Davidson County WILL
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2006 MAY 31 AM 11:39
D.C.

LAST WILL AND TESTAMENT

OF

THELMA L. COOPER

I, **Thelma L. Cooper**, a citizen and resident of Nashville, Davidson 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 any and all former Wills and Codicils to Wills heretofore made by me.

FIRST: I direct that all my just debts, my funeral expenses, all estate, inheritance, succession and other taxes assessed by reason of my death, and the cost of administration of my estate be paid as soon as practical after my death.

SECOND: I hereby give, will, devise and bequeath all the rest, residue and remainder of the property which I may own at the time of my death, real, personal, tangible, intangible, of whatsoever nature and wheresoever situated including all lapsed legacies and devises and all life insurance payable to my estate, in fee unto my children, **Vickie Diane Tuttle, Sherrian E. Miller, Deborah K. Salazar, Loretta Berry, Ricky D. Cooper, Ronald Steven Cooper, Gilbert Wade Cooper** and **Johnny D. Cooper**, and in the event any of my said children fail to survive me, their share shall go to their children per stirpes. It is my desire that my property located at 516 Newton Avenue, Nashville, Tennessee 37209, shall be held by **Gilbert Wade Cooper** and **Sherrian E. Miller**, and they shall be allowed to live there as long as they desire. They shall be responsible for the property tax and insurance so long as they reside there. If **Gilbert Wade Cooper** and **Sherrian E. Miller** decide that they do not wish to reside at the property located on 516 Newton Avenue, Nashville, Tennessee 37209, then it is to be sold and the proceeds divided equally between my children, **Vickie Diane Tuttle, Sherrian E. Miller, Deborah K. Salazar, Loretta Berry, Ricky D. Cooper, Ronald Steven Cooper, Gilbert Wade Cooper** and **Johnny D. Cooper**, or to their children per stirpes if they fail to survive me.

THIRD: I appoint my daughter, **Loretta Berry**, to be the Executrix of this my Last Will and Testament and direct that no bond be required for the faithful performance of her duties. If she shall predecease me or is otherwise unable to serve, I nominate and appoint my daughter, **Sherrian E. Miller**, of Nashville, Tennessee, as alternate Executrix to also serve without bond. I give my Executrix or alternate Executrix, as the case may be, all the powers set forth in Tennessee Code Annotated, Section 35-50-110, which are incorporated herein by reference to this Will. A successor Executrix has the duty, right and power given to the Executrix originally appointed. Any successor Executrix may accept the account rendered and assets delivered to it by its predecessor as a complete discharge to the predecessor Executrix. I further direct that if I own any realty at the time of my death, I vest my said Executrix or alternate Executrix with full power to sell without the joinder of any party and any purchaser shall not be required to look to the application of the proceeds. I further excuse my Executrix or alternate Executrix from filing an inventory and making reports to the Court having jurisdiction over my estate.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the three pages of this my Last Will and Testament, this 4th day of February 2006 at Nashville, Tennessee.

THELMA L. COOPER - Testatrix

PAGE TWO – WILL OF **THELMA L. COOPER**

ATTESTATION CLAUSE

Signed, signified, published and declared by the Testatrix, as and for her Last Will and Testament, in the presence of us, the undersigned attesting witnesses, who at her request and direction, and in her sight and presence and in the sight and presence of each other, have hereunto set our hands as such witnesses the day and date above written.

WITNESSES

((Signature) _____
(
((Address) 4800 Charlotte Ave.
(
(Nashville, TN 37209
(
((Signature) _____
(
((Address) 4800 Charlotte Ave.
(
(Nashville, TN 37209

THIS INSTRUMENT PREPARED BY:

Frank E. Lee, Attorney
4800 Charlotte Ave.
Nashville, TN 37209

AFFIDAVIT OF WITNESS TO PROVE WILL

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

_____ and _____,

of legal age and after being duly sworn and according to law, depose and say:

1. That they witnessed the execution of the Last Will and Testament of **Thelma L. Cooper** dated this 4th day of January 2006, to which this affidavit is attached, and that this affidavit is being made at the request of the Testatrix, and in accordance with Tennessee Code Annotated 32-2-110.

2. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testatrix and in her sight and presence, and in the sight and presence of each other, at the place and on the date recited in said Last Will and Testament.

3. That the Testatrix signed said paper writing as and for her Last Will and Testament in their sight and presence.

4. That at the time they witnessed said Last Will and Testament, the Testatrix was, in their opinion, of sound mind and disposing memory.

_____
Witness

_____
Witness

BELINDA A. COLLINS
STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY
My Commission Expires MAY 23, 2009

Sworn to and subscribed before me this 24th day of January 2006, at Nashville, Tennessee.

_____
NOTARY PUBLIC

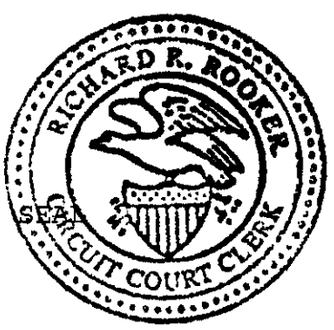
My commission expires: _____

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 31 day of MAY , 2006 , in Case Number 06P767 between MILLER, SHERRIAN E Petitioner, and COOPER, THELMA L Respondent, as same remains in the records of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 02 day of NOVEMBER 2006

RICHARD R. ROOKER, Clerk,



By _____
Deputy Clerk