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RICHARD R. ROOKER, CLERK
D.C.

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RICHARD R. ROOKER, CLERK
D.C.

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

98 JAN 20 PM 2:39
RICHARD R. ROOKER, CLERK
D.C.

IN RE:)
)
THE ESTATE OF GLADYS V.) Docket No. 98P-88
HOLLAND, DECEASED,)
MARY J. WALLER,)
)
Petitioner.)

Instr:200001270008908 Page: 1 OF 9
REC'D FOR REC 01/27/2000 12:37:23PM
RECORD FEE: $38.00
M. TAX: $0.00 T. TAX: $0.00

ORDER ADMITTING LAST WILL AND TESTAMENT TO PROBATE

This cause came on to be heard on the _____ day of January, 1998, before the Honorable Frank G. Clement, Jr., Judge of the Probate Court for Davidson County, Tennessee and/or Probate Master for the Probate Court for Davidson County, Tennessee upon the Petition to Probate The Last Will and Testament of the Decedent, Gladys V. Holland, and Granting Letters of Testamentary, and based upon the examination of the Petitioner, the Decedent's Last Will and Testament, the Attestation Clause of The Last Will and Testament attesting to The Last Will and Testament of the Decedent, from all of which the Court finds the following:

a) Decedent was a resident of Nashville, Davidson County, Tennessee;

b) Decedent died on December 29, 1997 at the age of eighty-one (81) years.

c) Decedent left a Last Will and Testament, dated August 6, 1992, which was properly signed, duly published and duly witnessed according to law;

d) Petitioner was duly appointed the Executrix of the Decedent's Last Will and Testament in Article VII of

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Nashville, TN 37201
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LEGAL DOCUMENT

the Decedent's Last Will and Testament and is excused from bond in said Paragraph of Decedent's Last Will and Testament.

e) Decedent owned property, both real and personal, at date of Decedent's death which is subject to Court administration by this Court with an approximate value of $148,318.19; and

f) The heirs at law of the Decedent are Mary Waller; James Holland and Betty Holland. The beneficiaries of the Estate under The Last Will and Testament are Mary Waller, James Holland and Betty Holland.

Based upon these findings, it is hereby:

ORDERED, ADJUDGED AND DECREED that the Decedent's Last Will and Testament, dated August 6, 1992, shall be admitted to Probate in common form.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that after issuing the Oath to Petitioner, Mary Waller, Executrix of the Estate of Gladys V. Holland, Letters of Testamentary shall be issued to Mary Waller.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the bond for the performance of the Executrix of the Estate of Gladys V. Holland is hereby set in the amount of $ Waived RHB.J. as ordered by the Court herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that notice shall be issued to the creditors and the Department of Revenue as required by T.C.A. § 30-2-306 and § 67-8-406 respectfully.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Petitioner has sixty (60) days from the entry of this Order in which to file the Inventory of the Estate on Gladys V. Holland.

It is so **ORDERED** this the 20th day of January, 1998.

JUDGE OF THE PROBATE COURT
FRANK G. CLEMENT, JR., a
Probate Master

SUBMITTED FOR ENTRY:

PAUL T. HOUSCH, ESQ.

BY: _____

PAUL T. HOUSCH, ESQ. #11538
Washington Square
222 Second Avenue North
Suite 310
Nashville, TN 37201
(615) 259-3313

ATTORNEY FOR PETITIONER

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that a true and exact copy of the foregoing has been forwarded, postage prepaid, U.S. Mail, to Ms. Mary Waller, 3817 Cravath Drive, Nashville, TN 37207; Mr. James Holland, 3216 Leswood Lane, Nashville, TN 37207; and Ms. Betty Holland, 2244 Herman Street, Nashville, TN 37208, on this the 20th day of January, 1998.

_____
PAUL T. HOUSCH, ESQ.

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. Minute Book 426 Page 257
Given under my hand and official seal, at office in Nashville, this 27th of January 2000
RICHARD R. ROOKER, CLERK
By _____ D.C.

RICHARD R. ROOKER CIRCUIT COURT CLERK

Last Will and Testament

OF

GLADYS V. HOLLAND

COPY

I, **GLADYS V. HOLLAND**, domiciled in Nashville, Davidson County, Tennessee, do make, publish, and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me.

ARTICLE I

I direct that all of my just debts, my funeral expenses (including the cost of a suitable monument at my grave), and the cost of the administration of my estate be paid as soon as is practicable after my death.

