FILED 07P1347

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RICHARD R. ROOKER, CLERK

Davidson County WILL
Recvd: 09/07/07 15:55 5 pgs
Fees:27.00 Taxes:0.00

20070907-0107841

LAST WILL AND TESTAMENT

OF _____ D.C.

DWIGHT D. RAGLAND

I, **Dwight D. Ragland**, a resident of Old Hickory, Davidson County, Tennessee, being of sound mind and disposing memory and realizing the uncertainty of life, 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 legal debts (except debts secured by mortgages or other security instruments which may be paid off or retained in the discretion of my Executrix or Executor) be paid out of my general estate by my Executrix or Executor as soon a practicable after my death. I further direct that my Executrix or Executor pay all the estate inheritance, succession and other death taxes which shall become payable by reason of my death, whether in respect of property passing under this Will or otherwise, as an expense of administration without apportionment. I direct and authorize that my real estate, wherever located, be subject to the administration of my estate and may be sold and/or mortgaged by my Executrix or Executor without petitioning the Court for approval.

SECOND: I give, will, devise and bequeath to my wife, **Thelma C. Ragland**, if she shall survive me, the following real property:

(a) My one-family dwelling located at 2418 Dennywood Drive, Nashville, Tennessee 37214 of record in Deed Book 3372, Page 391, Register's Office for Davidson County, Tennessee, being the same real estate held in tenancy by the entirety with my former wife, Vera Q. Ragland, who died in November 1986.

(b) My two remaining cemetery lots, No. 1 and No. 2 located at Hermitage Memorial Garden, Hermitage, Davidson County, Tennessee, in the Division of Gethsemane, being part of Plot 96C. It is my desire that my wife, **Thelma C. Ragland**,

make these lots available for burial of any of my children or grandchildren if any of them should predecease her or die before she found it necessary to sell the lots.

THIRD: I give, devise and bequeath all the rest and residual of my property, real, personal and mixed, of whatever kind and wheresoever located, to my wife, **Thelma C. Ragland**, provided she shall survive me.

FOURTH: In the event my wife, **Thelma C. Ragland**, shall fail to survive me, or we meet our deaths in a common disaster, it then shall be presumed she failed to survive me. Then in such event, I give, will, devise and bequeath all my estate and property, real, personal and mixed, wheresoever located, and which my wife, **Thelma C. Ragland**, would have otherwise taken under this my Last Will and Testament had she survived me, in equal shares to my four (4) children, **David D. Ragland, Toma R. Kimbro, Duane R. Ragland** and **Edith R. York.**

FIFTH: I authorize my Executrix or any alternate personal representative and my Testamentary Guardian and Trustee, in the exercise of reasonable discretion with respect to all property, real and personal, at any time, forming a part of my estate, to exercise any and all the powers set forth in Section 3, Chapter 110 of the Public Acts of the Tennessee General Assembly of 1963, T.C.A. 35-50-110 to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this Will) are granted even should said statute be amended or repealed at the time of my death.

SIXTH: I hereby nominate, designate and appoint my wife, **Thelma C. Ragland**, as Executrix of this my Last Will and Testament. If for any reason she fails to qualify or serve having qualified, thereafter for any reason shall cease to act, then I appoint my son, **Duane R. Ragland**, to serve as my Executor. All references in this Will to the "Executor" shall apply equally to the "Executrix." I further direct that no bond or

other security shall be required to my named Executrix or Executor. I further direct that they shall not be required to file an inventory of my Estate or make any accounting of receipts and disbursements unless mandated by the Court.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the three pages of this my Last Will and Testament, this 29th day of March 2001 at Nashville, Tennessee.

Dwight D. Ragland
DWIGHT D. RAGLAND - 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) _____
(Address) 4800 Charlotte Ave.
Nashville, TN 37209

(Signature) Frank E. Lee
(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 **Dwight D. Ragland** dated this 29th day of March 2001, 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.

_____
Witness

_____
Witness

Sworn to and subscribed before me this 29th day of March 2001, at Nashville, Tennessee.

BELINDA C. DIXON NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

_____
NOTARY PUBLIC

My commission expires _____

My Commission Expires SEPT. 29, 2001

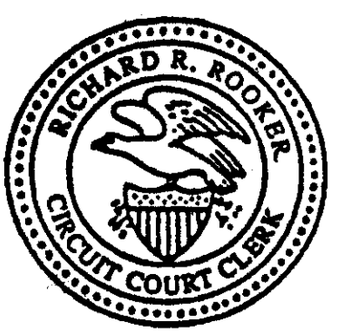
STATE OF TENNESSEE

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 30 day of AUGUST , 2007 , in Case Number 07P1347 between RAGLAND, THELMA C. Petitioner, and RAGLAND, DWIGHT 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 31 day of AUGUST 2007

RICHARD R. ROOKER, Clerk,

SEAL



By _____

Deputy Clerk