LAST WILL AND TESTAMENT OF
MARTHA RITA BENEKE

Bk 9645 Pg 693

I, Martha Rita Beneke, being of sound mind and disposing memory do hereby make, pubish and declare this to be my Last Will and Testament cancelling any and all wills or codicils heretofore made.

FIRST

I direct that all of my just debts be first paid out of my estate.

SECOND

I hereby appoint Attorney William C. Moody to be the Executor of my estate with no bond or accounting being required.

THIRD

I realize that in executing this Will certain nieces and nephews are without gifts, and this is done with intent and not by oversight. I am further aware that during the course of business I have indicated that some heirs have a certain percentage of interest in securities; however this has been done to facilitate the management of accounts and this fact shall not be used to diminish or limit the interest of any beneficiary set forth in this Will and the terms of the Will shall prevail.

FOURTH

For the purpose of paying the expenses of my last illness and burial, I give to Donna Talley Bass the monies remaining in my Nashville Electric Service credit union with any amount not expended for these purposes to be hers. It is my desire that all funeral arrangements be made by and controlled by Donna Talley Bass.

Page one of my Will Martha Rita Beneke

FIFTH

I give, devise and bequeath my Xerox Deferred Annuity, certificate 561126, in equal shares, share and share alike, to Donna Talley Bass, Virginia Rogan, Andrea Tidwell, and St. Anne's Catholic Church in Nashville, Tennessee.

SIXTH

I give the balance of my IRA account in Protective Life Insurance Company, including accrued interest, to Donna Talley Bass and William M. Beneke in equal shares, share and share alike.

SEVENTH

I give, devise and bequeath my home located on Lauderdale in Nashville, Tennessee and my 1986 Cadillac to William M. Beneke.

EIGHTH

I give devise and bequeath the mortgage I hold to real estate in Houston, Harris County, Texas, particularly described as Lot 8, Block 39, including any and all interest, to Donna Talley Bass.

NINTH

I give, devise and bequeath all of the contents, furniture, equipment, materials and supplies located in my home on Lauderdale in Nashville, Tennessee to Donna Talley Bass. By contents, it is my intent to include any document paper, security or asset of any nature located in the premises or in the furniture except for items specifically bequeathed elsewhere in this Will.

 Martha Rita Beneke

TENTH

All of my other securities, including but not limited to the Xerox Life Insurance deferred annuity I hereinbefore bequeathed, I give and devise to Donna Talley Bass.

ELEVENTH

All the rest, remainder and residue of my estate, I give, devise and bequeath to Donna Talley Bass.

IN WITNESS WHEREOF, I hereunto set my hand and declare this to be my Last Will and Testament.

Executed this 5 day of Jan, 1994.

Martha Rita Beneke
MARTHA RITA BENEKE

SIGNED, SEALED, PUBLISHED, and DECLARED this 5 day of January, 1994 by the said MARTHA RITA BENEKE to be her Last Will and Testament in the presence of us, who at her request and in her presence and in the presence of each other do subscribe our names as witnesses, and we do further state at the time of the signing of the said instrument that the said MARTHA RITA BENEKE was of sound mind and disposing memory, and that she signed the three sheets constituting this Will.

Michael W. Carter — Nashville Tn
WITNESS — ADDRESS

Susan Longbrake — Nashville Tn
WITNESS — ADDRESS

BK 9645 PG 702

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, a Notary Public for the above State and County, on the 5 day of January, 1994, the within named witnesses, who after being duly sworn according to the law, deposed and said that they are the subscribing witnesses of the foregoing Will of MARTHA RITA BENEKE, that each of them signed the attestation clause of the said Will at the request of MARTHA RITA BENEKE, and in her sight and presence and in the sight and presence of each other and that all facts stated in the foregoing attestation clause are true.

WITNESS

WITNESS

NOTARY PUBLIC

My commission expires July 23, 1994

51553

IDENTIF. & REFERENCE

95 APR 17 AM 10:15

REGISTER
DAVIDSON COUNTY, TN.

MAIL ENV.

1995 APR 17 0101 03CHECK 15.00

CLERK, CHANCERY COURT
DAVIDSON COUNTY, TENN.

HOOPER, CLERK

By Kay Jackson
Deputy Clerk