Davidson County DEEDWARR
Recvd: 03/29/01 10:19 5pgs
Fees:22.00 Taxes:0.00
20010329-0030213

NAME AND ADDRESS OF A PROPERTY OWNER:
HOLLIS ENGLES POPE FAMILY TRUST
% ENGLES J POPE
1050 RURAL HILL RD
ANTIOCH, TENN 37013
NAME AND ADDRESS OF PERSON OR ENTITY RESPONSIBLE FOR PAYMENT OF REAL PROPERTY TAXES:
SAME AS ABOVE

This Instrument Was Prepared From Information Furnished By The Parties By:
JOHN B. LANE, Attorney at Law
P.O. Box 31, Smyrna, TN 37167

DAVIDSON COUNTY TAX MAP AND PARCEL NUMBER
Map 164, Parcel 113

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

CO-EXECUTORS' DEED

WHEREAS, HOLLIS ENGLES POPE died a resident of Rutherford County, Tennessee, on December 6, 1998, leaving a Last Will and Testament probated and of record in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee, with a copy of same recorded in Book 11389, page 285, of the Register's Office for Davidson County, Tennessee, and to which instrument reference is hereby made for all of its terms and provisions; and

WHEREAS, the Decedent's Will established a testamentary trust known as the HOLLIS ENGLES POPE FAMILY TRUST; and

WHEREAS, in order to carry out the terms and provisions of said Will, the undersigned, ENGLES J. POPE and WILLIAM THOMAS POPE, Co-Executors of the estate of HOLLIS ENGLES POPE, are required to transfer and convey the following described parcel of real estate to the TRUSTEES of the HOLLIS ENGLES POPE FAMILY TRUST;

NOW THEREFORE, FOR AND IN CONSIDERATION of the premises above stated, the sufficiency of which is hereby acknowledged, and to carry out the terms and provisions of the Last Will and Testament of HOLLIS ENGLES POPE, deceased, the undersigned, ENGLES J. POPE and WILLIAM THOMAS POPE, Co-Executors of the estate of HOLLIS ENGLES POPE, deceased, do hereby transfer and convey unto JAMES EDWARD POPE, ENGLES J. POPE and WILLIAM THOMAS POPE, Co-Trustees of the HOLLIS ENGLES POPE FAMILY TRUST, their successors and assigns, forever, that certain parcel of real estate situated in Davidson County, State of Tennessee, and being more particularly described as follows, to-wit:

> Beginning at a hickory tree in the south boundary line of the J. R. Hill lands and in the north boundary line of the land conveyed to Ira J. Estes and wife, by deed of record in Book 936, page 783, Register's Office for said County, said point being North 87° 55' west 30 rods to a stump; thence North 30 3/4° West 6 rods to an oak stump thence North 88° 57' West 20.8 rods to a stone in the south boundary line of the J. R. Hill lands; thence leaving said Hill's south line South 10° West 13.6 rods to a stone; thence south 71° East 30 rods to a stone; thence North 74° East 28 rods to a stone; thence North 10° West 8 rods the point of beginning, and containing 5.17 acres more or less. This is the same legal description as in the previous deed of record. This is improved property known as 3709 Pinhook Road, Antioch, Tennessee 37013.
>
> Being the same property conveyed to Elizabeth Pope and

husband, Hollis Pope, by deed recorded in Book 1643, page 499, of the Register's Office for Davidson County, Tennessee. By Deed recorded in Book 10417, page 903, said Register's Office, Elizabeth Pope conveyed her entire interest in said real estate to Hollis Pope. Upon his death on December 6, 1998, the Last Will and Testament of Hollis Engles Pope was recorded in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee.

This conveyance is made subject to the right-of-way of Pinhook Road, restrictions, covenants, agreements and easements that are applicable to the above described property and of record; and all zoning restrictions and regulations of the appropriate governmental body.

