IN THE PROBATE COURT FOR DAVIDSON COUNTY
TENNESSEE AT NASHVILLE

IN RE:)
)
THE ESTATE OF Robert Lee Jackson,) No. 95P854
)
Deceased.)

'95 MAY 18 A10:21
RICHARD R. ROOKER, CLERK
D.C.

BOOK 9681 PG 596

ORDER

This cause came on to be heard on the 18th day of May, 1995 before the Probate Master of the Probate Court for Davidson County, Tennessee, upon the Petition for Probate . Based upon the examination of the petition, the statements of Petitioner, and all of the record in the matter, the Court finds as follows:

1. That the Decedent was a resident of Davidson County, Tennessee.
2. That the Decedent died on the 18th day of March, 1995 at the age of 79 years.
3. That the Decedent left a Will.
4. That Petitioner Dorothy Richardson Jackson, is a suitable person to qualify as Administratrix, being the widow of the decedent and is excused from making bond, the necessary affidavits of the beneficiaries being filed contemporaneously herewith.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:

1. That the Decedent's estate be admitted to Probate.
2. That petitioner, Dorothy Richardson Jackson, is appointed as Administratrix to serve without bond.
3. That notice be issued to the creditors and the Department of Revenue as required by law.
4. That Petitioner will carry out all the duties of an Administratrix as required by law, including the filing of the necessary inheritance tax returns and inventory in the prescribed matter.

Probate Master

Approved for entry:

PAUL R. WHITE #5464
Attorney for Petitioner
Rutherford, DeMarco, White & Solomon
Suite 400, Washington Square
214 Second Avenue North
Nashville, TN 37201
Telephone: 615 / 256-6681

PICK-UP

STATE OF TENNESSEE, DAVIDSON COUNTY

I, Richard R. Rooker, 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. Minute Book 294 Page 697
Given under my hand and official seal, at office, in Nashville, this 23rd of May 19 95.

RICHARD R. ROOKER, CLERK

By Ruby Deathridge
Deputy Clerk

95 MAY 26 AM 9:13
FEE $
DAVIDSON COUNTY, TN.

0064040
IDENTIF. ↑ REFERENCE

LAST WILL AND TESTAMENT BOOK 9681 PG 597

OF

ROBERT LEE JACKSON

I, ROBERT LEE JACKSON, domiciled in Nashville, Davidson County, Tennessee, do make, publish and declare this to be my last will and testament hereby revoking all wills and codicils heretobefore made by me.

ARTICLE I

I direct that all of my just debts, my funeral expenses (including the cost of a suitable monument at my grave), unpaid charitable pledges (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 her 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 II

All of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this will, including all lapsed legacies and devises and all life insurance payable to my estate, I bequeath and devise in fee to my wife, DOROTHY RICHARDSON JACKSON. If my wife, DOROTHY RICHARDSON JACKSON, shall not survive me, then I bequeath and devise the said property, in fee, to my daughter, CAROLYN ANNE JACKSON PATTON, (MRS. CARLTON CLEMENT PATTON) Orange Park, Florida.

If my wife, DOROTHY RICHARDSON JACKSON, and my daughter, CAROLYN ANNE JACKSON PATTON, shall not survive me, then I bequeath and devise the

said property in fee and equal shares to the issue of CAROLYN ANNE JACKSON PATTON, who survive me per stirpes.

ARTICLE III

I authorize my Executor, including any substitute or successor personal representative, in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate or any trust, to exercise any or all the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, T.C.A. § 35-618, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted, notwithstanding that said statute may be amended hereafter or repealed at the time of my death.

ARTICLE IV

During the minority, or incapacity of any beneficiary for whom income or corpus is authorized or directed to be paid, my Executor may pay, transfer or assign same in any one or more of the following ways: (a) directly to such beneficiary such amount as it may deem advisable as an allowance; (b) to the guardian of the person or of the property of such beneficiary; (c) to a relative of such beneficiary upon the agreement of such relative to expend such income or corpus solely for the benefit of the beneficiary; (d) by expending such income or corpus directly for the education, maintenance or welfare of such beneficiary. My Executor shall have the power in his uncontrolled discretion to determine whether a beneficiary is incapacitated, and its determination shall be conclusive.

ARTICLE V

If my wife, DOROTHY RICHARDSON JACKSON, and I shall die under such circumstances that there is not sufficient evidence to determine the order of our deaths, then it shall be presumed that she survived me; and my estate shall be administered and distributed, in all respects, in accordance with such presumption.

ARTICLE VI

I appoint my wife, DOROTHY RICHARDSON JACKSON, as executor of this will. If she shall be unable or unwilling to serve, or if she predeceases me or dies before the termination of administration, I appoint JAMES W. CLARK, 6828 Pennywell Drive, Nashville, Tennessee, as substitute executor.

My executor or the substitute executor shall serve without bond.

ARTICLE VII

1. My executor shall have the power to exercise any election she may have as to whether to claim any expense of administration of my estate as a deduction for any death tax or any income tax in such manner as she believes will minimize the total tax burden on my estate, irrespective of the effect any such decision would have upon the value of any trust, and without any adjustments as between income and principal accounts of my estate resulting from deduction for income tax purposes of a principal charge therefrom. My executor shall incur no liability to any beneficiary by reason of making or failing to make any such election.

2. My executor is authorized to file with my wife, or her executor or administrator, a joint Federal income tax return for the year in which my death occurs and for any previous year for which a return has not been filed prior to my death. My executor is directed to do so if such is possible and will result in a lesser tax than separate returns would do. My executor is also authorized to consent for gift tax purposes to having gifts made by either of us during my life considered as made one-half by each of us. My executor is authorized to pay in full, as a debt of mine, any tax shown on any such return and any additional tax and interest that may be assessed as a result of the audit of any such return. My executor shall not be liable to any beneficiary of this Will for reimbursement for any tax or interest not (but for this Article) payable to her which she may pay in carrying out the instructions of this Article.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, consisting of this and three preceding typewritten pages, and for the purpose of identification I have initialed each such page all in the presence of the persons witnessing it at my request on this 27th day of September, 1978, at Memphis, Tennessee.