ARTICLE II

I direct that my executor pay out of my residuary estate, without apportionment, all estate, inheritance, succession, and other taxes (together with any interest or penalty thereon), assessed by reason of my death, imposed by the government of the United States, or any state or territory thereof, or by any foreign government or political subdivision thereof, in respect of all property required to be included in my gross estate for the estate or like tax purposes by any of such governments, whether the property passes under this Will or otherwise, without contribution by any recipient of any such property.

 Gladys V Holland

L. R. DE MARCO
ATTORNEY AT LAW
SUITE 400, WASHINGTON SQUARE
214 SECOND AVENUE NORTH
NASHVILLE, TN 37201

EXHIBIT "A"

ARTICLE III

I will and devise to my son, **JAMES C. HOLLAND**, if he shall survive me, the real property located at 2244 Herman Street, 902 and 904 24th Avenue North, Nashville, Davidson County, Tennessee.

ARTICLE IV

I will and devise to my daughter, **BETTY HOLLAND**, if she shall survive me, the real property located at 2111 Hermosa Street, Nashville, Davidson County, Tennessee.

ARTICLE V

I will and devise to my daughter, **MARY J. WALLER**, if she shall survive me, the real property located at 2109 Hermosa Street, Nashville, Davidson County, Tennessee.

ARTICLE VI

I will, devise, and bequeath all the remaining property which I may own, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated at my death including all lapsed legacies and devisees, and all life insurance payable to my estate, excluding any property over which I have any power of appointment, in fee and in equal shares, to **MARY J. WALLER, BETTY HOLLAND, and JAMES C. HOLLAND.**

ARTICLE VII

I appoint **MARY J. WALLER** to serve as executrix of this my Last Will and Testament, but if the said **MARY J. WALLER** is unwilling or unable to serve, I appoint **BETTY HOLLAND** to serve in her place. I direct that no bond be required of the aforesaid executrix, or substitute executor, in any jurisdiction, for their faithful performance. I vest my said

 Gladys V Holland

executrix and any substitute or successor personal representatives with full power and authority, consistent with my Will, to sell, transfer, and convey any property, real or personal, which I may own at the time of my death, at such time and price, and upon such terms and conditions (including credit) as he or she may determine, and to do every other act and thing necessary or appropriate to the complete administration of this Will.

ARTICLE VIII

I authorize my executrix and my trustee (including any substitute or successor personal representative) in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate or any trust, to exercise any and all the powers set forth in Section III, Chapter 110 of the Tennessee General Assembly of 1963, Tennessee Code Annotated § 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this Will) are granted notwithstanding that said statute may be amended hereafter or repealed at the time of my death.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, consisting of this and two (2) preceding typewritten pages and, for the purpose of identification, I have signed each such page, all in the presence of the persons witnessing it, at my request, on this the 6th day of August, 1992, at Nashville, Tennessee.

Gladys V Holland

Gladys V. Holland

The foregoing instrument, consisting of this and three (3) preceding typewritten pages, was signed, sealed, published, and declared by **GLADYS V. HOLLAND**, the testatrix, to be her Last Will and Testament, in our presence, and we, at her request and in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses, this 6th day of August, 1992, at Nashville, Tennessee.

Victoria L. Yount residing at Mt. Juliet, Tenn.

Marian Stubblefield residing at Hendersonville, Tn

A F F I D A V I T

VICTORIA L YOUNT, and MAXINE STUBBLEFIELD, after being duly sworn according to law, depose and say:

1. That they are adult citizens of the State of Tennessee.

2. That they witnessed the execution of the Last Will and Testament of **GLADYS V. HOLLAND**, dated the 6th day of June, 1992, to which this affidavit is attached, and that this affidavit is being made at the request of the testatrix, and in accordance with Tennessee Code Annotated § 32-211.

3. 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 testatrix and in her presence, and in the presence of each other, at the place and on the date recited in said Last Will and Testament.

4. That the testatrix signed said paper writing as and for her Last Will and Testament, in their sight and presence.

5. That at the time they witnessed said Will, the testatrix was, in their opinion, of sound mind and over the age of eighteen (18) years.

Victoria L. Yount

Maxine Stubblefield

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Subscribed and sworn to before me this 6th day of August, 1992.

NOTARY PUBLIC

My Commission Expires:

5-25-96

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 217 Page 665

Given under my hand and official seal, at office in Nashville, this 27th of January 2000

RICHARD R. ROOKER, CLERK

By _____
Deputy Clerk

RICHARD R. ROOKER
CIRCUIT COURT CLERK