THIS INSTRUMENT PREPARED BY:
Robert F. Hazard
COPELAND, CONLEY & HAZARD
Attorneys at Law
Tullahoma, TN 37388

REAL PROPERTY TAX RESPONSIBILITY:
FIRST NATIONAL BANK
115 N. Atlantic
Tullahoma, TN 37388

OWNER: Same

BOOK 9127 PAGE 643

TAX INFORMATION: Map 148 Parcel 131

EXECUTOR'S DEED

FOR AND IN CONSIDERATION of the sum of ONE ($1.00) DOLLAR, cash in hand paid, and other good and valuable considerations, receipt of which is hereby acknowledged, I, JAMES M. KING, JR., as Executor of the Estate of JAMES M. KING, deceased, have bargained and sold and by these presents do hereby transfer and convey to FIRST NATIONAL BANK OF TULLAHOMA, TENNESSEE, TRUSTEE for SALLIE KING SOMERMEYER, her heirs and assigns, a certain tract or parcel of land in the 5th Civil District, Davidson County, State of Tennessee, bounded and described as follows, to-wit:

A tract of land in the 5th Civil District of Davidson County, Tennessee, near the town of Antioch, and being known as Tract 5 on a plan made by George W. Watkins, Surveyor, November 7, 1950, showing division of a 24 acre tract known as the Payne Lands, and described according to a survey as follows:

BEGINNING at an iron pin in the southerly margin of a 25 foot roadway at the common corner of Tracts 1, 2, and 5 on the west bank of a branch; thence with the line between Tracts 1 and 5 North 20 deg. East 365 feet to a 16 inch locust on the west bank of said branch; thence South 84 deg. East 186 feet to a 12 inch hackberry in the west line of the Hayes property; thence with Hayes' west line South 7 deg. West 146 feet to an iron pipe at the north corner of Tract 6; thence with the line between Tracts 5 and 6, South 38 deg. 30 min. West 337 feet to an iron pin in the north line of the Smith property, in the south line of said 25 foot roadway; thence with the south line of said roadway, along Smith's north line, North 44 deg. West 118 feet to the beginning.

Being the same property conveyed to James M. King by deed dated April 27, 1985, of record in Deed Book 6552, page 964, Register's Office, Davidson County, Tennessee. James M. King is deceased. James M. King, Jr. has been and is duly appointed the Executor of the Estate of James M. King. This probate proceeding is of record in the Chancery Court of Coffee County, Tennessee. This conveyance is made pursuant to the terms of the Last Will and Testament of James M. King.

This conveyance is subject to Restrictive Covenants and such easements and setback lines of record in the Register's Office, Davidson County, Tennessee.

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TULLAHOMA TENNESSEE
37388

TO HAVE AND TO HOLD said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging, to the said FIRST NATIONAL BANK OF TULLAHOMA, TENNESSEE, TRUSTEE FOR SALLIE KING SOMERMEYER, her heirs and assigns, forever in fee simple; and I, in the capacity of Executor only, warrant the title herein conveyed against the lawful claims of all persons claiming the same by, through, or under me, but not further or otherwise.

WITNESS MY HAND this 10th day of August, 1993.

ESTATE OF JAMES M. KING

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BY: James M King Jr
JAMES M. KING, JR.,
Executor

STATE OF North Carolina
COUNTY OF Forsyth

Personally appeared before me, a Notary Public in and for said State and County, JAMES M. KING, JR., Executor of the Estate of James M. King, the within named bargainor, with whom I am personally acquainted, and who acknowledged that he executed the foregoing instrument for the purposes therein contained.

WITNESS MY HAND AND OFFICIAL SEAL this 10th day of August, 1993.

Phyllis N. Jenkins
NOTARY PUBLIC

My Commission Expires: 1-20-98

PHYLLIS N. JENKINS
NOTARY PUBLIC
FORSYTH COUNTY, NC
My Commission Expires 1-20-98

I, or we, hereby swear or affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater is $68,100.00 (the amount paid or equal to or greater than the amount which the property transferred would command at a fair voluntary sale) First National Bank, Trustee for Sallie King Somermeyer

Affiant

Subscribed and sworn to before me this 10th day of Aug. 1993

Notary Public

70200

6304 10/27 0101 03CHECK 8.00

Trust dtd 10/14/93

Last Will and Testament

OF

JAMES MANNING KING, SR.

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ARTICLE I.

I, JAMES MANNING KING, SR., domiciled in Coffee County, Tennessee, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me.

ARTICLE II.

