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BOOK 11665 PAGE 558

Last Will and Testament

OF

DAVID RAYMOND ROLAND

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

I, DAVID RAYMOND ROLAND, a resident of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare and publish this to be my Last Will and Testament, hereby revoking any and all wills and codicils to wills heretofore made by me.

I

I direct that all of my just debts, including my funeral expense and the costs of administration, be paid out of my general estate by my Executrix as soon as practicable after my death. I direct that my Executrix pay all of my general estate tax an expense of administration, without apportionment or proration among the several beneficiaries, legatees and devisees.

II

I hereby give, devise and bequeath absolutely to my wife, SARA GRAFTON ROLAND, if she shall survive me by more than thirty days, all of the rest, residue and remainder of my estate, real, personal and mixed, of every nature, wheresoever situate.

III

If my said wife shall predecease me, or not survive me by more than thirty days, then in such event I give, devise and bequeath all the rest, residue and remainder of my estate to my children, DAVID MARTIN ROLAND and RAYMOND SCOTT ROLAND, in equal shares, share and share alike. If any of my children should predecease me, what would have been that child's share of my residuary estate if he or she had survived shall be distributed to his or her issue, per stirpes. Should any of

D K.R.

 David Raymond Roland
DAVID RAYMOND ROLAND

my children predecease me or die simultaneously with me, what would have been that child's share of my residuary estate shall be distributed to my surviving children, in equal shares, share and share alike.

IV

I further direct, that should my child, RAYMOND SCOTT ROLAND, be less than twenty two (22) years of age at the time that he would inherit from my estate under this Will, I then direct that RUTH ROLAND HOOKER, be named guardian for said minor child and in that capacity serve as Trustee for said minor child's share of my residuary estate until he reaches the age of twenty two (22) years. Said Trustee is directed to care for the interest of said minor child SCOTT and to invest same in such manner as to insure the safest and best return on said investment.

V

In the event that my wife, SARA GRAFTON ROLAND, and I die under such circumstances that there is not sufficient evidence to determine the order of our deaths, then it shall be presumed that she survived; and my estate shall be administered and distributed, in all respects, in accordance with that presumption.

VI

Although my wife and I are executing our wills at or about the same time, I desire to make it plain that there has been no contract between us to make a mutual testamentary diposition of our property. It is my wish and intention that no such contract be inferred from the execution of wills which are substantially similar in content. It is my intention that, in the event my wife survives me, she shall have full power to execute codicils to her will and to revoke said will and execute a later will or wills, making such disposition of her estate as she may desire in her sole discretion, including any or all of the property passing to her under the provisions of this will.

VII

I authorize my Executrix, including any substitute or successor personal representative, in the exercise of reasonable discretion with respect to all property, real and personal, at any time forming a part of my estate, to exercise any and all powers set forth in Tennessee Code Annotated 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein as fully as if copied herein verbatim. These powers (as set forth in said statute on the date of the execution of this will) are granted, even should said statue be amended hereafter or repealed at the time of my death, or even if I should be resident of some state other than Tennessee at the time of my death.

VIII

I appoint my wife, SARA GRAFTON ROLAND, to serve as Executrix of this, my Last Will and Testament, and direct that no bond or other security be required of her for the faithful performanace of her duties as such. In the event that my wife shall predecease me or die at the same time that I do, or shall fail to qualify, for any reason, as Executrix hereunder, or, having qualified, shall die or resign, then in that event I appoint RUTH ROLAND HOOKER, to serve as Alternate Executrix, and as such, she shall possess and exercise all of the powers and authority herein granted to my Executrix and shall likewise serve without bond or other security for the faithful performance of her duties hereunder. Should RUTH ROLAND HOOKER be unwilling or unable to serve in this capacity, then I request the Probate Court to appoint a qualified member of the Nashville Bar to serve as Executor or Executrix of my estate but, in that event, that bond be required to be posted for performance of said duties.

DAVID RAYMOND ROLAND

WRITING OR
DOCUMENT
WAS RECEIVED

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of February, 1986, and do publish and declare this to be my Last Will and Testament, in the sight and presence of each of the subscribing witnesses whom I have requested to act as such by signing their name as attesting witnesses in my sight and presence and in the sight and presence of each other, and by signing the attached Affidavit pursuant to the provisions of the Tennessee Code Annotated 32-2-110.

SIGNED by the said DAVID RAYMOND ROLAND, as and for his Last Will and Testament in the sight and presence of us the undersigned, who at his request and in his sight and presence, and in the sight and presence of each other, have subscribed our names to this Will as attesting witnesses this 25th day of February, 1986.

Betsy Cornelius residing at Nashville Tn.

Dan Smith residing at Nashville Tn

DAVID RAYMOND ROLAND

AFFIDAVIT

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

We, the undersigned, being first duly sworn, make oath that DAVID RAYMOND ROLAND, on the day and date above written, declared and signified to us that the above instrument is his Last Will and Testament; that he then signed said instrument in our sight and presence, and that we, at his request and in his sight and presence, and in the sight and presence of each other, then subscribed our names to this Will as attesting witnesses; that at the time of the execution of this Will, DAVID RAYMOND ROLAND was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear to be under any undue influence; and that we, the undersigned, are each more than eighteen (18) years of age, and make and sign this Affidavit at the request of DAVID RAYMOND ROLAND, on the day and date above written.

Libby Cornelius

Dan Finch

SWORN TO and SUBSCRIBED before me this 25th day of February, 1986.

Frank B. Loeblein

NOTARY PUBLIC

My Commission Expires: My Commission Expires March 8, 1989.

BOOK 11665 PAGE 563

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PICK-UP

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 246 Page 247

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

RICHARD R. ROOKER, CLERK

By _____ Deputy Clerk

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