LAST WILL AND TESTAMENT

OF

MARY KATHERINE McCULLEY

I, MARY KATHERINE McCULLEY, a resident of Sumner County, Tennessee, declare this to be my Last Will and Testament, hereby revoking all prior testamentary instruments made by me.

ARTICLE I

I direct that all my just debts, except those secured by mortgage or other security agreement, shall be paid out of my residuary estate by my Executor hereinafter named as soon as practicable after my death, including my funeral expenses, expenses of the administration of my estate, and any estate, inheritance or like taxes that may be imposed by reason of my death, without apportionment among the beneficiaries. I direct that all my debts secured by mortgage or other security agreement shall pass with the property and the devisee or legatee shall take said property subject to the debt.

ARTICLE II

I leave, devise and bequeath all real property, including my residence, in equal shares to the following who survive me: Karen Stinson; James R. McCulley, Jr.; and Anthony P. McCulley.

BILL GARRETT, Davidson County
Trans:T20100077691 WILL
Recvd: 12/09/10 13:38 4 pgs
Fees:22.00 Taxes:0.00
20101209-0098176

Mary K McCulley

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ARTICLE III

I leave to my daughter, PAULA MARIE McCULLEY ODUM, my diamond ring which contains a diamond and a ruby, and also my diamond earrings.

ARTICLE IV

I leave, devise and bequeath all the rest and remainder of my property, wheresoever situated, to my children, JAMES RAYMOND McCULLEY and PAULA MARIE McCULLEY ODUM, in equal shares. Provided, that if either child predeceases me, then that child's share shall pass to the surviving child.

ARTICLE V

I incorporate by reference, as fully as if copied verbatim, all the provisions and powers set forth in Tennessee Code Annotated Section 35-50-110, which section enumerates the administrative powers that I hereby confer upon my Executor.

ARTICLE VI

I appoint my son, JAMES RAYMOND McCULLEY, to be the Executor of this my Last Will and Testament. (All references in this Will to "Executor" shall apply equally to the "Executrix".) If my said son should for any reason fail or cease to serve in said capacity, then I appoint KAREN STINSON to serve as the Alternate Executrix hereunder. I direct that no bond or other security shall be required of either of the above-named fiduciaries who may serve as the personal representative of my estate. I further direct that no personal representative shall be required to file an accounting or inventory with any court.

Mary K McCulley

IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of 12, 2001, and do publish and declare this to be 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 attached Affidavit, pursuant to the provisions of Tennessee Code Annotated Section 32-2-110.

Mary K. McCulley
MARY KATHERINE McCULLEY

The foregoing instrument consisting of four (4) pages, including the Affidavit, was signed, published and declared by the Testatrix, Mary Katherine McCulley, to be her Last Will and Testament in the presence of all of us at one and the same time and we at her request and in her presence and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of said Testatrix and to the performance of the aforesaid act of execution on this the 13th day of December, 2001.

WITNESS:
Name
540 N Water #8
Address
Gallatin, TN 37066
City/State

WITNESS:
Kim Chadwell
Name
163 Indian Lake Rd
Address
Hendersonville, TN. 37075
City/State

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STATE OF TENNESSEE
COUNTY OF SUMNER

A F F I D A V I T

We, the undersigned, being duly sworn according to law, depose and say that we are adult citizens of Tennessee; that we witnessed the execution of the Last Will and Testament of Mary Katherine McCulley, dated December 13, 2001, 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; that our signatures are affixed to said Last Will and Testament, that we 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; that the Testatrix signed said paper writing as for her Will and Testament in our sight and presence; and that at the time we witnessed said Will, the Testatrix was of legal age, and in our opinion, of sound mind and disposing memory, and did not appear under any undue influence.

Lisa Cladwell
WITNESS

Sandra A Lyttle
WITNESS

Sworn to and subscribed before me on this the 13 day of December, 2001.

NOTARY PUBLIC

My Comm. Expires: 11/02/03

STATE OF TENNESSEE
SUMNER COUNTY

I, Darlene D. Daughtry, Clerk & Master of said County, do hereby certify that the foregoing instrument contains a true and complete copy of Last Will & Testament as same appears of record or on the file in Book 2010 Page 1063 of the records of the Chancery Court of Sumner County, Tennessee
Given under my hand and seal this 6th day of Dec. 2010

DARLENE D. DAUGHTRY, Clerk & Master
By _____ DC

SUMNER CO. CHANCERY COURT
GALLATIN, TN

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