Last Will and Testament

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of

Adelyne B. Scott

Davidson County WILL
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This document prepared by:

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Keep a copy of this document in a lock box or other safe place where you keep your personal files and notify your Personal Representative of its location.

Last Will and Testament
of
Adelyne B. Scott

I, Adelyne B. Scott, born June 12, 1915, an unmarried person, and currently of 4487 Post Place, #154, City of Nashville, County of Davidson, State of Tennessee, 37205, being of sound mind and memory, do hereby revoke any and all prior Wills, and any and all prior codicils, and make this my Last Will And Testament (hereafter, "Will"), as follows:

ARTICLE ONE (I)
PAYMENT OF EXPENSES AND TAXES

My Executor, Administrator, or Personal representative of my estate (hereafter, "Personal Representative") shall pay from the residue of my estate: Any and all expenses of my last illness and funeral; valid debts; expenses of administering my estate, including non-probate assets; and, any and all federal estate taxes and state estate or inheritance taxes whether due on my probate or non-probate assets; and, shall not seek reimbursement from any beneficiary (except as provided in Article 5.4, "Estate Taxes" below).

ARTICLE TWO (II)
SPECIAL BEQUESTS; DISPOSITION OF PROPERTY

2.0. I hereby make the following special bequests, gifts, and devises:

2.0.a. To my granddaughter Julia Anne Scott Day, if and only if she survives me, I give two thousand dollars ($2,000.00); and,

2.0.b. To my grandson Jonathan Andrew Scott, if and only if he survives me, I give two thousand dollars ($2,000.00); and,

2.0.c To my grandson Jeffrey Alec Scott, if and only if he survives me, I give two thousand dollars ($2,000.00); and,

2.0.d. To my granddaughter Valerie Leigh Couch Greenberg, if and only if she survives me, I give two thousand dollars ($2,000.00).

2.1. I hereby give all of my personal property, including, but not limited to: All household goods; Furniture and other furnishings; Antiques; Artwork; Clothing; Personal effects; Jewelry; Automobile(s) and other vehicles; Guns and gun collections; All securities; All of my ownership shares, shares of stock, membership units, and interests in and to any and all businesses, including sole proprietorships, partnerships, unincorporated businesses, corporations, non-profit organizations, limited liability companies, or any other business owned, in whole or in part, by me at the time of my death; Any life insurance policies payable to my estate; And any and all other personal property (including, if applicable, any personal property described in the aforesaid 2.0 above which is not disposed of pursuant to that Article), and all of my interests in all real

property owned for any purpose by me or by any entity of which I am an owner, and including all real property used by me for residential purposes (expressly including my entire ownership interest in the real property and residence and any other structures thereon, located at 4487 Post Place, #154, City of Nashville, County of Davidson, State of Tennessee, 37205) and all real estate used in connection with, or contiguous to, any and all such real property (other than personal property), as follows:

2.1.a. To my daughter Jo Ellen Scott Couch, if she survives me; or,

2.1.b. If my daughter Jo Ellen Scott Couch does not survive me, then, to my son-in-law John Warren Couch.

ARTICLE THREE (III)
RESIDUE

3.0. I give all of the rest, residue, and remainder of my estate, consisting of all of the property I can distribute by Will and not effectively disposed of or distributed by the preceding provisions of this Will, as follows:

3.1.a. To my daughter Jo Ellen Scott Couch, if she survives me, or,

3.1.b. If my daughter Jo Ellen Scott Couch does not survive me, then, to my son-in-law John Warren Couch.

ARTICLE FOUR (IV)
PERSONAL REPRESENTATIVES.

The following provisions shall apply to the selection of an Executor, Administrator, Personal representative (hereafter, "Personal representative"), or other fiduciaries:

4.1. My Personal representative(s) of my estate shall be selected as follows:

4.1.a. I nominate Stanley P. Frank of Nashville, Tennessee, and John Warren Couch, of Birmingham, Alabama, as my co-Executors and Personal representatives of my estate, if they survive me; My Personal representative shall have the power to nominate an additional or a successor Personal representative for my estate;

4.1.b. If either Stanley P. Frank or John Warren Couch does not survive me, the other shall serve as my sole Executor, Administrator, and Personal representative.

