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Davidson County WILL
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Last Will and Testament
of
Glenna Johnson

FILED
2009 MAR 11 PM 2:57
RICHARD R. ROOKER, CLERK
09 P. 385

I, GLENNA JOHNSON, of Davidson County, Tennessee, make this Last Will and Testament and revoke all of my prior wills and codicils.

Article One

Distribution of My Property

Section 1. Pour-Over to My Living Trust

All of my property of whatever nature and kind, wherever situated, shall be distributed to my revocable living trust as amended and restated from time to time, including amendments after the date of this Last Will and Testament. The name of my trust is:

GLENNA JOHNSON REVOCABLE LIVING TRUST, dated April 2, 2007, GLENNA JOHNSON and JEREMY SCOTT JOHNSON, Trustees.

Section 2. Alternate Disposition

If my revocable living trust is not in effect at my death for any reason whatsoever, then all of my property shall be disposed of under the terms of my revocable living trust as if it were in full force and effect on the date of my death.

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Article Two

Powers of My Personal Representative

My personal representative shall have the power to perform all acts reasonably necessary to administer my estate, as well as any powers set forth in the statutes in the State of Tennessee relating to the powers of fiduciaries.

Article Three

Payment of Expenses and Taxes and Tax Elections

Section 1. Cooperating with the Trustee of My Living Trust

I direct my personal representative to consult with the Trustee of my revocable living trust to determine whether any expense or tax shall be paid from my trust or from my probate estate.

Section 2. Tax Elections

My personal representative, in its sole and absolute discretion, may exercise any available elections with regard to any state or federal tax laws.

My personal representative, in its sole and absolute discretion, may elect to have all, none, or part of the property comprising my estate for federal estate tax purposes qualify for the federal estate tax marital deduction as qualified terminable interest property under Section 2056(B)(7) of the Internal Revenue Code.

My personal representative shall not be liable to any person for decisions made in good faith under this Section.

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Section 3. Apportionment

All expenses and claims and all estate, inheritance, and death taxes, excluding any generation-skipping transfer tax, resulting from my death and which are incurred as a result of property passing under the terms of my revocable living trust or through my probate estate shall be paid without apportionment and without reimbursement from any person. However, expenses and claims, and all estate, inheritance, and death taxes assessed with regard to property passing outside of my revocable living trust or outside of my probate estate, but included in my gross estate for federal estate tax purposes, shall be chargeable against the persons receiving such property.

Article Four

Appointment of My Personal Representative

I appoint the following, in the order named, to be my personal representative:

First, JEREMY SCOTT JOHNSON; and then

Second, CUMBERLAND TRUST & INVESTMENT COMPANY.

I direct that my personal representatives not be required to furnish bond, surety, or other security.

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Article Five

Contest Clause

If any person, including a beneficiary shall in any manner, directly or indirectly, attempt to contest or oppose the validity of my Last Will and Testament, including any amendments thereto, or commences or prosecutes any legal proceedings to set the aforementioned document aside, then in such event such person shall forfeit his or her share, cease to have any right or interest in my estate, and shall be deemed to have predeceased me.

IN WITNESS WHEREOF, I have executed this Last Will and Testament on March 13, 2008.

Glenna B Johnson
GLENNA JOHNSON

The foregoing Last Will and Testament was, on the day and year written above, published and declared by GLENNA JOHNSON in our presence to be the testator's Last Will and Testament. We, in the presence of the testator and at the testator's request, and in the presence of each other, have attested the same and have signed our names as attesting witnesses.

We declare that at the time of our attestation of this Last Will and Testament, GLENNA JOHNSON was, according to our best knowledge and belief, of sound mind and memory and under no undue duress or constraint.

Sara L. Smith
WITNESS

Susan L Smith
WITNESS

Copy

STATE OF TENNESSEE

COUNTY OF DAVIDSON

On the date above written, we, the undersigned witnesses, being first duly sworn, make oath that testator declared to us that the foregoing instrument was testator's Last Will and Testament; that testator signed said instrument in our presence; that we, at testator's request and in testator's presence, and in the presence of each other, then subscribed our names thereto as attesting witnesses; that at the time of execution, the testator was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that we, the undersigned, each being more than eighteen (18) years of age, made and signed this affidavit at the testator's request.

Sara L. Smith
WITNESS

Thomas E. Smith
WITNESS

STATE OF TENNESSEE

COUNTY OF DAVIDSON

The foregoing Last Will and Testament was acknowledged before me by the subscribing witnesses on March 13, 2008.

Witness my hand and official seal.

Notary Public

My Commission expires:

JAMES M. ADCOX III
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
My Comm. Expires January 9, 2012

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 11 day of MARCH , 2009 , in Case Number 09P385 between JOHNSON, JEREMY SCOTT Petitioner, and JOHNSON, GLENNA BAXTER 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 12 day of MARCH 2009

RICHARD R. ROOKER, Clerk,

By _____

Deputy Clerk

SEAL

