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BILL GARRETT, Davidson County
Trans:T20160036394 AFFIDAVITH
Recvd: 05/03/16 09:14 8 pgs
Fees:42.00 Taxes:0.00
20160503-0043183

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The Affiant, **MICHELLE L. ROBERTS**, being of lawful age, and after being duly sworn according to law, deposes and states:

1. **AUSTIN P. ROBERTS** was born on December 16, 1928. He married **MARY S. (STANFILL) ROBERTS** on May 19, 1962 and they remained married until the death of **MARY S. ROBERTS** on February 15, 2000.

2. One (1) child was born to the marriage of **AUSTIN P. ROBERTS** and **MARY S. ROBERTS**, namely **MICHELLE L. ROBERTS**, born September 15, 1971. No other children were born to (or adopted by) **AUSTIN P. ROBERTS** or **MARY S. ROBERTS.**

3. **AUSTIN P. ROBERTS** died testate on January 20, 2015, a resident of Nashville, Davidson County, Tennessee. **AUSTIN P. ROBERTS** was unmarried at the date of his death. His Last Will dated November 27, 2013 (Attached as Exhibit A) was not filed for probate. Article III, Paragraph A of said Last Will directs that all the rest, residue and remainder of his property is given to **MICHELLE L. ROBERTS**.

This Affidavit of Heirship is freely given, pursuant to T.C.A. Section 30-2-712, to establish and reflect the heirship of **AUSTIN P. ROBERTS** on January 20, 2015.

Further Affiant saith not.

THIS, the 29 day of April, 2016.

Michelle L. Roberts
MICHELLE L. ROBERTS

Sworn to and subscribed before me, David A. Childress, this 29th day of April, 2016.

D A C
Notary Public

DAVID A. CHILDRESS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

My Commission expires: 7/8/2019

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, **MICHELLE L. ROBERTS**, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this 29th day of April, 2016.

David A Childress
Notary Public

DAVID A. CHILDRESS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

My Commission Expires: 7/8/2019

Exhibit A

WILL

OF

AUSTIN P. ROBERTS

I, **AUSTIN P. ROBERTS**, a resident of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, publish, and declare this to be my Will, hereby revoking all Wills and Codicils heretofore made by me.

ARTICLE I
PAYMENT OF DEBTS, TAXES AND ADMINISTRATION EXPENSES

A. **Debts and Administration Expenses**. I direct that all of my just debts (except debts secured by mortgages or other security instruments, which may be paid off or retained in the discretion of my personal representative), including funeral expenses and expenses of my last illness, and all expenses in connection with the administration of my estate be paid as soon as may be convenient after my death.

B. **Estate and Inheritance Taxes**. I further direct that all estate and inheritance taxes (including interest and penalties, if any), payable in any jurisdiction by reason of my death (including those taxes payable with respect to assets which do not pass under this Will) shall be paid out of and charged generally against the principal of my residuary estate, without apportionment.

ARTICLE II
SPECIFIC GIFTS

A. **Personal Effects and Household Goods**. I give all my furniture, household furnishings, automobiles, personal effects and all other items of tangible personal property (other than cash on hand or on deposit) which I own at the time of my death, to my daughter, **MICHELLE L. ROBERTS**, outright and in fee, if she survives me; provided, however, that if **MICHELLE L. ROBERTS** does not survive me, then I give all my furniture, household furnishings, automobiles, personal effects and all other items of tangible personal property (other than cash on hand or on deposit) which I own at the time of my death, to my niece, **DONNA ALLEN**, outright and in fee, if she survives me.

B. **Memorandum**. I may leave a memorandum (which is not to be a part of this Will) listing some of the items described in Paragraph A above that I wish certain persons to have and request (but do not require) that my wishes as set forth in the memorandum be observed.

C. **Costs**. I direct that any expenses incurred in obtaining possession, appraising, safeguarding, insuring, packing, storing and delivering such property be paid from my estate as an administration expense.

