WILL OF MILDRED L. ARMSTRONG

Davidson County WILL
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Fees:37.00 Taxes:0.00
20090420-0035708

ARTICLE I

Declarations

I, MILDRED L. ARMSTRONG, a resident of Nashville, Davidson County, Tennessee, declare this to be my Will. I revoke all prior Wills and Codicils made by me.

I am unmarried, my husband having predeceased me. I have three children, Rebecca McClain of Fennville, Michigan, Dorothye B. Clark of South Holland, Illinois and Richard L. Clark of Hollywood, California.

ARTICLE II

Disposition of My Remains

I give and bequeath all of the remains of my body to the Vanderbilt University Medical Center to be used for research, organ transplantation, or any scientific purpose which the donee deems appropriate.

ARTICLE III

Payment of Administration Expenses,
Debts and Taxes

3.1 Administration Expenses. My Executrix shall pay the expenses of administering my estate as soon as practicable after my death.

3.2 Debts. My Executrix shall pay my lawful debts (except debts secured by mortgages or other security interests, which may be paid off or retained in the discretion of my Executrix).

3.3 Taxes. My Executrix shall pay all estate, inheritance and other death taxes assessed against property comprising my gross estate for tax purposes, whether or not part of my probate or non-probate estate. Payment of these taxes shall be made from my residuary estate, without apportionment among beneficiaries.

ARTICLE IV

Disposition of Estate

4.1 Tangible Personal Property. If I have written a letter to my Executrix which provides for the disposition of certain items of personal property, I desire my Executrix to distribute the items of personal property listed to the persons indicated in that letter.

I give all of my remaining tangible personal property not otherwise disposed of under this paragraph in equal shares to each of my children. I am depending upon the good judgment of my children to select fairly from those properties for distribution among themselves; in the event of a dispute among them as to any particular item, my Executrix may sell the disputed item at public or private sale and add the proceeds to my residuary estate.

4.2 Residuary Estate. I give all of the rest and residue of my estate, both personal and real property, wherever located, including the real property which I own known as 509 19th Avenue, North, Nashville, Tennessee 37203, free of trust in equal shares to each of my children. I authorize my Executrix to sell the real property known as 509 19th Avenue, North, Nashville, Tennessee 37203 and to add the proceeds to my residuary estate and distributed in accordance with the terms hereof.

4.3 Disposition of the Residuary Estate If There Are No Surviving Children or Lineal Descendants. In the event none of my children survive me, my residuary estate shall be distributed, free of trust, to my heirs at law.

ARTICLE V

Fiduciaries

5.1 Appointment of Executrix. I appoint Lela G. Streator of Nashville, Tennessee as Executrix of my Will.

5.2 Bond. I direct that no bond be required of the above-nominated Executrix.

5.3 Inventory of Probate Estate. My Executrix shall not be required to file an inventory of my probate estate, or to file periodic or final accountings with any court.

5.4 Powers. My Executrix shall have all the powers enumerated in Section 35-50-110, Tennessee Code Annotated, and the introductory paragraph and all subparagraphs thereof, to the extent not inconsistent with the express provisions hereof, are hereby incorporated herein by reference.

5.5 Real Estate Subject to Administration. All interests in real property that I may own at the time of my death and which shall pass under this Will shall, during the pendency of the administration of my estate or the earlier distribution or other disposition of such property, be owned by my estate. My Executor shall have full possession of and exercise full control over such property during such period. Until distribution or other disposition of any such property, my estate shall be entitled to all of the income therefrom and gains from the sale or other disposition thereof and it shall discharge all of the responsibilities relating to ownership thereof, including but not limited to, payment of any taxes with respect thereto and maintenance and repairs thereof.

ARTICLE VI

I direct that any individual named as a beneficiary in this Will who causes it to be challenged on legal or any other grounds whatsoever, or who contests or disputes the distribution of personal or real property hereunder, shall be disqualified and excluded as a beneficiary hereunder, and the share of such beneficiary shall be distributed to the remaining beneficiaries.

ARTICLE VII

Miscellaneous

7.1 Definitions

(a) Children and Descendants. The terms "child", "children", "descendants", and "issue" are to be construed throughout this Will as including adoptive children as well as natural issue. If a child does not survive me, but leaves a descendant who does survive me, then the reference to my children includes my descendants, per stirpes, by my deceased child.

(b) Executrix. A reference to my "Executrix" includes each person or organization serving in those capacities, and a reference to such person(s) or organization(s) in one gender shall be deemed to mean the proper gender.

IN WITNESS WHEREOF, I have signed this Will, consisting of three (3) pages, each of which I have initialed at the bottom for the purpose of identification, in the presence of the attesting witnesses, on this 28th day of July, 2000. Pursuant to T.C.A. § 32-2-110, I request the attesting witnesses to make the Affidavit attached to this Will.

