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PICK-UP

Last Will and Testament

Davidson County WILL
Recvd: 08/04/04 11:18 3pgs
Fees:17.00 Taxes:0.00
20040804-0093470

OF

IRENE TAYLOR MALONE

I, IRENE TAYLOR MALONE, of Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare, and publish this my Last Will and Testament, hereby revoking all former wills and codicils to wills heretofore made by me.

ARTICLE I

I direct that all of my just debts, including my funeral expenses and the cost of administration, be paid out of my general estate by my executor as soon as practicable after my death. To this end, I authorize my executor to sell any of my property, real, personal, or mixed, and to execute all conveyances necessary to effectuate such sale. I expressly authorize my executor to make distributions in kind. I authorize my executor in his discretion to use insurance proceeds payable to my estate to satisfy any debts or taxes of my estate. All inheritance and estate taxes assessable by reason of my death shall be discharged by my estate without charge or apportionment against any beneficiary of assets whether passing under this will or otherwise.

ARTICLE II

I hereby give, devise and bequeath all of my property, real, personal, or mixed, that I have and any interest in any real or personal property that I may acquire to my children, DON E. MALONE, JERRY MALONE, JIMMY MALONE, TAMMY TUNE and CAROLYN DUNCAN, to be divided equally, share and share alike, per capita. I direct that as to any of my children who should not survive me that child's share should be divided equally among my surviving children. I further direct that my children should attempt to divide my property by agreement as much as possible but if there are any items about which they cannot agree, then they shall be

Irene Taylor Malone
IRENE TAYLOR MALONE

sold and the proceeds divided equally.

ARTICLE III

I hereby nominate, constitute and appoint my JERRY MALONE, as executor of my estate. Should he predecease me, or fail or refuse to serve, I nominate and appoint JIMMY MALONE as executor under the same terms and conditions herein set out. I direct that no bond or other security shall be required of my said executors for the faithful performance of their duties as such and that they shall not be required to file any inventory and/or accounting of my estate, including any final accounting.

IN WITNESS WHEREOF, I have hereunto set my hand to this Last Will and Testament at Goodlettsville, Tennessee, on this the 25 day of 3 March, 1996.

Irene Taylor Malone
IRENE TAYLOR MALONE

Signed, sealed, published and declared by the testatrix, IRENE TAYLOR MALONE, to be her Last Will and Testament in the presence of us, the undersigned, who, at her request and in her sight and presence and in the presence of each other, have subscribed our names as witnesses and do hereby attest to the sound and disposing mind of said testatrix, IRENE TAYLOR MALONE and to the performance of the aforesaid act of execution at the place and on the date herein set out.

Darlene Hendson
WITNESS

WITNESS

Irene Taylor Malone
IRENE TAYLOR MALONE

STATE OF TENNESSEE

COUNTY OF DAVIDSON

DARLENE WINDSOR and DONNA G. SMITH

being duly sworn, make oath that they are the witnesses to the Last Will and Testament of IRENE TAYLOR MALONE, said Will being dated on the 25th day of MARCH, 1996, that at the time of the signing of said Will, they and the Testatrix were more than eighteen (18) years of age, that said Will was signed by her in their presence, and that they, at the request of the Testatrix, and in her sight and presence and in the sight and presence of each other, subscribed their names as witnesses to said Will, and, in their opinion, the Testatrix, IRENE TAYLOR MALONE, was at the time of sound mind and disposing memory, and that said Will was entered into without undue influence or coercion.

Darlene Windsor
WITNESS

WITNESS

Sworn to and subscribed before me
this the 25 day of MARCH, 1996.

NOTARY PUBLIC
My Commission Expires: 7-25-98

RICHARD R. ROOKER CIRCUIT COURT CLERK

I hereby certify that this is a true copy of original instrument filed in my office this 4th day of August 20 04
RICHARD R. ROOKER, CLERK
By Deputy Clerk