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File Box 38

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WBTN-412

Last Will and Testament

OF

RUTH B. GRISHAM

I, **RUTH B. GRISHAM**, of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, and realizing the uncertainty of life, do hereby make, publish and declare this my Last Will and Testament, revoking any and all Wills and Codicils heretofore made by me.

ARTICLE I

I hereby name and appoint **JAMES LANDON WIGGS** and **WILLIAM J. WIGGS**, as Co-Executors of my estate. I direct that no bond shall be required of said Executors in the performance of their duties in any jurisdiction whatsoever. If either of the aforesaid Co-Executors is unable, unwilling or later ceases to serve as Co-Executor the other Co-Executor may serve singularly.

ARTICLE II

I direct that my Executors pay all my lawful debts, including funeral expenses, the expenses of administration of my estate, inheritance, estate and other taxes that may be imposed upon my estate, including interest and penalties thereon, as soon after my death as is practicable. I direct that said debts be paid, to the extent possible, from my residuary estate.

ARTICLE III

I excuse my Executors from the necessity of filing of an Inventory and Final Accounting with the Court. My Executors shall be held harmless by my Estate from any claims that creditors might make against them personally arising out of the administration of my Estate.

ARTICLE IV

I empower my Executors to sell any real or personal property that I may own at the time of my death, and said Executors shall not be limited as to the time, place and manner of sale and shall have full power to do all acts and execute all documents of title the same as I could during my lifetime. My Executors, in their sole discretion, shall determine the best price attainable for the sale of any real or personal property.

ARTICLE V

I bequeath to SANDRA MARIE GRISHAM my five diamond white platinum wedding band.

ARTICLE VI

I bequeath to the following grand-nieces and grand-nephews the personal property hereinafter set forth in this Article:

STEVE HARRIS, JENNIFER HARRIS, LANNY WIGGS, RAY WIGGS, SUZANNE WIGGS BARBOUR, KATHY WIGGS RUSSELL, JOE WIGGS, MIKE WIGGS, ED WIGGS, HEATHER BRIGGS, MARY BETH BRIGGS,

CHRISTINE BRIGGS, NORMA McDONALD, RUBY BULLION, LARRY BULLION, LEONARD BULLION, EDDIE BULLION, MARIE BULLION EXUM.

The property to be divided among my aforesaid grand-nieces and grand-nephews is as follows:

Clear yellow glass vases (2)
Pink etched antique vase given to me by Louise
3 gold nuggets and chains
4 gold bracelets
Alpha 110 Royal Electric Typewriter
Mink Jacket
15" Sony TV
Small antique picture titled "Daises No. 2929"
Oval antique gold framed mirror
Antique hand made oval frame with picture painted on glass by L. Baggett Wiggs
Little Red Riding Hood & Wolf painted on glass by L. Wiggs
Pen & Ink Wedding Bells painted by L. Wiggs
Singer Touch and Sew sewing machine in table stand
Rose shaded 3 piece dresser set given to me by my sister, Polly
Union Station Painting (numbered and personally autographed by Phil Ponder)
Handmade grandfather clock
27" Sony TV on black stand with glass front
1 set of eight Royal Tettau China from Germany
Ruby Red Crown Glass Bowl
Antique cut glass serving dish given to me by Mrs. Charlet
Antique pressed glass punch bowl with twelve punch cups and stand
Oil Painting of Mt. Fuji by L. Wiggs
Picture of Trees by David Shaphard
Kutani ware gold on china plate (antique) given to me by Louise
Lithograph "Docking at Dusk" by Betty Foy Sanders given to me by Charles
Large gold frame mirror
Picture titled "Single" in antique frame
M. J. Hammuel - 15th Annual Plate 1985 given to me by David
Russian Porcelain & China Lady brought to me from Russia by David
Japanese Musical Lady given to me by David
Windmill from Holland given to me by David
Gold leaf vase from Taiwan brought to me by Betty Jo Wiggs
Gold leaf painted plate of Peacock brought to me from Taiwan by David

My Executors shall supervise the distribution of the aforesaid personal property to the aforesaid grand-nieces and grand-nephews. It is my intent that this property be distributed as evenly as possible between my grand-nieces and grand nephews but not necessarily in strict accordance to economic value. My Co-

Executors' decision as to the distribution of this personal property shall be discretionary and final. In the event I am not the owner of any of the aforesaid personal property at the time of my death then this bequest, as to that item, shall be abated. If any of the aforesaid personal property is not claimed by my aforesaid grand-nieces or grand-nephews within a reasonable time after my death, then, and in that event, said property shall become a part of my residuary estate. I am not unmindful that my husband had other grand-nieces and grand-nephews, however, believing them to be adequately provided for I chose not to make any distributions to them.

