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2003 MAY 28 AM 9:19

RICHARD R. ROBERTSON, CLERK

D.C.

Last Will and Testament

OF

GEORGE KYLE

Davidson County WILL
Recvd: 01/03/05 16:13 7 pgs
Fees:37.00 Taxes:0.00
20050103-0000811

I, GEORGE KYLE, a resident of Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this my Last Will and Testament, hereby disposing of all the property of every kind, real and personal, which I own or have a right to dispose of at my death, and hereby revoking any and all other Wills or Codicils by me made at any time.

ITEM I: I direct that all my just debts, funeral expenses, expenses of administration, and all taxes that may be chargeable to my estate, including state inheritance taxes and federal estate taxes, be paid by my Executor, hereinafter named.

ITEM II: I devise to my son, STEVE O'NEAL KLYE, per stirpes, the property commonly known as 911 Bailey, Nashville, Davidson County, Tennessee, and described more particularly as follows, to-wit:

> BEING Lot No. 6 on the Plan of J. G. Grissim's Grand Avenue Addition, as of record in Book 974, page 35, Register's Office for said County.
>
> Said Lot No. 6 fronts 85 feet on the easterly side of Bailey, formerly Remmel Street, and runs back 106.3 feet on the northerly line and 85.1 feet on the southerly line with the northerly margin of an alley, as shown on Plan Book 2, page 42, Chancery Court at Nashville, to the westerly line of Lot No. 1, measuring 88.5 feet thereon.

George Kyle

ITEM III: I direct my Executor hereinafter named to sell the property known as 912 Bailey Street, Nashville, Davidson County, Tennessee, described more particularly hereinafter and to divide the proceeds equally among DANNY RAY KYLE and JANICE KYLE TAYLOR, per stirpes.

> BEING Lot No. 8 on the Plan of J. G. Grissim's Grand Avenue Addition, as of record in Book 974, page 35, Register's Office for said County.
>
> Said Lot No. 8 fronts 50 feet on the westerly side of Remmel Street, now called Bailey Street, and runs back with the northerly margin of a 20-foot street 150 feet to a dead line on which it measures 49 feet.

ITEM IV: My former wife, Mackie Adams Kyle, died intestate in Davidson County, Tennessee, in the year 1984. Pursuant to the intestate succession statutes in the State of Tennessee, I inherited from her an one-third (1/3) undivided interest in certain property located in Limestone County, Alabama. Said property is described more particularly as follows, to-wit:

> A tract of land lying and being in the NW 1/4 of the NW 1/4 of Section 24, Township 2 South, Range 3 West, more particularly described as follows: BEGINNING at the SW corner of the NW 1/4 of the NW 1/4 of said Section 24; thence North 86 deg. 45' East 537 feet to a point in the center of Johnson Road (Carter Mill Road); thence North 57 deg. 20' East along the center of said Road 234 feet to the true point of beginning; thence North 32 deg. 40' West 250 feet; thence North 57 deg. 20' East 245 feet; thence South 6 deg. 30' East 270 feet to a point in the center of said Road; thence South 57 deg. 20' West along the center of said Road 135 feet to the point of beginning, containing 1.2 acres, more or less.
>
> A tract of land lying and being in the NW 1/4 of the NW 1/4 of Section 24, Township 2 South, Range 3 West, more particularly described as follows: BEGINNING at the Southwest corner of the NW 1/4 of the NW 1/4 of said Section 24; thence North 86

Dougal Kyle

deg. 45' East along the South boundary of said quarterquarter section 537 feet to a point in the center of the Carter Mill Road; thence North 57 deg. 20' East along the center of said Road 100 feet; thence leaving said Road North 58 deg. 51' West 294 feet; thence South 57 deg. 20' West 438 feet to the point of beginning.

I devise my one-third (1/3) undivided interest and any interest that I may have in said property to JANICE KYLE TAYLOR, per stirpes. It is my hope and desire that she will want to live on this property.

ITEM V: All savings accounts, IRA, and all monies on deposit at any financial institution, I give and bequeath in equal parts to DANNY RAY KYLE, per stirpes, and JANICE KYLE TAYLOR, per stirpes.

