IN THE SEVENTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

(PROBATE DIVISION)

FILED
OCT 09 2014
By RICHARD R. ROOKER, Clerk
Deputy

IN RE:

TERRY WAYNE ASHBURN,
Deceased.

NO. 14P-1654

ORDER OF PROBATE FOR MUNIMENT OF TITLE

This matter came to be heard on the 9TH day of OCTOBER, 2014, before the Honorable John Manson, Special Probate Master, upon the Petition to Probate Last Will and Testament to Establish Muniment of Title filed in this cause and the record as a whole, the court finds that there is no necessity for the appointment of Executor to administer the estate, and that there is no need to publish a notice to creditors in this estate. Further, this Court finds that a certified copy of the decedent's Last Will and Testament should be recorded in the Register's Office for Davidson County, Tennessee for the purpose of establishing a muniment of title to certain real property owned by the decedent, TERRY WAYNE ASHBURN; it is therefore,

ORDERED, that the Last Will and Testament of TERRY WAYBE ASHBURN be admitted to probate for the limited purpose of establishing muniment of title to certain real property located in Davidson County, Tennessee, and that no Executor is appointed to administer the Estate of TERRY WAYNE ASHBURN it is further,

ORDERED, there shall be no publication for creditors in this matter; it is further

BILL GARRETT, Davidson County
Trans:T20140076458 ORDER
Recvd: 10/09/14 11:23 8 pgs
Fees:42.00 Taxes:0.00
20141009-0093734

ORDERED, that a certified copy of the Last Will and Testament of TERRY WAYNE ASHBURN, shall be recorded in the office of the Register of Deeds for Davidson County, Tennessee to wit:

"Attached as Exhibit A"

ENTERED this 9th day of OCTOBER, 2013.

JOHN MANSON, Special Probate Master

Approved for Entry,

Gary W. Temple (#014503)
Attorney for Estate
4211 Gallatin Road
Nashville, Tennessee 37216
(615) 226-2263

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been mailed to Tommy Ashburn and Joseph Ashburn, 1455 Janie Avenue, Nashville, Tennessee 37216 and Tina Michelle Ashburn, 1456 Janie Avenue, Nashville, Tennessee 37216, this 7 day of October 2014.

Gary W. Temple

EXHIBIT

FILED
2014 OCT -9 AM 9:13
2014 OCT -3 PM 12:17
RICHARD R. ROOKER, CLERK
RICHARD R. ROOKER, CLERK
D.C.

LAST WILL AND TESTAMENT

OF

TERRY WAYNE ASHBURN

I, TERRY WAYNE ASHBURN, being a resident of Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare and publish this instrument to be my Last Will and Testament, hereby revoking all other Wills and Codicils that I may have made heretofore.

ITEM I
APPOINTMENT OF PERSONAL REPRESENTATIVE

I nominate and appoint JOYCE CLEMENCE ASHBURN as Executrix of this, my Last Will and Testament, and direct that she not be required to make bond. In the event she predeceases me, dies in a common disaster with me, or is unable or unwilling to serve as Executrix, I nominate and appoint TINA MICHELE ASHBURN to serve as my representative in the place and stead of the named Executrix. I direct that none of the persons named be required to make bond as my personal representative, and I waive the filing of inventory and accountings.

ITEM II
DEBTS, EXPENSES AND TAXES

I direct that my personal representative pay all of my just debts and funeral expenses, as well as the cost of the administration of my estate, as soon after my death as practical.

ITEM III
PRIMARY TESTAMENTARY DISPOSITION OF ESTATE

I hereby give, devise and bequeath my entire estate to my Wife, JOYCE CLEMENCE ASHBURN, real, personal and mixed property. I specifically bequeath the real property located at 1455 Janie Avenue Nashville, Tennessee 37216, currently titled in my name only.

IN WITNESS WHEREOF, I have hereunto set my hand to this, My Last Will and Testament, at Nashville, Tennessee, this 20 day of May, 2014 consisting of four (4) typewritten pages, including the attestation clause and affidavit.

TERRY WAYNE ASHBURN, Testator

The foregoing instrument was signed, published and declared by the Testator, TERRY WAYNE ASHBURN, as and for his Last Will and Testament, in the sight and presence of us and each of us and we at the same time at his request and his sight and presence and in the sight and presence of each other in believing him to be of sound mind have hereunto subscribed our names as attesting witnesses on this 20 day of May, 2014.

Johnnie Hunter
Witness

3580 Old Clarksville Rd
Address

Joelton Tn. 37080

Patrick J Smith
Witness

1016 Carriage Way Ct.
Address

Hermitage TN. 37076

AFFIDAVIT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

We, the undersigned, being first duly sworn, make Oath; that the Testator, TERRY WAYNE ASHBURN, on the 20 day of May, 2014, declared and signified to us the foregoing instrument to be his Last Will and Testament; that he then signed said instrument in our sight and presence; that we at his request and in his sight and presence and in the presence of each other, then subscribed our names thereto as attesting witnesses; that at the time of his execution of the forgoing instrument, TERRY WAYNE ASHBURN, was more than 18 years of age and we believed him to be of sound mind; that we, the undersigned, each being more than 18 years of age and under no legal disability now make and sign this Affidavit at the request of the Testatrix on the day and date above written.

This Affidavit is made and written under the provisions of the Tennessee Code Annotated § 32-2-100, for the purpose of attaching the same to the Last Will and Testament of said Testatrix for proof as to the execution of said will.

Affiant

Affiant

Sworn to and subscribed before me, this 20 day of May, 2014.

Notary Public

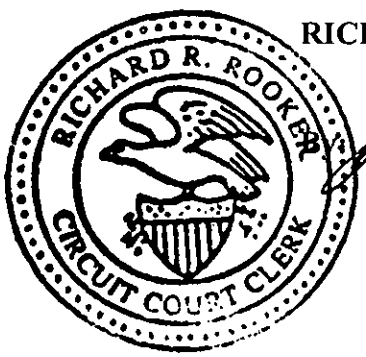
My Commission Expires: 08/21/17

DINA HUNTER
STATE OF TENNESSEE NOTARY PUBLIC
SUMNER COUNTY

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 Order to Probate for Muniment of Title Only heretofore assigned to Seventh Circuit Court (Probate Division) for Davidson County, Tennessee, Case No. 14P-1654.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 9th day of October in the year Two Thousand and 14.



RICHARD R. ROOKER, Clerk

Deputy Clerk