Box 10-B

Davidson County AFFIDAVIT
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AFFIDAVIT OF HEIRSHIP
for
MARY D. MORRIS, deceased

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Affiant, Walt Leaver, hereinafter referred to as affiant, being duly sworn, makes oath as follows:

1. The affiant resides at the following address: 1603 Burton Avenue, Nashville, TN 37215.
2. The affiant personally knew Mary D. Morris, now deceased, hereinafter referred to as decedent, and has personal knowledge of the family of the decedent by reason of the following: I was her Preacher at Brentwood Hills Church of Christ and her supervisor at Lipscomb University.
3. The decedent, Mary D. Morris, died on September 30, 2005.
4. The decedent owned property identified as 7037 Sunnywood Drive, Nashville, Davidson County, Tennessee 37211 (Instrument No. 20050620-0070460, Register's Office for Davidson County, Tennessee).
5. That the decedent died with a Will (not probated) a copy of which is attached hereto as Exhibit "A".
6. That the decedent was unmarried.
7. That at the time of death, decedent had 0 surviving children, either born to her or adopted.
8. That the following persons constituted all of the heirs-at-law of the decedent at her death:
   Charles G. Morris (Father) – age 60 - Address: 15 Lakeside Dr., Morgantown, WV 26508.
   Lois K. Morris (Mother) – age 60 - Address: 15 Lakeside Dr., Morgantown, WV 26508.
   Christopher Morris (Brother) – age 34 - Address: 619 Churchill Dr., Charleston, WV 25314.
9. This Affidavit of Heirship is freely given pursuant to Section 30-2-712, et seq., Tennessee Code Annotated, to help establish and reflect the heirship with respect to real property.

Dated this 12th day of December, 2005.

Affiant: Walt Leaver

Sworn to and subscribed before me
this 12th day of December, 2005.

Susan P. Cronin
Notary Public
My commission expires: 1-28-06

SUSAN P. CRONIN
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TN

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LAST WILL AND TESTAMENT
OF
MARY D. MORRIS

Introductory Clause. I, **MARY D. MORRIS**, a resident of and domiciled in Nashville, Davidson County, Tennessee, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils at any time heretofore made by me.

I am single, having never been married, and have no living children.

ITEM I

Direction to Pay Debts. I direct that all my legally enforceable debts, secured and unsecured, be paid as soon as practicable after my death.

ITEM II

Direction to Pay All Taxes from Residuary Estate. I direct that all estate, inheritance, succession, death or similar taxes (except generation-skipping transfer taxes) assessed with respect to my estate herein disposed of, or any part thereof, or on any bequest or devise contained in this my Last Will (which term wherever used herein shall include any Codicil hereto), or on any insurance upon my life or on any property held jointly by me with another or on any transfer made by me during my lifetime or on any other property or interests in property included in my estate for such tax purposes be paid out of my residuary estate and shall not be charged to or against any recipient, beneficiary, transferee or owner of any such property or interests in property included in my estate for such tax purposes.

ITEM III

General Bequest of Personal and Household Effects With a Precatory Memorandum. I give and bequeath all my personal and household effects of every kind including but not limited to furniture, appliances, furnishings, pictures, silverware, china, glass, books, jewelry, wearing apparel, boats, automobiles, and other vehicles, and all policies of fire, burglary, property damage, and other insurance on or in connection with the use of this property, as follows:

(1) I request that my beneficiaries and my Executor abide by any memorandum by me directing the disposition of this property or any part thereof. This request is precatory and not mandatory.

(2) In default of such memorandum, or to the extent said memorandum does not completely or effectively dispose of such property, I give and bequeath all the rest of my personal and household effects of every kind in equal shares to my father and mother, Charles G. and Lois K. Morris of Morgantown, West Virginia, or the survivor of them. I expressly authorize my Executor, in his discretion, to sell any part or all of said property not disposed of by said memorandum, not wanted by the beneficiary, or inappropriate for the beneficiary, to whom it is given hereinabove and to make the proceeds thereof a part of my residuary estate.

ITEM IV

Outright Gift of Residuary. I give, devise and bequeath all the rest, residue and remainder of my property of every kind and description (including lapsed legacies and devises) wherever situate and whether acquired before or after the execution of this Will, in equal shares to my father and mother, Charles G. and Lois K. Morris of Morgantown, West Virginia, or the survivor of them.

ITEM V

Naming the Executor, Executor Succession and Other Matters. The provisions for naming the Executor, Executor succession, Executor's fees and other matters are set forth below:

(1) **Naming an Individual Executor**. I hereby nominate, constitute, and appoint as Executor of this my Last Will and Testament my father, Charles G. Morris, and direct that he shall serve without bond.

(2) **Naming Individual Successor or Substitute Executor**. If my individual Executor should fail to qualify as Executor hereunder, or for any reason should cease to act in such capacity, the successor or substitute Executor who shall also serve without bond shall be Susan C. Galbreath, of Nashville, Tennessee.

