Karen Johnson Davidson County
Batch# 937703 WILL
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20221103-0118710

Last Will and Testament of

RONNIE DUKE

I, **RONNIE DUKE**, a citizen and resident of Cannon County, Tennessee, being of sound mind and disposing memory, do hereby make and publish this, my Last Will and Testament, hereby revoking any and all former wills by me heretofore made.

ITEM ONE

I direct that all my legally enforceable debts, secured and unsecured, be paid as soon as practicable after my death. I direct that my Executrix may cause any debt to be carried, renewed and refinanced from time to time upon such terms and with such securities for its repayment as my Executrix may deem advisable taking into consideration the best interests of the beneficiaries hereunder. Notwithstanding the foregoing, if at the time of my death any property or interest in property passing pursuant to the provisions of this Will, or by operation of law or otherwise by reason of my death, is, at the time of my death, encumbered by mortgage or lien or pledged to secure any obligation (whether the encumbered or pledged property or interest in property is, at the time of my death, owned by me jointly or individually), then it is my intention that any such indebtedness shall not be charged to or paid from my estate, but instead that the devisee, legatee, joint owner taking by right of survivorship or beneficiary receiving the property or interest in property shall take the same subject to all the encumbrances existing at the time of my death.

RUTHERFORD COUNTY CLERK SEAL TENNESSEE

CERTIFIED COPY
State of Tennessee, County of Rutherford
The undersigned, County Clerk of said County and state, hereby certifies that the foregoing is a true and correct copy of the original document filed in the Office of the County Clerk
This 3rd day of November 2022
Lisa Crowell, Rutherford County Clerk
By: Caysey Dotson
Deputy Clerk

ITEM TWO

I direct that:

(1) Direction to Pay All Taxes and Administration Expenses from Residuary Estate. Except as provided in (2) herein, all estate, inheritance, succession, death or similar taxes (except generation-skipping transfer taxes) assessed with respect to my estate herein disposed of, or any part thereof, or on any bequest or devise contained in this my Last Will (which term wherever used herein shall include any Codicil hereto), and all administration expenses be paid out of my residuary estate and shall not be charged to or against any recipient, beneficiary, transferee or owner of any such property or interests in property included in my estate for such tax purposes.

(2) Apportion Taxes on Nonprobate Property. All such taxes in respect to any property or interests in property included in my gross estate under *Sections 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, and 2044* of the *Internal Revenue Code* shall be charged against and paid by the recipient or beneficiary of such property or interest in property or from the property or interest in the property, provided, however there shall be no apportionment against any donee or recipient of any such property or interest in property which is a qualified charity under *Section 2055* and the property or interest in property was allowed in my federal and/or state estate tax proceedings as a charitable deduction. The amount of the tax to be charged against such donee or recipient shall be determined by multiplying a fraction (the numerator of which shall be the federal and/or state estate tax value of the property to be apportioned as finally determined in my federal and/or state estate tax proceedings and the denominator of which shall be the total value of my taxable estate for such federal and/or state estate tax purposes) times the net amount of such taxes payable

by my estate after the application of all credits against such taxes.

ITEM THREE

1. I hereby give, devise and bequeath the sum of $2,500.00 to each of the following individuals:

a. **DORIS CRAIG**, provided the said **DORIS CRAIG** shall survive me, otherwise this bequest to lapse; and

b. **JEAN MORRIS**, provided the said **JEAN MORRIS** shall survive me, otherwise this bequest to lapse.

2. I hereby give, devise and bequeath the sum of $5,000.00 to each of the following individuals.

a. **PATSY WILSON**, provided, the said **PATSY WILSON** shall survive me, otherwise this bequest to lapse;

b. **BARBARA DUKE**, provided, the said **BARBARA DUKE** shall survive me, otherwise this bequest to lapse.

c. **JUDY AGUIRRE**, provided, the said **JUDY AGUIRRE** shall survive me, otherwise this bequest to lapse.

