Last Will and Testament

OF 13D 1197

CHARLES COSTON

FILED
SEP 11 2013
RICHARD R. ROOKER, Clerk
By

I, Charles Coston, being of sound mind and disposing memory, do hereby make, declare and publish this to be my Last Will and Testament, thereby forever revoking any and all former Wills by me made.

I

In the event that my wife, Verdell Coston, survives me, I hereby will and bequeath to her all of my property of every kind, character, and description, including real estate.

II

In the event that my wife, Verdell Coston, does not survive me, I hereby will and bequeath all of my property of every kind, character, and description, including my real estate, to be divided one-third (1/3) each to Delores Rogers, my daughter; Marguaritta Ann Spoon and Troy Coston, my two (2) grandchildren.

III

In the event that my wife, Verdell Coston, survives me, I hereby nominate and appoint her to be the Executrix of this my Last Will and Testament, and I specifically excuse her from making any bond, inventory, or report. In the event that she does not survive me, I hereby nominate and appoint Delores Rogers to be the Executrix of this

BILL GARRETT, Davidson County
Trans:T20140055505 WILL
Recvd: 07/31/14 10:15 6 pgs
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my Last Will and Testament, and I specifically excuse her from making any bond, inventory, or report

IV

I hereby grant to my Executors the continuing, absolute discretionary power to deal with any property, real or personal, held in my estate, as freely as I might in the handling of my own affairs. Such power may be exercised independently and without the prior or subsequent approval of any court or judicial authority, and no person dealing with the Executors shall be required to inquire into the propriety of any of their actions.

V

I authorize my Executors or any alternate personal representative, in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming a part of my estate, to exercise any and all the powers set forth in Tenn. Code Ann. § 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted even should said statute be amended or replaced at the time of my death.

IN WITNESS WHEREOF, I have hereunto set my hand on this 12 day of OCT, 2009.

CHARLES COSTON

Signed by the said CARLES COSTON as and for his Last Will and Testament, in the presence of us, the undersigned, who, at his request and in his sight and presence, and in the sight and presence of each other, have signed our names hereto as attesting witnesses, on the above-mentioned date.

NAME _____ ADDRESS 2227 Bay Pointe Dr., Chattanooga

NAME Phyllis A. Mapler ADDRESS 420 Frazier Avenue, Chatta 37405

AFFIDAVIT OF SUBSCRIBING WITNESSES

(WILL)

STATE OF TENNESSEE:
COUNTY OF HAMILTON:

Each of the undersigned, being duly sworn, deposes and says:

The foregoing Last Will and Testament was signed, published and declared in the presence of the undersigned on the 12 day of October, 2009, at Chattanooga, Hamilton County, Tennessee, by I, **Charles Coston,** hereinafter called "Testator", who declared said instrument to be his Last Will and Testament.

Each of the undersigned then signed their names as witnesses at the end of said Last Will and Testament at the request of the Testator and in his presence and in the presence of each other.

The Testator was, at the time the Last Will and Testament was executed, over the age of eighteen and, to the best of the knowledge of the undersigned, of sound mind and not under any restraint or in any respect incompetent to make a will.

Each of the undersigned were acquainted with the Testator at such time and makes this affidavit at the request of **Charles Coston**.

The within Last Will and Testament was shown to the undersigned at the time of this affidavit and was made and was examined and verified by each of them as to the signature of said Testator and of the undersigned.

Sworn and subscribed to before me on this 12 day of ~~September~~ October, 2009.

Notary Public

My commission expires: 5/11/13

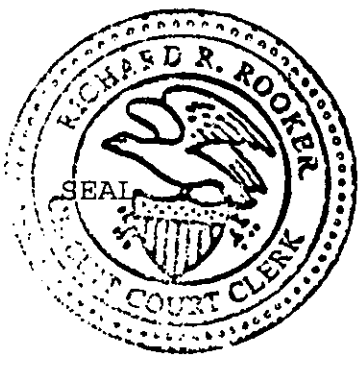


STATE OF TENNESSEE

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 11 day of SEPTEMBER , 2013 , in Case Number 13P1197 between COSTON, VERDELL ET.AL Petitioner, and COSTON, CHARLES 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 29 day of JULY 2014

RICHARD R. ROOKER, Clerk,



By

Deputy Clerk