorial Scholarship in the School of Music. Your husband's love for music will be carried on through your generous gift.

Private support has allowed the college to continue offering excellent programs to our students and faculty. Increasingly, we must look to other sources for maintenance and growth. Your contribution plays a vital role in our continued effort to sustain quality education within the College of Liberal Arts.

Thank you for being a vital part of the effort to continue our strong tradition of academic excellence.

Sincerely yours,



Julia M. Davis
Professor and Dean

JMD/hg

UNIVERSITY OF MINNESOTA

Office of the President

202 Morrill Hall
100 Church Street S.E.
Minneapolis, MN 55455-0110
612-626-1616
Fax: 612-625-3875

April 2, 1993

Ms. Barbara Jo Davis
Ken Davis Products
4210 Park Glen Road
Minneapolis, Minnesota 55416

Dear Ms. Davis:

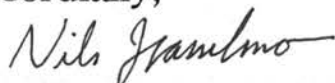
I am very pleased to thank you for your commitment to the University in memory of your late husband. Membership in The Presidents Club, which recognizes donors of \$10,000 or more, is a way for us to honor your generosity.

Your scholarship commitment is a tremendous tribute to your late husband and a wonderful way to help students of color who share his love of jazz music. I hope you will find a great deal of pride and satisfaction in what your gift will accomplish.

Your giving will be commemorated by a brass nameplate in the Northrop Auditorium Hall of Honor and by a plaque that is a token of our appreciation. Our major benefactors are also honored at several special events each year that celebrate the spirit of philanthropy and give us an opportunity to thank you in person. I look forward to enjoying these events with you.

Again, many thanks.

Cordially,



Nils Hasselmo
President

c: Ron McCurdy, Director, Jazz Studies
Vern Sutton, Acting Director, School of Music

NEW MEMBERS

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Helen S. Bentley
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† in memoriam

In Memoriam

Regents' Professor Paul Gassman died suddenly April 21 at the age of 57, after suffering a torn aorta. A specialist in organic chemistry, Gassman taught, conducted research, wrote more than 300 publications, established 32 patents, and advised students in the University's Department of Chemistry for 19 years.

Honored as a Regents' Professor in 1988, his teaching was also recognized with the 1990 National Catalyst Award from the Chemical Manufacturers Association. Gassman advised 72 Ph.D. students, 13 master's degree students, and dozens of postdoctoral associates in the Institute of Technology.

"The Regents' Professorship is the highest distinction bestowed upon University faculty members, but even this honor does not quite do justice to Paul Gassman," said President Nils Hasselmo. "He was one of the hardest working, intellectually demanding, and most productive members of the University community, a scholar whose inestimable contributions to his discipline, his colleagues, and his students will be sorely missed."

Gassman served as 1990 president of the 140,000-member American Chemical Society and received numerous awards and recognitions, including the Chemical Pioneers Award of the American Institute of Chemists and elected membership in the National Academy of Sciences, which advises the president of the United States, and in the American Academy of Arts and Sciences.

Memorials for the Paul G. Gassman Research Fund in Chemistry can be sent to the University of Minnesota Foundation.

BRIEF NOTES

Hazel O'Leary, former executive vice president of corporate affairs for Northern States Power Co., was recently sworn in as secretary of energy in the cabinet of President Bill Clinton and regretfully resigned from the Foundation board in January. She felt that her new position made it necessary for her to resign from all her board commitments.

As part of Campaign 2000, **Regent Jean Keffeler** pledged to support educators of color employed in the Minneapolis Public Schools and enrolled in educational leadership programs of the College of Education. Two scholarships of \$3,000 each will be awarded to educators of color who pursue administrative licensure to become superintendents, secondary principals, elementary principals, directors of special education, and directors of community education. Two scholarships of \$2,000 each will be awarded to educators of color enrolled in the Minnesota Education Policy Fellowship Program.

