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LAST WILL AND TESTAMENT
OF
GOLDIA MARIEDA NICHOLS

FILED
JAN 23 2014
RICHARD R. ROOKER, Clerk
By _____ Deputy

ITEM I

DECLARATIONS

I, GOLDIA MARIEDA NICHOLS, do hereby make, publish and declare this to be my Last Will and Testament. I revoke each prior testamentary instrument of mine at any time heretofore by me made.

ITEM II

APPOINTMENT OF FIDUCIARIES

I appoint my son, David Vernon Nichols, of Nashville, Tennessee as the Executor of my Last Will and Testament. If my son predeceases me, or is otherwise unwilling or unable to serve, I appoint my daughter-in-law, Patricia Erline Nichols, of Nashville, Tennessee, as my Executrix. If my daughter-in-law predeceases me, or is otherwise unwilling or unable to serve, I appoint my niece, Janice Harrison of Mooresboro, North Carolina as the Executrix of my Last Will and Testament. Throughout this Will, I will use the term Executor to refer to the Executor of my Last Will and Testament, or any alternate appointed hereunder.

I appoint my daughter-in-law, Patricia Erline Nichols, as the Trustee of the trust created herein. In the event my daughter-in-law predeceases me, or is unwise unwilling or unable to serve, I appoint my niece, Janice Harrison, of Mooresboro, North Carolina, as the Trustee of the trust created herein.

ITEM III

FIDUCIARY POWERS

I hereby expressly authorize and empower the Executor of my probate estate and the Trustee of the trust created herein to exercise those fiduciary powers contained in Tennessee Code Annotated, Section 35-50-110, as it is presently written on this date, notwithstanding any subsequent actions by the legislature which my alter, amend or delete said section.

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ITEM IV

PAYMENT OF DEBTS,

ADMINISTRATION EXPENSES AND TAXES

I direct that all my lawful debts (except debts secured by mortgages or other security instruments which may be retained in the discretion of my Executor), my funeral expenses, expenses of administration of my estate, and inheritance, estate or other death taxes that may be imposed upon my estate including interest and penalty thereon, be paid by my Executor as soon as possible after my death. I direct that my Executor pay out of the property which would otherwise become part of my residuary estate, all estate, inheritance or other death taxes including interest and penalties thereon, which might be lawfully assessed by reason of my death.

ITEM V

DISPOSITION OF RESIDUARY ESTATE

All the rest, residue and remainder of the property which I own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I have power of appointment over, or which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devises and all life insurance payable to my estate, I bequeath and devise to my son, David Vernon Nichols, in fee.

ITEM VI

ALTERNATE DISPOSITION OF RESIDUARY ESTATE

In the event my son, David Vernon Nichols, does not survive me, then all of the property which I own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I have power of appointment over, or which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devises and all life insurance payable to my estate, I bequeath and devise to my grandchildren, Harold Wilson Nichols and Patrick David Nichols, share and share alike, per capita. However, in the event either of my grandchildren has not reached 18 years of age, I leave his share in trust subject to the following provisions:

Goldia Marieda Nichols

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(a) The Trustee may pay all or part of the income to or for the benefit of my grandchild or may accumulate all or part of the income. The Trustee may distribute the trust principal (even all of it if necessary) to and for the benefit of my grandchild, or any of them, for their medical and health needs, maintenance, support, education, cultural enrichment, business needs or general welfare. My Trustee shall exercise her sole discretion in determining these amounts and her discretion shall be conclusive and final as to all parties.

(b) Upon my each of my grandchildren reaching 18 years of age, my Trustee shall distribute the remainder of the trust assets to such child, free of trust.

(c) Notwithstanding the directions set forth in provision (b) hereof, if my Trustee shall determine at the time of the final distribution under this trust, that one of my grandchildren suffers from a mental or physical defect, condition or impairment which would make it unwise to distribute the remaining corpus of the trust estate to that grandchild and, if that grandchild's parent or guardian affirmatively consents, the Trustee shall withhold the final distribution to said grandchild and continue to hold said grandchild's portion of this trust estate under the terms and provisions hereof until such time that the Trustee and the parent or guardian affirmatively consent to the final distribution hereunder.

(d) Neither the principal nor income of this trust shall be pledged, assigned, transferred, sold, or in any manner whatsoever, accelerated, anticipated or encumbered by the beneficiary, nor shall any income or principal of said trust estate be in any manner subject or liable in the hands of the Trustee for the debts, contracts or engagements of any beneficiary, or be subject to any assignment, or any other voluntary or involuntary alienation or disposition whatever. All distributions of income or principal shall be paid only upon receipt to the beneficiary, or to others for the beneficiary's use and benefit.

(e) If my youngest grandchild has already reached 18 years of age prior to the creation of this trust, then no such trust shall be created, and all of the property bequeathed and devised hereunder shall be distributed to each of my grandchildren.

ITEM VII

BOND

My Executor and Trustee shall not be required to give bond and if notwithstanding this

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direction, a bond is required by any law, it is requested and directed that no sureties be required thereon.

ITEM VIII

INVENTORY

My Executor and Trustee are excused from being required to file an initial inventory and annual accounting of my estate. However, should any beneficiary herein request that an inventory or accounting be prepared, or if same is required by law, an appropriate inventory of my estate shall be prepared.

ITEM IX

INTERPRETIVE PROVISIONS

Throughout this Will the use of one gender includes each other applicable gender and a reference to the singular includes the plural and vice versa, unless the context indicates this would be inappropriate.

IN WITNESS WHEREOF, I have hereunto set my hand on this page, the preceding pages and the following page of this my Last Will and Testament, on this 22nd day of November, 1999, and pursuant to Chapter 568 of the 1972 Public Acts of the General Assembly of the State of Tennessee, I request the attesting witnesses to make the affidavit set out below.

Goldia Marieda Nichols
Goldia Marieda Nichols

ATTEST TO EXECUTION OF WILL:

[signature] residing at 211 - 3rd Ave. North
Nash, TN 37201

Cindy Brownes residing at 211 3rd Avenue North
Nashville, TN 37201

Goldia Marieda Nichols

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STATE OF TENNESSEE)
COUNTY OF Davidson)

James N. BRYAN, Jr. and Amy Brouner, after first being duly sworn or affirming, make oath or affirm that the foregoing Last Will and Testament was signed by Goldia Marieda Nichols as and for, and at that time acknowledged, published and declared by her to be her Last Will and Testament, in the sight and presence of us, the undersigned, who at her request and in her sight and presence, and presence of each other, have subscribed our names as attesting witnesses on the 22nd day of November, 1999; and we further make oath or affirm that the Testator was of sound mind and disposing memory, and not acting under the fraud, menace or undue influence of any person, and was more than eighteen (18) years of age; and that each of the attesting witnesses is more than eighteen (18) years of age.

James N. Bryan

Amy Brouner

Sworn to or affirmed and subscribed before me this the 22d day of November, 1999.

Notary Public

My Commission Expires: May 28, 2000

Goldia Marieda Nichols

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 23 day of JANUARY , 2014 , in Case Number 14P46 between NICHOLS, DAVID VERNON Petitioner, and NICHOLS, GOLDIA MARIEDA 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 04 day of FEBRUARY 2014

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL