Last Will and Testament

OF

FOSTER B. SHOCKLEY, SR.

I, FOSTER B. SHOCKLEY, SR., of 740 Ringgold Drive, Nashville, Tennessee, being of sound mind and disposing memory, and recognizing the uncertainty of this frail and transitory life, do make, publish and declare this to be my Last Will and Testament, hereby revoking all previous wills and codicils heretofore made by me.

FIRST

I direct my Executor, hereinafter named, to pay all of my just debts, including my funeral bill and cost of administration, out of the money first coming into his hands.

SECOND

I hereby will, devise and bequeath all of my property that I may own and die seized of, real, personal and mixed, at whatever time acquired by me and wheresoever situated, in fee simple, to my beloved wife, Avo Evelyn Shockley.

THIRD

In the event that my beloved wife, Avo Evelyn Shockley, shall die prior to my death, or in case we meet our deaths in a common disaster and under such circumstances that there is no presumption of survivorship, in law, then in either of said events, I, FOSTER B. SHOCKLEY, SR., hereby give, devise and bequeath as follows:

(a) I devise my property located at 740 Ringgold Drive, Nashville, Tennessee, to my son, Foster B. Shockley, Jr., and his wife, Leatha Shockley, in fee simple.

(b) All the rest and residue of my property, I give, devise and bequeath to my two (2) sons, Foster B. Shockley, Jr., and Thomas Edward Shockley, to be divided equally, share and share alike, in fee simple.

RECORDER'S MEMO
LEGIBILITY OF WRITING, TYPING OR
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Foster B. Shockley Sr.

FOURTH

I hereby nominate, designate and appoint my son, Foster B. Shockley, Jr., of Nashville, Tennessee as Executor of this my Last Will and Testament, and having confidence in his integrity, direct that he be allowed to serve as Executor, without bond, any law of this state or of any state in which I may die seized or possessed of property to the contrary notwithstanding. In the event that my said son, Foster B. Shockley, Jr., predeceases me, or is unable to serve, I hereby nominate and appoint my other son, Thomas Edward Shockley, to serve in his place, without bond or surety, any law of this state or of any state in which I may die seized or possessed of property to the contrary notwithstanding.

IN WITNESS WHEREOF, I have hereunto set my hand this the 30 day of June, 1986.

Foster B. Shockley Sr.
FOSTER B. SHOCKLEY, SR.

The foregoing instrument consisting of two (2) pages, including this one, was subscribed, published, and declared by FOSTER B. SHOCKLEY, SR., as and for his Last Will and Testament in our presence and in the presence of each of us, and we at the same time at his request and in his presence and in the presence of each other hereunto subscribed our names as attesting witnesses.

Cynthia Hamrick June 30, 1986
WITNESS

3824 Buena Vista Pike, Nashville, Tennessee 37218
ADDRESS

Russell B. Tipps 6/30/86
WITNESS

330 Charlotte Ave., Suite 427 Nashville, Tennessee 37201
ADDRESS

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

IN RE: ESTATE OF FOSTER B. SHOCKLEY, SR., DECEASED

NO._____

AFFIDAVIT OF WITNESS

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Russell B. Ennix, after being duly sworn according to law, deposes and says:

1. That I am an adult resident of Davidson County, Tennessee residing therein at Nashville.

2. That I prepared and was a witness to the Last Will and Testament of Foster B. Shockley, Sr., dated June 30, 1986, to which this affidavit is attached; and that this affidavit is being made at the request of the party named as the Executor in said Last Will and Testament and in accordance with Tennessee Code Annotated Section 32-2-110.

3. That my signature is affixed to said Last Will and Testament of the deceased; that I signed or affixed the same at the instance and at the request of the testator and in his presence and in the presence of the other attesting witness, Cynthia Hambrick, on the date of said Last Will and Testament.

4. That the testator signed said paper writing as and for his Last Will and Testament in my sight and presence and in the sight and presence of the other attesting witness.

5. That the other attesting witness, Cynthia Hambrick, likewise signed said paper writing at the request and in the presence of the testator and in the sight and presence of the affiant. The said Cynthia Hambrick is no longer employed by the affiant as my legal secretary. However, I recognize the signature attached to the Last Will and Testament of Foster B. Shockley, Sr., Deceased, as the signature of Cynthia Hambrick, who worked for me for many years.

6. That at the time I witnessed said Last Will and Testament I was of the opinion that the testator, Foster B. Shockley, Sr., was of sound mind.

And further affiant saith not.

WITNESS my hand this the 15th day of September, 1994.

Russell B. Ennix

Subscribed and sworn to before me this 15th day of September, 1994.

Sharon R. Nixon
Notary Public

My commission expires:

1/27/96

SHARON R. NIXON
NOTARY PUBLIC AT LARGE
STATE OF TENNESSEE
My Commission Expires JAN. 27, 1996

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REGISTER
DAVIDSON COUNTY, TN.

RECORDERS MEMO
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STATE OF TENNESSEE, DAVIDSON COUNTY

I Richard R. Rocker, 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 219 Page 359

Given under my hand and official seal, at office in Nashville, this 2nd of March, 19 99.

RICHARD R. ROCKER, CLERK

By _____
Deputy Clerk

RECEIPT #010104 05/04 10:00