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BOOK 8595 PAGE 947

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IDENTIFICATION REFERENCE

APR 7 2 51 PM '92

DAVIDSON COUNTY, TN

Last Will and Testament

OF

POLLY CHERRY YATES

I, POLLY CHERRY YATES, presently residing at 1311 Greenfield Avenue, Nashville, Tennessee, 37216, do hereby make, publish and declare this as my Last Will and Testament, hereby revoking any and all Wills or Codicils heretofore made by me.

ITEM ONE: I do hereby nominate and appoint my daughters, DOROTHY YATES SIMS and MARJORIE YATES EMBRY, both residents of Nashville, Davidson County, Tennessee, as Co-Executrices of my Will and Estate and direct that they be permitted to serve as such without bond. Should either of my said daughters predecease me or for any reason be unable or unwilling to serve as a Co-Executrix, I direct that the other daughter be authorized to execute my Will and administer my Estate as sole Executrix without bond.

ITEM TWO: I authorize and direct my Co-Executrices to pay all lawful obligations of my Estate, including expenses of my last illness, my funeral expenses and any expenses and costs incident to the administration of my estate from any funds available to my Estate. To this end they are authorized to sell my homeplace to obtain funds necessary to pay the obligations of my Estate and any other expenses mentioned in ITEM ONE hereinabove. Provided, however, in view of the fact that my two daughters are the primary beneficiaries of my Will as hereinafter provided, if any one of them wishes to retain my homeplace for her home I request that my Co-Executrices give her preference in the purchase of my homeplace, by allowing her to credit her interest therein against the purchase price and by giving her a

period of ninety (90) days following my death within which to advise whether or not she will purchase the property.

ITEM THREE: I give, devise and bequeath all of my estate, real and personal, wheresoever situated, after payment of the obligations, costs and expenses necessary for the settlement of my Estate in equal shares, share and share alike, to my daughters, DOROTHY YATES SIMS and MARJORIE YATES EMBRY. Should either of my daughters predecease me her share in my Estate will pass to my surviving daughter. Should both of my said daughters predecease me my entire estate will pass to my grandsons, CHARLES WILEY EMBRY, SR. and STEVEN AKIN EMBRY, in equal shares.

IN WITNESS WHEREOF, I have hereunto set my hand to this my Last Will and Testament consisting of two (2) typewritten pages on this 19th day of September, 1986.

Polly Cherry Yates
POLLY CHERRY YATES,
TESTATRIX

The foregoing instrument consisting of two (2) typewritten pages was signed, published and declared by POLLY CHERRY YATES, the Testatrix, to be her Last Will and Testament in the presence of both of us, the undersigned, 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, attesting the sound and disposing mind of the Testatrix and the execution of the aforesaid paper writing by her on said date at Nashville, Tennessee.

Diane R. Powell — 3904 Ballatine Rd.
Stephanie Pepp — Nashville, Tn. 37216

ATTESTING WITNESSES — ADDRESSES

This is Page Two and the Final Page of this my Last Will and Testament



AFFIDAVIT OF WITNESSES

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Tyrone R. Powell and Stephanie Popp, being duly sworn, depose and say that POLLY CHERRY YATES, the within named Testatrix, did on the 19th day of Sept, 1986, declare the foregoing instrument to be her Last Will and Testament, and did sign the same as such in their sight and presence, and upon her request, Affiants and each of them in her sight and presence, and in the sight and presence of each other, did sign the foregoing attestation clause to said Will, as attesting witnesses, each being of the opinion that said Testatrix was of sound mind and disposing memory. Affiants are qualified to act as witnesses to said Last Will and Testament, and their addresses are shown opposite their signatures.

DATED at Nashville, Tennessee this 19th day of September, 1986.

Tyrone R. Powell

Stephanie Popp

AFFIANTS

Subscribed and sworn to before me, this 19th day of September, 1986.

Hattie Hammock

Notary Public

My Commission Expires:_____

My Commission Expires July 17 1988

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 178 Page 660

Given under my hand and official seal, at office, in Nashville, this 31 of Mar 1992

BILL COVINGTON

Clerk of Probate Court

By _____

Deputy Clerk