INSIDE

Presidents Club	
Regional Reviewpage 2
University Creating Diverse Climatepage 3
Scholarship Helps Native American Studentspage 4
First Agricultural Minority Scholars Student Graduatespage 5
Giving Newspage 6
Having Fun Givingpage 7



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UNIVERSITY OF MINNESOTA



**Second Annual
Black Composers Concert**

Ronald C. McCurdy, director

Tuesday, May 18, 1993
8:00 p.m.
Northrop Memorial Auditorium

PROGRAM

Michael D. Scott, narrator

Cotton Tail

Duke Ellington
(1899-1974)

All Blues

Miles Davis
arr. Vince Mendoza

It Don't Mean A Thing
(If It Ain't Got That Swing)

Mills/Ellington
arr. Matt Harris

University of Minnesota Jazz Ensemble I
Ronald C. McCurdy, director

We Shall Walk Through The Valley—Traditional Spiritual arr. Appeling

Thumamina (Send Me Jesus)—Traditional South African praise song

Black Composers Vocal Ensemble
Derrick Pennix, director

Fantasia Negré

Florence Price
(1887-1953)

Lauren Green, piano

Jubilee

Bobby McFerrin
arr. Michelle Weir

Revelation

Haslip/Ferrante

University of Minnesota Jazz Singers
Ronald C. McCurdy, director

INTERMISSION

President's Club Plaque Presentation
Ken Davis In Memorium accepted by Barbara Jo Davis

My Eyes

Michael Woods

Faye Washington, soprano
Geneva Southhall, piano
Ronald Brown, classical guitar
Michael Woods, bass guitar

Brass Quartet

Ulysses S. Kay
(b. 1917)

Perry Holbrook, trumpet I
David Burt, trumpet II
Michael Hall, tenor trombone
Michael Scott, bass trombone

I Thank You, Jesus

Traditional
arr. Robert Morris

Fix Me Jesus

Traditional
arr. Robert Morris

Lift Every Voice and Sing

John Weldon Johnson
(1873-1954)
James Rosamond Johnson
(1871-1938)
arr. Roland Carter

Black Music Educators of the Twin Cities Community Chorale
Black Composers Vocal Ensemble
Velma Warder, organ
Robert Morris, conductor

PROGRAM NOTES

Cotton Tail, It Don't Mean A Thing ... If It Ain't Got That Swing,
Edward Kennedy "Duke" Ellington

As one of the most important composers in the history of jazz, Duke Ellington is credited with creating an extraordinary volume of original compositions. Pianist Matt Harris uses a Latin-American setting to interpret one of Duke Ellington's most recognizable works, *It Don't Mean A Thing ... If It Ain't Got That Swing*. *Cotton Tail* is an example of the high energy music and dancing that patrons of the Cotton Club enjoyed in the late 1920's.

Fantasia Negré', Florence Price

Composed in 1929, *Fantasia Negré'* was dedicated to concert pianist Margaret Bonds, one of Mrs. Price's most talented students. This piece is based on the spiritual, *Sinner, Please Don't Let This Harvest Pass*.

My Eyes, Dr. Michael E. Woods

The art song, *My Eyes* was inspired by the internal struggle of African and African-American slaves to discover their (our) place in a system with no

rewards, but which they were forced to support. It is a story told through the eyes of a slave girl, and therefore the expression, "the eye is the window of the soul," is appropriate. The eyes were the only part of the human body that could protest without eliciting retribution or physical harm.

Brass Quartet, Ulysses S. Kay (b. 1917)

Awarded the Prix de Rome, Kay composed the *Brass Quartet* while in residence at the American Academy in Rome. It was first performed in New York in 1952. The excitement in this piece is created by Mr. Kay's harmonic and rhythmically complex treatment of themes reminiscent of Negro Spirituals. These themes are particularly evident in the movement titled *Arioso*. The majority of this work displays the unique textures and sonorities exhibited in brass instruments.