3. I hereby give, devise and bequeath unto my daughter, **ANNETTE DUKE SHARP**, to have and to hold the same IN TRUST as Trustee for the benefit my son, **MICHAEL D. DUKE**, the following parcels of real property, subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 15567 Centralia, Redford, Michigan;

b. That certain parcel of real property known as 19803 Gaylord, Redford, Michigan;

c. That certain parcel of real property known as 18811 Gaylord, Redford, Michigan;

d. That certain parcel of real property known as 18690 Gaylord, Redford, Michigan;

e. That certain parcel of real property known as 18620 Norborne, Redford, Michigan;

f. That certain parcel of real property known as 18484 Poinciana, Redford, Michigan; and

g. My 2019 Dodge Pickup Truck.

4. I hereby give, devise and bequeath unto my daughter, **ANNETTE DUKE SHARP**, the following parcels of real property, subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 19357 Indian, Redford, Michigan, subject to any indebtedness thereon;

b. That certain parcel of real property known as 20501 Denby, Redford, Michigan, subject to any indebtedness thereon;

c. That certain parcel of real property known as 26334 5 Mile, Redford, Michigan;

d. That certain parcel of real property known as 18653 Indian, Redford, Michigan;

e. That certain parcel of real property known as 17423 Glenmore, Redford, Michigan;

f. That certain parcel of real property known as 19172 Lexington, Redford, Michigan;

g. That certain parcel of real property known as 19172 Kinlock, Redford, Michigan;

h. That certain parcel of real property known as 20090 Centralia, Redford, Michigan;

i. That certain parcel of real property known as 15924 Lexington, Redford, Michigan;

j. That certain parcel of real property known as 12850 Leverne, Redford, Michigan;

k. That certain parcel of real property known as 19163 Gaylord, Redford, Michigan;

l. That certain parcel of real property known as 19173 Gaylord, Redford, Michigan;

m. That certain parcel of real property known as 1515 Richland Road, Murfreesboro, Tennessee;

n. That certain parcel of real property known as 18845 Poinciana, Redford, Michigan;

o. That certain parcel of real property known as 18836 Seminole, Redford, Michigan; and

p. My 2018 Cadillac CT6 Automobile.

5. I hereby give, devise and bequeath unto my daughter, **ANNETTE DUKE SHARP**, to have and to hold the same IN TRUST as Trustee for the benefit my son, **MICHAEL D. DUKE**, as to a one-half undivided interest, and to my daughter, **ANNETTE DUKE SHARP**, as to a one-half undivided interest that certain parcel of real property known as 11748 Leverne, Redford, Michigan, subject to any indebtedness thereon.

If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, then I appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

6. I hereby give, devise and bequeath unto my sister, **BARBARA DUKE**, and my granddaughter, **TABITHA RIDGE**, all monies and accounts I may have at Ascend Federal Credit Union, Murfreesboro, Tennessee.

7. I hereby give, devise and bequeath unto my daughter, **SANDI JUNE COLE**, the following parcels of real property, subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 18483 Brady, Redford, Michigan;

b. That certain parcel of real property known as 17141 Brady, Redford, Michigan;

c. That certain parcel of real property known as 16511 Brady, Redford, Michigan;

d. That certain parcel of real property known as 16844 Garfield, Redford, Michigan; and

8. I hereby give, devise and bequeath unto my grandson, **RONNIE ALBERT STRATTON BRENT**, that certain parcel of real property known as 19726 Seminole, Redford Michigan, subject to any indebtedness thereon.

9. I hereby give, devise and bequeath unto my nephew, **THOMAS HESTER EZELL III**, the following, to wit:

a. That certain parcel of real property known as 18666 Garfield, Redford, Michigan, subject to any indebtedness thereon;

B. My 2013 Kia Forte.

10. I hereby give, devise and bequeath unto my daughter, **ANNETTE DUKE SHARP**, as to a one-half undivided interest, and my son, **MICHAEL D. DUKE**, as to a one-half undivided interest, that certain parcel of real property known as 18876 Gaylord, Redford, Michigan, subject to any indebtedness thereon.

11. I hereby give, devise and bequeath unto my son, **MICHAEL D. DUKE**, the following, to wit:

a. That certain parcel of real property known as 19305 Beech Daly, Redford, Michigan, subject to any indebtedness thereon; and

b. That certain parcel of real property known as 19786 Seminole, Redford, Michigan.

