Copy

FILED
JAN 13 2011
RICHARD R. ROOKER, Clerk
By _____ Deputy

LAST WILL AND TESTAMENT OF MARY D. CLARK

I, Mary D. Clark, of Nashville, Tennessee, revoke my former Wills and Codicils and declare this to be my Last Will and Testament.

ARTICLE I
IDENTIFICATION OF FAMILY

I am married to Bennie Clark and all references in this Will to "my spouse" are references to Bennie Clark.

ARTICLE II
PAYMENTS OF DEBTS AND EXPENSES

I direct that my just debts, funeral expenses, and expenses of last illness be first paid from my estate.

ARTICLE III
DISPOSITION OF PROPERTY

Residuary Estate. I direct that my residuary estate be distributed to my spouse, Bennie Clark. If my spouse does not survive me, my residuary estate shall be distributed to the following beneficiaries in the percentages as shown:

50.00 % to my heirs-at-law, their identities and respective shares to be determined under the laws of the State of Tennessee, then in effect, as if I had died intestate at the time fixed for distribution under this provision.

50.00 % to my spouse's heirs-at-law, their identities and respective shares to be determined under the laws of the State of Tennessee then in effect, as if my spouse had died intestate at the time fixed for distribution under this provision.

100.00 % - *Percent Total*

BILL GARRETT, Davidson County
Trans:T20110066266 WILL
Recvd: 10/24/11 10:33 6 pgs
Fees:32.00 Taxes:0.00
20111024-0082377

ARTICLE IV
NOMINATION OF EXECUTOR

Copy

I nominate Bennie Clark, of Nashville, Tennessee, as the Executor, without bond or security. If such person or entity does not serve for any reason, I nominate Bennie Clark, Jr., of Scottsdale, Arizona, to be the Executor, without bond or security.

ARTICLE V
EXECUTOR POWERS

My Executor, in addition to other powers and authority granted by law or necessary or appropriate for proper administration, shall have the right and power to lease, sell, mortgage, or otherwise encumber any real or personal property that may be included in my estate, without order of court and without notice to anyone.

My Executor shall have the right to administer my estate using "informal", "unsupervised", or "independent" probate or equivalent legislation designed to operate without unnecessary intervention by the probate court.

ARTICLE VI
MISCELLANEOUS PROVISIONS

A. Paragraph Titles and Gender. The titles given to the paragraphs of this Will are inserted for reference purposes only and are not to be considered as forming a part of this Will in interpreting its provisions. All words used in this Will in any gender shall extend to and include all genders, and any singular words shall include the plural expression, and vice versa, specifically including "child" and "children", when the context or facts so require, and any pronouns shall be taken to refer to the person or persons intended regardless of gender or number.

B. Liability of Fiduciary. No fiduciary who is a natural person shall, in the absence of fraudulent conduct or bad faith, be liable individually to any beneficiary of my estate, and my estate shall indemnify such natural person from any and all claims or expenses in connection with or arising out of that fiduciary's good faith actions or nonactions as the fiduciary, except for such actions or nonactions which constitute fraudulent conduct or bad faith.

C. Beneficiary Disputes. If any bequest requires that the bequest be distributed between or among two or more beneficiaries, the specific items of property comprising the respective shares shall be determined by such beneficiaries if they can agree, and if not, by my Executor.

IN WITNESS WHEREOF, I have subscribed my name below, this 26 day of April, 2010.

Testator Signature: Mary L. Moore Clark

Copy

Mary D. Clark

We, the undersigned, hereby certify that the above instrument, which consists of _____ pages, including the page(s) which contain the witness signatures, was signed in our sight and presence by Mary D. Clark (the "Testator"), who declared this instrument to be his/her Last Will and Testament and we, at the Testator's request and in the Testator's sight and presence, and in the sight and presence of each other, do hereby subscribe our names as witnesses on the date shown above.

Witness Signature: George T. Brooks, Sr
Name: George T. Brooks, Sr
City: Nashville
State: TN

Witness Signature: George T. Brooks, Jr
Name: George T. Brooks, Jr
City: Nashville
State: TN

Copy

AFFIDAVIT

I, Mary D. Clark, the Testator, sign my name to this instrument this 26 day of April, 2010, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Will and that I sign it willingly, in the presence of the undersigned witnesses, that I execute it as my free and voluntary act for the purposes expressed in the Will, and that I am eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Testator Signature: Mary D. Clark
Mary D. Clark

We, George T. Brooks, Sr. and George T. Brooks, Jr. the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as the Testator's will and that the Testator signs it willingly in our presence, and that the Testator executes it as the Testator's free and voluntary act for the purposes expressed in the will, and that each of us, in the presence and hearing of the Testator, at the Testator's request, and in the presence of each other, hereby signs this will, on the date of the instrument, as witness to the Testator's signing, and that to the best of our knowledge the Testator is eighteen years of age or older, of sound mind and memory, and under no constraint or undue influence, and the witnesses are of adult age and otherwise competent to be witnesses.

Witness Signature: George T. Brooks, Sr.

Name: George T. Brooks, Sr.
City: Nashville
State: TN

Witness Signature: George T. Brooks, Jr.

Name: George T. Brooks, Jr.
City: Nashville
State: TN

STATE OF TENNESSEE

Copy

COUNTY OF DAVIDSON

Subscribed, sworn to and acknowledged before me by Mary D. Clark, the Testator; and subscribed and sworn to before me by George J. Brooks, Jr. and George Brooks, Jr. witnesses, this 26 day of April, 2010.

Octavia L. Brooks

Notary public, or other officer
authorized to take and certify
acknowledgments and administer oaths.

OCTAVIA L. BROOKS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
My Commission Expires May 6, 2013

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 13 day of JANUARY , 2011 , in Case Number 10P1716 between CLARK, BENNIE L Petitioner, and CLARK, MARY D. 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 18 day of OCTOBER 2011

RICHARD R. ROOKER, Clerk,

By _____

Deputy Clerk

SEAL