LAST WILL AND TESTAMENT

OF BOOK 11612 PAGE 724

JAMES SANDERS OSBORNE, SR.

I, **James Sanders Osborne, Sr.**, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all former Wills and Codicils to Wills heretofore made by me.

FIRST: I direct that those in charge of my estate pay my funeral and burial expenses from the first money coming into their hands, and I direct that they not be required to file with the Court an inventory of the assets of my probate estate, nor be required to file a final accounting of the receipts and disbursements.

SECOND: If those in charge of my estate find any memorandum hand-written and signed by me, and attached to this Will, designating persons to whom I desire to give certain of my articles of personal property, not otherwise disposed of by this Will, I direct that said articles be delivered to the persons so designated in such memorandum. Any such hand-written and signed memorandum shall be deemed a part of this Will, by reference, as if fully copied herein. If no such hand-written, signed memorandum be found attached to this Will, those in charge of my estate shall assume that none exists.

THIRD: I hereby direct that all my real property, including my house located at 4308 Westlawn Dr., Nashville, Tennessee, be sold by the executor of my estate and the net proceeds equally divided between my four children, James Sanders Osborne, Jr., Alvy Mitchell Osborne, Jacqueline Renee Osborne, and Jessica Osborne. For the sole purpose of selling my real property, including my house, and dividing the net proceeds equally between my four children, I hereby give, will, devise and bequeath title to all my real property, including my house located at 4308 Westlawn Dr., Nashville, Tennessee to my executor.

 James S Osborne Sr.
JAMES SANDERS OSBORNE, SR.

FOURTH: I hereby give, will, devise and bequeath my guns to my two sons, James Sanders Osborne, Jr. and Alvy Mitchell Osborne, and I hereby direct that my executor divide my gun collection between my two sons.

FIFTH: I hereby direct that my automobile, and any other personal property I own, be sold and the net proceeds divided equally between my four children, James Sanders Osborne, Jr., Alvy Mitchell Osborne, Jacqueline Renee Osborne, and Jessica Osborne and I hereby give, will, devise and bequeath title to my automobile and any other personal property I own to my executor for the sole purpose of selling said automobile and any other personal property I own and dividing the net proceeds equally between my four children.

SIXTH: All the rest, residue and remainder of my estate, real, personal or mixed, wheresoever the same may be located, I hereby direct that it be sold and the net proceeds divided equally between my four children and I hereby give, will, devise and bequeath title to said property to my executor for the sole purpose of selling said property and dividing the net proceeds equally between my four children.

SEVENTH: In the event my daughter, Jessica Osborne, takes under this my last will and testament and has not yet attained age 18, I direct that her share of my estate be placed in trust for her as beneficiary until her 18th birthdate, at which time the proceeds of the trust shall be paid over to her. I direct that my son, Alvy Mitchell Osborne, serve as trustee without bond. That he have all powers as set out in the Tennessee Code for Trust. That any and all federal and state taxes of any kind be paid from the earnings of the trust. That the said trustee shall have the sole discretion in providing for the care and welfare of the beneficiary and that, if need be, he is authorized to expend funds from the corpus of the trust to provide for the necessary expenses of the beneficiary, including education. The trustee is ordered to pay over to the beneficiary the balance, if any, of the trust upon her 18th birthdate.

PAGE TWO, WILL OF: James S Osborne Sr
JAMES SANDERS OSBORNE, SR.

EIGHTH: I hereby name and nominate my son, Alvy Mitchell Osborne, and request the Court to appoint him as guardian of the person and estate of my daughter, Jessica Osborne, until her 18th birthdate and request that he serve without bond.

NINTH: I hereby nominate, designate and appoint son, Alvy Mitchell Osborne as Executor of this my Last Will and Testament and direct that he not be required to make bond.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the 3 pages of this my Last Will and Testament, this 9th day of October, 1998 at Nashville, Tennessee.

James S. Osborne Sr.
JAMES SANDERS OSBORNE, Sr., TESTATOR

ATTESTATION CLAUSE

Signed, signified, published and declared by the Testator, as and for his Last Will and Testament, in the presence of us, the undersigned attesting witnesses, who at his request and direction, and in his sight and presence and in the sight and presence of each other, have hereunto set our hands as such witnesses the day and date above written.

WITNESSES

((Signature) Rebecca A. Stafford
(
((Address) 4800 Charlotte Ave.
(
(Nashville, TN 37209
((Signature)
(
((Address) 4800 Charlotte Ave.
(
(Nashville, TN 37209

THIS INSTRUMENT PREPARED BY:
Richard Hedgepath, Jr.
Attorney at Law
4800 Charlotte Ave.
Nashville, TN 37209
(615) 269-3454

AFFIDAVIT OF WITNESS TO PROVE WILL

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

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Rebecca C. Stafford and Richard Hedgepath, Jr., of legal age and after being duly sworn and according to law, depose and say:

1. That they witnessed the execution of the Last Will and Testament of **JAMES SANDERS OSBORNE, SR.** dated this 9th day of October, 1998, to which this affidavit is attached, and that this affidavit is being made at the request of the Testator, and in accordance with Tennessee Code Annotated 32-2-110.

2. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testator and in his sight and presence, and in the sight and presence of each other, at the place and on the date recited in said Last Will and Testament.

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

4. That at the time they witnessed said Last Will and Testament, the Testator was, in their opinion, of sound mind and disposing memory.

Rebecca C. Stafford
Witness

Witness

Sworn to and subscribed before me this 9th day of October, 1998, at Nashville, Tennessee.

RICHARD R. HEDGEPATH NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

NOTARY PUBLIC

My commission expires:

My Commission Expires SEPT. 29, 2001

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IDENTIF. ↑ REFERENCE

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BILL GARRETT REGISTER
DAVIDSON COUNTY, TN.

MAIL ENV.

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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 224 Page 24

Given under my hand and official seal, at office, in Nashville, this 14 of May 1999.

RICHARD R. ROOKER, CLERK

By _____
Deputy Clerk