Karen Johnson Davidson County
Batch# 568970 WILL
02/05/2021 10:24:42 AM 9 pgs
Fees: $47.00 Taxes: $0.00
20210205-0016844

STATE OF TENNESSEE

I, RICHARD R. ROOKER, Clerk of the Circuit Court for Davidson County, do hereby certify that the foregoing is a true and complete copy of the **LAST WILL AND TESTAMENT** heretofore assigned to Seventh Circuit Court (Probate Division) for Davidson County, Tennessee, Case No. **20P2220**

ESTATE OF GILBERT WILLIAM ACHESON

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 8th day of January in the year Two Thousand and twenty.

RICHARD R. ROOKER CIRCUIT COURT CLERK

RICHARD R. ROOKER, Clerk

By: _____
Deputy Clerk

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RICHARD R. ROOKER, CLERK
D.C.

LAST WILL AND TESTAMENT

OF

GILBERT WILLIAM ACHESON

I, Gilbert William Acheson, a resident of and being domiciled in Davidson County, Tennessee, and being of sound mind and disposing memory, do hereby make, declare, and publish this to be my Last Will and Testament and I do hereby revoke all Wills and codicils made by me at any time heretofore.

ARTICLE I

1. I nominate and appoint my daughter, Chanelle Acheson Johnson, to serve as Executor of this Will and of my estate. If my daughter, Chanelle Acheson Johnson, shall not survive me or if she shall fail to qualify as the Executor hereunder for any reason or, having qualified, shall die or resign, then I nominate and appoint Chandra N.T. Flint as successor Executor of this Will and my estate. Any reference herein to Executor shall be deemed to be a reference to whomever of the above shall be serving in such capacity.

2. I direct that no bond shall be required of my Executor for the faithful performance of duties in such capacity. I further direct that my Executor shall not be required to make accountings to the Court of my Estate.

ARTICLE II

1. I direct my Executor to pay all of my just debts, funeral expenses, expenses of administration, and any and all inheritance and estate taxes imposed by any taxing authority, including taxes assessed on account of any property included in my gross estate for tax purposes,

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whether or not same shall be included in my estate for any other purpose and whether or not such expenses and taxes shall arise out of the administration of my domiciliary estate or otherwise, as soon as practicable after my death.

2. I direct that all such debts and expenses be paid from my residuary estate, all without apportionment and without contribution by any recipient of any such property; provided, however, that all such inheritance and estate taxes, including interest and penalties thereon, and all charges to principal that are not deducted in computing my Federal estate tax shall not be charged against that portion of my estate qualifying for the marital deduction.

3. In the event that any property or interest in property passing under this Will, by operation of law, or otherwise by reason of my death shall be encumbered by lien or shall be pledged to secure an obligation, whether the property or interest in property so encumbered or pledged shall be owned by me jointly or individually, it is my intention that such indebtedness, to the extent not discharged as a result of a payment directly to the owner of such obligation as a named beneficiary under the terms of any policy of life insurance, shall not be charged to or paid from my estate; but, rather, that the devisee, legatee, joint owner taking by survivorship, or beneficiary receiving such property or interest in such property shall take such property subject to all encumbrances existing at the time of my death.

4. I direct that the proceeds of all life insurance which may be or become payable to my estate or Executor shall be deemed and treated in all respects as a part of my general estate and, as such, same shall be available for the satisfaction of the obligations of my estate.

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ARTICLE III

1. I authorize and empower my Executor to make distribution in cash or in kind, or partly in each, to settle, compromise, adjust, release, and discharge all debts and claims which may be presented against my estate or which may be due to me, and to retain or sell at public or private sale or otherwise dispose of in such manner and at such prices and upon such terms and conditions, including credit, all or any part of my real or personal estate without order of any court or other authority and to execute, acknowledge, and deliver deeds or other proper instruments of conveyance or assignment to the purchaser or purchasers thereof, which purchasers shall be under no obligation to see to the proper application of the proceeds of any such disposition, and to do any and all things necessary and/or convenient to the proper and legal management and administration of my estate, all as my Executor, in the exercise of her sole and absolute discretion, shall deem advisable.

2. Further, I expressly relieve my Executor of the duty of converting the assets of my estate into cash, and I expressly empower my Executor to retain any or all of the assets of my estate, real or personal and specifically including, but not limited to, any stock, bonds, or other investment property which I may own at the time of my death, without incurring any liability by reason of such retention, to borrow money upon the security of any assets of my estate, to invest in all forms of property, including, but not limited to, common and preferred stocks, without restriction as to legal investments for fiduciaries, to purchase investments at a premium or discount, to give proxies, to join in any recapitalization, merger, reorganization, or voting trust or plan affecting investments, to deposit securities under agreements and to pay assessments, to subscribe for stock and bond privileges; and, generally, to exercise all rights of security holders, to carry investments in the name

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of a nominee or in bearer form, and to continue indefinitely the operation of any business in which I may have an interest at the time of my death, either individually, as a partner, or stockholder, and my Executor may deliver to the legatees and beneficiaries of my estate any such business or interest therein.

