Re: 1648 Aaronwood Dr
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37138

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D.C.

Last Will and Testament

OF

ELIZABETH P. DAUGHERTY

Davidson County WILL
Recvd: 06/28/04 15:02 5pgs
Fees:27.00 Taxes:0.00
20040628-0076700

I, Elizabeth P. Daugherty, of Wilson 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

I direct that all of my just debts, funeral expenses and expenses in connection with the administration of my estate be paid as soon as practicable after my death. I direct that my Executrix pay all federal and state inheritances, estate, succession, transfer or other death taxes which may be assessed against my estate or against my beneficiary (including any estate or inheritance tax assessed on account of any life insurance proceeds or other property which shall be included in my estate for the purposes of such taxes, whether or not included in my estate for probate purposes) out of my gross estate.

ARTICLE II

I hereby make the following bequests:

To my husband, Clarence Dean Daugherty, I leave the following:

1. Any automobile which I might own at the time of my death.
2. His choice of furniture necessary to set up housekeeping, but limited to one (1) bedroom suite. Additional available furniture will be itemized in a separate letter to my Executrix.

I also intend to leave a letter of instruction along with this Will telling my Executrix how to dispose of my personal jewelry.

ARTICLE III

I give, devise and bequeath all of my remaining property,

both real and personal, which I may own at the time of my death, as followings:

1. Twenty-five percent (25%) to my son, James E. Dunn.

2. Twenty-five percent (25%) to my son, Charles H. Dunn.

3. Twenty-five percent (25%) to my granddaughter, Lydia L. Schultz, as Trustee for her children. It is my intent that this money be used for their education, but I give the Trustee the discretion to use it for the children's welfare, if necessary, as the Trustee chooses. The Trustee shall serve without bond. In the event any child does not choose to go to college, that child shall receive his share when he reaches the age of twenty-five.

4. Twenty-five percent (25%) to my granddaughter, Catherine Dunn Carreer, as Trustee for her three children. It is my intent that this money be used for their education, but I give the Trustee the discretion to use it for the children's welfare, if necessary, as the Trustee chooses. The Trustee shall serve without bond. In the event any child does not choose to go to college, that child shall receive his share when he reaches the age of twenty-five.

5. The use of the masculine gender in this trust shall be deemed to include the feminine wherever the context would so require.

ARTICLE IV

I authorize my Executrix in the exercise of reasonable discretion, with respect to all property, both real and personal, at any time forming a part of my estate, to exercise any and all of the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, T.C.A. Section 35-50-110 to the extent applicable, all of which provisions and power are incorporated herein by reference as fully as if copied verbatim. The powers (as set out in said statute on the date of the execution of this Will) are granted, notwithstanding that said statute may be amended or repealed at the time of my death.

ARTICLE V

I hereby nominate and appoint Carol Taylor Fraser, to be Executrix of my estate and in such capacity, shall possess and exercise all the powers and authority herein conferred upon the Executrix. In the event that she predeceases me, or is unable to act as Executrix for whatever reason, I hereby nominate and appoint my son, James E. Dunn, as Executor. I direct that my Executrix shall not be required to file an inventory of my estate, and that no bond or other security shall be required of my Executrix and that if, notwithstanding this direction, a bond is required by law or special rule of Court, no surety shall be required thereon. I vest my Executrix with full power and authority to sell, transfer and convey any 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 she may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate.

IN WITNESS WHEREOF, I, Elizabeth P. Daugherty, have subscribed my name to this my Last Will and Testament, consisting of three (3) typewritten pages, each of which bears my signature, this 6th day of August, 1992.

Elizabeth P Daugherty, Testatrix
ELIZABETH P. DAUGHERTY, Testatrix

The foregoing instrument consisting of three (3) pages, was signed, published, and declared by the said Elizabeth P. Daugherty to be his Last Will and Testament, in the presence of all of us at one and the same time, and we, at her request, and in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of the said Testatrix and to the performance of the aforesaid act of execution on this 6th day of August, 1992.

Vincent Luccaro Residing at Brentwood, Tn.

Marsha E Kautz Residing at Nashville

AFFIDAVIT

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

RE: WILL OF ELIZABETH P. DAUGHERTY

The undersigned, who are witnesses to the Will of the above named Testatrix to which this Affidavit is attached, being duly sworn, according to law, make oath as follows:

1. That each of us is an adult resident of the State of Tennessee and that we are witnesses to a Will executed by Elizabeth P. Daugherty on this the 6th day of August, 1992.

2. That the Testatrix declared the above dated instrument to be her Last Will and Testament and requested that each of us be witnesses thereto. That the said Testatrix signed the said Will in the presence of each of us and that we, in her presence, and in the presence of each other, signed the said Will as witnesses on the date and at the place indicated above.

3. That at the time of execution of said Will each of us is of the opinion that the Testatrix was of sound mind and was over eighteen (18) years of age.

4. That this Affidavit is executed on this the 6th day of August, 1992 in accordance with Chapter 568 of the Public Acts of Tennessee of 1972.

Vincent Jucaud

Sharon E Kautz

Subscribed and sworn to before me on this the 6th day of August, 1992.

Lynn M. Butler
Notary Public

My Commission Expires:
5-23-94

STATE OF TENNESSEE

I, **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 Last Will and Testament heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 19 day of FEBRUARY , 2004 , in the Case Number 04P259 DAUGHERTY, ELIZABETH P deceased,
as same remains of record in Vol. 5581 , Page 1412815 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 15 day of MARCH in the year two thousand four and in the 227th year of American Independence.

RICHARD R. ROOKER, Clerk,

By Brenda Osborne
Deputy Clerk

SEAL

