Last Will and Testament

OF

LUCILE McCULLOCH BOOK 8337 PAGE 875

I, Lucile McCulloch, being of sound mind and disposing memory, hereby make and publish this my last will and testament, hereby revoking all former wills at any time made by me.

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ITEM ONE

I direct that all my just debts and funeral expenses be paid by my Executor as soon after my death as practicable, except, however, any mortgage indebtedness remaining on my real estate hereinafter specifically devised. Said Executor shall also pay from my residuary all estate and inheritance taxes without apportionment among the beneficiaries hereof.

ITEM TWO

All my personal effects, furniture and household furnishings, and any automobile owned by me at the time of my death, I give and bequeath to my nephew and his wife, Larry and Pat McCulloch.

ITEM THREE

I give and devise to my nephew, Larry McCulloch, the condominium unit owned by me at Green Hills Terrace, Nashville, Davidson County, Tennessee, subject, however, to any mortgage indebtedness remaining thereon.

ITEM FOUR

All the rest and residue of my property of any nature whatsoever, I give, devise and bequeath to my brother, J. Owen McCulloch of Wilmington, Delaware, and my nephew Larry McCulloch of Nashville, Tennessee, in equal shares. Should

either of said beneficiaries predecease me, I direct that his share of my estate shall pass to his issue, per stirpes.

ITEM FIVE

I hereby appoint my brother, Joe McCulloch, Executor of my estate and request that he be excused from making bond insofar as is permitted by law.

WITNESS my hand at Nashville, Tennessee, this 19th day of July, 1979.

Lucile McCulloch

Lucile McCulloch, Testatrix

The foregoing instrument was signed, published and declared by the said Lucile McCulloch, the Testatrix, as and for 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 attesting witnesses on the day and year above written, at Nashville, Tennessee.

Witness

Witness

AFFIDAVIT BOOK 8337 PAGE 877

Rebecca Thomas and Leonard H. Armistead,

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

1. That they are adult citizens of the State of Tennessee.

2. That they witnessed the execution of the last will and testament of Lucile McCulloch, the Testatrix, dated the 19th day of July, 1979, 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, Section 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.

Rebecca Thomas

L. H. Armistead

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Sworn to and subscribed before me this 19th day of July, 1979.

William H. Conover
Notary Public

My commission expires: 10-18-81

FIRST CODICIL TO THE
LAST WILL AND TESTAMENT OF
LUCILLE McCULLOCH

BOOK 8337 PAGE 878

I, Lucille McCulloch, hereby publish and declare this to be the First Codicil to my Last Will and Testament dated, executed by me on July 19, 1979, in the presence of Rebecca Thomas and L. H. Armistead, III.

I hereby revoke Item Four of said will and in lieu thereof, I substitute the following item:

ITEM FOUR: All the rest and residue of my property of any nature whatsoever, I give, devise and bequeath to my nephew, Larry McCulloch of Nashville, Tennessee. Should said beneficiary predecease me, I direct that said residuary shall pass to his issue, per stirpes.

In all other respects my Will dated July 19, 1979, is hereby confirmed.

IN WITNESS WHEREOF, I have hereunto executed this First Codicil to my above mentioned Last Will and Testament, this 1st day of ~~June~~ July, 1986, at (LM) Nashville, Tennessee.

Lucille McCulloch
LUCILLE McCULLOCH

The foregoing instrument was signed, published and declared by the said Lucille McCulloch, the Testatrix, as and for a First Codicil to her Last Will and Testament in the presence of us, and we, in her presence and in the presence of each other, have hereunto subscribed our names as attesting witnesses on the day and year above written, at Nashville, Tennessee.

Peggy D. Mathes
Witness

5049 Villa Crest Drive
Nashville, Tenn 37220
Address

Rebecca Thomas
Witness

4215 Harding Road
Nashville Tn 37205
Address

09459

IDENTIF. TREFERENCE

APR 25 2 17 PM '91

FELIX Z. WILSON III REGISTER
DAVIDSON COUNTY TN.

AFFIDAVIT OF WITNESSES TO CODICL

BOOK 8337 PAGE 879

Peggy D. Mathes and Rebecca Thomas,

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

1. That we are adult citizens of the State of Tennessee.

2. That we witnessed the execution of the First Codicil to the Last Will and Testament of Lucille McCulloch, the Testatrix, dated the 1st day of July, 1986, to which this affidavit is attached, and that this affidavit is being made at the request of the Testatrix and in accordance with T.C.A. § 32-2-110.

3. That the Testatrix, in our common presence, sight and hearing, declared said paper writing to be, and signed same as and for, the First Codicil to her Last Will and Testament.

4. That our signatures as witnesses are affixed to said Codicil; that we signed or affixed the same at the instance and 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 Codicil for the express purpose of attesting to her signature and act of execution.

5. That the Testatrix was, in the opinion of each of us, of sound mind and disposing memory at the time she executed said Codicil.

Peggy D Mathes

Rebecca Thomas

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Sworn to and subscribed before me this 1st day of July, 1986.

William H. Cameron
Notary Public

My commission expires: 11-12-89

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 724 Page 669
Given under my hand and official seal, at office, in Nashville, this 23 of August 1989.

BILL COVINGTON
Clerk of Probate Court

By Billy Thurston