4.2. My Personal representatives shall have, and may exercise all of the powers given to each of them under the laws of State of Tennessee, T.C.A. 35-50-110, et seq, which are incorporated by reference into this Last Will and Testament.

4.3. I direct that no bond be required for the faithful performance of the Personal representative(s)' duties as to those persons specifically named by me above, and that no

bond be required as to any other Personal representative not named above who may serve upon the approval of the Court.

4.4. I direct that, upon the approval of the Court, my Personal representatives be excused from filing an inventory and making reports or accountings to the Court having jurisdiction over my estate.

ARTICLE FIVE (V)
GENERAL GOVERNING PROVISIONS

5.0 In applying the provisions of this Will, the following shall govern:

5.1 Definitions: All references to the following within this Will shall be defined as follows:

5.1.a. "Descendants" means all persons who are lineally descended from the person whose descendants are referred to (including legally adopted lineal descendants);

5.1.b. "Child" means a descendant of the first generation;

5.1.c. "Per stirpes" means in equal share among living children of the person whose descendants are referred to, and the descendants (taken collectively) of each deceased child of such person, with such deceased child's descendants taking by right or representation the share of such deceased child;

5.1.d. "Surviving". All other references to any person's surviving me mean that if such person dies within thirty (30) days after my death, such person shall be conclusively deemed and presumed not to have survived me. A person in gestation at the time of the event, who is born alive and survives for thirty (30) days shall be deemed to be "living" at the time of such event;

5.1.e. "Fiduciary" means a personal representative of my estate, or any original or successor trustee of any trust whether an individual or corporation;

5.1.f. "Tangible personal property" means any tangible personal property including money having value in excess of the face value but excluding evidence of indebtedness, documents of title, securities, and any property used in a trade or business;

5.2. Rules of construction.

5.2.a. Governing law. Except as altered by this Will, the law of Tennessee shall govern the meaning and legal effect of this Will, and the administration of this estate. Except as otherwise provided, all references to applicable law are to those laws in effect and force on the date of my death, and shall incorporate any amendments and successor provisions;

5.2.c. Captions and headings. Captions and headings are for convenience only and are not intended to alter the meaning of any provision of this document;

5.3. Names of Family Members.

5.3.a. The members of my immediate family are as follows:

5.3.a.i. My biological daughter's name is Jo Ellen Scott Couch. She is married to John Warren Couch. She has one (1) child: Valerie Leigh Couch Greenberg.

5.3.a.ii. My biological son's name is Lawrence Stuart Scott. My son is now deceased and is survived by his three (3) children: Julia Anne Scott Day, Jonathon Andrew Scott, and Jeffrey Alec Scott.

5.3.a.iii. I have one (1) biological brother, Donald Alvin Benjamin.

5.3.b. I am currently not married. My deceased husband's name is William L. Scott.

5.4. Estate taxes.

5.4.a. Except as provided below, there shall be no apportionment of any estate taxes and I waive, on behalf of my estate, any right to recover any estate taxes from any recipient, including any recipient of any real property or personal property passing apart from this Will (also called "non-probate" property);

5.4.b. If my Personal representative pays the estate taxes on qualified terminable interest property included in my estate under the Internal Revenue Code or any comparable state statute, or expenses incurred in determining such taxes, then my Personal representative shall seek reimbursement from the owners or recipients of the property;

5.4.c. If my Personal representative pays any tax on excess retirement accumulations, then my Personal representative shall seek reimbursement from the recipient of such accumulations.

ARTICLE SIX (VI)
ORGAN DONATION CERTIFICATION

6.0 In applying the provisions of this Will, the following shall govern:

Notwithstanding my previous declaration relative to the withholding or withdrawal of life-prolonging procedures, if as indicated below I have expressed my desire to donate my organs and/or tissues for transplantation, or any of them as specifically designated herein, I do direct my attending physician, if I have been determined dead according to Tennessee Code Annotated, § 68-3-501(b), to maintain me on artificial support systems only for the period of time required to maintain the viability of and to remove such organs and/or tissues.

