Last Will and Testament

OF

JOHN L. CATER, JR.

Davidson County WILL
Recvd: 03/26/01 10:25 4pgs
Fees:18.00 Taxes:0.00
20010326-0028534

FIRST:

My name is JOHN L. CATER, JR. I reside at 1210 No. Sixth Street, Nashville, Tennessee 37207. I am 76 years old. I am a widower. I have four children, MILDRED SPARKMAN, JOAN CATER, JOHN L. CATER, III and SHANNON CATER, all adults. I am of sound mind and disposing memory. This is my Will. I revoke any earlier dated Will of mine.

SECOND:

I direct that all my just debts, my funeral expenses and the costs of the administration of my estate to be paid out of my general estate by my Co-Executors, hereinafter named, as soon as practical after my death. To this end, I authorize my Co-Executors to sell any of my property, real, personal or mixed, and to execute any and all conveyances necessary to effectuate such sale. I direct my Co-Executors to pay all estate, inheritance, succession and other death taxes that may be payable by, or chargeable against my estate, or any of the beneficiaries thereof, out of my general estate as an expense of administration without apportionment or proration among my beneficiaries, legatees and devisees.

THIRD:

I give, devise and bequeath my 1984 Chevrolet automobile and 1980 GMC truck, or any replacement vehicles, to my son, JOHN L. CATER, III., to be his absolutely and in fee simple.

FOURTH:

I give, devise and bequeath my home located at 1210 No. Sixth Street, Nashville, Tennessee to my daughter, SHANNON CATER, for a period of five (5) years. I then give, devise and bequeath the remainder interest in said

John L Cater Jr.
JOHN L. CATER, JR., Testator

property to my four (4) children, MILDRED SPARKMAN, JOAN CATER, JOHN L. CATER, III and SHANNON CATER, equally, absolutely and in fee simple.

FIFTH:

All the rest, residue and remainder of the property that I may own at the time of my death, real, personal or mixed, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, I give, devise and bequeath to my four (4) children, MILDRED SPARKMAN, JOAN CATER, JOHN L. CATER, III and SHANNON CATER, equally, to be their's and in fee simple.

SIXTH:

I nominate and appoint my daughter, MILDRED SPARKMAN, and son, JOHN L. CATER, III, Co-Executors of this my Last Will and Testament, and it is my wish, and I do hereby request, that they not be required to give any bond or other security for the faithful performance of their duties as such Co-Executors. I hereby waive the filing of an inventory and accounting by my herein named Co-Executors.

IN WITNESS WHEREOF, I have hereunto affixed my name to this my Last Will and Testament, consisting of two (2) typewritten pages, and for the purpose of identification, I have signed each page in the presence of the persons witnessing this Will at my request on this the 13th day of May, 1996 at Nashville, Tennessee.

John L Cater Jr.
JOHN L. CATER, JR.

The foregoing instrument was signed, sealed, published and declared by the Testator, JOHN L. CATER, JR., to be his Last Will and Testament, in the presence of both of us at one and the same time, and we at his request and in his presence and in the presence of each other, have subscribed our names as witnesses on the date and at the place above recited

ATTESTING WITNESSES:

Frances L Parrish
NAME

Jas E Stedman III Esq.
Nashville Tn 37201
ADDRESS

P Vincent
NAME

37201
906 Stahlman Bldg.
ADDRESS

LAST WILL AND TESTAMENT OF:

John L Cater Jr.
JOHN L. CATER, JR., Testator

AFFIDAVIT OF ATTESTING WITNESSES
TO LAST WILL AND TESTAMENT OF
JOHN L. CATER, JR.

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The undersigned, after first being duly sworn according to law, depose and say as follows:

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

2. That they witnessed the execution of the Last Will and Testament of JOHN L. CATER, JR., dated the 13th day of May, 1996, 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 were affixed to said Last Will and Testament; that they signed or affixed their signatures at the instance 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 at the time they witnessed said Last Will and Testament the Testator was, in their opinion, of sound mind;

5. That at the time the Testator signed said Last Will and Testament he did not appear to be acting under any duress or undue influence from any person or persons whomsoever;

6. That the Testator was over the age of eighteen (18) years of age at the time of executing said Will; and

FURTHER AFFIANTS SAITH NOT.

James R. Ramsey
ATTESTING WITNESS

ATTESTING WITNESS

Sworn to and subscribed before me this 13th day of May, 1996.

Beverly M. Hobbs
NOTARY PUBLIC

My Commission Expires: 5-23-98

John L. Carter Jr. 99P1841

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 231 Page 496
Given under my hand and official seal, at office in Nashville, this 26 of March 2001.

RICHARD R. ROOKER, CLERK

By Tammy Davis
Deputy Clerk

