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 filed in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 07 day of JANUARY, 2008, in Docket Number 08P25, IN RE: EMMONS, CAROLE DIANNE PETTY, as same remains of record in the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 24 day of OCTOBER in the year 2019 and in the 243 year of American Independence.

RICHARD R. ROOKER, Clerk,

By: _____
Deputy Clerk

[SEAL]

RICHARD R. ROOKER CIRCUIT COURT CLERK

Karen Johnson Davidson County
Batch# 305868 WILL
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RICHARD R. ROOKER, CLERK

D.C.

LAST WILL AND TESTAMENT

OF

CAROLE DIANNE PETTY EMMONS

I, **CAROLE DIANNE PETTY EMMONS**, of 3610 Mayflower Place, Nashville, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this my Last Will and Testament, revoking all former Wills and Codicils at any time heretofore made by me.

ITEM I

FAMILY

A. **Husband**. I am married to **BLAKE EMMONS** who is referred to in this Will as my husband. If my husband and I die under circumstances that there is not sufficient evidence to determine the order of our deaths, then it shall be presumed that my husband survived me, and my estate shall be administered and distributed in accordance with such presumption.

B. **Children**. I have one son, **DARREN SCOTT PETTY.**

ITEM II

BEQUESTS

I bequeath to the following the items indicated, conditional upon the legatee surviving me and my owning the same at my death:

A. To my Husband, **BLAKE EMMONS**: I devise, will and bequeath a life estate in my home located at 3610 Mayflower Place in Nashville, Tennessee as long as he desires to live in said home, or until he is remarried. After his death or remarriage, I hereby devise, will and bequeath said home to my son, **DARREN SCOTT PETTY** in fee simple.

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B. As described below, I have several bank accounts. After my funeral and other estate expenses are paid, I give the balances in the following accounts to my son, **DARREN SCOTT PETTY**, and my husband, **BLAKE EMMONS,** in equal shares:

1. My IRA Account at SunTrust Bank has a balance of approximately $57,421.13. It is my desire that this balance be used to pay off the mortgage balance on my home located at 3610 Mayflower Place in Nashville, and then the balance divided equally between my son and my husband.

2. My Money Market Account at SunTrust Bank has a balance of approximately $23,000 and is currently titled in my name and the names of my husband and son.

3. My CDP Music Group Account has a balance of approximately $543.

4. My savings account at Educator's Credit Union has a balance of approximately $1,185.

5. My account at SunTrust Bank in the name of C. Dianne Petty has a balance of approximately $6400 and is my draw account for Internet Global Fund.

C. To my son, **DARREN SCOTT PETTY,** I give my Chrysler Sebring convertible that I have enjoyed so much.

D. To my son, **DARREN SCOTT PETTY,** I give my amethyst and diamond earrings.

E. To my son and Husband, I give and bequeath my primary music publishing company, **CDP MUSIC GROUP,** consisting of four (4) companies, Purple Cool-Aid Music, ASCAP, Lets Play Music, BMI, RealGirlFriends Music, SESAC, and Mayflower Place Music, SEASAC, in equal shares. There is an outstanding writer's advance in the amount of approximately $36,000 in the name of songwriter, Nick Pellegrino that has yet to be recouped. All information about this account is on my computer under Nick Pellegrino's name.

F. To my stepdaughter, **TAMMY OWENS,** I give my diamond and pearl stud earrings.

G. To my life-long friend, **NANCY BAILEY**, I give my full-length mink coat.

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H. Excluding the items described above, it is my desire that my friend, **K.T. OSLIN,** pick out anything of my personal possessions that she may want, and I ask my Husband, **BLAKE EMMONS,** to facilitate this request.

I. It is my desire that I be buried beside my sweet mother, **KATHLEEN HANNAH FRYE,** in Spring Hill Cemetery. A small celebration of my life at the Phillips-Robinson Funeral Home on Gallatin Road in Nashville would be just the perfect goodbye.

ITEM III

RESIDUARY ESTATE

All the rest, residue and remainder of my property, real or personal, of every nature and wheresoever situated, I give, devise and bequeath to my husband, **BLAKE EMMONS,** absolutely in fee simple. Should my husband not survive me, then I will, devise and bequeath all of such property to my son, **DARREN SCOTT PETTY.**

ITEM IV

FIDUCIARIES

A. **Executor.** I nominate and appoint my brother, **DR. CHARLES ALTON FRYE,** as Executor of this my Last Will and Testament. Should my brother be unwilling or unable to serve, I hereby appoint my husband, **BLAKE EMMONS,** as alternate Executor.