Fix Me Jesus, I Thank You, Jesus, Robert Morris, arranger

Fix Me Jesus and *I Thank You, Jesus* are part of a set of four songs entitled, *Religion: Four Afro-American Experiences*. *Fix Me Jesus* is set as a prayer and *I Thank You, Jesus* is a shout song of jubilation.

Lift Every Voice and Sing, John Rosamond Johnson and James Weldon Johnson

Lift Every Voice and Sing was created by the songwriting team of John and James Johnson. John Johnson's occupation was that of musician and music teacher while his brother James was a writer and poet. Originally named the "Negro National Anthem," *Lift Every Voice and Sing* is also known as the "Black National Anthem" when sung in gospel style. This arrangement by Roland Carter is a powerful setting featuring chorus and organ.

ABOUT THE PERFORMERS

Ronald C. McCurdy, Coordinator of Jazz Studies at the University of Minnesota, directs Jazz Ensemble I, Jazz Singers, teaches several jazz-related music courses, and courses in the Afro-American Department. He led the jazz program at the University of Kansas, where he taught for seven years, to international prominence. A native of Florida, McCurdy received his undergraduate degree from Florida A&M University. His Master's and PhD degrees are from the University of Kansas.

Director of the Walt Disney All-American Summer College Band at Disneyland in Anaheim, California, he is also a member of the Jamey Aebersold Jazz Camp faculty. McCurdy is in demand as a clinician, adjudicator, and guest soloist with high school and college ensembles throughout the country. He is a performing artist for the Yamaha International Corporation.

Robert Morris is currently Associate Professor of Music and conductor of the Concert Choir at Macalester College in St. Paul. While in high school,

Dr. Morris was a member of the Chicago Symphony Chorus, directed by Margaret Hillis. He returned years later to conduct concerts in Chicago's Orchestra Hall and at Carnegie Hall in New York City. He graduated from DePaul University and Indiana University, and received his DMA from the University of Iowa.

Dr. Morris has made a place for himself as a premier arranger and composer. His most recent composition, *Lyric Suite*, was performed at the Black Music Center in Chicago last fall. He also created several choral arrangements for Duke Ellington. Dr. Morris is also known as a scholar, researching and writing on the music of black composers. He is active with the American Choral Directors Association and as a clinician, regularly offering conducting workshops throughout the United States.

Baritone Derrick Pennix is currently a master's candidate in Vocal Performance at the University of Minnesota. He is a student of Dr. Lawrence Weller. As a member of the San Diego Civic Chorale, Mr. Pennix was a soloist in Vaughan Williams' *Five Mystical Pieces* and the *Fauré Requiem*. He has performed with the Minnesota Orchestra this year, and is a member of the North Star Opera Chorus.

Geneva Handy Southall, pianist and Professor of Afro-American and African Studies, is also director of research on black composers for the National Association of Negro Musicians (NANM). She received her bachelor's degree in Music from Dillard University, MM from the American Conservatory, and PhD in Piano Performance and Music Literature from the University of Iowa. Recipient of an Artist Diploma from the National Guild of Piano Teachers, she has taught at Knoxville College, South Carolina State and Grambling State University. Among her teachers were Carol Blanton, Sylvia Olden Lee, Orrin Clayton Suther, Rudolph Reuter, John Simms and Donald Betts. Southall has been cited in many national and international *Who's Who* of Music and Women, was Iota Phi Lambda's *National Woman of the Year* (1979), received an *Outstanding Leadership Award* from NANM, and was inducted into the Minnesota Music Hall of Fame (1988). In addition to writing two books on *Blind Tom* with a companion cassette tape of his compositions, she has published in Grove's *Dictionary of Music* and *Fontes Artis Musicae*. In 1987 the Minnesota Composers Forum commissioned Frederick Tillis to compose his *Spiritual Fantasy #8* for piano, violin, and cello for her; it was premiered at the 6th Annual Dr. Martin Luther King Memorial concert at the University of Minnesota. She is a founding member of the Black Music Educators, Twin Cities, which is engaged in many humanitarian, civic and musical projects.