ARTICLE III
GIFT OF RESIDUE

A. **Distribution of Residuary Estate**. I give all the rest, residue and remainder of my property, of every kind and nature and wheresoever situated, whether real or personal, but excluding any property over which I have power of appointment (my "residuary estate") to **MICHELLE L. ROBERTS**, outright and in fee, if she survives me; provided, however, that if **MICHELLE L. ROBERTS** does not survive me, then I give my residuary estate to **DONNA ALLEN**, outright and in fee, if she survives me.

B. **Ultimate Disposition**. In the event my residuary estate is not otherwise effectively distributed by the provisions of Paragraph A above, then I direct my personal representative to distribute my residuary estate to those persons who would have been entitled to receive my personal property under the laws of the State of Tennessee, in effect on the date of this instrument, had I died intestate, domiciled in the State of Tennessee, unmarried and without descendants, and in the proportions determined under those laws.

C. **Distributions to Beneficiary under Age Twenty-One (21)**. If any portion of my estate is distributable to a beneficiary who is then under the age of twenty-one (21) years, my personal representative may distribute that beneficiary's share, without further responsibility, either directly to that beneficiary, to a qualified individual or trust company designated by my personal representative as custodian for that beneficiary under an applicable Uniform Transfers to Minors Act or similar law, or to the individual having personal custody of that beneficiary (whether or not court-appointed), and the receipt of the distributee shall discharge my personal representative.

ARTICLE IV
PERSONAL REPRESENTATIVE NOMINATION AND POWERS

A. **Appointment of Personal Representative**. I nominate and appoint **MICHELLE L. ROBERTS** as personal representative of this, my Will. In the event **MICHELLE L. ROBERTS** shall fail to survive me, shall decline to act, or having qualified shall, for any reason thereafter, ceases to act, then I nominate and appoint **DONNA ALLEN** as personal representative of this, my Will. Whenever the term "personal representative" is used herein, it shall be deemed to apply to the party or parties then acting. No personal representative of this Will shall be required to furnish bond or other security as personal representative in any jurisdiction.

B. **Personal Representative's Powers**. I give my personal representative, wherever acting, power:

1. To retain, sell (at public or private sale), exchange, lease for any term (even though commencing in the future or extending beyond the date of final distribution of my estate), mortgage, pledge, or otherwise deal for any purpose with the property, real or personal, from time to time comprising my estate, for such consideration and on such terms (with or without security) as my personal representative shall determine;

2. To invest and reinvest my estate and proceeds of sale of any portion thereof in such loans, stocks, or other securities, mortgages, investment companies or trusts, whether of the open or closed fund types, interests in general, limited or special partnerships, interests as members in limited liability companies, common trust funds or other property as my personal representative may consider suitable, whether or not a so-called "legal" investment of trust funds, and to change investments and to make new investments from time to time as my personal representative may deem necessary or desirable;

3. To borrow money at interest rates then prevailing from any individual, bank, or other source, whether or not the lender is then acting as a personal representative;

4. To enter into any transaction authorized by this Article with trustees, personal representatives, or administrators of any other trust or estate, even though a personal representative is also a fiduciary of the other trust or estate;

5. To invest in any property; and to hold any property in the name of a nominee or in bearer form;

6. To compromise or abandon any claims in favor of or against my estate;

7. To disclaim, in whole or in part, any property or interest therein which passed to me or which was created for my benefit, for any reason including, but not limited to, a concern that such property could cause potential liability under any federal, state or local environmental law;

8. To employ accountants, depositaries, investment counsel, attorneys, and agents (in each case with or without discretionary powers);

9. To execute instruments of any kind, including instruments containing covenants and warranties binding upon and creating a charge against my estate and containing provisions excluding personal liability; and

10. To make distributions from my estate in cash or in kind, or partly in each and to value any property for that purpose; and to allocate different kinds or disproportionate shares of property or undivided interests in property among the beneficiaries.

