FILED
ENTERED 1-1-92
BOOK 55 PAGE 260-261
JANICE W. JORDAN, Clerk & Master
P-92-896

LAST WILL AND TESTAMENT

OF

HOMER R. WILBURN

7.7.3.7.1.

IDENTIFICATION REFERENCE

Dec 28 3 29 PM '92

LUIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

MAIL ENV.

5830 12/28 0101 01CASH 28.00

I, Homer R. Wilburn, a resident of and domiciled in Williamson County, Tennessee, do hereby make, publish and declare the following to be my Last Will and Testament, hereby revoking all of my prior wills and codicils.

I. DEBTS

I DIRECT that all of my just debts, my funeral expenses, including the cost of a suitable cemetery plot, if necessary, and the cost of a suitable monument at my grave, the expenses of my last illness, the cost of administration of my estate, be paid as soon as may be convenient after my death.

II. TAXES

All estate, inheritance, legacy, succession, transfer or other death taxes (including any interest and penalties thereon) imposed by any domestic or foreign taxing authority with respect to all property taxable by reason of my death, whether or not such property passes under this Will and whether such taxes be payable by my estate or by any recipient of any such property (other than any tax imposed by Section 2044 or Chapter 13 of the Internal Revenue Code of 1954, as amended, or any successor thereto, and any comparable tax imposed by any other taxing authority), shall be paid out of my residuary estate with no right of reimbursement from any recipient of any such property.

III. REAL ESTATE

I give and devise to Billie Joyce Williams, in fee simple, the duplex and land which comprise 208 Lutie Street, Nashville, Davidson County, Tennessee.

Homer R. Wilburn

I give, devise, and bequeath to my step-daughter, Patricia Ann Reed, the buildings and land which are located on Plant Road, Waverly, Humphrey County, Tennessee, together with all tangible personal property located there, of whatever nature, which is used or usable for the furnishing or upkeep of either such buildings or land.

I give, devise and bequeath to my wife, Mary Pauline Wilburn, all right, title and interest which I may own at the time of my death to the farm of approximately 7.4 acres located at 3016 Wilson Pike, Franklin, Williamson County, Tennessee, and described as follows:

> located at 3016 Wilson Pike and more particularly described in that deed dated November 18, 1969, from Sue Collier and others to Homer R. Wilburn and wife, Mary Pauline Wilburn, and recorded in Book 167, page 388, R.O.W.C.

together with all improvements, growing crops, tangible personal property including, but not limited to, livestock and equipment situated thereon and used in connection therewith, and my insurance policies, including prepaid premiums, applicable thereto, whether any such properties are real or personal property.

I give, devise and bequeath to my wife, Mary Pauline Wilburn, all right, title and interest which I may own at the time of my death to the farm and homeplace of approximately 78 acres located at 151 Trinity Road, Franklin, Williamson County, Tennessee, together with all improvements, growing crops, tangible personal property including, but not limited to, livestock and equipment situated thereon and used in connection therewith, and my insurance policies, including prepaid premiums, applicable thereto, whether any such properties are real or personal property.

Homer R. Wilburn

IV. RESIDUARY

All the rest, residue and remainder of my property and estate, both real and personal, of whatsoever kind and wheresoever situated, of which I shall die seized or possessed or of which I shall be entitled to dispose at the time of my death (my "residuary estate"), I GIVE, DEVISE and BEQUEATH to my spouse, Mary Pauline Wilburn, if my spouse survives me, or if my spouse does not survive me, to my step-daughter, Patricia Ann Reed, per stirpes.

V. PERSONAL REPRESENTATIVE

I NOMINATE and APPOINT as Personal Representative hereof, my step-daughter, Patricia Ann Reed. If she shall fail or cease to act as such Personal Representative, I NOMINATE and APPOINT as Alternate Personal Representative hereof, in the place and stead of Patricia Ann Reed, my wife, Mary Pauline Wilburn.

I DIRECT that no bond or other security shall be given by or required of any person hereinabove named for the faithful performance of such person's fiduciary duties in any capacity hereunder.

I AUTHORIZE my Personal Representative 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 shall be required by law.

Thomas R Wilburn

My Personal Representative, shall without diminution or restriction of the powers vested by law, or elsewhere in this instrument, and subject to all the privileges of this instrument, shall without the necessity of procuring any judicial authorization therefor, or approval thereof, shall be vested with, and in the application and of their best judgment and discretion on behalf of the beneficiaries of this instrument, shall be authorized to exercise the powers and rights set forth in T.C.A. 35-50-110, including any and all acts amendatory thereof.

VI. COMMON DISASTER

In the event that my said spouse and I shall die under such circumstances that there is not sufficient evidence to determine the order of our deaths, then I shall be presumed to have survived my said spouse and my estate shall be administered in all respects as if my spouse shall not have survived me.

VII. MISCELLANEOUS

As used in this Will, words in the singular shall include the plural, masculine shall include feminine and/or neuter, and vice versa.

IN WITNESS WHEREOF, I have to this my Last Will and Testament contained in 4.5 sheets of paper, subscribed my name this 5th day of November _____, 1991.

Homer R. Wilburn

Homer R. Wilburn

Homer R. Wilburn

SUBSCRIBED by Homer R. Wilburn in the presence of us and each of us and at the same time declared by him to us and each of us to be his last Will and Testament, and thereupon we, at his request and in his presence and in the presence of each other, subscribed our names this 5th day of November, 1991.

[illegible] residing at Franklin, Tenn.

Sonya Brown residing at Nunnelly, TN

Lori M. Stoll residing at Columbia, TN

STATE OF TENNESSEE
WILLIAMSON COUNTY
I, THE UNDERSIGNED CLERK OR MASTER, DO HEREBY CERTIFY THIS TO BE A TRUE COPY FROM THE ORIGINAL OF THIS INSTRUMENT FILED IN THIS CAUSE.
Kelly Scott (DC)
JOHNNIE M. JORDAN, CLERK & MASTER

STATE OF TENNESSEE)

COUNTY OF Williamson)

BOOK 8824 PAGE 927

We, the undersigned, being duly sworn, say:

1. We witnessed the execution of the foregoing Last Will and Testament, dated November 5th, 1991, of Homer R. Wilburn. Homer R. Wilburn subscribed said Last Will and Testament at the offices of Yost & Robertson, 198 East Main Street, Franklin, Tennessee, on November 5th, 1991, in our presence. At the time of making such subscription, Homer R. Wilburn declared the said instrument so subscribed by him to be his Last Will and Testament, and we thereupon signed our names as witnesses at the end of said instrument, at the request of Homer R. Wilburn and in his presence, and in the presence of each other.

2. In our opinion, Homer R. Wilburn, at the time of so executing said instrument was upwards of the age of eighteen (18) years, and was in all respects competent to make a Will.

3. We make this affidavit at the request of Homer R. Wilburn.

Maxwell R. Vincent

Sonya Brown

Lori M. Stofel

Sworn to and subscribed before me this 5th day of November, 1991.

Marie A. Sweeney
NOTARY PUBLIC

My Commission Expires: 7-2-94