ARTICLE VII

I give, devise and bequeath the rest, residue and remainder of my estate, consisting of all property, real, personal and mixed, to the hereinafter named persons or entities, equally, share and share alike. In the event any one of the aforesaid persons has predeceased me the following provision shall control as to that bequest:

A. **CHARLES LANDON HARRIS**

B. **JAMES H. HARRIS**

C. **JAMES LANDON WIGGS**

D. **WILLIAM JOSEPH WIGGS**

E. **DAVID ROSS BRIGGS**

F. **LOUISE B. WIGGS**

G. **STEVEN EDWARD GRISHAM**

H. **SANDRA MARIE GRISHAM** and in the event she has predeceased me her share shall pass to her daughter, **JENNA GRISHAM** and in the event said contingent beneficiary is a minor, her share of my estate shall be held by my Executors, as Trustee without bond, pending said beneficiary reaching her majority at which time the trust shall be terminated and all property given to said alternate beneficiary.

I. **ALMA G. McDONALD**, provided, however, if she has predeceased me her share shall pass to her daughter, **RUBY M. BULLION.**

J. CRIEVEWOOD BAPTIST CHURCH designated for the Lottie Moon Foreign Missions Christmas Offering Fund.

Except for the case of SANDRA MARIE GRISHAM and ALMA G. McDONALD, I direct that if any of the other aforesaid beneficiaries shall predecease me, their share of my estate shall not pass to their issue or other representatives but rather shall abate and be distributed pro rata among the surviving beneficiaries.

ARTICLE VIII

If any trust created herein shall violate any applicable rule against perpetuities, accumulations or similar rule of law, my Trustees are required to terminate such trust upon the last day allowed by such rule or law and thereupon, the property held in trust (or such part thereof) which would violate such rule, or law, shall be distributed to the then income beneficiary of the trust, per stirpes, share and share alike, notwithstanding any provisions of the trust to the contrary.

ARTICLE IX

No interest of any beneficiary in the corpus of my estate, or any trust created herein, shall be subject to attachment, assignment, alienation, pledge or claim of creditors of such beneficiary, including claims of any divorced spouse for alimony or support payments, and may not otherwise be voluntarily or involuntarily alienated or encumbered by such beneficiary.

ARTICLE X

My Executors and Trustees shall have all the powers, duties and discretions contained in Tennessee Code Annotated, Section 35-50-110, which I incorporate herein by reference, as

fully and completely as if copied verbatim, in addition to those powers, duties and discretions elsewhere set forth herein or now or hereinafter conferred by law.

As to all trust created under this Will, whenever the Trustees, in their sole discretion, shall determine that the size of any fund that they hold in trust does not warrant the cost of continuing such fund in trust, or if the administration of such fund would be impractical for any other reason, the Trustees, without further responsibility, may pay such fund to the person entitled at the time to the income from it. If such person is a minor or disabled in any way or unable to administer his own affairs, the person or organization taking care of the beneficiary shall receive such fund from the Trustees to be held for the use and benefit of said beneficiary or placed in a savings account in the beneficiary's name.

References to one gender shall be deemed to include the other gender, and references to the singular shall also include the plural as the facts may warrant.

IN WITNESS WHEREOF, I have hereunto set my hand to this page and at the bottom of the preceding five (5) pages of this my Last Will and Testament on this the 12 day of February, 1991.

Ruth B. Grisham
RUTH B. GRISHAM, TESTATRIX

PAGE SIX OF LAST WILL AND TESTAMENT Ruth B. Grisham

Signed, sealed, published and declared by the Testatrix, RUTH B. GRISHAM, 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 to the sound and disposing mind of said Testatrix, and to the performance of the aforesaid act of execution on the date hereinabove set out.