3. Without in any way limiting the generality of the preceding paragraphs, I hereby authorize and empower my Executor, in the exercise of reasonable discretion with respect to all property, real, personal, and mixed, at any time forming the part of my estate, to exercise the powers set forth in paragraphs 1 through 32, inclusive, of Section 35-50-110 of the Tennessee Code Annotated, to the extent applicable, all of which provisions and powers are incorporated herein by reference, including the specific incorporation by reference of the "Prudent Man Rule"; provided, however, that the power and authority set out in paragraph 19, Section 35-50-110 of the Tennessee Code Annotated, is restricted and limited to such amounts and such periods of time as may be reasonably required to the best interest of the beneficiaries hereof.

ARTICLE IV
(Disposition of My Estate)

1. If my daughter, Chanelle Acheson Johnson, shall survive me, then I give and bequeath to her all of the property, of whatsoever nature and wherever situated, which I may own at the time of my death ("My Residuary Estate"). If my daughter, Chanelle Acheson Johnson, shall not survive me, then I give and bequeath My Residuary Estate to my grandson, Braxton Alexander Acheson Johnson. If neither my daughter, Chanelle Acheson Johnson, nor my grandson, Braxton Alexander Acheson Johnson, shall survive me, then I give and bequeath my Residuary Estate to my two nephews as follows: one-half of the share to Daniel McCarthy and one-half of the share to Joe

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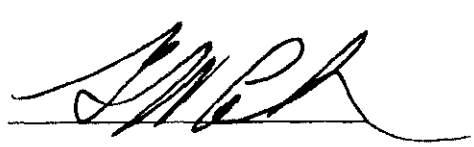
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McCarthy.

ARTICLE V
(Other Provisions)

1. At the time of my death I may be remarried to my ex-wife, Joan Claire Tschirgi. If I remarry Joan Tschirgi, we will have entered into a Prenuptial Agreement that will fully address all arrangements between the two of us with respect to the treatment of our respective property and the dispositions of each of our estates. Pursuant to that Prenuptial Agreement, the two of us will have mutually agreed to waive any and all claims we may otherwise have with respect to the other's estate. In accordance with that Prenuptial Agreement, I have knowingly and intentionally excluded Joan Claire Tschirgi from receiving any portion of my estate. For the sake of clarity, if I am not remarried to my ex-wife, Joan Claire Tschirgi, that does not change the fact that I do not intend for her to receive any portion of my estate.

2. I acknowledge that I have a natural son, Christopher Whitten, who I have not included in the disposition of my estate. I have done so knowingly and intentionally, for it is my express intent that Christopher Whitten shall not receive any portion of my estate.



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IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament consisting of this and the five (5) preceding typewritten pages, and for the purpose of identification, I have initialed each such page, all in the presence of the persons witnessing it at my request on this the 26th day of January, 2016.

Gilbert William Acheson

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The said Gilbert William Acheson, of sound mind and disposing memory, being over eighteen (18) years of age, signed the foregoing instrument in our presence, as and for his Last Will and Testament, and signified and declared to us that same was his Last Will and Testament; and we, the undersigned, being over eighteen (18) years of age, at his request and in his presence and sight, and in the presence and sight of each other, have subscribed our names hereto as attesting witnesses the day and date above written.

Meredith Myers

Address: 3816 Harding Place
Nashville, TN 37215

Ivanon Stocker

Address: 505 Vintage Green Ln.
Franklin, TN 37064

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AFFIDAVIT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

We, the undersigned, Meredith Myers and Sharon Stocks, being first duly sworn, make oath as follows:

The said Gilbert William Acheson, of sound mind and disposing memory, being over eighteen (18) years of age, signed the foregoing instrument in our presence, as and for his Last Will and Testament, and signified and declared to us that same was his Last Will and Testament; and we, the undersigned, being over eighteen (18) years of age, at his request and in his presence and sight, and in the presence and sight of each other, have subscribed our names thereto as attesting witnesses the day and date written therein.

Meredith Myers

Sharon Stocks

Sworn to and subscribed before me this 26th day of January, 2016.

C. Denise Guye
Notary Public

My Commission Expires: 6-21-2016

C. DENISE GUYE
STATE OF TENNESSEE NOTARY PUBLIC
COUNTY OF DAVIDSON
MY COMMISSION EXPIRES: JUNE 21, 2016