5-28-90 W 8170-818

Last Will and Testament

OF

ILA MAI GALLOWAY SHARER

I, ILA MAI GALLOWAY SHARER, a resident of and domiciled in Nashville, Davidson County, Tennessee, do hereby make, publish and declare the following to be my Last Will and Testament, hereby revoking all wills and codicils by me at any time heretofore made.

ARTICLE I

FIDUCIARIES

1.1 Executor. I appoint DON CAMPBELL SHARER, executor of my will.

1.2 Bond. No bond is required of my executor appointed under this will or by a court.

ARTICLE II

PAYMENT OF DEBTS, EXPENSES, AND TAXES

Debts, Funeral and Administration Expenses. I direct that all of my just debts, taxes, my funeral expenses, the cost of administration including ancillary administration of my estate be paid as soon as may be convenient after my death; provided, however, my Personal Representative shall not be required to pay any obligation in advance of its maturity.

ARTICLE III

DISTRIBUTION OF TANGIBLE PERSONAL PROPERTY

3.1 Gift of Property. Being aware of the natural objects of my bounty and considering all the circumstances surrounding them I hereby will, bequeath and devise all the rest, residue and remainder of my estate, real and personal, wheresoever situated and owned by me at the time of my death to my son, Don Campbell Sharer, if he shall survive me.

Ila Mai Galloway Sharer
ILA MAI GALLOWAY SHARER

If my son, Don Campbell Sharer, shall not survive me, I bequeath all of the aforesaid property in equal shares to my grandchildren, or if any of my grandchildren should predecease me, then to the survivor or survivors of them; provided, however, that the then living issue of any deceased beneficiary shall take per stirpes and in fee the share of their deceased ancestor. In the event any of my grandchildren should predecease me leaving no issue, their share shall be divided equally among my remaining grandchildren.

3.2 Casualty Insurance. Each insurance policy covering an item of property passing under this Article passes with the property. The recipient is not to be charged for any unearned premium already paid. If an item of property passing under this Article has been destroyed or damaged, the insurance proceeds recovered or recoverable are to be paid in place of the destroyed item and in addition to a damaged item.

3.3 Contingent Distribution. If there is no person qualified to receive all or any part of my estate under this Article, my estate, or the portion of it with respect to which the total failure of qualified recipients has occurred, is to pass to those persons and in such shares as would have taken property owned by me had I died at the time intestate and domiciled in the State of Tennessee.

ARTICLE IV

DEFINITIONS

4.1 My Children. My children are **ALLISON HARMON SHARER**, born August 20, 1922, and **DON CAMPBELL SHARER**, born November 4, 1923.

4.2 My Grandchildren. My grandchildren are **LYNN SHARER FOLSOM**, born April 14, 1949, and **DAVID ALAN SHARER**, born October 14, 1951. Any reference to my grandchildren are to them and them only.

4.3 Singular and Masculine Usage. Any use of the masculine includes the feminine, and the singular the plural, when such meaning is appropriate.

Ila Mai Galloway Sharer
ILA MAI GALLOWAY SHARER

ARTICLE V

PRESUMPTION OF SURVIVORSHIP

If any beneficiary or beneficiaries under this will die with me in a common accident or disaster, or under circumstances which make it difficult or impossible to determine which of us died first, I direct that I be deemed to have survived such beneficiary or beneficiaries and that this will be so construed.

ARTICLE VI

MISCELLANEOUS PROVISIONS

6.1 Dealing with Executor. No person dealing with the executor in any capacity is bound to inquire into the capacity to act on the part of the executor or into the authority for, or propriety of, any act of the executor or to see to the application or disposition of any money or other property paid, delivered or loaned to the executor.

6.2 Income During Administration. During the administration of my estate, the executor is authorized to make distributions of the income of the estate to the same persons, and in the same proportions, as might be made if the administration were completed.

