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IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
PROBATE DIVISION

FILED
2010 NOV 19 PM 12:16
RICHARD R. ROOKER, CLERK
D.C.

IN THE MATTER OF:	)	
	)	
THE ESTATE OF CHARLES W. WHITESIDE, deceased	)	**No.: 09 P 1528**
	)	

ORDER

Be It Remembered, that based upon an examination of the Motion for Summary Judgment, Statement of Undisputed Facts, Memorandum of Law, the sworn depositions and statements of counsel and there being on opposition to said motion,

It Is Hereby Ordered, that the Motion for Summary Judgment is granted which sets aside the probate of the paper-writing titled "Last Will and Testament" (*"Will"*) of Charles W. Whiteside, due to the execution of the Will not complying with the statutory requirement of *Tennessee Code Annotated* §32-1-104 for execution of a will.

Entered this the 19 day of November, 2010.

David R. Kennedy, Probate Judge

APPROVED FOR ENTRY:

Dan E. Huffstutter BRP # 5154
1211 Sixteenth Avenue, South
Nashville, TN 37212
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Attorney for Contestants

BILL GARRETT, Davidson County
Trans:T20110004559 ORDER
Recvd: 01/24/11 10:54 2 pgs
Fees:12.00 Taxes:0.00
20110124-0006409

Certificate of Service

I certify that a true and exact copy of the foregoing Order was sent by U.S. first class mail on the 19th day of November, 2010 as follows:

Joel L. Taylor, Esq.
219 Third Avenue N
Franklin, TN 37064

Ray Akers, Esq.
1161 Murfreesboro Rd., Suite 200
Nashville, TN 37217

Dan E. Huffstutter

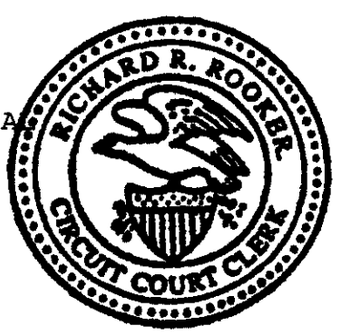
STATE OF TENNESSEE

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 ORDER heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 19 day of NOVEMBER , 2010 , in Case Number 09P1528 between WHITESIDE, SHARI L. ET.AL Petitioner, and WHITESIDE, CHARLES W. ET.AL 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 24 day of JANUARY 2011

RICHARD R. ROOKER, Clerk,

SEAL



By _____
Deputy Clerk