Faye Blakeley Washington, flutist/vocalist, is originally from Detroit. She earned her Bachelors and Masters degrees at Wayne State University, studying flute with Clement Barone of the Detroit Symphony and voice with Celeste Cole. Other vocal teachers include Dr. Willis Patterson at the Univer-

sity of Michigan and Rosalind Laskin at the University of Minnesota. She has performed as soloist with the Michigan Opera Theater in *Porgy and Bess*, and with the Windsor Ontario Symphony in Beethoven's *Ninth Symphony*, Handel's *Messiah*, Kodaly's *Te Deum*, and Bruckner's *Mass in D Major*. A former soloist with the Brazeal Dennard and Kenneth Jewell Choral groups, she performed at Carnegie Hall in New York and the Kennedy Center for the Performing Arts in Washington D.C. Washington was employed as an instrumental music teacher in the Detroit Public School System, and then became Band Instructor at Folwell Junior High, Minneapolis, in 1987. A year later, she was nominated by the Black Principals Association as an Outstanding Educator, and is also a member of the Black Music Educators. Equally skilled in the classical and jazz fields, she has performed with the Reginald Buckner Jazz Ensemble and the New Day Blues Band, Minnesota Opera Company, Penumbra and Children's Theater. She has appeared on several recordings including a solo album entitled *Introducing: This Little Rose*, a collection that includes Italian, German, English, and American spirituals. Washington currently performs with IMP ORK.

Michael E. Woods, composer, arranger, and bassist, is associate professor of jazz studies at Hamilton College in New York State and was a member of the faculty at Oral Roberts University for ten years. Dr. Woods has received BA, MM, and DMA degrees in composition from the University of Akron, Indiana University, and the University of Oklahoma, respectively. He also holds an MM degree in Jazz Studies from Indiana University. His freelance career features performances with Lionel Hampton, Rich Little, Ramsey Lewis, Dave Brubeck, Josef Gingold, and many more. As a composer, Dr. Woods has written over 150 compositions in many styles and for numerous groups. The world premiere of his tone poem, *Brother: Man?* was performed by the Tulsa Philharmonic in January of this year. He is currently in the Twin Cities on fellowship through Arts Midwest in conjunction with The Minnesota Composers Forum.

JAZZ SINGERS

Soprano
Susanna Terrell
Anne Nonnemacher

Soprano/Alto
Pamela Von Wald
Kay Wolff

Tenor
Alex Muzio
Mark Miller

Bass/Baritone
John Capper
Charles Gerlach

Rhythm Section
John Krogh, piano
Nathan Smith, bass
Edgar Oliveira, drums
Andrea Pelloquin, rehearsal pianist

Cherese Williams, guest vocalist

JAZZ ENSEMBLE I

Saxophones
Logan Fabyanske, alto
Thomas Luer, alto
Nick Sieger, tenor
Les Bruvold, tenor
Steve Klein, baritone

Trumpets/Flugelhorn
Jeff Levine
Mike Whipkey
Eric Martinsen
Aaron Fisher

Trombones
Mike Hall
Mark Miller
Lora Younger
Scott Moriarity

Rhythm Section
Nikki Craighead, piano
Jeff Bailey, Bass
Dave Anania, drums
Tim Johnson, guitar

BLACK COMPOSERS VOCAL ENSEMBLE

Soprano
Christine Caceres
Alexandra Johnson

Alto
Nikki Sanchez

Tenor
Elka Stevens
Joe Young

Accompanist
Karrie Breit

BRASS QUARTET

Trumpet
Perry Holbrook
David Burt

Tenor Trombone
Michael Hall

Bass Trombone
Michael Scott

BLACK MUSIC EDUCATORS OF THE TWIN CITIES COMMUNITY CHORALE

UPCOMING SCHOOL OF MUSIC EVENTS

May 19, 8:00 p.m. Percussion Ensemble, conducted by Rebecca Kite. Ferguson Recital Hall. Free.

