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IDENTIFICATION REFERENCE

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FELIX Z. WILSON JR. REGISTER
DAVIDSON CO., TENN.

Last Will and Testament

of

VALLIE JOHNSON PHILLIPS

BOOK 6775 PAGE 413

I, VALLIE JOHNSON PHILLIPS, residing at 1918 Riverwood Drive, Nashville, Tennessee, being of sound mind and disposing memory, do hereby make publish and declare this to be my Last Will and Testament, expressly revoking any other will or codicils to wills that I have have heretofore made.

I

I hereby name and appoint my daughter Dorothy Phillips Watkins as the sole Executrix under this, my Last Will and Testament and do also appoint her Trustee under this, my Last Will and Testament and do expressly excuse her from making bond as Executrix and Trustee. If for any cause or reason my daughter, Dorothy Phillips Watkins cannot serve as Executrix or Trustee, or should she elect not to serve as Executrix or Trustee, then I appoint my daughter, Dorris Phillips Ziehr the Executrix and Trustee under this, my Last Will and Testament and she, too, is expressly excused from making bond as Executrix and Trustee.

II

I direct that from any personalty that may come into the hands of my Executrix, that she first pay the expenses of my last illness and funeral expenses, any and all debts that I may have outstanding and pay all costs of administration of my estate including all taxes of every kind and character, it being my intent that the beneficiaries herein named shall not be charged with any tax from any portion of my estate that may come to them.

Vallie Johnson Phillips

III

Provided my husband, D. D. Phillips, is living at the date of my death then all personalty except furniture hereinafter mentioned, that I may own at my death, I hereby will, devise and bequeath to my daughter, Dorothy Phillips Watkins, as Trustee, to hold, preserve and invest the same as in her sole discretion she may deem proper for the care, support and burial of my husband, D. D. Phillips, so long as there remains any need for his support or care. My Trustee is hereby directed and empowered to pay for him such amounts from month to month, from my personal estate, either income or corpus or both, for his necessary care and maintenance. The monthly amount shall not exceed Two Hundred Dollars ($200.00) per month unless unforeseen illness occurs or extended hospital care is required, and in that event my Trustee may, in her sole discretion, pay over additional funds for his care and support. At his death, I direct my Trustee to pay from my personal estate, the costs of his last illness and all funeral bills. If there remains in the hands of my Trustee any balance of my personal estate at the death of my husband, D. D. Phillips, then such residue shall be paid equally to each of my children, share and share alike to each of them.

IV

Provided my husband, D. D. Phillips, has predeceased me, I will, give and bequeath my entire personal estate, except furniture hereinafter mentioned, equally to my three children, share and share alike.

V

Provided my husband, D. D. Phillips, is living at the date of my death, I hereby will and devise to him for and during the period of his natural life only, my homeplace located at 1918 Riverwood Drive, Nashville, Tennessee and all furnishings located

Vallie Johnson Phillips

therein. Nothing is to be given away or sold by D. D. Phillips. At the death of my said husband the full title and fee to my homeplace at 1918 Riverwood Drive shall vest and be the sole property of my daughter, Dorothy Phillips Watkins. If however, my personal estate as hereinbefore mentioned in ITEM III is insufficient to pay for the care and support of my husband and further funds are needed by my Trustee for his care and support, then I direct that my Trustee rent my property located at 1918 Riverwood Drive, Nashville, Tennessee, and the proceeds of the same be placed with the other funds in her hands to be used for the support and care of my said husband.

In the event that the rent from 1918 Riverwood Drive, Nashville, Tennessee is insufficient to pay for the care and support of my husband and further funds are needed by my Trustee for his care and support, then I direct that my Trustee sell my property located at 1320 Shelton Avenue, Nashville and use said funds for his care and support.

Should my husband, D. D. Phillips, predecease me, then I will and devise my home located at 1918 Riverwood Drive, Nashville, Tennessee to my daughter, Dorothy Phillips Watkins.

VI

In the event that my husband D. D. Phillips becomes unable or infirm so that it is not for his best interest to occupy my home at 1918 Riverside Drive for life, then at the happening of such event or at his death, I direct that all of my furniture and furnishings be given and disposed of as follows:

To Susan Fly I give my cherry bedroom suite consisting of a bed, chest, table and dresser.

To Connie Hughes I give my dining room suite, consisting of a table, chairs, table pad and four piece set of dishes.