12. I hereby give, devise and bequeath unto my grandson, **CARTER MICHAEL DUKE**, that certain parcel of real property known as 17462 Norborne, Redford, Michigan, subject to any indebtedness thereon. If the said **CARTER MICHAEL DUKE** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **CARTER MICHAEL DUKE.** If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby

appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

13. I hereby give, devise and bequeath unto my grandson, **CHANCE WILLIAMS**, that certain parcel of real property known as 18513 Centralia, Redford, Michigan, subject to any indebtedness thereon. If the said **CHANCE WILLIAMS** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **CHANCE WILLIAMS.** If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

14. I hereby give, devise and bequeath unto my granddaughter, **DREAM WILLIAMS**, that certain parcel of real property known as 16620 Brady, Redford, Michigan, subject to any indebtedness thereon. If the said **DREAM WILLIAMS** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **DREAM WILLIAMS.** If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

15. I hereby give, devise and bequeath unto my grandson, **TRUTH WILLIAMS**, that certain parcel of real property known as 19397 Woodworth Street, Redford, Michigan, subject to any indebtedness thereon. If the said **TRUTH WILLIAMS** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **TRUTH WILLIAMS.** If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby

appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

16. I hereby give, devise and bequeath unto my grandson, **MIRACLE WILLIAMS**, that certain parcel of real property known as 25608 Pickford, Redford, Michigan, subject to any indebtedness thereon. If the said **MIRACLE WILLIAMS** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **MIRACLE WILLIAMS**. If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

17. I hereby give, devise and bequeath unto my grandson, **KISMET COLE**, that certain parcel of real property known as 18685 Poinciana, Redford, Michigan, subject to any indebtedness thereon. If the said **KISMET COLE** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **KISMET COLE**. If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

18. I hereby give, devise and bequeath unto my granddaughter, **ALEXIS B. SHARP**, the following parcels of real property subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 17646 Indian, Redford, Michigan;

b. That certain parcel of real property known as 19383 Norborne, Redford, Michigan; and

c. That certain parcel of real property known as 908 Twin Oak Drive, Murfreesboro, Tennessee.

If the said **ALEXIS B. SHARP** shall be less than 25 years of age at the time of my passing, I hereby bequeath the foregoing described parcel unto my daughter, **ANNETTE DUKE SHARP**, to have and hold the same IN TRUST as Trustee for the use and benefit of the said **ALEXIS B. SHARP.** If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

19. I hereby give, devise and bequeath unto my grandson, **RONNIE ALBERT STRATON BRENT**, the following parcels of real property subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 622 Cardinal, Murfreesboro, Tennessee;

b. That certain parcel of real property known as 19389 Kinloch, Redford, Michigan;

c. That certain parcel of real property known as 18831 Sumner, Redford, Michigan; and

d. 15407 Chelsea, Redford, Michigan.

20. I hereby give, devise and bequeath unto my daughter, **ANNETTE DUKE SHARP**, as to a one-half undivided interest, and my grandson, **RONNIE ALBERT STRATON BRENT**, as to a one-half undivided interest, that certain parcel of real property known as 4947 Lebanon Pike, Nashville, Tennessee, subject to any indebtedness thereon.

21. I hereby give, devise and bequeath unto my granddaughter, **TABITHA LANAE RIDGE**, the following parcels of real property subject to any indebtedness thereon, to wit:

a. That certain parcel of real property known as 20076 Poinciana, Redford, Michigan;

b. That certain parcel of real property known as 15411 Woodworth, Redford, Michigan;

c. That certain parcel of real property known as 18402 Indian, Redford, Michigan.

22. I hereby give, devise and bequeath unto granddaughter, **TABITHA LANAE RIDGE**, as to a one-eighth (1/8) interest; my grandson, **RONNIE ALBERT STRATON BRENT**, as to a one-eighth (1/8) interest; to my daughter, **ANNETTE DUKE SHARP**, to have and to hold the same IN TRUST as Trustee for the benefit my grandson, **CARTER MICHAEL DUKE**, as to a one-eighth (1/8) interest, to my granddaughter, **ALEXIS B. SHARP**, as to a one-eighth (1/8) interest; and unto my daughter, **ANNETTE DUKE SHARP**, as to a one-half (1/2) interest, that certain parcel of real property known as 534 Expressway Park A & B, Nashville, Tennessee, subject to any indebtedness thereon. If the said **ANNETTE DUKE SHARP** is unable or unwilling to serve as Trustee, then I appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Trustee.

