Box 28

MB 413:265

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

BOOK 10327 PG 285

IN RE:

WILL OF CARRIE CHILDRESS JONES,

DECEASED,

DAVID JONES, ADMINISTRATOR, CTA OF THE ESTATE OF CARRIE CHILDRESS JONES AND SOLE BENEFICIARY.

NO. 96P-713

97 JAN 23 AM 10:51
DAVIDSON COUNTY, TN.

IDENTIF. & REFERENCE 02666360

ORDER

Based upon examination of the Last Will and Testament of Carrie Childress Jones dated August 28, 1978 ("Will") and statements in open Court on November 26, 1996, the Court finds that following:

1. The Will has substantial contradictions and inconsistencies concerning the establishment of a trust to be funded with the remainder of the estate for the benefit of David Jones, the sole descendent of Carrie Childress Jones.

2. The intent of the testator, however, as interpreted and determined from the language of the Will as a whole, was to establish a Trust under her Will for David Jones, assuming David Jones was living on the date of Ms. Jones' death. Such trust was to terminate when David Jones attained age thirty (30), with the trust property vesting in David Jones outright.

3. David Jones, who was born May 1, 1962, was thirty-three (33) years old on the date of Ms. Jones' death, February 28, 1996.

Based on these findings, the Court ORDERS the following:

1. The intent of the testator, Carrie Childress Jones, under her Will was to establish a trust for the benefit of David Jones if living on the date of her death, which trust would terminate upon his attaining age thirty (30) resulting in all of such trust property vesting in David Jones at such time.

2. Since David Jones was living and thirty-three (33) years old on the date of Ms. Jones death then no trust need be established resulting in David Jones being the sole residuary beneficiary under the Will of Carrie Childress Jones.

Entered this 9 day of Dec, 1996.

FRANK G. CLEMENT, JR., JUDGE

APPROVED FOR ENTRY:

BOTTORFF, KAVIN & COOK, PLC

Russell T. Cook, #14605
Attorney for Petitioner
Suite 200 Center Court Building
5110 Maryland Way
Brentwood, Tennessee 37027
(615) 371-0800

7173 01/23 0101 03CHECK 8.00

CERTIFICATE OF SERVICE

I hereby certify that one true and correct copy of the foregoing Order has been mailed U.S. First Class Mail, postage prepaid to David Jones, 4201 W. Hamilton Avenue, Nashville, Tennessee 37218 and J. Paul Gaddis, First American National Bank, 400 First American Center, Nashville, Tennessee 37237-0402, this 26th day of November, 1996.

Russell T. Cook

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 413 Page 265

Given under my hand and official seal, at office, in Nashville, this 8th of January 19 97.

RICHARD R. ROOKER, CLERK

By Deputy Clerk