Probated 9-28-87
WB 160 Pg. 325

80638

Last Will and Testament

OF BOOK 7911 PAGE 10

FRANCIS MAE LEWIS

I, Francis Mae Lewis, domiciled in Nashville, Tennessee, do make, publish and declare this to be my last will and testament, hereby revoking all wills and codicils heretofore made by me.

ARTICLE I

I direct that all of my just debts, my funeral expenses (including the cost of a suitable monument at my grave), unpaid charitable pledges (whether or not the same are enforceable obligations of my estate) and the costs of administration of my estate be paid as soon as practicable after my death. My Executor, in its sole discretion, may pay from my domiciliary estate all or any portion of the costs of ancillary administration and similar proceedings in other jurisdictions.

In the event that any property or interest in property passing under this will, by operation of law, or otherwise by reason of my death (other than as a part of my residuary estate), shall be encumbered by mortgage, or lien, or shall be pledged to secure any obligation (whether the property or interest in property so encumbered or pledged shall be owned by me jointly or individually), it is my intention that such indebtedness shall not be charged to or paid from my estate, but that the devisee, legatee, joint owner taking by survivorship, or beneficiary receiving such property shall take it subject to all encumbrances existing at the time of my death.

ARTICLE II

I direct that there shall be paid out of that portion of my

F.M.L.

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residuary estate, with apportionment, all estate, inheritance, succession and other taxes (together with any penalty thereon), assessed by reason of my death, imposed by the government of the United States, or any state or territory thereof, or by any foreign government or political subdivision thereof in respect of all property required to be included in my gross estate for estate or like tax purposes (except for purposes of the federal generation-skipping transfer tax) by any of such governments, whether the property passes under this will or otherwise, including property over which I have a taxable power of appointment, with contribution by any recipient of any such property.

ARTICLE III

I bequeath to my sisters Erline Barnes and Freeda Kitchens, in fee, all clothing, jewelry, household goods, personal effects, and all other tangible personal property not otherwise bequeathed, except cash on hand or on deposit, owned by me at the time of my death. I direct that any expenses incurred in safeguarding or delivering such property be paid from my estate as an administrative expense thereof. If my said sisters shall not survive me, I bequeath all of the aforesaid property in equal shares to my nieces and nephews who shall be living at the time of my death.

ARTICLE IV

To the individuals and institutions listed below, I Bequeath the following:

1. To my mother, Ruth Lewis, if she shall survive me, choice of any lamp or pair of lamps.

2. To my brother, Sam Wayne Lewis, if he shall survive me, my

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Jamison sofa sleeper in den, my wooden rocking chair in dining room, my marble top table in kitchen.

3. To my father, Sam D. Lewis, if he shall survive me, my Feddars Air Conditioner in den.

4. To my neighbor, Bill Lyle, if he shall survive me, my Raven .25 automatic pistol.

5. To my sister, Freeda Kitchens, if she shall survive me, my microwave oven, my diamond dinner ring.

6, To my sister, Erline Barnes, if she shall survive me, my antique mirror and brown polished stone ring.

7. To my nephew, Jerry Barnes, if he shall survive me, my Rambler automobile.

ARTICLE V

To the individuals listed below to be paid from proceeds at sale of realty located at 2741 and/or 2745 Shacklett Drive, Davidson County, Tennessee, or cash on hand available from estate, I bequeath the following:

1. To my nephew, Jerry Barnes, if he shall survive me, the sum of $5,000.00 Dollars.

2. To my nephew, Larry Barnes, if he shall survive me, the sum of $1,000.00 Dollars.

3. To my nephew, David Kitchens, if he shall survive me, the sum of $1,000.00 Dollars.

4. To my niece, Renee Leath, if she shall survive me, the sum of $1,000.00 Dollars.

5. To my niece, Rhonda Messick, if she shall survive me, the sum of $1,000.00 Dollars.

ARTICLE VI

To my sister Erline Barnes and my sister Freeda Kitchens, as tenants in common, ~~,~~ equally per stirpes I devise in fee my real estate together with

F.M.L

all improvements thereon, (if I shall own said property at the time of my death) located at or near the intersection of Donelson Pike and Shacklett and commonly known as 2741 Shacklett and 2745 Shacklett, Nashville, Tennessee subject to the specific bequests to nephews and nieces made herein.

ARTICLE VII

All the rest, residue and remainder of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this will, including all lapsed legacies and devises and all life insurance payable to my estate (but excluding any property over or concerning which I may have any power of appointment), I bequeath and devise equally in fee to my sisters Erline Barnes and Freeda Kitchens, or if but one of them shall survive me, the whole thereof to such survivor.

ARTICLE VIII

I authorize my Executrix (including any substitute or successor personal representative) in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate or any trust, to exercise any or all the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, T.C.A. Sec. 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted, notwithstanding that said statute may be amended hereafter or repealed at the time of my death.

F. M. L.

F.M.L

ARTICLE IX

I appoint my sisters, Erline Barnes and Freeda Kitchens, to be Co-Executrix of this my last will and testament. I direct that no bond be required of my said Executors for the faithful performance of their duties. I vest my Executors (or Executor as the case may be) with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death at such time and price and upon such terms and conditions (including credit) as they (or it) may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate.

ARTICLE X

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my last will and testament, consisting of this and ___ preceding typewritten pages, and for the purpose of identification I have initialed each such page, all in the presence of the persons witnessing it at my request on this 9TH day of July, 19 87, at Nashville, Tennessee.

Frances Mae Lewis

FRANCIS MAE LEWIS

The foregoing instrument, consisting of this and 4 preceding typewritten pages, was signed, sealed, published and declared by Francis Mae Lewis, the testatrix, to be her last will and testament, in our presence, and we, at her request and in her presence and in the presence of each other, have hereunto subscribed our names as witnesses, this 9 day of July 1987, at Nash., Tennessee.

Bessie Howell residing at Nash. Tenn.
NAME

Dan Hordell
NAME

STATE OF TENNESSEE, DAVIDSON COUNTY

I, BILL COVINGTON, Clerk of the Probate Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy of the original on file in my office, as appears of record in Book 160 Page 325

Given under my hand and official seal at office, in Nashville, this 9th of July 1987

BILL COVINGTON
Clerk of Probate Court

By _____
Deputy Clerk

AFFIDAVIT OF WITNESSES TO PROVE WILL

Bessie Howell and Dan Howell, after being duly sworn according to law, depose and say:

1. That they are adult citizens of Nashville, Davidson County, Tennessee.

2. That they witnessed the execution of the Last Will and Testament of Francis Mae Lewis, dated July 9, 1987, to which this affidavit is attached, and that this affidavit is being made at the request of the Testatrix, and in accordance with Tennessee Code Annotated Sec. 32-211.

3. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testatrix and in her presence, and in the presence of each other, at the place and on the date recited in said, Last Will and Testament.

4. That the Testatrix signed said paper writing as and for her Last Will and Testament in their sight and presence.

5. That at the time they witnessed said will, the Testatrix was, in their opinion, of sound mind.

Bessie Howell
WITNESS

Dan Howell
WITNESS

STATE OF TENNESSEE
COUNTY OF Davidson

Subscribed and sworn to before me this 9th day of July, 1987.

Robert John Holstein
NOTARY PUBLIC

MY COMMISSION
EXPIRES: May 13, 1990

Davidson COUNTY, TENNESSEE

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IDENTIF. TREFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY TN.

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