23. I hereby give, devise and bequeath unto my long-time property manager, **LARRY JAYNE**, the following parcels of real property subject to any indebtedness thereon, to wit:

a. That certain parcel of real property located at 15859 Centralia, Redford, Michigan;

b. That certain parcel of real property located at 18704 Poinciana, Redford, Michigan;

c. That certain parcel of real property located at 19210 Negaunee, Redford, Michigan; and

d. That certain parcel of real property known as 18822 Dalby, Redford, Michigan.

24. I hereby give, devise and bequeath unto my son, **MICHAEL DUKE**, and my daughter, **ANNETTE DUKE SHARP**, as tenants in common with right of survivorship, that certain parcel of real property known as 40 Westfield, Woodbury, Tennessee; and

25. I hereby give, devise and bequeath the rest, remainder and residue of my estate unto my daughter, **ANNETTE DUKE SHARP**.

ITEM FOUR

As to the Trustee (and Alternate) hereinbefore named for the benefit of **CARTER MICHAEL DUKE, CHANCE WILLIAMS, DREAM WILLIAMS, TRUTH WILLIAMS, MIRACLE WILLIAMS, RONNIE ALBERT STRATON BRENT, and ALEXIS B. SHARP,** said Trustee is authorized to exercise any or all the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, *Tennessee Code Annotated*, §35-50-110, et seq., ("Specifically Enumerated Fiduciary Powers") to the extent applicable, all of which provisions and powers are incorporated herein by reference as if copied verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted, notwithstanding that said statute may be amended hereafter or repealed at the time of my death.

Said Trustee, without in any way limiting the generality of the foregoing grant of authority, is hereby given the additional power to use and apply the net income of the Trust estate and also is expressly given the power to use all or so much of the principal as said Trustee may deem necessary for the care, support, maintenance and education of the Trust beneficiary, and such expenditures are to be made by the Trustee in accordance with the needs and requirements of the said beneficiary. The Trustee is hereby granted full discretion as to all such matters without the necessity of legal proceedings or application to any court for authority to make or approve any expenditure from said principal or income.

Said Trustee named herein, or any successors, is given the power to terminate this Trust should said Trustee at any time determine that the corpus of the Trust is of an insufficient amount to otherwise justify continuance of the Trust. In such an event, the Trustee shall distribute the property then remaining in said Trust to the Trust beneficiary.

In no event shall this Trust continue beyond the 25th birthday of the Trust beneficiary or the date of death of said Trust beneficiary, whichever shall first occur.

In the event that the Trust beneficiary shall die prior to the termination of the hereof Trust, the property being held for said beneficiary shall be paid over (i) pursuant to the terms of said beneficiary's Last Will and Testament, or in absence of such, (ii) to the beneficiary's issue, or in default of such, (iii) to my heirs, determined if I had died at the time of such beneficiary's death, pursuant to *Tennessee Code Annotated*, §31-1-101, et seq., as written on the date of this Will. If any subsequent beneficiary be a minor, the hereof Trust shall be continuing as to such beneficiary in the same manner as herein set forth as to the primary beneficiary, but in no event shall this provision be construed as violative of the rule against perpetuities.

Neither the principal nor the interest of the Trust herein created shall be liable for the debts of any beneficiary, nor shall any sums be subject to seizure by any creditor or any beneficiary under any writ or proceeding at law or in equity, and the beneficiary shall have no power to sell, assign, transfer, encumber or in any manner to anticipate or dispose of their interest in the Trust estate or the Trust income produced thereby.