May 20, 4:30 p.m. Vocal Jazz Open House. Ferguson Recital Hall. Free.

May 23, 4:00 p.m. The Women's Chorus, conducted by Kathy Saltzman Romey, presents *Sing and Dance!* in a joint concert with the Men's Chorus, conducted by Denis Allaire. Unity Unitarian Church, 732 Holly Avenue, St. Paul. Free.

May 24, 8:00 p.m. New Music Ensemble, conducted by Alex Lubet. Ferguson Recital Hall. Free.

May 26, 12:00 p.m. Composer's Alliance concert. Ferguson Recital Hall. Free.

May 27, 8:00 p.m. Student Composer's Alliance presents the Loring Quartet. Ferguson Recital Hall. Free.

June 1, 8:00 p.m. Woodwind Trio and Chamber Ensemble featuring Professor John Anderson, clarinet. Ferguson Recital Hall. Free.

June 2, 2:30 p.m. String Gala Recital featuring student soloists. Ferguson Recital Hall. Free.

June 3, 12:00-3:00 p.m. Various Ensembles and Students perform for the Countdown Concert for School of Music students. Ted Mann Concert Hall. Free.

June 4, 12:00 p.m. String Chamber Music Recital. Ferguson Recital Hall. Free.

June 4, 4:00 p.m. Piano Ensemble, conducted by Rebecca Shockley. Ferguson Recital Hall. Free.

June 5, 8:00 p.m. Guitar Ensemble. Ferguson Recital Hall. Free.

May 21-June 5. "Americana Portraits." A collaboration between the University of Minnesota School of Music, Theatre and Dance Department, and the University Film Society. For more information, call 62-MUSIC.

May 21, 3:00 p.m. Lecture by Vivian Perlis, Aaron Copland's biographer, on the music of Copland. Ferguson Recital Hall. Free

Call the School of Music hotline 62-MUSIC to be added to the quarterly events calendar mailing list. Also, dial the hotline to confirm events.

Barbara Jo Davis
Presidents Club plaque presentation May 18, 1993

Remarks read in President Hasselmo's absence:

I regret that I could not be with you to personally present your plaque tonight. As President, I am always honored to meet and thank our donors who, because of their generosity, make a real difference at the University of Minnesota.

In establishing this scholarship, you honor your late husband and give life to his love for jazz music and jazz musicians. Barbara Jo Davis, we present this plaque to you with friendship and our heartfelt thanks.

UNIVERSITY OF MINNESOTA

Twin Cities Campus

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College of Liberal Arts*

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Minneapolis, MN 55455
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Fax: 612-626-2200*

May 20, 1993

Ms. Barbara Jo Davis
Ken Davis Products
4210 Park Glen Road
Minneapolis, MN 55416

Dear Barbara:

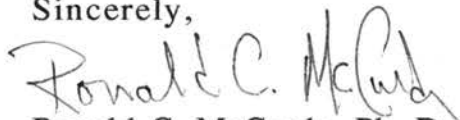
I want to thank you first of all for your presence at our 2nd Annual Black Composers Concert. I also much appreciate your generous gift to jazz program at the University. Hopefully this will allow us to attract talented Afro-American students to the University.

I feel the jazz program at the University has the potential to become one of the leading programs in the Country. All of the necessary resources are here in the Twin Cities. Our reputation around the region as a School of Music is improving.

Next year we have planned a series of very exciting experiences for our students. Our Jazz Festival in April will tentatively feature Bobby McFerrin and Pete Christlieb. We anticipate more than sixty high schools and college ensembles.

Again, I really appreciate the relationship we have established, and I look forward to having you a part of our jazz family at the University. Have a wonderful summer!

Sincerely,



Ronald C. McCurdy, Ph. D.

