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Davidson County WILL
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RICHARD R. ROOKER, CLERK

LAST WILL AND TESTAMENT

OF

LEO M. GULLEY

I, LEO M. GULLEY, Social Security Number [redacted]-8028, of the state of Tennessee, declare that this is my LAST WILL AND TESTAMENT and I revoke all other wills and codicils previously made by me.

FIRST: I appoint LEO M. GULLEY, JR. as my Personal Representative concerning this Will.

a. I request that my Personal Representative be permitted to serve without bond or surety thereon and without the intervention of any court, except as required by law. I direct that my Personal Representative act in unsupervised administration so as to administer my estate with a minimum of court supervision. If it becomes necessary to have ancillary administration of my estate in any jurisdiction where my Personal Representative is unable or does not desire to qualify as ancillary legal representative, I appoint as such ancillary legal representative such individual or corporation as my Personal Representative shall designate, in writing.

b. I direct my Personal Representative to pay the expenses of my last illness, the expenses of a funeral appropriate to my station in life and custom of living (including a suitable monument or marker for my grave), and written charitable pledges which I have made. I grant my Personal Representative the power to extend or renew any debt for such time as my Personal Representative shall deem appropriate.

c. All estate, inheritance, succession and other death taxes with respect to all property passing under this my Will shall be paid from and borne by the principal of my residuary estate, without regard to reimbursement, as if such taxes were administration expenses. My Personal Representative may pay such taxes at any time deemed advisable, whether or not then due and payable.

d. My Personal Representative is requested to settle my estate as soon after my death as may be practicable, and to pay or deliver every legacy or bequest to my beneficiaries without waiting any time that may be believed to be customary in probate matters.

Leo M. Gulley

LDW CLB

e. I have served in the Armed Forces of the United States. Therefore, I direct my Personal Representative to consult with a Legal Assistance Attorney at the nearest military installation and with the Department of Veterans Affairs and the Social Security Administration to ascertain if there are any benefits to which my family members are entitled by virtue of my military service.

f. I may leave a letter of intent with the executed copy of this Will for the purpose of giving guidance to my Personal Representative concerning the distribution or sale of certain items of my property. I request, but do not require, that my Personal Representative honor my wishes therein expressed.

SECOND: I give, devise and bequeath, absolutely and forever, all of my estate and property of which I may be seized or possessed, or to which I may be entitled, at the time of my death, wherever situated or of whatever nature, be it real, personal, or mixed, to LEO M. GULLEY, JR., LLOYD M. GULLEY, JOHN E. GULLEY and to any child or children that have been or may be born to or adopted by me, in shares of substantially equal value to be divided as they may agree.

a. If any of my children shall not survive me, then I give the share of that deceased child to my surviving children in shares of substantially equal value to be divided as they may agree.

b. If none of my children survive me, then I give, devise, and bequeath, absolutely and forever, all of my estate and property of which I may be seized or possessed, or to which I may be entitled, at the time of my death, wherever situated or of whatever nature, be it real, personal, or mixed, to the descendants of my child or children, who are to take per stirpes and not per capita, in shares of substantially equal value to be divided as they may agree. In order to receive a share of my estate under this paragraph, a descendant of any child of mine must survive me.

c. If they are unable to agree, the division among my children and the descendants of any of my children who fail to survive me shall be made by my Personal Representative, in that person's sole and absolute discretion. I empower my Personal Representative to sell any or all of such property, if such property is not distributed in kind hereunder, and to distribute the proceeds among my said children in substantially equal shares. Any determination of my Personal Representative as to what should pass or be sold under this paragraph and to whom it should pass or be delivered or at what price it should be sold shall be conclusive.

THIRD: Except as otherwise provided in this Will, I have intentionally failed to provide for any other relatives or other persons, whether claiming to be an heir of mine or not. Insofar as I have failed to provide in this Will for any of my issue now living or later born or adopted, such failure is intentional and not occasioned by accident or mistake.

FOURTH: Any beneficiary who fails to survive until one hundred twenty (120) hours after my death shall be deemed to have predeceased me, and the gift to that beneficiary shall be disposed of accordingly.