Edward W. Hale

Judy M. Butler

ATTESTING WITNESSES

ATTESTATION PAGE OF LAST WILL AND TESTAMENT Ruth B. Grisham

AFFIDAVIT OF WITNESSES

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

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

2. That they witnessed the execution of the Last Will and Testament of **RUTH B. GRISHAM** dated February 12, 1991, to which this Affidavit is being attached, and that this Affidavit is being made at the request of the Testatrix, and in accordance with Section 32-1-110 Tennessee Code Annotated.

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, 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, and was more than eighteen (18) years of age.

Glenda McHale

Judy M. Butler

AFFIANTS

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Subscribed and sworn to before me this 13th day of February, 1991.

Elizabeth L. Barnard

NOTARY PUBLIC

MY COMMISSION EXPIRES: 1/33/94

01763LRW-R020591

FIRST CODICIL TO LAST WILL AND TESTAMENT

OF

RUTH B. GRISHAM

I, RUTH B. GRISHAM, of Davidson County, Tennessee, being of sound mind and disposing memory, and realizing the uncertainty of life, do hereby make, publish and declare this to be the First Codicil to the Last Will and Testament executed by me on the 12th day of February, 1991, in the presence of Columba McHale and Judy M. Butler.

I

I first delete **ARTICLE V** from my original Will and in its place substitute the following:

ARTICLE V

I direct my Executors to have my five diamond white platinum wedding ring dismounted and the five stones used to make five separate diamond and gold pendants similar to my diamond and gold pendant. The cost of the dismounting and the cost of the purchase of the gold pendants shall be an expense of administration of my estate and paid for by my estate. The five pendants made from my five diamond white wedding ring together with my existing diamond pendant I hereby bequeath to my following six nieces: **HEATHER RUTH BRIGGS, MARY BETH BRIGGS, SUZANNE WIGGS BARBOUR, KATHY WIGGS RUSSELL, CHRISTINE BRIGGS** and **JENNIFER HARRIS.**

II

I delete from the items of personal property passing under **ARTICLE VI** of my original Will my mink jacket and bequeath said mink jacket to my sister, **LOUISE WIGGS**, per stirpes.

III

I bequeath any automobile that I own at the time of my death to JAMES L. WIGGS, per stirpes.

IV

Except as amended or altered by the provisions of this Codicil I re-affirm all of the provisions of my aforesaid Last Will and Testament dated February 12, 1991.

IN WITNESS WHEREOF, I have hereunto set my hand to this page and the preceding page of this the First Codicil to my Last Will and Testament on this the 19 day of Aug., 1991.

Ruth B. Grisham

RUTH B. GRISHAM, TESTATRIX

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

Nashville Tn

Nashville, Tennessee

WITNESSES **ADDRESSES**

PAGE TWO OF FIRST CODICIL TO MY LAST WILL AND TESTAMENT Ruth B. Grisham

AFFIDAVIT OF WITNESSES

LARRY R. HILLIAMS and MELINDA LANGLEY, after being first duly sworn according to law, depose and say:

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

2. That they witnessed the execution of the First Codicil of the Last Will and Testament of **RUTH B. GRISHAM**, dated the 19 day of AUGUST, 1991, to which this Affidavit is being attached, and that this Affidavit is being made at the request of the Testatrix, and in accordance with Tennessee Code Annotated, Section 32-2-110.

3. That their signatures are affixed to said First Codicil of the 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, on the date recited in said First Codicil to the Last Will and Testament.

4. That the Testatrix signed said First Codicil to the Last Will and Testament as and for her First Codicil to her Last Will and Testament in their sight and presence.

5. That at the time they witnessed said First Codicil to the Last Will and Testament, the Testatrix was more than eighteen (18) years of age and was, in their opinion, of sound mind.

Larry R. Williams

Melinda K. Langley

AFFIANTS

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Subscribed and sworn to before me, this 19th day of August, 1991.

Carl D. Apple

NOTARY PUBLIC

My Commission Expires: 5/23/94

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IDENTIFICATION REFERENCE

APR 2 10 11 AM '98

DAVIDSON COUNTY, TN

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 ____ Page 42
Given under my hand and official seal, at office, in Nashville, this 25th of March 1992

BILL COVINGTON
Clerk of Probate Court

BY: [signature]
Deputy Clerk

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