C. **Powers Exercisable Without Court Order**. The powers granted to my personal representative hereunder shall be in addition to all other powers granted by law, and shall include the powers enumerated in Section 35-50-110, Tennessee Code Annotated; and the introductory paragraph and all subparagraphs thereof, to the extent not inconsistent with the express provisions hereof. All of these powers shall be exercisable in the discretion of my personal representative and without court order.

D. **Tax Elections**. My personal representative shall make such elections and allocations under the tax laws as my personal representative considers advisable (whether or not the election or allocation relates to property passing under this Will), without regard to, or adjustments between, principal and income or the relative interests of the beneficiaries. Any decision to exercise tax elections or make allocations hereunder shall be made by my domiciliary personal representative, if any, in preference to any ancillary personal representative, and shall be binding and conclusive on all persons.

ARTICLE V
WAIVER OF REQUIREMENT OF INVENTORY AND ACCOUNTING

I hereby expressly excuse my personal representative from filing an inventory or an accounting of my estate as would otherwise be required pursuant to applicable law unless such inventory or accounting is specifically requested by any beneficiary of my residuary estate.

ARTICLE VI
INTERPRETIVE RULES

For all purposes of this instrument:

A. **Simultaneous Death**. If any beneficiary under this Will dies with me in a common accident or disaster, or under circumstances which make it difficult or impossible to determine who died first, I direct that I be deemed to have survived the beneficiary or beneficiaries and that the Will be so construed.

B. "**Give**." The term "give" throughout the Will shall be deemed to include the term "bequeath" or "devise" when appropriate.

C. **Gender/Number**. In referring to any person, a word of one gender shall be deemed to include the other, and a reference to the singular shall include the plural, and vice verse, if the context indicates that such a reading would be appropriate.

D. **Article and Paragraph Headings.** The article and paragraph headings used are for convenience only and shall not be resorted to for interpretation of this Will.

ABR

IN WITNESS WHEREOF, I sign, seal, publish and declare this instrument as my Will, and have initialed each of the foregoing **FOUR** (4) pages at the bottom thereof for the purpose of identification, on this 14 day of November, 2013, at Nashville, Tennessee.

Austin P. Roberts

AUSTIN P. ROBERTS

The foregoing instrument, consisting of this and **FOUR** (4) preceding typewritten pages was signed, published and declared by **AUSTIN P. ROBERTS**, the testator, to be his Will in the presence of each of us and all of us together; and the testator, upon declaring this document to be his Will, requested each of us to sign the same as attesting witnesses; and we thereupon signed our names hereto as such witnesses, in the presence of the testator, and in the presence of each other on this 20 day of November, 2013. We further state that each of us believes that, at the time he executed the foregoing instrument, the testator was of sound mind and memory, of lawful age, and did so execute it as his own free act and deed and not under the unlawful influence of any person.

Adella Bogue residing at Nashville, TN

Kristi Hodge residing at Nashville, TN

AFFIDAVIT

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Adelle Bogue and Kristi Hodge
being severally duly sworn, depose and say that:

We are acquainted with **AUSTIN P. ROBERTS**, who executed this annexed will, consisting of **FIVE** (5) typewritten pages, dated the 27 day of November, 2013, on that date at Nashville, Tennessee, by subscribing his name at the end thereof in the presence and sight of each of us.

At the time of subscribing said Will, **AUSTIN P. ROBERTS**, 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 Last Will and Testament, **AUSTIN P. ROBERTS** 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 Last Will.

This affidavit is made at the request of said **AUSTIN P. ROBERTS.**

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

Adelle Bogue

Kristi Hodge

SWORN TO AND SUBSCRIBED before me, this 27 day of November, 2013.

DAVID A. CHILDRESS STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

D. A. Childress
NOTARY PUBLIC

My Commission Expires:
7/6/2015