FIFTH: Definitions:

a. The term "children" as used in this Will includes adopted and afterborn persons. The term "children" as used in this Will shall not include step-children, the natural born or adopted children of a person's spouse who are not the natural born or adopted children of the person. A relationship by or through legal adoption shall be treated the same as a relationship by or through blood for purpose of succession to property under this Will.

b. The term "descendants" as used in this Will means the immediate and remote lawful, lineal descendants by blood or adoption of the person referred to who are in being at the time they must be ascertained in order to give effect to the reference to them.

c. The term "Personal Representative" as used in this Will means Executor, Executrix, Independent Executor, or any other title of like import which is used to describe such a fiduciary.

d. The term "per stirpes" as used in this Will means that whenever a distribution is to be made to the descendants of any person, the property to be distributed shall be divided into as many shares as there are (1) living children of the person, and (2) deceased children, who left descendants who are then living, of the person. Each living child (if any) shall take one share and the share of each deceased child shall be divided among his then living descendants in the same manner.

SIXTH: In addition to any powers granted by the laws of the state in which this Will is probated, I hereby authorize and empower the fiduciaries named in this Will, to the extent of the discretion herein granted, to sell, exchange, convey, transfer, assign, mortgage, pledge, lease or rent the whole or any part of my real or personal estate, to invest, reinvest, or retain investments of my estate, to perform all acts and to execute all documents which my fiduciaries may deem necessary or proper in regard to my property. If any of my fiduciaries elect to receive compensation for services, such compensation will be that allowed by law.

SEVENTH: If any part of this Will shall be invalid, illegal, or inoperative for any reason, it is my intention that the remaining parts, so far as possible and reasonable, shall be effective and fully operative. My Personal Representative may seek and obtain court instructions for the purpose of carrying out as nearly as may be possible the intention of this Will as shown by the terms hereof, including any terms held invalid, illegal, or inoperative.

IN WITNESS WHEREOF, I have at Fort Campbell, Kentucky, this 9 day of JANUARY, 1996, set my hand and seal to this my LAST WILL AND TESTAMENT, consisting of 4 typewritten pages, each page bearing my handwritten signature.

This document was prepared under the authority of 10 U.S.C, section 1044, and implementing military regulations and instructions, by Julie A. Henry, who is licensed to practice law in Texas.

Leo M. Gulley (SEAL)
LEO M. GULLEY

The foregoing instrument was, at Fort Campbell, Kentucky, this 9 day of JANUARY, 1996, signed, sealed, published and declared by LEO M. GULLEY, the testator, to be his LAST WILL AND TESTAMENT in the presence of all of us at one time, and at the same time we, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as attesting witnesses, and we do so verily believe that the said testator is of sound and disposing mind and memory at the date hereof.

Wayne B. Williams	Corey R. Bain	Brett M. Bowen
Soc.Sec.No. 465-84-6868	Soc.Sec.No. 321-62-2435	Soc.Sec.No. 357-60-4042
OF Denver City, Texas	OF Cairo, Illinois	OF CHICAGO, ILLINOIS

Kentucky

Christian

Before me, the undersigned authority on this day personally appeared the testator and the witnesses whose names are signed to the attached or foregoing instrument, and, all of these persons being by me duly sworn; the testator declared to me and to the witnesses in my presence that the instrument is his last will and that he had willingly signed or directed another to sign for him, and that he executed it as his free and voluntary act for the purposes therein expressed; and each of the witnesses stated to me, in the presence of the testator, that each of them signed the will as witness and that to the best of each person's knowledge the testator was eighteen years of age or over, of sound mind and under no constraint or undue influence.

Leo M. Gulley

LEO M. GULLEY

Wayne B. Williams
Witness

Corey L. Brann
Witness

Brett T. Bonner
Witness

Subscribed, sworn to and acknowledged before me by LEO M. GULLEY, the testator, who is known to me to be a retired member of the Armed Forces of the United States serving on Active Duty, and subscribed and sworn to before me by Wayne B. Williams, Corey L. Brann, and Brett T. Bonner, the witnesses, this 9 day of January, 1996. This acknowledgment is executed in my official capacity under the authority granted by Title 10, United States Code, Section 1044a, which also states that no seal is required on this acknowledgment.

(Sign) Julie A. Henry

(Print) JULIE A. HENRY

OFFICIAL CAPACITY CPT. JA

RANK/COMPONENT LEGAL ASSISTANCE ATTORNEY

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 23 day of NOVEMBER , 2005 , in the Case Number 05P1755 GULLEY, LEO M deceased,
as same remains of record in Vol. 6129 , Page 2116580 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 NOVEMBER 2005

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