ITEM VI: I give and bequeath the sum of FIVE HUNDRED & NO/100 ($500.00) DOLLARS, to my granddaughter, JEINA KYLE.

ITEM VII: All of the household goods, furniture and furnishings which are located in my wife's house at 450 Jeanette Street, Goodlettsville, Tennessee, are the property of my wife, DOROTHY IRENE SANDERS KYLE.

ITEM VIII: I give, devise and bequeath to my children, DANNY RAY KYLE, STEVE O'NEAL KYLE and JANICE KYLE TAYLOR, equally share and share alike, per stirpes, all the rest, remainder and residue of my property, of whatever kind, character and description, real, personal, intangible and mixed, and wherever situated.

George Kyle

and that she be excused from filing any inventory or final accounting with any court or courts whatsoever.

ITEM XIII: I hereby expressly state that this Will is not made pursuant to any contract, expressed or implied, and I reserve and retain the right to change this Will at any time prior to my death.

IN TESTIMONY WHEREOF, I have hereunto set my signature at the foot and end of this my Last Will and Testament, this the 15th day of August, 1989.

George Kyle
Testator

SIGNED, SEALED, PUBLISHED and DECLARED by the said GEORGE KYLE as and for his Last Will and Testament, in the presence of us, the undersigned who at his request and in his sight and presence, and in the presence of each other, have subscribed our names as attesting witnesses hereto, the day and date above written.

Sherri W. Hudson of Springfield, TN

Mabel R. [illegible] of Springfield, TN

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

IN RE:	)	
	)	
ESTATE OF GEORGE KYLE, DECEASED	)	**No.** 03P-706
	)	
PETITION OF DANNY RAY KYLE	)	

AFFIDAVIT OF ATTESTING WITNESS

Before me, a Notary Public, personally appeared the affiant whose name appears as a witness to the Last Will of **GEORGE KYLE** and, after being duly sworn says:

On the 15th day of August, 1989, **GEORGE KYLE** requested the affiant to witness the signing of his Last Will; on the same date and in affiant's sight and presence and in the sight and presence of the other attesting witness to the Last Will, **GEORGE KYLE** signed, declared and published his Last Will; in the sight and presence of **GEORGE KYLE** and in the sight and presence of each other, the affiant and the other witness to the signing of the Last Will signed the Last Will as witnesses; and on the 15th day of August, 1989, at the times of the signing of the Last Will, **GEORGE KYLE** was eighteen (18) years of age or older, was of sound mind and disposing memory, was under no duress, compulsion or constraint and was fully cognizant of the nature of his act.

Signed 10 April, 2003.

MICHAEL JONES

STATE OF TENNESSEE
COUNTY OF ~~RUTHERFORD~~ Robertson
Sworn to and subscribed before me,
this 10th day of April, 2003.
Wanda Evelyn Yader
NOTARY PUBLIC at Large
My Commission Expires: 2-13-2005

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

IN RE:	)	
	)	
ESTATE OF GEORGE KYLE, DECEASED	)	**No.** 039206
	)	
PETITION OF DANNY RAY KYLE	)	

AFFIDAVIT OF ATTESTING WITNESS

Before me, a Notary Public, personally appeared the affiant whose name appears as a witness to the Last Will of **GEORGE KYLE** and, after being duly sworn says:

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Signed April 9, 2003.

Sherri W. Hudson
SHERRI HUDSON

STATE OF TENNESSEE
COUNTY OF ~~RUTHERFORD~~ ROBERTSON
Sworn to and subscribed before me,
this 9th day of APRIL, 2003.

Darale Sepond
NOTARY PUBLIC
My Commission Expires: 3/21/06

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 28 day of MAY , 2003 , in the Case Number 03P706 KYLE, GEORGE deceased,
as same remains of record in Vol. 5284 , Page 1129885 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 14 day of DECEMBER in the year two thousand four and in the 228th year of American Independence.

RICHARD R. ROOKER, Clerk

By Peggy [illegible] Deputy Clerk

SEAL