Vallie Johnson Phillips

To David Thomas Phillips, Jr. I give my mahogany bedroom suite consisting of a bed, dresser, chest and mirrors. I also give him my washer and dryer.

To Allen R. Ziehr, Jr. I give my bowend bedroom suite consisting of a bed, chest and dresser. I also give him all of my Joan of Arc silver.

To Frances Phillips Ziehr I give my antique chest, crystal, imperial dishes and three antique chairs.

To Patty Watkins I give my mother's clock, my mother's teapot, my mother's lamp, my mother's silver, a twelve piece set of Embassy Dishes and my refrigerator. I also give her my mother's rocking chair and six mahogany chairs.

All the rest, residue and remainder of my household furnishings not herein specifically bequeathed, I hereby give equally to my three children to be divided among them as they may agree.

VII

I hereby give and devise to my son David Thomas Phillips Sr. my farm located at Plunkett Creek, Smith County, Tennessee, consisting of 159 acres, more or less, together with all animals located on said farm at my death and all farming implements, if any, located thereon.

I further give and bequeath to my son, David Thomas Phillips, my real estate located at 1810 Cloverleaf Drive, Nashville, Tennessee as his sole and absolute property.

VIII

I hereby will and bequeath to my daughter, Dorris Phillips Ziehr my farm located in McClure's Bend, Smith County, Tennessee consisting of 45 acres, more or less, together with all animals located on said farm at my death and all farming implements, if any, located thereon.

Vallie Johnson Phillips

I further will and bequeath to my daughter, Dorris Phillips Ziehr my real estate located at 2311 Weona, Nashville, Tennessee as her sole and absolute property.

IX

I hereby will and bequeath to my daughter, Dorothy Phillips Watkins my 21 acre farm located in McClure's Bend, Smith County, Tennessee. This is the farm I recently purchased from Ed Benward and wife.

I further will and bequeath to my daughter, Dorothy Phillips Watkins, my homeplace located at 1918 Riverwood Drive, Nashville, Tennessee, provided my husband has predeceased me and if not, then at his death.

I further will and bequeath to my daughter, Dorothy Phillips Watkins, my real estate located at 210 Bay View Drive, Sumner County, Tennessee.

X

If my real estate on Shelton Avenue is not used for the care and support of my huband D. D. Phillips as hereinbefore provided, or if he should predecease me, then I direct that the same be sold by my Executor and/or Trustee and the net proceeds from the sale thereof be divided equally among my children.

XI

All other property not specifically mentioned in this Will that I may own at the date of my death, whatsoever its nature may be or wheresoever located, I hereby direct that my Executrix convert into cash and from the net proceeds of the same divide it equally among my three children.

My Executrix is hereby given full and complete power to execute all contracts of sale, deeds or other instruments necessary to pass title to any purchaser. This power is intended to be as full and complete as if I were living and acting for myself.

Vallie Johnson Phillips

XII

If any of my children should die prior to the date of my death then and in that event their children shall represent them per stirpes and not per capita and take the interest that their father or mother would have received if living.

IN WITNESS WHEREOF, I have hereunto set my hand on this 18 day of March, 1977.

Vallie Johnson Phillips
TESTATRIX

Signed, sealed, published and declared by the Testatrix, VALLIE JOHNSON PHILLIPS, to be her Last Will and Testament, in the presence of all of us at one and the same time, and we at her request and in her sight and presence and in the sight and presence of each other, have hereunto subscribed our names as witnesses and we do hereby attest the sound and disposing mind of said Testatrix, and to the performance of the aforesaid act of execution on the date hereinabove set out.

Judy L. Anderson — Nashville, Tn.
WITNESS — ADDRESS

Earl Thompson — " "
WITNESS — ADDRESS

Vallie Johnson Phillips

BILL McPHERSON
COUNTY CLERK
244-1000

Davidson County

STATE OF TENNESSEE, DAVIDSON COUNTY

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I, BILL McPHERSON, Clerk of the Probate Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy of Last Will and Testament of Vallie Johnson Phillips, filed June 17, 1983, probated June 17, 1983, recorded in Will Book 143 page 533

which remains of record on file in said office.

Given under my hand and official seal, at office, in Nashville, this 3rd *day of* February 19 86

Lee McPherson
Clerk of Probate Court.

Lethia N. Council
Deputy Clerk.