(3) **Final Succession If Individual Successor Executor Cannot Act**. If a vacancy arises in the position of Executor, a majority of the group composed of the adult beneficiaries and Guardians of any minor beneficiaries hereunder shall appoint a substitute or successor Executor which shall be an individual of their choice or a bank or trust company having power to serve and combined agency and trust assets of at

least One Hundred Million Dollars ($100,000,000.00). I excuse all Executors and their alternates or successors from bond in all events. If administration of my estate is required or appropriate in any jurisdiction other than Tennessee, I empower my Executor and his successors or substitutes to qualify therein or to designate one or more individuals or a bank or trust company having power to act as Executor to serve as Co-Executor or sole Executor as the case may be and I empower my Executor to excuse such appointee from bond.

ITEM VI

Definition of Executor. Whenever the word "Executor" or any modifying or substituted pronoun therefor is used in this my Will, such words and respective pronouns shall include both the singular and the plural, the masculine, feminine and neuter gender thereof, and shall apply equally to the Executor named herein and to any successor or substitute Executor acting hereunder, and such successor or substitute Executor shall possess all the rights, powers and duties, authority and responsibility conferred upon the Executor originally named herein.

ITEM VII

Powers for Executor and Trustee. By way of illustration and not of limitation and in addition to any inherent, implied or statutory powers granted to Executors and Trustees generally, my Executor and Trustee is specifically authorized and empowered with respect to any property, real or personal, at any time held under any provision of this my Will: to allot, allocate between principal and income, assign, borrow, buy, care for, collect, compromise claims, contract with respect to, continue any business of mine, convey, convert, deal with, dispose of, enter into, exchange, hold, improve, incorporate any business of mine, invest, lease, manage, mortgage, grant and exercise options with respect to, take possession of, pledge, receive, release, repair, sell, sue for, to make distributions or divisions in cash or in kind or partly in each without regard to the income tax basis of such asset, and in general, to exercise all the powers in the management of my Estate which any individual could exercise in the management of similar property owned in his or her own right, upon such terms and conditions as to my Executor and Trustee may seem best, and to execute and deliver any and all instruments and to do all acts which my Executor and Trustee may deem proper or necessary to carry out the purposes of this my Will, without being limited in any way by the specific grants of power made, and without the necessity of a court order.

In addition to the above powers, I give the Executor all the powers recited in the introductory paragraph and thirty-three (33) subparagraphs of Tennessee Code

Annotated Section 35-50-110, as if the language thereof were incorporated in this Will verbatim.

Further, my Executor shall be excused from filing an inventory or any interim or final accounting or otherwise making reports to any Court, but shall make reports to the beneficiaries at reasonable intervals.

ITEM VII

Discretion Granted to Executor in Reference to Tax Matters. My Executor as the fiduciary of my estate shall have the discretion, but shall not be required when allocating receipts of my estate between income and principal, to make adjustments in the rights of any beneficiaries, or among the principal and income accounts to compensate for the consequences of any tax decision or election, or of any investment or administrative decision, that my Executor believes has had the effect, directly or indirectly, of preferring one beneficiary or group of beneficiaries over others; provided, however, my Executor shall not exercise its discretion in a manner which would cause the loss or reduction of the marital deduction as may be herein provided. In determining the state or federal estate and income tax liabilities of my estate, my Executor shall have discretion to select the valuation date and to determine whether any or all of the allowable administration expenses in my estate shall be used as state or federal estate tax deductions or as state or federal income tax deductions.

Testimonium Clause. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 11th day of August, 2005.

Mary D. Morris
MARY D. MORRIS

Attestation Clause. The foregoing Will was this 11th day of August, 2005, signed, sealed, published and declared by the Testatrix as and for her Last Will and Testament in our presence, and we, at her request and in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses on the above date.

Arthur G. Harris of Parkersburg, WV

Karen Harris of Parkersburg, WV

PROOF OF WILL

STATE OF TENNESSEE

SELF-PROVING AFFIDAVIT

COUNTY OF DAVIDSON

We, **MARY D. MORRIS**, and Arthur G. Harris and Karen Harris, the Testatrix and the witnesses, respectively, whose names are signed to the attached or foregoing instrument, being first duly sworn, do hereby declare to the undersigned authority that the Testatrix signed and executed the instrument as her Last Will and that she had signed willingly (or willingly directed another to sign for her), and that she executed it as her free and voluntary act for the purposes therein expressed, and that each of the witnesses, in the presence and hearing of the Testatrix, and in the presence of each other, signed the Will as witness and to the best of our knowledge the Testatrix was at that time eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Mary D. Morris
MARY D. MORRIS

Arthur G. Harris
Witness

Karen Harris
Witness

Subscribed, sworn to, and acknowledged before me by **MARY D. MORRIS**, the Testatrix and subscribed and sworn to before me by Arthur G. Harris and Karen Harris, witnesses, this 11th day of August, 2005.

Phillip W. Ellenburg
Notary Public for Tennessee

PHILLIP W. ELLENBURG (Seal) NOTARY PUBLIC AT LARGE DAVIDSON CO., TENNESSEE

My Commission Expires: 9/18/07

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