95P-1717 10-14-95

Last Will and Testament

Map 52-6
Parcel 17

OF

ELISE MILLER

I, **ELISE MILLER**, a resident of Davidson County, Tennessee, being of sound mind and disposing memory, do make and declare this to be my Last Will and Testament, hereby revoking any and all Wills and Codicils thereto at any time heretofore made by me.

ITEM ONE

I direct that my Executor, hereinafter named, pay all of my just debts, including the expense of my last illness and burial and the cost of administration of my estate from certain cash assets presently on deposit in a checking account at NationsBank, which is a joint account with my daughter, **JANIS BAILEY.**

ITEM TWO

I own certain real property located at 745 Howse Avenue, Madison, Tennessee. This property may be further identified as Parcel 17 of Map 52-6 as shown by the Metropolitan Government map index system and is described in that certain deed of record in Book 5993, page 844, Register's Office for Davidson County, Tennessee. If I own this property at my death, I give and devise the same to my daughter, **JANIS BAILEY.**

ITEM THREE

I own a note secured by a first mortgage lien on property located at 1036 Berwick Trail, Madison, Tennessee. This property may be further identified as Parcel 46 of Map 52-11 as shown by the Metropolitan Government map index system and is described in that certain deed of trust of record in Book 6081, page 436, Register's Office for Davidson County, Tennessee. If at my death an outstanding balance remains owing on this note, I give and

bequeath said note with the remaining balance owing thereon, to my daughter, **JANIS BAILEY.**

ITEM FOUR

I hereby give, devise and bequeath to my daughter, **PATRICIA MEDLIN**, a Certificate of Deposit on deposit at Union Planters Bank and an annuity contract with Merrill Lynch Life Insurance Company, Policy No. TIG88006460.

ITEM FIVE

I presently own various other miscellaneous assets including certain life insurance, a J. C. Bradford securities account, and the cash account at NationsBank referred to in Item One above. Each of these assets, excluding the insurance, is in my name and the name of one of my daughters as a joint owner or joint tenant with right of survivorship. The insurance designates a beneficiary. It is my express intent that these assets and proceecds vest in the joint owner as the survivor or in the beneficiary designated and these items shall not be included in my estate for probate or distribution purposes.

ITEM SIX

I give, bequeath and devise all of the rest, residue and remainder of my estate, real, personal, tangible, intangible and mixed to my two daughters, **JANIS BAILEY and PATRICIA MEDLIN**, share and share alike per stirpes.

ITEM SEVEN

I expressly authorize and empower my said Executor to sell at public or private sale, at such time or times and for such price or prices, as he may deem best, all or any part of my estate, and to execute any and all deeds or other instruments of writing that may be necessary to consummate said sale or sales.

I expressly authorize and empower my said Executor to exercise all powers specifically set forth in T.C.A. §35-50-110, to the extent applicable, and all provisions of said Section are expressly incorporated herein by reference as fully and completely as though copied herein verbatim. These powers (as set out in such Statute on the date of execution hereof) are

granted notwithstanding the possibility that such Statute may be subsequently amended or repealed.

ITEM EIGHT

I hereby expressly excuse and waive any and all requirements for the filing of formal accountings or inventories with any court by the Executor named herein or by any substitute or successor Executor.

ITEM NINE

I hereby nominate and appoint my son-in-law, **CARL BAILEY**, as Executor of my Last Will and Testament, hereby relieving him of making bond.

IN WITNESS WHEREOF I have hereunto subscribed my name, this the 10th day of December, 1993.

ELISE MILLER

WITNESSES' ATTESTATION AND AFFIDAVIT

We, Thomas M. Black and Elizabeth Woodall, being first duly sworn, make oath that **ELISE MILLER**, on the day and date above written, declared and signified to us that the foregoing instrument was her Last Will and Testament; and she then signed said instrument in our sight and presence; that we, in her presence, and in her sight and presence, and in the sight and presence of each other, then subscribed our names hereto as attesting witnesses; that, at the time of execution, the Testatrix was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than eighteen (18) years of age, make and sign the Affidavit at the Testatrix's request on the day and date above written.

WITNESS:

[illegible]

Ellen W. Woodall

ADDRESS:

333 Gallatin Rd S
Madison, TN 37115

333 Gallatin Rd So.
Madison, TN 37115

Sworn to and subscribed before me this the 20th day of May, 1993.

[illegible]
NOTARY PUBLIC

MY COMMISSION EXPIRES: 5-11-96

PICK-UP
DAVIDSON COUNTY, TN.

0115025

STATE OF TENNESSEE, DAVIDSON COUNTY

I Richard R. Rooker, Clerk of the Chancery 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 201 Page 489
Given under my hand and official seal, at office, in Nashville, this 23rd day of October 1995.

RICHARD R. ROOKER, CLERK

[illegible]
Deputy Clerk

PAGE FOUR AND FINAL PAGE OF MY LAST WILL AND TESTAMENT