Davidson County WILL
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Last Will and Testament

RECORDED IN
WILL BOOK 46
PAGES 106-109

OF

W. ROSS MITCHELL

I, W. ROSS MITCHELL of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all wills and codicils heretofore made by me.

ARTICLE I

It is my wish and I hereby direct that upon my death, that my body be cremated. I further direct that all my just debts, cremation and funeral expenses, and expenses, in connection with the administration of my estate be paid as soon as practicable after my decease.

ARTICLE II

Upon my death, I hereby give, devise and bequeath all my real, mixed and personal property as follows: one-third to Marjorie A. Maddison, one-third to be divided equally among my grandchildren, Daniel Pidek, Linda Homan, and Laura Brown, and one-third to my grandson, Stephen Mitchell in accordance with Article III of this will.

ARTICLE III

I direct that, after the payment of all administration expenses and death taxes as hereinabove provided, my Executors shall sell all my real and personal property and distribute the proceeds and all the remainder of my residuary estate wheresoever situated, including all property which I may acquire or become entitled to after the execution of this will, including all lapsed legacies and devises and including the proceeds of all life insurance payable to my estate not otherwise disbursed or distributed in the course of administration of my estate, in accordance with Article III. Further, I direct that the distribution to my grandson, Stephen Mitchell be placed in a trust

for his benefit. Until my grandson, Stephen Mitchell shall attain the age of 21 years, the Trustee shall pay to him or expend on his behalf, so much of the net income derived from the trust as the Trustee may deem advisable to provide properly for his health, maintenance, education and support, and incorporate any income not so disbursed into the principal of the trust fund. When my grandson Stephen Mitchell shall attain the age of 21 years, the trust shall terminate and the Trustee shall distribute the entire fund to him in fee, or to the estate of Stephen Mitchell if he should die before attaining the age of 21. I hereby authorize and empower the Trustee in her sole and absolute discretion, at any time and from time to time, to disburse from the principal of the trust created under this Article, such amounts as she may deem advisable to provide adequately and properly for the health, support, maintenance, and education of Stephen Mitchell including but not by way of limitation, expenses incurred by reason of illness and disability. The discretion of the Trustee shall be conclusive as to the advisability of any such disbursement and the same shall not be questioned by anyone. For all sums so disbursed, the Trustee shall have full acquittance. I hereby appoint Marjorie A. Maddison, to serve as Trustee of this trust and grant to her absolute and unlimited power to administer said trust and to make such investments as she may deem advisable. I direct that no bond be required for her faithful performance in this capacity.

ARTICLE IV

It is my desire that John Maddison and Marjorie A. Maddison be hereby appointed the Co-Executors of this my will and direct that no bond be required for the faithful performance of their duties in that capacity, and I vest in the Co-Executors full power and authority to sell, transfer and convey 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 as they may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, consisting of this and 2 preceding typewritten pages, all in the presence of the persons witnessing it at my request on the 22nd day of October, 1992 at Nashville, Tennessee.

W. Ross Mitchell
W. ROSS MITCHELL

The foregoing instrument, consisting of this and 2 preceding typewritten pages, was signed, sealed, published and declared by W. ROSS MITCHELL, the Testator, to be his Last Will and Testament, in our presence, and we, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses this 22ND day of October, 1992 at Nashville, Tennessee.

John G. Jeffries

Residing at NASHVILLE, TENN.

Roger W Bucketts Jr.

Residing at Nashville Tennessee

AFFIDAVIT OF WITNESSES TO PROVE THE WILL

ROGER D. BASKETTE, SR. AND JOHN C. PROFFITT

after first being duly sworn according to law, depose and say:

1. That they are adult citizens of Nashville, Davidson County, Tennessee.

2. That they witnessed the execution of the Last Will and Testament of W. Ross Mitchell, dated the 22ND day of October, 1992 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.

3. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the insistence and at the request of the Testator and in his 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 Testator signed said paper writing as and for his Last Will and Testament in their sight and presence.

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

John C. Proffitt

Roger D. Baskette Jr.

Sworn to and subscribed before me Roger D. Baskette Jr., a Notary Public this the 22ND day of October, 1992.

Roger D. Baskette Jr.
NOTARY PUBLIC

COMMISSION EXPIRES:
July 23, 1994

Filed As Last Will And Testament of
W. Ross Mitchell
before me this the 27th day of October 1999
Freddie Shaw
COUNTY COURT CLERK
By Karen Wagner DC

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STATE OF TENNESSEE
COUNTY OF GREENE } S. S.
I, Freddie Shaw, Clerk of the County Court for said County, do hereby certify that the foregoing is a true and perfect copy of the Will of W. Ross Mitchell as the same appears of record in my office.
Witness my hand and official seal in Greeneville 8th day of November 2000
Freddie Shaw, Clerk
By Karen Wagner DC

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