I direct that all of my just debts, my funeral expenses, (whether or not the same are enforceable obligations of my estate) and the costs of administration of my estate be paid as soon as practicable after my death. My Executor, in its sole discretion, may pay from my domiciliary estate all or any portion of the costs of ancillary administration and similar proceedings in other jurisdictions.

I further direct that any obligations of mine secured by mortgage on any real estate (whether owned by me jointly or individually) or by pledge of or lien against any of my personal property or life insurance, be considered in full as obligations of my estate.

ARTICLE III.

I direct that there shall be paid out of my residuary estate, without apportionment, all estate, inheritance, succession and other taxes (together with any penalty thereof), assessed by reason of my death, imposed by the government of the United States, or any state or territory thereof, or by any foreign government or political subdivision thereof in respect of all property required to be included in my gross estate for estate or like tax purposes (except for purposes of the federal generation-skipping transfer tax) by any of such governments, whether the property passes under this Will or otherwise, including property over which I have a

James M King

taxable power of appointment, without contribution by any recipient of any such property.

ARTICLE IV.

I bequeath to my Daughter, SALLIE FRANCES KING SOMERMEYER, in fee, the following items of personal property, to-wit:

A. The newest automobile which I own at the time of my death.

B. One-half (½) of all silver owned by me at the time of my death.

C. White mink coat.

D. Three (3) fur collars.

E. Mink stole (the shorter of the two).

ARTICLE V.

I direct that my Executor shall convey the hereinafter described property to the FIRST NATIONAL BANK OF TULLAHOMA, TENNESSEE, as Trustee, for SALLIE FRANCES KING SOMERMEYER, to be held, managed and controlled as a Trust Estate, with all the rights and powers and subject to the limitations hereinafter enumerated, for the following uses and purposes:

A. The Trustee shall collect the income from the property comprising the Trust Estate and shall remit the net income in monthly or other convenient installments to my Daughter, SALLIE FRANCES KING SOMERMEYER, or apply same for her benefit, so long as she shall live. In addition to the distribution of income, my Daughter shall have the option to request distribution of up to Ten Thousand ($10,000) Dollars per year from the proceeds derived from the maturing of the municipal bonds which shall comprise a part of this Trust Estate. The Trustee is further authorized and directed to, upon the written request of the beneficiary, at any time after this Trust has been in effect for a period of ten (10) years, to sell the real property in Tullahoma, Tennessee, which is a part of the Trust Estate and to disburse the proceeds derived from the sale to my Daughter. If the Trustee should elect to sell said property within the first ten (10) years of this Trust, the proceeds of the sale shall not be disbursed to the beneficiary until ten (10) years has elapsed. I specifically direct that there shall be no

James M King

invasions of the corpus, other than as specifically set forth herein for any other purposes except the payment of extra ordinary medical expenses incurred by my Daughter for herself or for her children and in the event an invasion of the corpus is necessary for this purpose, I direct that payments be made direct to the providers of the medical care.

DESCRIPTION OF TRUST PROPERTY:

(a) Fifty Thousand ($50,000) Dollars in cash.

(b) Seventy-Five Thousand ($75,000) Dollars in municipal bonds and I specifically direct my Executor to distribute the latest maturity bonds in satisfaction of this bequest.

(c) Approximately two (2) acres and the eight (8) room house located on the same grounds as my main house, more particularly described as follows: Fronting 238 feet on Country Club Drive, 416 feet on Kings Lane, with a rear lot line of 196 feet, thence at right angles 44 feet toward Country Club Drive, thence at right angles 82 feet to the swimming pool wall, thence at right angles approximately 372 feet to the margin of Country Club Drive.

(d) House and lot presently occupied by SALLIE FRANCES KING SOMERMEYER at 4864 Payne Road, Antioch, Tennessee.

B. This Trust shall continue for and during the natural lifetime of my Daughter, SALLIE FRANCES KING SOMERMEYER, but shall be subject to her exercise of a power of appointment upon her death.

ARTICLE VI.

I give, devise and bequeath to my Son, JAMES MANNING KING, JR., in fee, the following items of real and personal property:

A. The main house and all buildings and land other than the eight (8) room house with two (2) acres of land left in the Trust for my Daughter, SALLIE FRANCES KING SOMERMEYER. This will consist of approximately twenty-eight (28) acres of land, the main house, my office building and equipment, four (4) barns, one (1) block house and two (2) woodworking shops with all equipment therein.

B. All household goods and furnishings, including the remaining one-half (½) of all silver which I may own at the time of my death.

C. All farm equipment and livestock including but not limited to a 40 H.P. Ford Tractor, a 16 H.P. International Tractor, a Ford truck; a Jeep Chiefton, a John Deer lawnmower, and all farm implements and attachments.

James M King