OF BOOK 11019 PAGE 125

HAROLD EUGENE SCHMIDT

I, HAROLD EUGENE SCHMIDT, of Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare, and publish this my Last Will and Testament, hereby revoking all former wills and codicils to wills heretofore made by me.

ARTICLE I

I direct that all of my just debts, including my funeral expenses and the costs of administration, be paid out of my general estate by my co-executors as soon as practicable after my death. To this end, I authorize my co-executors to sell any of my property, real, personal, or mixed, and to execute all conveyances necessary to effectuate such sale. I expressly authorize my co-executors to make distributions in kind. I authorize my co-executors in their discretion to use insurance proceeds payable to my estate to satisfy any debts or taxes of my estate. All inheritance and estate taxes assessable by reason of my death shall be discharged by my estate without charge or apportionment against any beneficiary of assets whether passing under this will or otherwise.

ARTICLE II

I hereby give, devise and bequeath my business, including all stock inventory, other personal property and the real property located at 409 Gallatin Road, North, Madison, Tennessee, to my son, Mike Schmidt, with the exception that my wife will be granted a partial interest in said business to be received as follows. My son shall pay to my wife the sum of $150.00 per week for the remainder of her life and shall pay for and maintain a major medical hospitalization insurance policy for the benefit of my wife for the remainder of her life and pay any and all medical bills which might be in excess of said insurance coverage. These proceeds and benefits are to be paid by my son

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HAROLD EUGENE SCHMIDT

my wife from the proceeds of my business. In the event that my son should sell the business or any of its primary capital assets, such as the real property upon which it is located, in that event my wife shall be entitled to one-third of the net proceeds from said sale. My son shall also be precluded from encumbering the real property and other capital assets of the business in excess of two-thirds of their net appraised value due to my wife's interest in said business.

ARTICLE III

If my wife, Amy Lois Schmidt, does not survive me as long as six months, or if she dies as the result of a common disaster resulting in my death and also resulting in her death within six months after my death, then I direct that she shall be deemed to have predeceased me and that the provisions of my will shall be construed upon that assumption. During the portion of such six months as my wife shall actually survive me, she shall have the right to the use and enjoyment as life tenant of the real and personal property devised and bequeathed to her herein.

ARTICLE IV

I hereby give, devise and bequeath the remainder of my estate, including all my property, real, personal or mixed, to my wife, Amy Lois Schmidt.

ARTICLE V

In the event my said wife predeceases me, I give, devise and bequeath my business and all its assets, both real and personal, as previously described in Article II hereinabove to my son, Mike Schmidt, without limitation. And in that event that my wife predeceases me I bequeath and devise all of the rest and remainder of my property, real, personal or mixed, to my daughter, Susan Schmidt Hunley.

ARTICLE VI

I hereby nominate, constitute and appoint Amy Lois Schmidt and Mike Schmidt as co-executors of my estate. In the event either of the co-executors fail to qualify I then appoint

HAROLD EUGENE SCHMIDT

the remaining party as executor of my estate. I direct that no bond or other security shall be required of my said co-executors for the faithful performance of their duties as such and that they shall not be required to file any inventory of my estate.

IN WITNESS WHEREOF, I have hereunto set my hand to this my Last Will and Testatment at Goodlettsville, Tennessee, on this the 2 day of July, 1985.

Harold Eugene Schmidt
HAROLD EUGENE SCHMIDT

Signed, sealed, published and declared by the Testator, Harold Eugene Schmidt, to be his Last Will and Testament in the presence of us, the undersigned, who, at his request and in his sight and presence and in the presence of each other, have subscribed our names as witnesses and 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 herein set out.

[illegible]
WITNESS

Judy Collins
WITNESS

Harold Eugene Schmidt
HAROLD EUGENE SCHMIDT

FILED
97 NOV 14 AM 9:10
RICHARD R. ROOKER, CLERK
D.C.

STATE OF TENNESSEE

COUNTY OF Davidson

KATHY BROOKS, being first duly sworn, makes oath that Kathy Brooks and Judy Callis were the witnesses to the Last Will and Testament of Harold Eugene Schmidt, said Will being dated on the 2nd day of July, 1985, that said Will was signed by Harold Eugene Schmidt in their presence, and that they, at the request of the Testator, and in his sight and presence and in the sight and presence of each other, subscribed their names as witnesses to said Will and in their opinion, the Testator, Harold Eugene Schmidt, was at the time of sound mind and disposing memory.

Kathy D. Brooks
KATHY BROOKS

Sworn to and subscribed before me,
this 31st day of October, 1997.

Brenda McKenney
NOTARY PUBLIC

My Commission Expires: My Commission Expires MAY 27, 2001

FILED

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RICHARD R. ROOKER, CLERK

D.C.

STATE OF TENNESSEE

COUNTY OF Davidson

JUDY CALLIS, being first duly sworn, makes oath that Kathy Brooks and Judy Callis were the witnesses to the Last Will and Testament of Harold Eugene Schmidt, said Will being dated on the 2nd day of July, 1985, that said Will was signed by Harold Eugene Schmidt in their presence, and that they, at the request of the Testator, and in his sight and presence and in the sight and presence of each other, subscribed their names as witnesses to said Will and in their opinion, the Testator, Harold Eugene Schmidt, was at the time of sound mind and disposing memory.

Judy Callis

JUDY CALLIS

Sworn to and subscribed before me,

this 31st day of October, 1997

Brenda McKenney

NOTARY PUBLIC

My Commission Expires: My Commission Expires MAY 27, 2001

98 JUL 14 AM 10:59

FELIX Z. WILSON II, REGISTER
DAVIDSON COUNTY, TN.

IDENTIF. & REFERENCE

0461976

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 210 Page 363

Given under my hand and official seal, at office, in Nashville, this 14 of July 1998.

RICHARD R. ROOKER, CLERK

By _____ Deputy Clerk

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