Robert Lee Jackson
ROBERT LEE JACKSON

The foregoing instrument, consisting of this and three preceding typewritten pages, was signed, sealed, published and declared by ROBERT LEE JACKSON, the testator, to be his Last Will and Testament, in our presence, and we, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses, this 27th day of September, 1978, at Memphis, Tennessee.

Wilma N. Castles

William R. Castles

BOOK 9681 PG 601

AFFADIVIT OF WITNESSES TO PROVE WILL

WILMA H. CASTLES and WILLIAM T. CASTLES

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

1. That they are adult citizens of NASHVILLE, DAVIDSON County, Tennessee.

2. That they witnessed the execution of the Last Will and Testament of ROBERT LEE JACKSON, dated SEPTEMBER 1978, to which this affidavit is attached, and that this affidavit is being made at the request of the Testator, and in accordance with Tennessee Code Annotated, sub-paragraph 32-211.

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 Testator and in HIS presence, and in the presence of each other, at the place and on the date recited in said Last Will and Testament.

4. That the Testator signed said paper writing as and for HIS Last Will and Testament in their sight and presence.

5. That at the time they witnessed said will, the Testator was, in their opinion, of sound mind.

William T. Castles

Wilma H. Castles

RECORDERS MEMO
LEGIBILITY OF WRITING, TYPING OR PRINTING IN THIS DOCUMENT UNSATISFACTORY WHEN RECEIVED

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Subscribed and sworn to before me this 4th day of October, 1978.

My commission expires:
July 18 1982

Notary Public

CODICIL NO. 1
TO THE LAST WILL AND TESTAMENT
OF ROBERT LEE JACKSON

I, Robert Lee Jackson, domiciled in Nashville, Davidson County, Tennessee, having heretofore made and published my Last Will and Testament executed on the 27th of September, 1978, do make and declare this as Codicil No. 1 thereto, to wit:

I hereby delete paragraph one of Article II in its entirety and substitute the following:

All of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this will, including all lapsed legacies and devises and all life insurance payable to my estate, I bequeath and devise in fee to my wife, DOROTHY RICHARDSON JACKSON. If my wife, DOROTHY RICHARDSON JACKSON, shall not survive me, then I bequeath and devise the said property, in fee, to my daughter, CAROLYN ANNE JACKSON PATTON, (MRS. CARLTON CLEMENT PATTON) Highlands, North Carolina.

IN WITNESS WHEREOF, I have executed this Codicil No. 1 to my Last Will and Testament at Nashville, Davidson County, Tennessee on this the 20th day of January of 1995.

Robert Lee Jackson
ROBERT LEE JACKSON
Testator

[illegible] 38.00

Signed, sealed, published and declared by the Testatrix, Robert Lee Jackson, to be Codicil No. 1 to his Last Will and Testament in the presence of all of us at one and the same time, and we, at his request and in his 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 Testator and to the performance of the aforesaid act of execution at the place and on the date hereinabove set out.

Paul R. White

133 Laird Road
Address
Nashville, Tennessee 37205

615/352-1344
Telephone

Agnes B Carey

3814 Fortuna Dr.
Address
Nashville TN 37211

615/834-6760
Telephone

Elizabeth C. Williams

4810 Shadowcrest Dr.
Address
Nashville, TN 37211

615/781-8151
Telephone

THIS DOCUMENT PREPARED BY:
PAUL R. WHITE
RUTHERFORD, DE MARCO, WHITE & SOLOMAN
Suite 400, Washington Square
214 Second Avenue North
Nashville, Tennessee 37201
Telephone: 615 / 256-6681

AFFIDAVIT

BOOK 9681 PG 604

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Paul R. White, April R. Carey and Elizabeth C. Williams after being duly sworn according to law depose and say:

That they are adult citizens of Davidson County, Tennessee and are acquainted with Robert Lee Jackson, who executed the Codicil No. 1 to his Last Will and Testament dated the 20th day of January, 1995, on that date at Nashville, Tennessee by subscribing his name at the end thereof in the sight and presence of each of them;

That at the time of subscribing said Codicil No. 1 to the Last Will and Testament, he declared the instrument so subscribed by him to be Codicil No. 1 of his Last Will and Testament, and they hereupon signed their names as witnesses at the end of said instrument at his request and in his sight and presence and in the sight and presence of each other; and

That Robert Lee Jackson at the time of executing Codicil No. 1 to the Last Will and Testament, was over the age of eighteen (18) years, and in their opinion was of sound mind, memory and understanding and not under any restraint or in any respect incompetent to make a Codicil No. 1 to the Last Will and Testament.

This Affidavit was made at the request of Robert Lee Jackson.

The Codicil No. 1 to the Last Will and Testament was examined by the undersigned witnesses at the time this Affidavit was made.

Paul R White

April R Carey

Elizabeth C. Williams

SWORN TO AND SUBSCRIBED before me this 20th day of January, 1995.

Lynda K. Downing
Notary Public

My Commission Expires: 3-21-98

STATE OF TENNESSEE, DAVIDSON COUNTY

I Richard R. Rooker, 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 592 Page 779
Given under my hand and official seal, at office, in Nashville, this 23rd day of May 1995.

RICHARD R. ROOKER, CLERK

By Beth Dearing
Deputy Clerk

Page 1 of Codicil No. 1 of my Last Will and Testament