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LAST WILL AND TESTAMENT

OF

JOSEPHINE PECK ZIEGLER

I, JOSEPHINE PECK ZIEGLER, a resident of Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, declare and publish this to be my Last Will and Testament, hereby revoking and making void any and all wills by me at any time heretofore made.

ITEM I

I direct that my Executor, hereinafter named, pay all my just debts, including the expenses of my last illness and burial, as soon after death as practicable.

ITEM II

I give, devise and bequeath my homeplace located at 711 Crescent Road and all household goods, furnishings, possessions, and appliances contained therein, together with all my personal property subject to Item IV hereof, with the exception of the grandfather clock, to my son Robert Peck Ziegler to be his sole property in fee simple. Ever since my husband died in 1971, my son, Bob, has been paying all the major bills, repairs, replacements and upkeep, such as painting, roofing, gutters, yard work, etc., together with the repair or replacement of appliances for my benefit, and in addition, he has contributed greatly to the welfare of my son Frank's family with gifts, school tuition and

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loans. Therefore, I want him to have the real estate and items set forth in this paragraph to be used as he sees fit for his enjoyment.

ITEM III

I specifically devise and bequeath the grandfather clock located in the homeplace that came from my husband's family to be the sole property of Frank W. Ziegler, III, and further that the picture of Robert E. Lee and all books which I own shall be the sole property of Robert Peck Ziegler, but I request that Robert Peck Ziegler, if he still owns these items at his death, devise and bequeath these specific items to my grandson, Robert L. Ziegler, at the death of my son, Robert Peck Ziegler.

ITEM IV

All the rest and residue of my estate which consists of cash, bank accounts, stocks, bonds and certificates of deposit, with the exception of any funds on deposit at Metropolitan Federal Savings and Loan Association, shall be divided into ten (10) equal portions and be distributed by my executor as follows: Five (5) portions to be distributed to my son Robert Peck Ziegler of Nashville, Tennessee. One (1) portion each to be distributed to the following grandchildren: Frank W. Ziegler, III; Ashley Ziegler; Lori Ziegler; Robert L. Ziegler; and one (1) portion to be distributed to my daughter-in-law, Mary Ann Lawrence Ziegler, all of Nashville, Tennessee, all of said distributions to be devised per stirpes so that any child of any deceased recipient shall be entitled to take that party's share by representation. I want it understood by all parties that my son Bob has established a certificate of deposit in Metropolitan Federal Savings and Loan Association in our joint

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names, but under his social security number, to give me extra cash in the event he predeceases me, but that these funds are his sole property, and not to be distributed according to the terms of this paragraph. This exception not only applies to the funds on deposit with Metropolitan Federal, but to any funds in any other institution which is the transferee of the Metropolitan Federal funds, and by this I mean that if these funds are transferred to another bank or savings and loan association, I do not want them to lose their identity as being the sole property of my son Bob.

ITEM V

In the event that any party receiving a share of my estate under Item IV of this my Last Will and Testament be a minor at the time of the distribution, then I desire and direct that that party's share shall be held in trust by Robert Peck Ziegler for that child to be delivered to that child upon his or her obtaining majority. During the period of this trust I direct that Robert Peck Ziegler be required to file no accountings nor make any bond with any court and be directed to maintain the funds in any national bank or savings and loan association in a certificate of deposit paying the highest insured rate of interest available.

ITEM VI

I hereby nominate and appoint my son, Robert Peck Ziegler, Executor of this my Last Will and Testament, but should he predecease me, then I nominate and appoint Aubrey B. Harwell, Jr. as Executor and direct that the said Robert Peck Ziegler or Aubrey B. Harwell, Jr. be permitted to act as such Executor without the necessity of giving bond or surety.

Josephine Peck Ziegler

IN WITNESS WHEREOF, I have executed this instrument, which is typewritten upon four (4) sheets of paper, in the sight and presence of the undersigned witnesses, on the 28th day of September, 1990.

Josephine Peck Ziegler
JOSEPHINE PECK ZIEGLER

The foregoing instrument, composed of four (4) sheets of paper, typewritten and fastened together with metal brads, was on the 28th day of September, 1990, at Nashville, Tennessee, executed and published by Josephine Peck Ziegler as her Last Will and Testament, in the joint sight and presence of the undersigned, the said Josephine Peck Ziegler then being of sound and vigorous mind and free from any compulsion or constraint; whereupon, we, the undersigned, being without any interest in the matter other than willingness to accommodate her, and not members of her family, at the express request of said Josephine Peck Ziegler, and for the sole purpose of attesting her Will, have immediately subscribed our names hereto in the joint sight and presence of the said Josephine Peck Ziegler, the Testatrix, and each other.

Bobbie J. Wilee
WITNESS

1024 Patio Drive
Nashville, Tennessee 37214
ADDRESS

Patricia G. White
WITNESS

1164 Longwood Dr.
Gallatin TN. 37066
ADDRESS

Josephine Peck Ziegler

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for the State and County aforesaid, the within named Bobbie J. Wilee and Patricia G. White, Affiants, with whom I am personally acquainted, and who acknowledged that they executed the foregoing instrument, as Attesting Witnesses, for the purposes therein contained.

WITNESS my hand and official seat at offices in Nashville, Tennessee, this the 28th day of September, 1990.

Cheryl A. Smith
NOTARY PUBLIC

My Commission Expires:
7/18/92

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 173 Page 357
Given under my hand and official seal, at office in Nashville, this 28th of August 2000

RICHARD R. ROOKER, CLERK

By Will Cpty
Deputy Clerk

RICHARD R. ROOKER
CIRCUIT COURT