Medie Elizabeth Pope declined to serve as Trustee of any testamentary trusts (including the Family Trust) created in the decedent's Will by instrument styled "Renunciation of the Appointment as Testamentary Trustee", dated March 13, 2000, and filed in the Estate of Hollis Engles Pope in the County Court Clerk's Office for Rutherford County, Tennessee, on March 15, 2001. A copy of said instrument is attached hereto and incorporated herein by reference as EXHIBIT A. By instrument styled "Acceptance of the Appointment as Testamentary Co-Trustees", dated March 13, 2000, and filed in the Estate of Hollis Engles Pope in the County Court Clerk's Office for Rutherford County, Tennessee, on March 15, 2001, the said James Edward Pope, Engles J. Pope and William Thomas Pope accepted the appointment as Co-Trustees of any testamentary trusts (including the Family Trust) created in the decedent's Will. A copy of said instrument is attached hereto and incorporated herein by reference as EXHIBIT B.

TO HAVE AND TO HOLD the said real estate, together with all of the appurtenances, estate, title and interest thereto belonging, unto the said JAMES EDWARD POPE, ENGLES J. POPE and WILLIAM THOMAS POPE, Co-Trustees of the HOLLIS ENGLES POPE FAMILY TRUST, their successors heirs and assigns, forever.

We covenant with the said Grantees that we are lawfully seized and possessed of said real estate; that we have a good right to convey the same; and that it is unencumbered, except as above set forth and by lien of the 2001 Davidson County real property taxes.

We further covenant and bind ourselves, our successors and representatives, to forever warrant and defend the title to said real estate unto the said Grantees, their successors and assigns, against the lawful claims of all persons, whomsoever.

But we convey as Co-Executors only of the estate of Hollis Engles Pope, deceased, and we are not to be personally bound on the warranties and covenants of title herein.

WITNESS OUR HANDS, this the 27th day of March, 2001.

Engles J. Pope
ENGLES J. POPE, Co-Executor

William Thomas Pope
WILLIAM THOMAS POPE, Co-Executor

STATE OF TENNESSEE)
)
COUNTY OF Rutherford)

Personally appeared before me, John B. Lane, a Notary Public in and for said County and State, the within-named ENGLES J. POPE, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath, acknowledged that he is a Co-Executor of the estate of Hollis Engles Pope, deceased, and that he, being authorized so to do, executed the foregoing (CO-EXECUTORS' DEED) instrument for the purposes therein contained.

WITNESS MY HAND and official seal at office in Smyrna, Tennessee, this the 27th day of March, 2001.

JOHN B. LANE NOTARY PUBLIC AT LARGE RUTHERFORD COUNTY, TENN

John B Lane
Notary Public

May 10, 2002
My Commission Expires

STATE OF TENNESSEE)
)
COUNTY OF Rutherford)

Personally appeared before me, John B. Lane, a Notary Public in and for said County and State, the within-named WILLIAM THOMAS POPE, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath, acknowledged that he is a Co-Executor of the estate of Hollis Engles Pope, deceased, and that he, being authorized so to do, executed the foregoing (CO-EXECUTORS' DEED) instrument for the purposes therein contained.

WITNESS MY HAND and official seal at office in Smyrna, Tennessee, this the 27th day of March, 2001.

JOHN B. LANE NOTARY PUBLIC AT LARGE RUTHERFORD COUNTY, TENN

John B Lane
Notary Public

May 10, 2002
My Commission Expires

STATE OF TENNESSEE)
COUNTY OF RUTHERFORD)

I, or we, hereby swear or affirm that the actual consideration for this transfer is $EXEMPT. This is a deed executed by Co-Executors to implement a testamentary device (TCA, Section 67-4-409 (a)(3)(D)).

Engles J. Pope
AFFIANT

Subscribed and sworn to before me this the 27th day of March, 2001.

JOHN B. LANE NOTARY PUBLIC AT LARGE RUTHERFORD COUNTY, TENN

John B Lane
Notary Public

May 10, 2002
My Commission Expires

FILED
ED'ELAM
COUNTY CLERK
MAR 15 2001
BY

EXHIBIT A To Co-Executors' Deed

IN THE COUNTY COURT FOR RUTHERFORD COUNTY, TENNESSEE

IN THE ESTATE OF HOLLIS ENGLES POPE, DECEASED

RENUNCIATION OF THE APPOINTMENT AS TESTAMENTARY TRUSTEE

WHEREAS, HOLLIS ENGLES POPE died testate a resident of Rutherford County, Tennessee, on December 6, 1998, leaving a Last Will and Testament dated April 4, 1997, which Will was probated on January 19, 1999, and recorded in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee; and