6.3 Disposition of Assets. I authorize the executor, without the order of any court, to sell any of my real estate or personal property not specifically given by me at public or private sale, without the joinder of any beneficiary, in the manner and on the terms and for the price as may seem best; and on each sale of real estate the proceeds are to be treated as forming part of my personal estate.

6.4 Waiver of Inventory Reports and Appraisal. I authorize my executor to administer and settle my estate without the necessity of filing an inventory or making any report or final settlement with any court to the extent permitted by law. I expressly waive appraisal of my estate in the event an appraisal is required by law.

Ila Mai Galloway Sharer
ILA MAI GALLOWAY SHARER

6.5 Discretionary Powers. In addition to and not in limitation of all common law and statutory authority and all powers otherwise granted in this will, the executor is granted the following specific discretionary powers, duties and obligations:

(a) Investments. To retain as investments all property which is included in my estate at the time of my death.

(b) Diversification. To acquire and retain all kinds of property without regard to principles of diversification.

(c) Borrowing. To borrow money if the executor deems it advisable in the administration of my estate on the terms my executor deems advisable.

(d) Leases. To enter into leases extending beyond the period of administration of this estate.

(e) Distribution. To make distribution in cash or in kind or partly in each, even if shares be composed differently.

(f) Responsibility. To exercise all powers with respect to the property included in my estate which any individual would exercise in the management of similar property owned in his own right and not to be responsible for losses, if any, resulting from honest mistakes of judgment.

6.6 Real Estate. Any real property which I own at my death is to be part of my probate estate and treated as forming part of my remainder estate for administration purposes.

6.7 Construction. I direct that should any clause in this will be construed contrary to state laws, I hereby direct that such clause be construed to conform to state law in implementing my Last Will and Testament according to my expressed desires.

IN WITNESS WHEREOF, I have signed this instrument as my Last Will and Testament, consisting of four (4) Pages and six (6) Articles, in the presence of the individuals witnessing at my request, this 20th day of February, 1987.

Ila Mai Galloway Sharer
ILA MAI GALLOWAY SHARER, Testatrix

ATTESTATION CLAUSE

We certify that this instrument was signed and declared by **ILA MAI GALLOWAY SHARER** to be her Last Will and Testament in our presence, and that we in her presence and in the presence of each other have signed our names as witnesses, this 20th day of February, 1987.

Susan Arnold Residing at 2500 Hillsboro Rd.
Nashville, TN 37212

Bill Tunnyham Residing at 2500 Hillsboro Rd.
Nashville, Tn 37212

Ila Mai Galloway Sharer
ILA MAI GALLOWAY SHARER

AFFIDAVIT OF WITNESSES

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

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We the undersigned witnesses, respectively, whose names are subscribed to the foregoing instrument having been duly sworn, signed and declared to the undersigned authority that the Testatrix in the presence of the witnesses signed the instrument as her Last Will and Testament, that she signed as a free and voluntary act for the purposes expressed therein; that each witness, in the presence of the Testatrix and in the presence of each other, signed the Will as a witness on the day of the date of such will; and that at the time the Testatrix executed the instrument, she appeared to be of sound mind and disposing memory, and over eighteen (18 years of age).

Susan Arnold

Bea Cunningham

Personally appeared before me the undersigned authority, Notary Public in and for said state and county, Susan Arnold and Bea Cunningham to me known to be the person or persons described herein, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that she executed the within instrument as her free act and deed for the purposes therein contained.

Witness my hand at office, this 20th day of February, 1987.

Mary D. Colley

NOTARY PUBLIC

My Commission Expires: 7/9/89

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IDENTIF. REFERENCE

APR 3 10 02 AM '91

FELIX Z. WILSON REGISTER
DAVIDSON COUNTY TN.

1539 04/03 0101 03CHECK 21.00

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. Will Book 170 Page 818
Given under my hand and official seal, at office, in Nashville, this 12 of Dec 1990

BILL COVINGTON
Clerk of Probate Court

By Betty Henderson
Deputy Clerk

Mail
Don C. Sharer
4605 Granny White Pk.
37220