IN THE CIRCUIT COURT FOR TWENTIETH JUDUICIAL DISTRICT
DAVIDSON COUNTY, TENNESSEE PROBATE DIVISION

FILED

IN RE: 2010 AUG 23 PM 2:35

RICHARD R. ROOKER, CLERK

EVELYN S. POSTON NO. 10-P-468

Deceased.

ORDER CONSTRUING THE LAST WILL AND TESTAMENT

Motion To Construe the Last Will and Testament of the **Evelyn S. Poston** was heard by this Court on July 16, 2010. The Court finds that the Last Will and Testament provides that any portion of the Estate to be received by Larry D. Poston, Jr., Gregory M. Poston, and Christopher A. Poston shall be made in trust, vested in a Trustee, Andrew Poston in a Testamentary Trust. The Will does contain a residuary clause through which real property is left to the respective beneficiaries. The beneficiaries, heirs and trustee joined and agree and this Court further finds that the title interest of the beneficiaries Larry D. Poston, Jr., Gregory M. Poston, and Christopher A. Poston to real property commonly know as 58 Peachtree Street, Nashville, Davidson County, Tennessee never vested in their name but is now vested by the Last Will and Testament of **Evelyn S. Poston** in trust, the Trustee being Andrew Poston subject to the terms of the Testamentary Trust.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that any interest of the estate to be received by beneficiaries, Larry Poston, Jr., Gregory M. Poston, and Christopher A. Poston including the real property commonly known as 58

BILL GARRETT, Davidson County
Trans:T20130002016 ORDER
Recvd: 01/08/13 11:28 4 pgs
Fees:22.00 Taxes:0.00
20130108-0002422

Peachtree Street, Nashville, Davidson County, Tennessee, and more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 50 on the Map of Sterling Heights, Section 3, as of record in Book 1424, Page 113, Register's Office for said County.
>
> Said Lot No. 50 fronts 75 feet on the northerly side of Peachtree Street and runs back between parallel lines 160 feet to a dead line.
>
> Being the same property conveyed to Larry D. Poston and wife, Evelyn S. Poston conveyed to Charles R. Shelton and wife, of record in Book 1969, Page 155, said Register's Office. Larry D. Poston died on February 24, 2006 and Evelyn S. Poston now having died on March 7, 2010.
>
> This is improved property known as: 58 Peachtree Street, Nashville, Davidson County Tennessee.

is vested in the name of the designated Trustee Andrew Poston, subject to all of the terms of the Testamentary Trust set forth in the Last Will and Testament of Evelyn Poston which was admitted to probate in this Davidson County Circuit Court Case.

Entered this the 23 day of Aug, 2010.

Judge Randall Kennedy, Sr.

Approved for Entry:

William Timothy Hill, #9487
Attorney At Law
PRICE, HILL & KOLARICH
201 Fourth Ave. N., Suite 1800
Nashville, TN 37219
Phone (615) 256-1577
tim@wthillatty.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served via First-Class, U.S. Mail, postage prepaid, and/or via electronic transmission, upon:

Andrew M. Poston
1700 Rosecrans
Brentwood, TN 37027

Christopher A. Poston
58 Peachtree Street
Nashville, TN 37210

Susan J. Killebrew
2638 Weatherford
LaVergne, TN 37086

Gregory M. Poston
58 Peachtree Street
Nashville, TN 37210

Larry D. Poston, Jr.
58 Peachtree Street
Nashville, TN 37210

Rachel Poston
48 Valeria Street
Nashville, TN 37210

Tabatha Shepperson
3241 New Towne Road
Antioch, TN 37013

Harold Shepperson
128 Reel Foot
Murfreesboro, TN 37129

James Sigears
2638 Weatherford St.
LaVergne, TN 37086

Seth Rhodes Poston
4204 Chesney Glen
Hermitage, TN 37076

Daniel Andrew Poston
5723 Brentwood Meadows
Brentwood, TN 37027

on this the 5th day of August, 2010.

William Timothy Hill

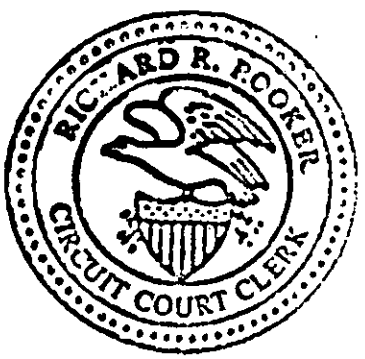
STATE OF TENNESSEE

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 23 day of AUGUST , 2010 , in Case Number 10P468 between KILLEBREW, SUSAN J ET.AL Petitioner, and POSTON, EVELYN S 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 08 day of JANUARY 2013

RICHARD R. ROOKER, Clerk,

SEAL



By _____
Deputy Clerk