ITEM FIVE

As to the Trustee (and Alternate) hereinbefore named for the benefit of **MICHAEL D. DUKE**, said Trustee is authorized to exercise any or all the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, *Tennessee Code Annotated*, § 35-50-110, et seq., ("Specifically Enumerated Fiduciary Powers") to the extent applicable, all of which provisions and powers are incorporated herein by reference as if

copied verbatim. These powers (as set out in said statute on the date of the execution of this will) are granted, notwithstanding that said statute may be amended hereafter or repealed at the time of my death.

Said Trustee, without in any way limiting the generality of the foregoing grant of authority, is hereby given the additional power to use and apply the net income of the Trust estate and also is expressly given the power to use all or so much of the principal as said Trustee may deem necessary for the care, support and maintenance of the Trust beneficiary and such expenditures are to be made by the Trustee in accordance with the needs and requirements of the said beneficiary. The Trustee is hereby granted full discretion as to all such matters without the necessity of legal proceedings or application to any court for authority to make or approve any expenditure from said principal or income. This Trust shall be continuing for the lifetime of the Trust beneficiary unless sooner terminated as herein specified.

Said Trustee named herein, or any successors, is given the power to terminate this Trust should said Trustee at any time determine that the corpus of the Trust is of an insufficient amount to otherwise justify continuance of the Trust. In such an event, the Trustee shall distribute the property then remaining in said Trust to the Trust beneficiary.

Upon the death of **MICHAEL D. DUKE**, I direct that any remaining Trust funds be distributed to my grandson, **CARTER MICHAEL DUKE**, provided the said **CARTER MICHAEL DUKE** is more than 25 years of age, otherwise in Trust as hereinbefore set forth (ITEM FOUR hereof).

ITEM SIX

In case any legatee, devisee or beneficiary of this my Last Will and Testament, for whose benefit I have made any provision,

shall endeavor in any way to contest in any court or before any tribunal this my Last Will and Testament, or the validity thereof, or its due or proper execution, or the provisions applicable to him or her, or any other provisions, or shall in any way question any acts in making this will or any of its provisions, then and in that event, such contestant shall thereupon forfeit, and shall thenceforth cease to have any right, title and interest in, under, or to any part of my estate or any property devised or bequeathed to such person or any income therefrom. All provisions of this my Last Will and Testament in favor of, or for the benefit of, such contestant are hereby absolutely revoked. Any and all rights which such contestant would otherwise have had shall fall into and become a part of the residue of my estate, and shall be disposed of as provided above, to the exclusion of the contestant in the same manner as if the contestant had not been mentioned in this my Last Will and Testament.

ITEM SEVEN

I may prepare a written, signed and dated statement and a list ("Statement"), as described in *Tennessee Code Annotated § 32-3-115*, to dispose of certain tangible personal property other than money, evidence of indebtedness, documents of title, securities and property used in a trade or business. My Executrix shall be under no duty to search for any such possible Statement. Should any questions arise as to the existence, validity or interpretation of any such Statement, my Executrix may, but is not required to, at the expense of my estate, present such question to a court which has jurisdiction as to the probate of my Last Will and Testament ("Court"), and, in such event, my Executrix shall be under no duty to transfer any such property until there is a final judgment, not subject to appeal, as to such matters. Anything in

this Will or in the Statement notwithstanding, any such Statement shall be of no force and effect unless, within ninety (90) days of my death, the Statement, or a reasonable copy thereof, is either delivered to the Executrix named in my Last Will and Testament or filed with the clerk of the Court. Said memorandum may also contain certain admonishments or suggestions to my family, but such shall be considered advisory, only, and not otherwise enforceable.

ITEM EIGHT

I hereby nominate and appoint my daughter, **ANNETTE DUKE SHARP**, as Executrix of this, my Last Will and Testament, and I direct that she be permitted to qualify without giving security upon her bond as such, and I further direct that she be excused from filing an inventory or an itemized final settlement. If the said **ANNETTE DUKE SHARP** is unwilling or unable to serve as Executrix, I hereby appoint my granddaughter, **TABITHA LANAE RIDGE**, as Alternate Executrix, and I direct that she be permitted to qualify without giving security upon her bond as such, and I further direct that she be excused from filing an inventory or an itemized final settlement.

