BILL GARRETT, Davidson County
Trans:T20100012001 DEEDWARR
Recvd: 03/01/10 14:29 7 pgs
Fees:37.00 Taxes:0.00
20100301-0015499

This Instrument Prepared By:
Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C.
211 Commerce Street, Suite 800
Nashville, Tennessee 37201
Attn: Kelly L. Worman

Address New Owner as Follows:	*Send Tax Bills To*
Kesley Family Trust 5908 Manor Place Brentwood, TN 37027	Same
Map & Parcel No.: Map 160-16, Parcel 34	

EXECUTORS' DEED

THIS EXECUTORS' DEED, made this the 18th day of February 2010, by Rodger B. Kesley and Deborah K. Bradley, as Co-Executors of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED (collectively, the "Grantor"), to RODGER B. KESLEY OR DEBORAH K. BRADLEY, AS CO-TRUSTEES OF THE KESLEY FAMILY TRUST CREATED UNDER THE LAST WILL AND TESTAMENT OF BILLIE JEAN HICKS KESLEY, DATED JANUARY 5, 1990 (collectively, the "Grantee").

W I T N E S S E T H:

WHEREAS, Rodger B. Kesley and Deborah K. Bradley are the duly appointed Co-Executors of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED, having been so appointed by Last Will and Testament of Billie Jean Hicks Kesley, dated January 5, 1990, and which appointment was approved by an order of the Davidson County, Tennessee, Probate Court, Docket Number 09-P1481 dated September 29, 2009, a copy of which is attached hereto as **Exhibit A**, and Letters Testamentary having been issued on September 29, 2009, a copy of which are attached hereto as **Exhibit B**; and

WHEREAS, BILLIE JEAN HICKS KESLEY and HOWARD N. KESLEY owned improved real property located at 5908 Manor Place, Brentwood, Tennessee (the "Real Property"), described in more detail below, as tenants by the entirety; and

WHEREAS, HOWARD N. KESLEY predeceased BILLIE JEAN HICKS KESLEY on November 30, 2008, immediately vesting title in and to the Real Property in BILLIE JEAN HICKS KESLEY; and

WHEREAS, BILLIE JEAN HICKS KESLEY died testate on July 3, 2009; and

WHEREAS, under the Last Will and Testament of BILLIE JEAN HICKS KESLEY dated January 5, 1990, and by order of the Davidson County, Tennessee, Probate Court, Docket Number 09-P1481, dated September 29, 2009, attached hereto as **Exhibit A**, Rodger B. Kesley

and Deborah K. Bradley have been appointed as Co-Executors of the estate of BILLIE JEAN HICKS KESLEY; and

WHEREAS, in accordance with the Last Will and Testament of BILLIE JEAN HICKS KESLEY dated January 5, 1990, the Real Property was placed in trust for the benefit of Robert Howard Kesley, such trust to be administered by Rodger B. Kesley or Deborah K. Bradley as Co-Trustees; and

WHEREAS, it is the desire of the Co-Executors as Grantor hereunder that the correct title to the Real Property be reflected of record;

NOW, THEREFORE, by virtue of the authority conferred on the undersigned Rodger B. Kesley and Deborah K. Bradley, as Co-Executors of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED, by Order of the Davidson County, Tennessee, Probate Court, Docket number 09-P1481 rendered on the 29th day of September, 2009, the undersigned as Co-Executors of said Estate, do hereby convey unto RODGER B. KESLEY OR DEBORAH K. BRADLEY, AS CO-TRUSTEES OF THE KESLEY FAMILY TRUST CREATED UNDER THE LAST WILL AND TESTAMENT OF BILLIE JEAN HICKS KESLEY, DATED JANUARY 5, 1990, all of the interest of BILLIE JEAN HICKS KESLEY in the Real Property, situated in Davidson County, Tennessee, more particularly described as follows, to-wit:

> Land in Davidson County, Tennessee, being Lot No. 213 on the Plan of Heathstone, Phase 4, as of record in Book 5200, Pages 547-548, in the Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Howard N. Kesley and Billie Jean Hicks Kesley by Warranty Deed of record at Book 7559, Page 656, in the Register's Office for Davidson County, Tennessee.

WITNESS the signatures of the Co-Executors of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED, as Grantor hereunder, this the 18th day of February, 2010.

Rodger B. Kesley

RODGER B. KESLEY, CO-EXECUTOR OF THE ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED

Deborah K. Bradley

DEBORAH K. BRADLEY, CO-EXECUTOR OF THE ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED

STATE OF Michigan
COUNTY OF Oakland

Personally appeared before me, the undersigned, a Notary Public In and for said County and State, duly commissioned and qualified, RODGER B. KESLEY, Co-Executor of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED, the within named bargainor, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who acknowledged that he executed the foregoing instrument for the purposes therein contained.

Witness my hand and seal at office this 18th day of February, 2010.

Beverly A. Kelly
Notary Public

BEVERLY A. KELLY
Notary Public, Macomb County, Michigan
Acting in Oakland County, Michigan
My Commission Expires October 29, 2011

My Commission Expires:

STATE OF Tennessee
COUNTY OF Davidson

Personally appeared before me, the undersigned, a Notary Public In and for said County and State, duly commissioned and qualified, DEBORAH K. BRADLEY, Co-Executor of the ESTATE OF BILLIE JEAN HICKS KESLEY, DECEASED, the within named bargainor, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who acknowledged that she executed the foregoing instrument for the purposes therein contained.

