Copy

10P1192

FILED
2010 AUG -3 AM 10:33
RICHARD R. ROOKER, CLERK
D.C.

LAST WILL AND TESTAMENT

OF

DAVID ARMISTEAD COLE, IV

I, David Armistead Cole, IV, a resident of Goodlettsville, Davidson County, Tennessee, being of sound mind and disposing memory, hereby revoke any and all wills and codicils which may have heretofore been made by me, and make, publish and declare this to be my Last Will and Testament.

ITEM ONE

I direct that my executrix pay the expenses of my last illness, funeral and interment. I further authorize such executrix in her sole discretion to pay such of my debts as may appear just, regardless of whether the claim shall have been filed.

ITEM TWO

If my wife, Lillie Belle Cole, shall die as a result of a common disaster resulting in my death and also resulting in her death, or shall die within six months following my death, then she shall be deemed to have predeceased me for the terms of this will, and all provisions of my will shall be construed upon that assumption. During the portion of such period as my wife shall actually survive me, she shall have the right to use and enjoyment of all property hereinafter devised and bequeathed to her.

ITEM THREE

I give and bequeath unto my wife, Lillie Belle Cole, if she survives me, all the rest and residue of my property remaining

BILL GARRETT, Davidson County
Trans:T20130104629 WILL
Recvd: 12/16/13 13:16 7 pgs
Fees:37.00 Taxes:0.00
20131216-0126853

Copy

after payment of the aforesaid debts and expenses, claims and expenses of administration, whether such property be real, personal, or mixed.

ITEM FOUR

In the event my wife predeceases me within the meaning of this will, then I give and bequeath all the rest and residue of my property as follows: To my daughter, Dianna Marie Cole, I leave the sum of Seven Thousand, Five Hundred Dollars ($7,500.00). All the rest and residue of my estate over and above the Seven Thousand, Five Hundred Dollars ($7,500.00) bequest, I give and bequeath to my daughter, Natasha Elaine Cole, whether such property be real, personal or mixed.

ITEM FIVE

In the event that my wife predeceases me, and in the event that my daughter Natasha Elaine Cole has not reached the age of twenty-one, then I give and bequeath the portion of my estate designated for her to my brother-in-law, James Julian Gray, trustee, to hold in trust for the benefit of my child, Natasha Elaine Cole.

ITEM SIX

I direct the trustee for my child, Natasha Elaine Cole, to hold in trust for my child all such property until such time as my child reaches the age of twenty-one (21) at which time the assets of the trust will vest in her in fee simple absolute. Prior to my child attaining the age of twenty-one (21), the corpus of this trust shall not be encroached upon except as absolutely necessary for the

Copy

medical, education or other living expenses incurred by Natasha Elaine Cole. It is my specific intention that the home and real estate located at 5911 Lickton Pike, Goodlettsville, Tennessee, not be sold, but be held in trust for my daughter until she reaches the age of twenty-one (21). If, however, it is absolutely necessary in the discretion of the trustee to sell this property in order to fund the trust and provide for the living expenses, educational expenses, and medical needs of Natasha Elaine Cole, then the trustee in his sole discretion, may sell the property located at 5911 Lickton Pike, Goodlettsville, Tennessee, in order to fund the trust. If there are sufficient funds to provide for the living expenses, educational expenses and medical needs of Natasha Elaine Cole, then I direct the trustee to hold such property located at 5911 Lickton Pike in trust until such time as my daughter reaches the age of twenty-one (21) at which time the property will vest in her in fee simple absolute.

ITEM SEVEN

In the event that my wife shall predecease me, I appoint my brother-in-law, James Julian Gray, as testamentary guardian of the person and property of my minor child, Natasha Elaine Cole, to have complete and exclusive management of the child's estate and exclusive control of her custody, care and education.

ITEM EIGHT

I appoint, constitute and nominate my wife, Lillie Belle Cole, as executrix of this my Last Will and Testament. In the event said executrix predeceases me within the meaning of this will, then

Copy

I nominate and appoint my brother-in-law, James Julian Gray, as executor of this, my Last Will and Testament. I direct that no bond or other security shall be required of such executrix or executor for performance of the duties of such office.

IN TESTIMONY WHEREOF, I have published, declared and set my hand to this my Last Will and Testament at Nashville, Tennessee, on this the 13 day of Jan, 1992.

David Armistead Cole IV
David Armistead Cole, IV

Copy

On the date last above written, we saw David Armistead Cole, IV, in our presence, sign the foregoing instrument at its end. He then declared it to be his will, and requested us to act as witnesses to it. We then, in his presence and in the presence of each other, signed our names as attesting witnesses, believing him at all times herein mentioned to be of sound mind and memory and not acting under constraint of any kind.

Residing at 832 Kenny St.
Gallatin, TN 37066

Residing at 200 Church St.
Nashville 37201

Residing at 915 Hidden Oaks Place
Brentwood, TN 37027

Copy

STATE OF TENNESSEE)

) SS

COUNTY OF Davidson)

Gina Stauffer, C. DEWEY BRANSTETTER, JR. and Katherine A Cowan, being severally duly sworn, depose and say that:

We are acquainted with David Armistead Cole, IV, who executed this annexed Will, consisting of 6 typewritten pages, dated January 13, 1992, on that date at Nashville, by subscribing his name at the end thereof in the presence and signet of each of us.

At the time of subscribing said Will, David Armistead Cole, IV, declared the instrument so subscribed by him to be his Will, and we thereupon signed our names as witnesses at the end of said instrument at his request and in his presence and sight, and in the presence and sight of each other.

At the time of executing said Will, David Armistead Cole, IV was over the age of eighteen years and in our opinion was of sound mind, memory and understanding and not under any restraint or in any respect incompetent to make a Will.

This affidavit is made at the request of said David Armistead Cole, IV.

The annexed Will was examined by the undersigned at the time this affidavit was made.

Gina Stauffer

C. Dewey Branstetter, Jr.

Katherine A Cowan

Sworn to before me this 13th day of January, 1992.

Notary Public

My Commission Expires: 1/23/94

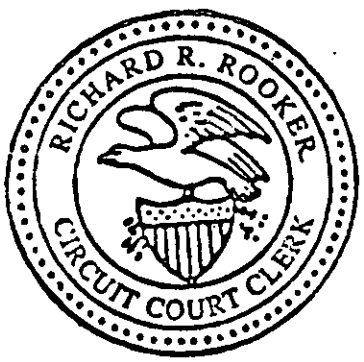
STATE OF TENNESSEE

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 PETITION ORDER - NO INV. REQ. heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 11 day of OCTOBER , 2013 , in Case Number 10P1707 between LARKINS-BLACK, MONICA ET.AL Petitioner, and LARKINS, REBECCA SHAW 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 06 day of NOVEMBER 2013

RICHARD R. ROOKER, Clerk,

SEAL



By _____
Deputy Clerk