Associate Professor/Director of Jazz Studies

UNIVERSITY OF MINNESOTA
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January 10, 1994

Ms. Barbara Davis
9120 Flyway Circle
Eden Prairie, MN 55347-2021

Dear Barbara:

It was good to speak with you on the phone last Wednesday. I hope you didn't have to work too late!

I know I've said this already, but I want to put it in writing: thank you so very much for your wonderful gift. It is a marvelous demonstration of your passion for and commitment to jazz that you are providing scholarships to educate the next generation of jazz players and educators.

I am in the process of getting in touch with the elusive Dr. McCurdy, and am finding out how soon the first scholarship award can be made. I will certainly keep you posted.

Once more, thank you. I am sure that we will be speaking to each other soon.

Very truly yours,



David Alderson
Office of Gift Planning

DA/bf

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January 11, 1994

Ms. Barbara Jo Davis
9120 Flyway Circle
Eden Prairie, MN 55347-2021

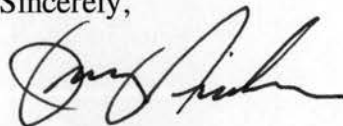
Dear Ms. Davis:

Thank you for your gift of \$25,000.00 for the Ken Davis Memorial Scholarship Fund in the Department of Jazz Studies.

What a delight it was to receive your generous gift for this much needed fund. Providing scholarships for minority students is one of the University's highest priorities. Jazz is a truly African-American art form and your gift will be of great assistance to devoted African-American students who wish to pursue the study of Jazz but may not have the means. Your gift is a fitting tribute to Ken and we are honored to work with you for this important cause.

Thank you again, and best wishes for the coming year.

Sincerely,



Gerald B. Fischer
President

Wonderful gift!
Thanks so much!

UNIVERSITY OF MINNESOTA

Twin Cities Campus

Office of the Dean
College of Liberal Arts

215 Johnston Hall
101 Pleasant Street S.E.
Minneapolis, MN 55455
Fax: 612-624-6839

January 20, 1994

Ms. Barbara Jo Davis
9120 Flyway Circle
Eden Prairie, MN 55347-2021

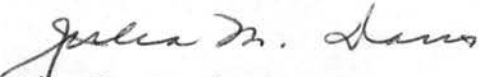
Dear Ms. Davis,

Thank you for your support of the Ken Davis Memorial Scholarship Fund. Your recent gift of \$25,000 has allowed the College of Liberal Arts to continue offering excellent programs to our students and faculty.

The return on past investments has been significant and invaluable. Your generosity has made the difference in the quality and accessibility of educational opportunities by helping to underwrite costs not covered by tuition, grants, or state revenues.

The continued advancement of the College of Liberal Arts owes much to the confidence and support of our friends. Thank you again for your interest and participation.

Sincerely yours,


Julia M. Davis
Professor and Dean

JMD/amlp

Star Tribune



Friday
August 23/1991
Read then recycle



Barbecue sauce king Ken Davis, 67, died Thursday. Page 6B

6B • •

Friday/August 23/1991/Star Tribune

Obituaries

Ken Davis, barbecue-sauce maker, dies

By Pat Pfeifer
Staff Writer

Ken Davis, 67, the barbecue sauce king who once peddled his spicy concoction from the back of a station wagon to every supermarket and grocery store in the Twin Cities, died Thursday at Methodist Hospital in St. Louis Park.

Doctors told Davis in January that he had cancer. He underwent five months of chemotherapy treatments, and it appeared that the cancer was in remission. It reappeared in mid-July, and he went into a coma on Sunday, said Brad Haddy, a management consultant for Ken Davis Products Inc. in St. Louis Park.

Davis, of Eden Prairie, grew up in Omaha, Neb., with his mother, grandmother and stepfather. He went

to work at age 6 to help his family pay the grocery bills and worked for a grocer all the way through high school. After graduation he enrolled in the engineering program at Drake University in Des Moines, Iowa. He served in the Army Corps of Engineers during World War II.