Witness my hand and seal at office this 1st day of March, 2010.

Bryan R. Smith
Notary Public

My Commission Expires:
January 7, 2013

BRYAN R. SMITH
STATE OF TENNESSEE NOTARY PUBLIC
COUNTY OF DAVIDSON

AFFIDAVIT OF VALUE

I hereby swear or affirm that, to the best of my knowledge, information and belief, the actual consideration for this transfer is $0.00.

Affiant

Subscribed and sworn to before me this 18th day of February, 2010.

Notary Public

BEVERLY A. KELLY
Notary Public, Macomb County, Michigan
Acting In Oakland County, Michigan
My Commission Expires October 29, 2011

My Commission Expires:

N KLW 757559 v2
2913062-000001 02/16/2010

EXHIBIT A

FILED
2009 SEP 29 PM 2:41
RICHARD R. ROOKER, CLERK

IN THE SEVENTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
(PROBATE DIVISION)

IN RE:

ESTATE OF **BILLIE JEAN HICKS KESLEY**
Deceased.

No. **09P-** 1481

ORDER ADMITTING WILL TO PROBATE

Be it remembered that on this 29th day of September 2009, before the Probate Court of Davidson County, Tennessee, a document purporting to be the Last Will and Testament of BILLIE JEAN HICKS KESLEY, deceased, bearing date of the 5th day of January 1990, wherein SHARON PARKER, PAMELA L. BOONE, and SHERRY K. GILLIAM are attesting witnesses, was admitted to Probate and recorded as the Last Will and Testament of the deceased.

It appearing to the Court from the attached affidavits that the documents were written during the lifetime of the deceased, signed by the witnesses in the presence of and at the request of the deceased, in the presence of each other and as attesting witnesses thereto. It further appearing that said document was executed by the deceased as and for the Last Will and Testament of the deceased, who at the time of execution was of sound mind and disposing memory and whose residence was in Davidson County. It further appearing that Howard N. Kesley, nominated as Executor in the Will, died on November 30, 2008. It further appearing that pursuant to Article XIII of the Will, Rodger B. Kesley and Deborah K. Bradley are appointed as alternate Co-Executors to serve in the event that Howard N. Kesley did not survive the deceased, and that both have acknowledged their willingness to serve.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by this Court that the

EXHIBIT A

(cont'd)

document dated the 5th day of January, 1990, bearing the signature of BILLIE JEAN HICKS KESLEY and witnessed by SHARON PARKER, PAMELA L. BOONE, and SHERRY K. GILLIAM is the whole, true and Last Will and Testament of the deceased, and the Clerk is hereby directed to file and record same.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Letters Testamentary issue to Rodger B. Kesley and Deborah K. Bradley as Co-Executors of the Estate of BILLIE JEAN HICKS KESLEY, without bond, having been excused therefrom in the Will. The Co-executors shall file an estate status report annually or as required by the Court., and inventory and accounting is waived (12m)

Entered this 24th day of Sept., 2009.

Probate Master

APPROVED FOR ENTRY:

Robert G. McDowell (#000961)
Carolyn W. Schott (#021811)
Melissa J. Egan (#027205)
Attorneys for Petitioners
Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C.
211 Commerce Street, Suite 1000
Nashville, TN 37201
(615) 726-7312

EXHIBIT B

SEVENTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

LETTERS TESTAMENTARY

09P1481

To RODGER B. KESLEY and DEBORAH K. BRADLEY :

It appearing to the Court that BILLIE JEAN HICKS KESLEY has died leaving a written will, in which you are appointed Co-Executors, which has been duly approved by the Court; and you having been qualified according to law, and it having been ordered by said Court that Letters Testamentary issue to you.

These are, therefore, to empower you, the said RODGER B. KESLEY and DEBORAH K. BRADLEY to enter upon the execution of said will, and take into your possession all of the property, and to make, within sixty days from this date, a perfect inventory thereof, and make due collection for all debts, and after paying all the just demands against the Testator, and settling up the business according to law, you will pay over and deliver the property and effects that may remain in your hands, and do all other things that may be required, according to the provisions of the said will and the laws of the land.

Witness, Richard R. Rooker, Clerk of the Probate Court, at office, this September 29, 2009 .

Richard R. Rooker, Clerk

STATE OF TENNESSEE
DAVIDSON COUNTY

I, Richard R. Rooker, Clerk of the Probate Court of said County, do hereby certify that the foregoing is a true and perfect copy of LETTERS TESTAMENTARY, issued to RODGER B. KESLEY and DEBORAH K. BRADLEY, Co-Executors of the estate of BILLIE JEAN HICKS KESLEY deceased, and I do further certify that RODGER B. KESLEY and DEBORAH K. BRADLEY are still acting Co-Executors of the estate of BILLIE JEAN HICKS KESLEY, and acts as such are entitled to full faith and credit, as appears from the records in my office at Nashville, Tennessee.

Witness my hand and official seal, at this office, the 29th day of Sept., 2009.

Richard R. Rooker, Clerk