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07P-256

Davidson County WILL
Recvd: 02/26/07 15:06 4 pgs
Fees:17.00 Taxes:0.00
20070226-0023829

LAST WILL AND TESTAMENT

OF

JOE D. DuRARD, JR.

I, Joe D. DuRard, Jr.,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 those in charge of my estate pay the expense of my last illness and burial expenses from the first money coming into their hands, and I direct that they not be required to file with the Court a detailed inventory of the assets of my probate estate, nor be required to file a detailed final accounting of the receipts and disbursements.

SECOND: I hereby acknowledge that I have financial accounts in local banking and financial institutions whereby another person is named thereon with me and said person's name was included for my convenience in the event that I am unable, in the future, to handle my personal affairs and, therefore, the other person could perform the services for me. The funds in these accounts and any future accounts established shall consist of my assets, the other person having no financial interest therein, and, therefore, all funds shall go into and become a part of my probate estate and distributed as hereinafter set forth.

THIRD: I hereby give, will, devise and bequeath all my property, real, personal and mixed, to my children, namely, Ricky J. DuRard and Terry L. DuRard, share and share alike, per stirpes.

FOURTH: I hereby nominate, designate and appoint my sister, Bobbie Candelaria, as Executrix of this my Last Will and Testament and direct that she not be required to make bond. In the event my sister, Bobbie Candelaria, fails, is unable or refuses to serve in this capacity, then in that event I hereby nominate, designate and appoint my sons, Ricky J. DuRard and Terry L. DuRard, as Co-Executors without bond.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the two pages of this my Last Will and Testament this 27th day of January , 1988, at Nashville, Tennessee.

Joe D. DuRard Jr.
JOE D. DuRARD, JR. - Testator

ATTESTATION CLAUSE

Signed, signified, published and declared by the Testator, as and for his Last Will and Testament, in the presence of us, the undersigned attesting witnesses, who, at his request and direction, and in his 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) Terry Lynn Harris
(Address) 4800 Charlotte Ave
Nashville, TN 37209

(Signature) Harold E Collins
(Address) 4800 Charlotte Ave
Nashville, TN 37209

This instrument prepared by: Harold E. Collins, Attorney, Nashville, Tennessee.

AFFIDAVIT OF WITNESSES TO PROVE WILL

STATE OF TENNESSEE

COUNTY OF DAVIDSON

James Tyre Havron and Harold E. Collins,

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 Joe D. DuRard, Jr. dated 1/27/88, to which this affidavit is attached, and that this affidavit is being made at the request of the Testator, 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 Testator and in his 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 Testator signed said paper-writing as and for his Last Will and Testament in their sight and presence.

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

James Tyre Havron
Witness

Harold E Collins
Witness

Sworn to and subscribed before me this 27th day of January 1988 at Nashville, Tennessee.

Adair Parrish
Notary Public
My Commission Expires: 11/12/89

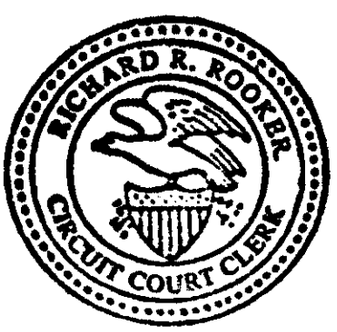
STATE OF TENNESSEE

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 14 day of FEBRUARY , 2007 , in Case Number 07P256 between DURARD, RICKY J. ET.AL Petitioner, and DURARD JR., JOE D. 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 22 day of FEBRUARY 2007

RICHARD R. ROOKER, Clerk,

SEAL



By _____

Deputy Clerk