By checking the appropriate line below, I specifically:

_____ **Do desire** to donate my organs and/or tissues for transplantation.

_____ **Do desire** to donate my _____.
(Insert specific organs and/or tissues for transplantation)

ABS **Do NOT** desire to donate my organs or tissues for transplantation.

In the absence of my ability to give directions regarding my medical care, it is my intention that this declaration shall be honored by my family and physician as the final expression of my legal right to refuse medical care and accept the consequences of such refusal.

The definitions of terms used herein shall be as set forth in the Tennessee Right to Natural Death Act, Tennessee Code Annotated, § 32-11-103.

I understand the full import of this declaration, and I am emotionally and mentally competent to make this declaration.

ARTICLE SEVEN (VII))
INTENTIONAL OMISSIONS OF PERSONS TAKING UNDER WILL

7.0. I have intentionally limited gifts to those persons provided for in this Will and have not by inadvertence or oversight omitted any other person the right to take under this Will or to be a beneficiary under this Will.

ABS
__ABS

IN WITNESS WHEREOF, I, Adelyne B. Scott, being of sound mind and memory, have signed this Will consisting of __6__ pages, this page included, and have placed my initials at the bottom of each of this, the foregoing, and following pages, on this the 3rd day of August, 2005.

Adelyne B Scott
Adelyne B. Scott

IN WITNESS WHEREOF, we certify that in our presence on this date in the State of Tennessee, Adelyne B. Scott voluntarily signed the foregoing instrument and acknowledged it to be the Will of Adelyne B. Scott, that at her request and in her presence and in the presence of each other, we have signed our names below as Witnesses, and that we believe her to be of sound mind and memory.

Mary Jean Stanley
Witness Name
800 Woodland St. 205 N.T. 37206
Address

Kim Woolf
Witness Name
116 Third Ave S Nashville TN 37201
Address

Jana Hamlett
Witness Name
116 Third Ave S. Nashville, TN 37201
Address

ABS
__ABS

Self-Proved Affidavit

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Under penalties of perjury, I, Adelyne B. Scott, the undersigned Testator, and, MaryFranStanley, the undersigned Witness, Kim Wood, the undersigned Witness, and, Tara Hawley, the undersigned Witness, whose names are signed in the foregoing instrument, being each first duly sworn, do hereby declare to the undersigned notary public or other legal authority the following:

(1) That the Testator signed and executed this instrument as the Testator's Will;

(2) That, in the presence of all Witnesses, the Testator signed or acknowledged the Testator's signature already made;

(3) That, the Testator signed the Will willingly, and as a free and voluntary act for the purposes expressed therein;

(4) That each of the Witnesses, in the presence and hearing of the Testator, and of each other, signed the Will as Witnesses;

(5) That to the best of each Witness' knowledge, the Testator was, at the time of the signing of the Will, at least 18 years of age;

(6) That the Testator was, at the time of the signing of the Will, of sound mind and memory, and was under no constraint or undue influence;

(7) That each of the Witnesses was of at least 18 years of age at the time of signing.

Adelyne B Scott Date: 8-3-05, 2005
Testator

MaryFran Stanley Date: 8-3-05, 2005
Witness

Kim Wood Date: 8-3-05, 2005
Witness

Tara Hawley Date: 8-3-05, 2005
Witness

Subscribed, sworn to, and acknowledged before me by Adelyne B. Scott, Testator, and subscribed and sworn to before me by MaryFran Stanley (Witness), Kim Wood (Witness), and Tara Hawley (Witness), this the 3rd day of August, 2005.

(Signed)

(SEAL)
My commission expires:

MY COMMISSION
September 22, 2007

ABS

KARA EVERETT
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.

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 01 day of NOVEMBER , 2007 , in Case Number 07P1688 between COUCH, JOHN WARREN ET.AL Petitioner, and SCOTT, ADELYNE B 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 07 day of AUGUST 2008

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