Mildred L Armstrong
MILDRED L. ARMSTRONG

The foregoing Will, consisting of three (3) pages, was signed and declared by Mildred L. Armstrong, being of sound mind and free from any compulsion or constraining, to be her Will in the presence and sight of us, present at the same time, who, at her request, in her presence and sight, and in the presence and sight of each other, have subscribed our names as attesting witnesses on the day and year last above written.

WITNESSES:

Christopher M. Wilson

Tracey M Wrigley

150 FOURTH AVENUE, NORTH
Address NASHVILLE, TN 37219

150 Fourth Avenue, North
Address Nashville, TN 37219

Page 3 of my Will: ML

STATE OF MICHIGAN
The Probate Court, County of Allegan

I hereby certify that the foregoing is a true copy of the original on file in said court.

Linda Kaye
Register of Probate

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

AFFIDAVIT

Christopher M. Was and Tracey M. Winfrey, after being first duly sworn according to law, depose and say:

1. That they are adult citizens of Nashville, Davidson County, Tennessee.

2. That they witnessed the execution of this Last Will and Testament of Mildred L. Armstrong, dated July 28, 2000, to which this affidavit is attached, and that this affidavit is being made at the request of the testatrix and in accordance with Tennessee Code Annotated, Section 32-2-110.

3. 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 testatrix and in her presence, and in the presence of each other, at the place and on the date recited in said Last Will and Testament.

4. That the testatrix signed said paper writing as and for her Last Will and Testament in their sight and presence.

5. That at the time they witnessed said Last Will and Testament, the testatrix was, in their opinion, of sound mind.

Christopher M. Was

Tracey M. Winfrey

Sworn to and subscribed before me, this 28th day of July, 2000.

Notary Public

My Commission Expires:
November 29, 2003

60562

FIRST CODICIL TO

LAST WILL AND TESTAMENT

OF

MILDRED L. ARMSTRONG

I, **Mildred L. Armstrong**, presently residing in Clyde Township, Allegan County, Michigan, do hereby make and publish this as my First Codicil to my Last Will and Testament dated July 28, 2000.

I do specifically amend Article II my said Last Will and Testament so as to read as follows:

ARTICLE II

Disposition of My Remains

I give and bequeath all of the remains of my body to the University of Michigan, to be used for research, organ transplantation, or any scientific purpose which the donee deems appropriate.

I do further amend subsection 5.1 of Article V of my said Last Will and Testament so as to read as follows:

ARTICLE V

Fiduciaries

5.1 Appointment of Estate Fiduciary. I appoint my daughter, **Rebecca Elizabeth McClain**, as the Executrix (Estate Personal Representative) of my Will and Estate. In event **Rebecca Elizabeth McClain** should be unable or unwilling to so act, I nominate, constitute and

Mildred L. Armstrong

appoint my son-in-law, **John Lewis McClain**, as Executor (Estate Personal Representative) of my Will and Estate.

I DO HEREBY ratify and reaffirm all of the other terms and conditions of my said Last Will and Testament dated July 28, 2000, except as modified/amended as hereinabove provided.

I, **Mildred L. Armstrong**, as Testatrix, do, on this 24th day of July, 2007, hereby sign my name to this First Codicil to my Last Will and Testament which is dated April 9, 2001. I declare that I sign this document willingly and I execute it as my voluntary act for the purposes expressed in this document, and that I am 18 years of age or older, of sound mind, and under no constraint or undue influence.

STATE OF MICHIGAN
The Probate Court, County of Allegan

I hereby certify that the foregoing is a true copy of the original on file in said court.

Register of Probate

(L.S.)
Mildred L. Armstrong

Mildred L. Armstrong, in our presence, declared this document to be the First Codicil to her Last Will and Testament, and signed and executed this document as her voluntary act for the purposes expressed in this First Codicil to her Last Will and Testament. Each of us, also in the presence of Mildred L. Armstrong, did sign this document as witnesses to the Testatrix's signing; and, to the best of our knowledge and belief, the Testatrix is 18 years of age or older, of sound mind, and under no constraint or undue influence.

of Holland, Michigan.
William W. Coupe

Susan L. Cravens of Grand Junction, Michigan.
Susan L. Cravens

CERTIFICATION

I, Christopher M. Was, do hereby make oath that I am a licensed attorney and/or the custodian of the electronic version of the attached document tendered for registration herewith and that this is a true and correct copy of the original document executed and authenticated according to law.

Christopher M. Was

Christopher M. Was, Attorney

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, Jean P. Shearer, a notary public for this county and state, Christopher M. Was., who acknowledges that this certification of an electronic document is true and correct and whose signature I have witnessed.



Jean P. Shearer

Notary Public

My commission expires: 1-23-10