By way of illustration and not of limitation and in addition to any inherent, implied or statutory powers granted to Executors and Trustees by *Tennessee Code Annotated Section 35-50-110*, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim, my Executrix and Trustee are specifically authorized and empowered with respect to any property, real or personal, at any time held under any provision of this my Will: to allot, allocate between principal and income, assign, borrow, buy, care for, collect, compromise claims, contract with respect to, continue any business of mine, convey, convert, deal with, dispose of, enter into, exchange, hold, improve, incorporate any business of mine,

invest, lease, manage, mortgage, grant and exercise options with respect to, take possession of, pledge, receive, release, repair, sell, sue for, to make distributions or divisions in cash or in kind or partly in each without regard to the income tax basis of such asset, and in general, to exercise all the powers in the management of my Estate or trust hereunder with which any individual could exercise in the management of similar property owned in his or her own right, upon such terms and conditions as to my Executrix and Trustee may seem best, and to execute and deliver any and all instruments and to do all acts with which my Executrix and Trustee may deem proper or necessary to carry out the purposes of this my Will, without being limited in any way by the specific grants of power made, and without the necessity of a court order. Additionally, the Trustee is authorized, in its discretion, to merge all of the assets of any trust created under this will with any other trust that may have been established by me during my lifetime or under my Will, with either trust being the surviving trust, proved that the beneficiaries are identical and terms for distribution of income and principal are substantially the same. No such merger shall have the effect of extending the applicable perpetuities measuring period as to the respective trust. The Trustee is further authorized to divide any trusts into separate shares or separate trusts or to create separate trusts if my Trustee reasonably deems it appropriate and the division or creation is consistent with my intent, and facilitates the trust's administration or tax planning without defeating or impairing the interests of the beneficiaries. I direct that any real property I own be administered as part of my probate estate subject to the control of my Executrix pursuant to *Tennessee Code Annotated Sec. 31-2-103*. My Executrix and/or Trustee is hereby explicitly authorized to sell any real estate that may be

a part of my Estate or any trust hereunder and that is not specifically devised or allocated herein without the approval of the beneficiaries of my Estate or trust hereunder, and without the approval of any Court.

Further, without limiting the general grant of authority and power to my Executrix in my Will, I grant my Executrix any and all authority, power and access to any and all of my digital assets, including but not limited to documents, photographs, music, videos, movies, notes, records, memoranda, electronic communications and other information, data and records of all types, kinds and formats (collectively my "Digital Estate") stored on any device or in any server or in the "cloud" or elsewhere. My Executrix may access, manage, transfer, deactivate, delete and take any and all other actions without limitation regarding my Digital Estate.

My Executrix is also granted all authority, power and access over and to any digital and/or electronic device or equipment (collectively "Device") owned or used by me and may access any and all of my Digital Estate on any Device.

By granting my Executrix this authority, power and access over my Digital Estate and any Device, I expressly provide that my Executrix:

(i) has the same authority, power and access as I have;

(ii) has my lawful consent as an account holder or authorized use; and

(iii) is authorized as a user of any account, Device or other repository of my Digital Estate.

"Executor" shall be plural or singular, masculine or feminine, as appropriate.

IN WITNESS WHEREOF, I have hereunto set my hand at Murfreesboro, Tennessee, on this 28th day of January, 2020, to this, my Last Will and Testament.

TESTATOR

WITNESSES:

Jeri W Nicholson

Susan Cull

ATTESTATION CLAUSE AND AFFIDAVIT

STATE OF TENNESSEE)
COUNTY OF RUTHERFORD)

We, the undersigned, being first duly sworn, make oath that **RONNIE DUKE**, on the day and date above written, declared and signified to us that the foregoing instrument was 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 sight and presence of each other, then subscribed our names hereto as attesting witnesses; that at the time of execution the Testator was more than 18 years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than 18 years of age, make and sign this Affidavit at the Testator's request on the day and date above written.

Teri W Nicholson
(PRINT)

Susan Cull
(PRINT)

Sworn to and subscribed before me this 28th day of January, 2020.

NOTARY PUBLIC
My commission expires: DEC 19 2023

LARRY K. TOLBERT
STATE OF TENNESSEE
NOTARY PUBLIC
RUTHERFORD COUNTY