Davidson County WILL
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RICHARD ... D.C.
08P-1521

LAST WILL AND TESTAMENT OF GLADYS CHURCHWELL JOHNSON

Gladys Churchwell Johnson

ARTICLE I: DECLARATIONS

I, GLADYS CHURCHWELL JOHNSON, declare that this document is my will. I revoke all other wills and codicils that I have previously made.

I am a resident of Davidson County, Tennessee.

Description of Family

I am single.

I have no living or deceased children.

I intend that this will dispose of all property subject to my testamentary power.

ARTICLE II: DEBTS, ADMINISTRATION EXPENSES AND TAXES

All of my lawful debts, my funeral expenses and the expenses of administration of my estate shall be paid by the Executor as soon as practicable after my death. The Executor shall pay all estate, inheritance 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. The Executor may utilize any proceeds of life insurance payable to my estate for the payment of debts, taxes and expenses.

ARTICLE III: DISPOSITION

Property

I give, devise and bequeath, absolutely and in fee simple, my real and personal property and mixed property as follows:

TO MY BROTHER, RICHARD CHURCHWELL: My 1997 Ford Contour GL vehicle, or if I no longer own that vehicle, any vehicle that I own.

TO MY NEPHEW, ROBERT CHURCHWELL, JR.: the real estate located at 942 McFerrin Avenue and all the contents of said estate and all the personal property located on said real estate. In the event that this real estate is sold before my death, then $2,500 of the proceeds of the sale of the real estate shall go to my brother Claude Churchwell, $2,500 shall go to my brother Richard Churchwell and the remainder of the proceeds shall go to my nephew, Robert Churchwell, Jr. If the real estate is sold before my death, then the personal property formerly located on the real estate and/or the proceeds from the sale of such personal property shall be considered part of my residuary estate.

TO MY SISTER-IN-LAW, MARY CHURCHWELL: My residuary estate, including any personal property rejected by nephew, Robert Churchwell.

If my brother, Richard Churchwell is deceased, then all the property given, devised and bequeathed to him shall go to William Ross Churchwell.

If my nephew, Robert Churchwell, Jr. is deceased, then all the property given, devised and bequeathed to him shall go to my niece, Marisa Smith.

If my sister-in-law, Mary Churchwell is deceased, then all the property given, devised and bequeathed to her shall go to my niece, Marisa Smith.

ARTICLE IV: EXECUTOR

Nomination

I nominate MY SISTER-IN-LAW, MARY CHURCHWELL as Executor of this will. If she for any reason fails to qualify or ceases to

act as Executor, I nominate Kevin Churchwell to serve as Executor.

The term "my Executor" as used in this will shall include any personal representative of my estate.

Bond and Inventory

I request that no bond nor surety shall be required of any Executor nominated in this will. I further request that the Executor not be required to file a final accounting or inventory.

Executor's Powers

In addition to the powers given under Tennessee law, including in T.C.A. 35-50-110, my Executor shall have the following powers:

Unlimited Power of Sale

I authorize the Executor to sell all or any part of the real, personal or mixed property of my estate, at public or private sale, with or without notice, as the Executor in his or her discretion considers necessary for the proper administration and distribution of my estate. I waive an appraisal of my real and/or personal property.

ARTICLE V: MISCELLANEOUS PROVISIONS

Omitted Heirs

Except as otherwise provided in this will, I have intentionally and with full knowledge omitted to provide for any other relatives, heirs, issue or any other person, and, therefore, no other shall take under this will.

Gender and Number

Except when the context in this will requires otherwise, the singular includes the plural, and the masculine gender includes the feminine and neuter and the feminine gender includes the

masculine and neuter when referring to an executrix, executor, testator, testatrix, trustees, guardians, or custodians.

Severability Clause

If any provision of this will is unenforceable, the remaining provisions shall remain in full effect.

Survivorship Requirement

For all gifts under this will, I require that the beneficiary survive me for thirty (30) days or be deemed to have predeceased me.

Clause Headings

Clause headings are for reading convenience and shall be disregarded when construing this will.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 13th day of October, 200[illegible] and do publish and declare this as my Last Will and Testament, in the presence of each and all of the subscribing witnesses whom I have requested to act as such by signing their names as attesting witnesses in my presence and in the presence of each other, and by signing the affidavit below.

+ Gladys Churchwell Johnson
GLADYS CHURCHWELL JOHNSON

WITNESSES:

+ Juliana S. Martin

Edward R. Overton

ADDRESSES

1 TRIMBLE St 3rd Fl

1118 Lurline Ave Nash TN 37216

AFFIDAVIT OF SUBSCRIBING WITNESSES

Each of the undersigned, being duly sworn, deposes and says: The foregoing will was signed, published and declared in the presence of the undersigned at Nashville, Davidson County, Tennessee by GLADYS CHURCHWELL JOHNSON who declared said instrument to be her will.

Each of the undersigned then signed his or her name as witness at the end of said will at the request of GLADYS CHURCHWELL JOHNSON and in her presence and in the presence of each other.

GLADYS CHURCHWELL JOHNSON was, at the time the will was executed, over the age of eighteen and to the best of the knowledge of the undersigned, of sound mind and not under any restraint or in any respect incompetent to make a will.

Each of the undersigned at the time this affidavit was made was examined and verified by each of them as to the signatures of said GLADYS CHURCHWELL JOHNSON and of the undersigned.

Severally subscribed and sworn to before me this the 13th day of October, 2005.

Notary Public

My commission expires:

My Commission Expires 04-17-07

This instrument prepared by:
Beverly D. Fisher
130 Hillcrest Drive, Ste. 109
Clarksville, TN 37043
BPR# 006668

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 23 day of SEPTEMBER , 2008 , in Case Number 08P1521 between CHURCHWELL, MARY E. Petitioner, and JOHNSON, GLADYS CHURCHWELL 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 25 day of SEPTEMBER 2008

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL