4-28-00

Last Will and Testament

BILL GARRETT, Davidson County
Trans:T20120036539 WILL
Recvd: 05/17/12 15:08 5 pgs
Fees:27.00 Taxes:0.00
20120517-0042994

OF

E. W. BERGQUIST

I, E. W. Bergquist, of Davidson County, Tennessee, being of sound mind and disposing memory and realizing the uncertainty of life, do hereby make and publish this my Last Will and Testament, hereby revoking all wills and codicils thereto at any time heretofore made by me.

Item I: I desire and direct that my funeral expenses and all my just debts be first paid out of any funds left by me at my death, and in the event sufficient funds are not left by me for the payment of same, I hereby authorize and empower my Executrix in her sole discretion, to sell such of my property, personal or real, as is necessary to pay the same and disposing first of any perishable property.

Item II: In the event my daughter-in-law, Gae Nell Bergquist Trommald, survives me, I bequeath to her in fee simple, the sum of $50,000.00 in cash.

Item III: I give, devise and bequeath to my daughter, Mildred Francille Bergquist, absolutely and in fee simple all of the rest of my property of whatever kind, character, and description, whether real, personal, intangible or mixed, and wherever situated, which I own or have the right to dispose of at my demise and which remains after the payment of my just debts and funeral expenses.

Item IV: I nominate and appoint Mildred Francille Bergquist as Executrix of this my Last Will and Testament, and I authorize

E. W. Bergquist

E. W. Bergquist

said Executrix to do any and all things which in her opinion are necessary to complete the administration and settlement of my estate, including full right, power and authority, without the order of any court and upon such terms and under such conditions as to my said Executrix shall seem best for the proper settlement of my estate, to bargain, sell at public or private sale, convey, transfer, deed, mortgage, lease, exchange, pledge, manage and deal with any and all property belonging to my estate, to compromise, settle, adjust, release and discharge any and all obligations or claims in favor of or against my estate, and to borrow money for the payment of inheritance and estate taxes or for any other purpose. Without in any way limiting the scope of the powers enumerated herein of my Executrix, I hereby specifically give to her full power to retain any and all securities or property owned by me at the time of my decease whenever, in her absolute and controlled discretion, such a course shall seem to her to be best, without liability for depreciation or loss, and free from investment restrictions incident to trusteeship or executorship, whether imposed by common law or statute and to exercise any or all of those powers set forth in T.C.A. 35-618, Subsections 1-32, inclusive, as fully as if said powers were expressly herein incorporated. In the execution of said duties and powers, said Executrix shall have the power to comply with all legal requirements as to the execution and delivery of deeds and all other writings, documents, or formalities without the order of any court.

I direct that no bond be required of Mildred Francille Bergquist as Executrix.

In Testimony Whereof, I have hereunto subscribed my name this the 24th day of June, 1995.

E. W. Bergquist

000698

Signed by the said E. W. Bergquist as and for his Last Will and Testament consisting of three (3) pages including this page in the presence of us, the undersigned, who at his request and in his sight and presence, and in the presence of each other have subscribed our names as attesting witnesses the day and date above written.

Residing at

Residing at

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

In Re:

ESTATE OF EMANUEL W. BERGQUIST, Deceased

DOCKET NO. 00P654

AFFIDAVIT

Before me, a Notary Public, personally appeared the affiant, Patricia Spicer Carden, whose name appears as a witness to the Last Will and Testament of Emanuel W. Bergquist, dated June 29, 1995 and, after being duly sworn says:

1. She is an adult resident of Davidson County, Tennessee.

2. On the 29th day of June, 1995, Emanuel W. Bergquist requested the affiant, Patricia Spicer Carden, to witness the signing of Emanuel W. Bergquist's Last Will; on the same date and in the affiant's sight and presence and in the sight and presence of Deborah Evans who was the other subscribing witness to the Last Will, Emanuel W. Bergquist signed, declared and published his Last Will; in the sight and presence of Emanuel W. Bergquist and in the sight and presence of each other, the affiant and the other witness to the signing of the Last Will signed the Last Will as witnesses; and on the 29th day of June, 1995, at the time of the signing of the Last Will, Emanuel W. Bergquist was eighteen(18) years of age or older, was of sound mind and disposing memory, was under no duress, compulsion or constraint and was fully cognizant of the nature of his act. A copy of said executed Last Will is attached hereto and made a part hereof.

Signed this 18th day of April, 2000.

PATRICIA SPICER CARDEN

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Sworn to and subscribed for me this 18th day of April, 2000.

NOTARY PUBLIC

My Commission Expires: 1-28-02

000700

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

In Re:

ESTATE OF EMANUEL W. BERGQUIST, Deceased

DOCKET NO. 00P654

AFFIDAVIT

Before me, a Notary Public, personally appeared the affiant, Deborah Evans, whose name appears as a witness to the Last Will and Testament of Emanuel W. Bergquist, dated June 29, 1995 and, after being duly sworn says:

1. She is an adult resident of Davidson County, Tennessee; and

2. On the 29th day of June, 1995, Emanuel W. Bergquist requested the affiant, Deborah Evans, to witness the signing of Emanuel W. Bergquist's Last Will; on the same date and in the affiant's sight and presence and in the sight and presence of Patricia Spicer Carden who was the other subscribing witness to the Last Will, Emanuel W. Bergquist signed, declared and published his Last Will; in the sight and presence of Emanuel W. Bergquist and in the sight and presence of each other, the affiant and the other witness to the signing of the Last Will signed the Last Will as witnesses; and on the 29th day of June, 1995, at the time of the signing of the Last Will, Emanuel W. Bergquist was eighteen (18) years of age or older, was of sound mind and disposing memory, was under no duress, compulsion or constraint and was fully cognizant of the nature of his act. A copy of said executed Last Will is attached hereto and made a part hereof.

Signed this 12th day of April, 2000.

Deborah R. Evans
DEBORAH EVANS

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Sworn to and subscribed for me this 12th day of April, 2000.

NOTARY PUBLIC

My Commission Expires: July 28, 2001

I hereby certify that this is a true copy of original instrument filed in my office this 7th day of Dec 20[illegible]
RICHARD R. ROOKER, CLERK
By: [illegible] Dept. Clerk

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