After the war he played jazz professionally (he was an upright-bass player) and owned a commercial kitchen that prepared salads and barbecued meat for delis and small restaurants in Omaha. He also owned a small commercial maintenance company.

"In those days, if you were black and went to apply for a job they handed you a mop," said his wife, Barbara Jo Davis. "He made the most of it and started his own business with a mop."

He moved to Minneapolis, where he had heard there were more opportunities, in about 1967. After painting houses and working at other odd jobs, he joined Dayton's as maintenance supervisor at its Brookdale store.

He bought Edina Chicken in 1969, a take-out restaurant at 50th St. and France Av. S., where customers clamored to buy the sauce Davis used on his chicken and ribs.

At that time he threw each batch together using a pinch of this and a pinch of that. A home economist at General Mills named Barbara Jo Taylor helped him develop a consistent recipe. They were married in 1972.

Edina Chicken closed after a year, and Davis launched Ken Davis Prod-

ucts Inc.

"Kenny was quite a character," said Dave Nimmer, a journalism instructor at the University of St. Thomas in St. Paul who met Davis in 1968. "He used to peddle his sauce out of the trunk of his car. He lugged it from Stillwater to metropolitan Minneapolis. He simply wouldn't take no for an answer. He was indefatigable. He worked harder than anybody I've ever seen trying to put this business together."

It took him six or seven weeks to complete the rounds of every store in the seven-county metropolitan area, Haddy said yesterday.

"That's why Ken Davis Products today has 100 percent distribution in Minnesota," he said. "Every place you go that sells groceries sells Ken Davis products."

Today the company distributes six barbecue sauce flavors in Minnesota, Wisconsin, Iowa and North and South Dakota and has annual revenues of several million dollars. Friends have the sauces shipped to them as far away as Switzerland and Japan, Haddy said.

The secret recipe is attributed to Davis' grandmother, who grew up on a ranch in Montana.

He insisted on the personal touch to sell his products. He traveled in a 45-foot-long customized bus with a licensed kitchen and four barbecue grills in its belly, and he demonstrated his craft in many Minnesota cities. He raised money for causes from food shelves to baseball teams. He served barbecue at the State Fair, the Minneapolis Aquatennial and the St. Paul Winter Carnival.

He and his company received local, state and national recognition for his sauces and his work on behalf of charities. Recently he was asked to attend conferences in Moscow on international trade. He and his wife were planning to visit the Soviet Union in late September. His company was asked to begin a joint venture with a Soviet company.

Davis loved jazz and was friends with several famous musicians. He was one of the first black Santa Claus to entertain children in the Twin Cities.

Besides his wife, he is survived by sons Kenneth J. Davis Jr. of Los Angeles and Kevin Davis of Minneapolis; daughters Anita L. Davis of Denver and Donna Cooper of Omaha; a sister, Maxine Summers of Omaha, and two grandchildren.

At the family's request, no services will be held. Memorials to the Park Nicollet Medical Foundation Cancer Fund or the Methodist Hospital Foundation Cancer Center Fund are suggested.

23 RD
AUGUST 1991
FRIDAY

METRO

C
SECTION
14 PAGES

Kenneth Davis dead at 67; made popular barbecue sauce

LYDIA VILLALVA LIJO STAFF WRITER

Kenneth J. Davis, the entrepreneur whose likeness became the familiar logo for his popular barbecue sauce, died Thursday at Methodist Hospital of complications related to lung cancer. Ken Davis was 67 and lived in Eden Prairie.

In November 1970, with \$100 to invest and at the urging of customers who loved his thick, sweet barbecue sauce, Davis launched what became Ken Davis Products Inc. The recipe for the original Ken

Davis Bar-B-Q Sauce is based on a recipe originated by Davis' grandmother, Ardelia Gardner, who developed the sauce in Wyoming.

Davis' St. Louis Park-based company has expanded its product line from the original barbecue sauce to five other sauce flavors and other food products. The sauces are distributed in Minnesota, Wisconsin, Iowa, Missouri, Nebraska and the Dakotas.