B. **Powers.** I hereby authorize my Executor in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate, to exercise those powers set forth in Tennessee Code Annotated, Section 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as if copied herein verbatim. In addition to all powers granted by law, I give my personal representatives power, exercisable in the discretion of my personal representatives and without court order, 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 representatives shall determine; to borrow money for any purpose, at interest rates then

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prevailing, from any individual, bank, or other source, irrespective of whether that lender is then acting as a personal representative; to invest in any property whatsoever, to compromise or abandon any claims in favor of or against my estate; to hold any property in the name of a nominee or in bearer form; to employ accountants, depositaries, attorneys, and agents (with or without discretionary powers); to execute contracts, notes, conveyances, and other instruments, including instruments containing covenants and warranties binding upon and creating a charge against my estate, and containing provisions excluding personal liability; to make distributions wholly in cash or in kind, or partly in each; to allot different kinds or disproportionate shares of property or undivided interests in property among the beneficiaries; to determine the value of any property distributed in kind; to convert unproductive assets of the estate to productive assets; and to make periodic distributions to the beneficiaries which are not detrimental to the rights of creditors and the payment of administration expenses and taxes. To the extent permitted by applicable law, no Executor shall be required to furnish bond, file any inventory, or file any accountings with respect to the performance of the Executor's duties.

ITEM V

ADMINISTRATIVE PROVISIONS

A. Payment of Debts, Administration Expenses and Taxes. All of my legally enforceable debts (except as otherwise provided in this Will), my funeral expenses and the expenses of administration of my estate shall be paid by my Executor as soon as practicable after my death. My Executor shall pay out of my residuary estate all estate, inheritance and other death taxes which shall become payable by reason of my death, whether in respect of property passing under this Will or otherwise, as an expense of administration, without apportionment. My Executor may claim each administration expense as a deduction on any income or death tax return as the Executor see fit, and no compensating adjustments between income and principal are to be made because of any such decision.

B. Life insurance. The proceeds of any life insurance payable to my Executor, my Trustee or my estate are to be free from the claims of creditors, and are to be held and distributed as provided by the terms of this Will. My Executor may use (but shall not be required to use) any portion of such proceeds as my Executor deems advisable, exercising a reasonable discretion, for the payment of debts, expenses and taxes, but only if my Executor deems such use of the proceeds to be in the best interests of my legatees and beneficiaries hereunder.

C. Casualty Insurance. Each casualty insurance policy covering an item of property passing under this Will passes with such property. The recipient of such property is not to be charged for any unearned premium already paid.

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D. Spendthrift Clause. Unless specifically authorized in this Will, neither the corpus nor the income of any trust created hereunder shall be pledged, assigned, transferred, sold or in any manner whatsoever accelerated, anticipated or encumbered by any beneficiary, nor shall any income or corpus of any such trusts be in any manner subject or liable in the hands of the Trustee for the debts, contracts or engagements of any beneficiary, or subject to any assignment or any other voluntary or involuntary alienation or disposition whatsoever. In the event any process should be served upon the Trustee, the right of any beneficiary to receive any income or principal, and the obligation of the Trustee to pay same, shall terminate until such process shall be released and discharged. The Trustee is hereby authorized to make such advances from either the principal or income for the support, maintenance, comfort and education of any beneficiary as the Trustee, in its sole discretion, may deem advisable.

E. Reports of Trustees. I excuse the Trustee from taking any accounting or report to any court or person regarding the administration of any trust herein created, but the Trustee shall furnish to each current income beneficiary of each trust (or to the parent or guardian or any minor beneficiary) a statement showing the receipts, disbursements and the estimated net value of the trust, on an annual or more frequent basis.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, all in the presence of the persons witnessing it at my request, this 10th day of December, 2004.

Ms. C. Dianne Petty Emmons
CAROLE DIANNE PETTY EMMONS

Signed, published and declared by the said **CAROLE DIANNE PETTY EMMONS**, as and for her Last Will and Testament in the presence of us, the undersigned who, at her request and in her sight and presence and in the presence of each other, have signed our names as attesting witnesses on the day and date and at the place above written.

Witness

Witness

Witness

Copy

AFFIDAVIT

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The undersigned parties, after first being duly sworn, make oath or affirm that the foregoing Last Will and Testament was signed by **CAROLE DIANNE PETTY EMMONS** 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 in the sight and presence of each other, have subscribed our names as attesting witnesses on the 10th day of December, 2004, 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 each of the attesting witnesses being more than eighteen (18) years of age.

Witness — 1207 17th Ave S, Ste 300, Nashville 37211 address

Witness — 1207 17th Ave S, Ste 300, Nashville 37211 address

Witness — 1621 Crowder Ct. Nashville TN 37211 address

Sworn to and subscribed before me this 10th day of December 2004.

_____, Notary Public

My Commission expires: 7/30/05