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CODICIL NO.2 TO LAST WILL AND TESTAMENT OF CLARA McKEE MALONE

I,Clara McKee Malone, of Nashville, Davidson County, Tennessee, having heretofore made and published my last will and testament, which bears date of October 3, 1959, to which is added a Codicil No. 1, disposing of certain real estate, said codicil No. 1 being dated November 4, 1960, do make and declare this as codicil No. 2 thereto, to wit:

For reasons sufficient to himself, my husband, J. H. Malone, is deeding to me all of his right, title, claim and interest, in and to the following property:

Lot beginning at an iron pin at the point in the middle of Donelson Pike 262.9 feet in a southwesterly direction from the southerly margin of an ingress and egress road; thence south 87° 43' west, 205.4 feet to an iron pin; thence south 27° east 70.8 feet to an iron pin; thence south 85° east 183 feet to the center of Donelson Pike; thence with the center of Donelson Pike 73.1 feet., northeasterly to the beginning.

Lot beginning in the southeast corner of the lot above described and running thence with the center of Donelson Pike south 1° 25' east 73.1 feet to a point in the center of Donelson Pike; thence No. 85° west, 183 ft. to an iron pin; thence south 54° west 90 ft. to an iron pin, at the corner of N. L. Kelley's land; thence from the iron pin south 27° east with the Davis line 52.5 ft. to an iron pin; thence north 85° 20' east 232 feet to the center of Donelson Pike; thence north 1° 25' west with the center of Donelson Pike 70 feet to the point of beginning.

It is my desire that if my husband, J. H. Malone should be living at my death, that the said tract of land go to him and I, therefore, give and devise to my husband J. H. Malone, should he be living at my death, the said tracts of land above described, absolutely to do with as he pleases.

I hereby ratify, republish and reaffirm, said original will in all respect except as modified by two codicils thereto.

It it should happen that my said husband J. H. Malone should die before I do then, in that event, I give and devise the above described tracts of land to my daughter, Dorothy Malone Smith.

RICHARD R. ROOKER
CIRCUIT COURT

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

IDENTIFICATION REFERENCE
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ELIX Z. WILSON III REGISTER
DAVIDSON COUNTY, TN.

In my original will and in my first codicil, I named my daughter, Dorothy Malone Smith, trustee and guardian of her children to whom the property described in those two instances was given, I did not in those instruments give her power to sell said property, but since conditions are changing in the town of Donelson so rapidly, I hereby modify my original will and my first codicil No. 1, so as to give to my daughter, Dorothy Malone Smith, power to sell any and all of the property devised to my grandchildren, and to execute any and all papers necessary to convey title whenever in her judgment, it becomes to the best interest of her children to sell said property, or any of it, and to reinvest the proceeds in other property for the use and benefit of her children.

IN WITNESS WHEREOF, I have hereunto set my hand to this Codicil No. 2, to my last will and testament at Nashville, Tennessee, on this the __ day of November 1966.

Clara McKee Malone
Clara McKee Malone

Signed, sealed, published and declared, by the testatrix, Clara McKee Malone, to be Codicil No. 2, to her last will and testament in the presence of all of us at one and the same time, and we at her request and in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of said testatrix and to the performance of the aforesaid act of execution at the place and on the date hereinabove set forth.

STATE OF TENNESSEE, DAVIDSON COUNTY

I, Richard R. Peoples, 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 174 Page 382

Given under my hand and official seal, at office, in Nashville, this 6th of March 1997.

RICHARD B. BOOKER, CLERK

By Will Capps
Deputy Clerk

WITNESSES:

M. S. Ross 1138 Caldwell Nashville, Tenn.

Peggy Davies 327 Delcliff Rd. Goodlettsville Tenn.

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