DAVIS CONTINUED ON 6C ►



Ken Davis was proud that he'd had only four jobs. No job lasted more than a year, because he didn't like working for anyone.

DAVIS/When brokers wouldn't carry sauce, he sold it himself

In 1987, Davis told the St. Paul Pioneer Press that he sold 100,000 cases of the sauce annually. Brad Haddy, management consultant at Ken Davis Products, said Thursday that the privately owned company generates multimillion dollar revenues each year.

Davis' wife of 19 years, Barbara Jo, is president of the company. The couple met in 1970 when Davis hired Barbara Jo, a home economist, to stabilize the barbecue sauce before it was sold on grocery shelves.

Barbara Jo Davis described her husband as a lifelong risk-taker and a "true entrepreneur."

"Ken always prided himself on the fact that he only had about four jobs in his life and none lasted more than a year because he didn't like working for anybody. He always had his own business," she said.

Davis was inspired by his grandmother, who not only created the sauce, but also taught Davis about self-sufficiency, and by a merchant who owned the grocery store where Davis worked as a child, Barbara Jo Davis said.

The grocer told Davis, "Ken, one thing you have to know is being a minority in this country means you have to make it on your own." It inspired him. He always believed that," Davis' wife said.

Davis moved to the Twin Cities from his native Omaha, Neb., in the 1960s. In Omaha, Davis had owned a commercial kitchen and a janitorial service. After moving to Minnesota, he was hired by Dayton's to head its maintenance department, Barbara Jo Davis said.

Davis opened Edina Chicken in 1969 and the fast-food chicken and rib restaurant quickly developed a following. The following year, Davis took the advice of customers and a bookkeeper who urged him to sell his barbecue sauce.

Initially unable to enlist the support of brokers and warehouses, Davis drove to food stores throughout the seven-county metro area and convinced grocers to sell

his barbecue sauce, said Haddy, the management consultant.

Davis later resisted lucrative offers from major food companies that wanted to buy him out. But in 1986, he sold the licensing rights to the use of his name because he decided he did not want to take his company national. The investors who founded Ken Davis Worldwide said their goal was to sell the product nationally. However, the plan failed and the company went out of business.

Ken Davis grew up in an integrated neighborhood in Omaha. A

jazz aficionado, he began playing the upright bass professionally while in high school, Barbara Jo Davis said. He maintained a lifetime love of straight-ahead jazz, but did not pursue a musical career "because he could not be the best there was," she said, explaining that Davis' personal credo was, "If you can't be the best, then you just don't mess with it."

Davis briefly studied engineering at Drake University in Iowa. During World War II, he served with the U.S. Army Corps of Engineers.

"What I have always said in the 21 years that I've known him was: It was never dull. He always had something going on," Barbara Jo Davis said.

In addition to his wife, Davis is survived by sons Kenneth J. Davis Jr. of Los Angeles and Kevin J. Davis of Minneapolis; daughters Anita L. Davis of Denver and Donna D. Cooper of Omaha; a sister, Maxine Summers of Omaha; and two grandchildren.

Davis will be cremated and no memorial or funeral services are planned.

RESUME OF KEN J. DAVIS

7353 Franklin Avenue West
St. Louis Park, Minnesota 55426
(612) 544-0480

EMPLOYMENT:

1970 - Present: Development and selling of Ken Davis Barbecue Sauce

1968 - 1972: Edina Chicken, 5102 Vernon Avenue, proprietor of restaurant specializing in food-to-go

1966 - 1968: Dayton's Brookdale, Maintenance Supervisor

Reference: John Hiene, Dayton's Southdale

1963 - 1966: Omaha, Nebraska, KD Cleaning Service - sole proprietor of an office and plant cleaning service, employing up to 120 people

Ken Davis Commercial Kitchen, supplier of salads, pastries and barbecue meats to delicatessens and small groceries, employed up to 50 people, \$80,000 per year in gross earnings

March 27, 1974