WHEREAS, pursuant to the provisions of Paragraph 2. of said Will, the undersigned, MEDIE ELIZABETH POPE, widow of the Decedent, was appointed to be testamentary Trustee of any trusts created in said Last Will and Testament; and

WHEREAS, the undersigned has not qualified as testamentary Trustee of any such trust, she has received no trust assets and she has not begun the administration of any trusts established in said Will, including, but not limited to, the "Family Trust" established in Paragraph 9. of said Will; and

WHEREAS, the undersigned by this instrument wishes to renounce her appointment as testamentary Trustee of any and all trusts created by the above referenced Will of the Decedent:

NOW, THEREFORE, the undersigned, MEDIE ELIZABETH POPE, hereby renounces the appointment as testamentary Trustee of any and all trusts created or established in the Last Will and Testament of HOLLIS ENGLES POPE, deceased, recorded in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee, and declines to qualify or serve as same. Specifically, but not by way of limitation, I hereby decline to serve as Trustee of the "Family Trust" established in Paragraph 9. of said Will. Pursuant to the provisions of Paragraph 2. of said Will, it is my understanding that my sons, JAMES EDWARD POPE, ENGLES J. POPE and WILLIAM THOMAS POPE, are appointed in said Will to serve as testamentary Co-Trustees in my place and stead as a result of my renunciation of the appointment as testamentary Trustee and my declination to so serve.

WITNESS MY HAND, this the 13 day of March, 2000.

Medie Elizabeth Pope
MEDIE ELIZABETH POPE

STATE OF TENNESSEE)
COUNTY OF RUTHERFORD)

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, the within-named MEDIE ELIZABETH POPE, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within (RENUNCIATION OF THE APPOINTMENT AS TESTAMENTARY TRUSTEE) instrument for the purposes therein contained.

WITNESS MY HAND and official seal at office in (Rutherford County) Murfreesboro, Tennessee, this the 13 day of March, 2000.

Janet Swift
Notary Public

JANET SWIFT NOTARY PUBLIC RUTHERFORD COUNTY TN LARGE

March 2001
My Commission Expires

EXHIBIT B To Co-Executors' Deed

IN THE COUNTY COURT FOR RUTHERFORD COUNTY, TENNESSEE

IN THE ESTATE OF HOLLIS ENGLES POPE, DECEASED

MAR 2001

ACCEPTANCE OF THE APPOINTMENT AS TESTAMENTARY CO-TRUSTEES

WHEREAS, HOLLIS ENGLES POPE died testate a resident of Rutherford County, Tennessee, on December 6, 1998, leaving a Last Will and Testament dated April 4, 1997, which Will was probated on January 19, 1999, and recorded in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee; and

WHEREAS, pursuant to the provisions of Paragraph 2. of said Will, the undersigned, MEDIE ELIZABETH POPE, widow of the Decedent, was appointed to be testamentary Trustee of any trusts created in said Last Will and Testament; and

WHEREAS, MEDIE ELIZABETH POPE has renounced her appointment as testamentary Trustee of any and all trusts created by the above referenced Will of the Decedent and she has therefore declined to qualify or serve in such capacity; and

WHEREAS, pursuant to the provisions of Paragraph 2. of said Will, the undersigned, JAMES EDWARD POPE, ENGLES J. POPE and WILLIAM THOMAS POPE were appointed to be testamentary Co-Trustees of any trusts created in said Will in the event that the said MEDIE ELIZABETH POPE failed to serve as testamentary Trustee:

NOW, THEREFORE, the undersigned, JAMES EDWARD POPE, ENGLES J. POPE and WILLIAM THOMAS POPE do hereby accept the appointment as Co-Trustees of any and all trusts created or established in the Last Will and Testament of HOLLIS ENGLES POPE, deceased, recorded in Will Book 31, page 516, of the County Court Clerk's Office for Rutherford County, Tennessee. Specifically, but not by way of limitation, we hereby accept the appointment as Co-Trustees of the "Family Trust" established in Paragraph 9. of said Will.

WITNESS OUR HANDS, this the 13 day of March, 2000.

James E Pope
JAMES EDWARD POPE

Engles J Pope
ENGLES J POPE

William Thomas Pope
WILLIAM THOMAS POPE

JANET SWIFT NOTARY AT LARGE RUTHERFORD COUNTY TN

Janet Swift