FILED
2001 OCT 29 PM 3:48
RICHARD R. ROOKER, CLERK
D.C.

LAST WILL AND TESTAMENT OF GILBERT (N.M.I.) NUGENT

I, Gilbert (n.m.i.) Nugent, a resident of 107 Rolynn Drive, Nashville, Davidson County, Tennessee, 37210, being of sound mind and disposing memory, of my own free will do hereby make and declare this my Last Will and Testament and hereby revoke any and all prior wills, codicils, or documents of a testamentary nature made by me.

I.

I hereby direct that all my just debts and provable obligations be paid from my residuary estate.

II.

Except as mentioned in Paragraph III below, I hereby will, bequeath, and devise the entirety of my property, real, personal, or mixed, to my son, Peter Wayne Nugent. This specifically includes, but is not limited to, my house and lot located at 107 Rolynn Drive, Nashville, Davidson County, Tennessee, 37210.

III.

To my other children, Bruce Nugent, Donald Nugent, and Donna Nugent, for their total lack of companionship and for regularly ignoring my each and every need and wish, I hereby clearly, knowingly, and conscientiously will, bequeath, and devise to them ten dollars ($10.00) each.

IV.

I nominate, constitute and appoint my son, Peter Wayne Nugent, to act as Executor of this my Last Will and Testament, serving there without the necessity of posting bond or filing inventories with any Court. I hereby expressly provide the powers for the Executor per T.C.A. § 35-50-110, *et seq.* In the event he should be unwilling or unable to act in that capacity, I ask that an Executor (but not one of my other children named in Paragraph III above) be appointed by the local Probate Court in the county of my last domicile.

Davidson County WILL
Recvd: 07/29/03 11:48 4pgs
Fees:22.00 Taxes:0.00
20030729-0106444

(*initial here*)

IN WITNESS WHEREOF, I hereby publish and declare this my Last Will and Testament, consisting of this and the previous one (1) typewritten page, on this the 7 day of November, 2000.

Gilbert (n.m.i.) Nugent, Testator

ATTESTING WITNESSES:

Signature

Scott C. Kimberly
Printed name

2308 Ridgeland Dr.
Address

Nash. Tn. 37214
City State ZIP

Signature

Hugh A. McNaughten
Printed name

109 Rising Sun Ct.
Address

Old Hickory, TN 37138
City State ZIP

This document was prepared (from information provided by the testator) by :

Bruce E. Kessler, Attorney at Law
315 Rivergate Park Office Bldg.
1994 N. Gallatin Road
Madison, Tennessee 37115
phone (615) 859-1133
e-mail: bek4tnlaw@aol.com

AFFIDAVIT OF ATTESTING WITNESSES OF THE LAST WILL AND TESTAMENT OF GILBERT (N.M.I.) NUGENT

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned authority, the Testator, Gilbert (n.m.i.) Nugent, who requested that the witnesses to his Last Will and Testament execute this affidavit.

Thereafter, Scott C Kimberly and Hugh A. McNaughten who, after being first duly sworn, do hereby swear, state or affirm that we have witnessed the Last Will and Testament of, Gilbert (n.m.i.) Nugent, who signed the foregoing document which he declared to be his Last Will and Testament; that in the opinion of the attesting witnesses, the Testator was of sound mind and disposing memory at the time of the publication and declaration of his Last Will and Testament; that I signed said Last Will and Testament in the sight and presence of all attesting witnesses and in the sight and presence, and at the request of the Testator; that each of the parties signing or attesting to said Last Will and Testament, was over the age of eighteen (18) years; and, that each of the attesting witnesses did subscribe their names as attesting witnesses to these facts the day and date below written.

ATTESTING WITNESSES:

Witness signature

Witness signature

NOTARY PUBLIC

Personally appeared before me the said Scott C Kimberly, and Hugh A McNaughten, and Gilbert (n.m.i.) Nugent, the Testator, with whom I am personally acquainted, who, after being first duly sworn, did execute the foregoing document as their free act and deed for the purposes therein mentioned on the 7 day of November, 2000.

Notary Public

My Commission Expires: 11/24/2001

STATE OF TENNESSEE

RICHARD R. ROOKER, Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 29 day of OCTOBER , 2001 , in the Case Number 01P1523 between NUGENT, PETER WAYNE Petitioner, and NUGENT, GILBERT CHESTER Respondent, as same remains of record in Vol. 2444 , Page 448293 of the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 29 day of JULY in the year two thousand three and in the 227th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk