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BOOK 11039 PAGE 369

Last Will and Testament

OF

MARION F. HIMES

I, MARION F. HIMES, of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make and publish this my Last Will and Testament revoking any and all prior wills or codicils by me made.

FIRST. I desire and direct that all my just debts and funeral expenses be first paid by my Executrix out of any funds coming into her hands as such Executrix.

SECOND. I give, devise and bequeath all my estate real and personal property of whatever kind and wherever situated, to my wife, RAYE G. HIMES, in fee simple and absolutely, unless my wife dies in a common disaster or fails to survive me for more than thirty (30) days, in this event I give, devise and bequeath all of my property, both real and personal, to my brother, GEORGE WILSON HIMES, except as follows: I give, devise and bequeath all of my shop tools to my brothers: J. B. HIMES, GEORGE WILSON HIMES and my half-brother, JOSEPH F. JACKSON to be divided equally by my Executrix who will have final authority as to the division, all of my personal clothing I give, devise and bequeath to my friend, ERNEST M. SUTTON.

THIRD. I am not unmindful of my two daughters, LINDA and JANICE but feel they are otherwise provided for, however, I bequeath to each of them Ten Dollars ($10.00).

FOURTH. I hereby nominate and appoint my said wife, RAYE G. HIMES, Executrix without bond of this my Last Will and Testament.

FIFTH. If my said wife, RAYE G. HIMES, predeceases me or dies in a common disaster, I hereby nominate and appoint my Attorney, ROBERT E. L. SUTTON, Executor without bond of this my Last Will and Testament.

IN TESTIMONY WHEREOF, I have hereunto set my signature this the 10 day of October, 1984.

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

Marion F. Himes
MARION F. HIMES

Signed by the said MARION F. HIMES as and for 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 attesting witnesses, the day and date above written.

Nadine Johnson OF Nashville, Tn

Paul N. Johnson OF Nashville, Tn

LAST PAGE OF TWO PAGES

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 164 Page 444

Given under my hand and official seal, at office, in Nashville, this 28th of July 19 98.

RICHARD R. ROOKER, CLERK

By D. Brown
Deputy Clerk

AFFIDAVIT OF WITNESSES

Nadine Johnson and Paul N. Johnson after being duly sworn according to law, depose and say:

1.) That they are adult citizens and residents of Davidson County, Tennessee.

2.) That they witnessed the execution of the Last Will and Testament of Marion F. Himes dated October 10, 1984, to which this affidavit is being made at the request of the Executrix, and in accordance with Tennessee Code Annotated, Section 32-2-110.

3.) That the Testator signed said paper writing as and for his Last Will and Testament in their sight and presence.

4.) That their signatures are affixed to said Last Will and Testament, that they ~~si~~gned 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, on the date recited in said Last Will and Testament.

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

Nadine Johnson
NADINE JOHNSON

Paul N. Johnson
PAUL N. JOHNSON

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

SUBSCRIBED AND SWORN to before me this 12 day of SEPT, 1988.

Robert E. K. Sutton
Notary Public

My Commission Expires: 1-9-91

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IDENTIF. + REFERENCE
98 JUL 29 AM 9:55
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN.
9459 07/29 0101 02CHECK 14.00