EFILED 11/04/24 02:14 PM CASE NO. 24P2108 Joseph P. Day, Clerk

FILED
NOV - 4 2024
JOSEPH P. DAY, Clerk
By _____ Deputy

LAST WILL AND TESTAMENT

OF

LIZZIE MAE FRANK

24P2108
FILED
OCT 31 2024 error
JOSEPH P DAY CLERK
By _____ Deputy

KNOW ALL MEN BY THESE PRESENTS, that I, the undersigned, Lizzie Mae Frank, Social Security No. -9647, born on March 18, 1938 and a resident of the City of Nashville in the County of Davidson, State of Tennessee, being of sound and disposing mind and memory, but conscious of the uncertainty of life, do hereby make, publish and declare this my Last Will and Testament, hereby expressly revoking any and all previous Wills and Codicils which may have been made by me.

ARTICLE I

As soon as practicable after my death, I direct that all of my debts, including my funeral expenses and expenses of my last illness, be paid by my Executor, hereinafter named, from my residuary estate; provided, however, that in the event any property passing under this Will or by operation of law or otherwise by reason of my death shall be encumbered by a mortgage or lien or shall be pledged to secure any obligation, I direct that such indebtedness shall be paid or retained in the discretion of my Executor, hereinafter named, and if retained, the devisee, legatee, joint owner taking by survivorship, or beneficiary thereof, shall take such property subject to all encumbrances existing thereon at the time of my death. I further direct that all taxes, including estate and inheritance taxes, taxable against my estate, or against any life insurance on my life, be paid by my Executrix, hereinafter named, from my residuary estate.

I hereby waive on behalf of my estate the right to recover any part of such taxes from any person, including any beneficiary of insurance on my life or any other similar insurance, and anyone who may have received from me or my estate any property which is

Lizzie M. Frank
Lizzie Mae Frank

Karen Johnson
Batch # 1459130
08/12/2026 04:01:38 PM
Fees: $47.00 Taxes: $0.00
Davidson County
WILL
9 pgs
20260812-0074881

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taxable as part of my estate.

ARTICLE II

Any insurance on my life or other similar insurance payable to my Executor, hereinafter named, as such or to the estate, shall be free from the claims of creditors and shall be governed by the provisions of this Will; provided, however, that my said Executor, may, in his discretion, pay any or all debts or liabilities of mine or of my estate from the proceeds of such insurance.

ARTICLE III

All of my property which I may own at the time of my death including, but not limited to, real property, personal property and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devices and all life insurance payable to my estate, I give, bequeath and devise in fee to my husband, Clarence W. Frank, Sr., should he survive me and if Clarence W. Frank, Sr. shall predecease me, then I give, bequeath and devise all of my property to my children Clarence W. Frank, Jr., Ronald C. Frank and Paul A. Frank, per stirpes, in equal shares, and without preference to either one over the other, if they shall survive me.

ARTICLE IV

If any of my children do not survive me, all the rest, residue and remainder of my property which I may own at the time of my death, real, personal and mixed, tangible and intangible property, of whatsoever kind and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devices and all life insurance payable to my estate, I give, devise and bequeath to my surviving children alive on the date of my death.

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Lizzie Mae Frank

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ARTICLE V

All words in this Will referring to the masculine, feminine, or the neuter shall include all genders, and all words used in the singular or the plural shall include the singular or the plural, unless the context therein specifically requires otherwise.

ARTICLE VI

A. I hereby nominate and appoint Clarence W. Frank, Sr. as Executor of this my Last Will and Testament, and I direct that said Executor shall not be required to post or give a bond as such Executrix or to file an inventory or appraisal of my estate in any court. During the administration of my estate, I hereby vest in my said Executor full power to sell, convey, exchange, lease for a period beyond the termination of the administration of my estate, or for a lesser period, improve, borrow on the security of, encumber, or otherwise dispose of all of any part of my estate, in such manner and upon such and upon such terms and conditions as my Executrix may approve, and to invest and reinvest my estate and the proceeds of sale or any portion thereof as he may consider suitable, and to change such investments, and to make new such investments from time to time as to her may seem necessary or desirable. In addition, I incorporate herein by reference all of the fiduciary powers contained in Section 35-50-110, Tennessee Code Annotated, as amended, as fully as if set out verbatim herein, except as may be specifically indicated otherwise by the terms of this Will. When required to make a distribution or transfer of all or part of the assets of my estate, my Executor may retain therefrom assets sufficient in her judgment to cover any liability which may then or later be imposed upon my estate including, but not limited to, liability for taxes, until such liability shall have been finally determined.

B. Whenever my Executor shall have the right to elect (a) whether any item of expense connected with the administration of my

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estate shall be claimed as a deduction for federal income tax purposes, or whether the same shall be claimed instead as a deduction for federal estate tax purposes, or (b) the value of my gross estate as of the date that causes larger death taxes to be payable than would have been payable if my Executor had elected another date, I hereby authorize my Executor to exercise any such right of election in any such manner as he may in his absolute discretion shall determine to be advisable, even though the manner in which any such election is exercised may result in an advantage or disadvantage to any beneficiary or beneficiaries hereunder. I further direct that no compensating adjustments between income and principal shall be required or made as a result of any such action.

C. My Executor may freely act under all or any of the powers of this Will given to him in all matters concerning my estate after forming his judgment based upon all the circumstances of any particular situation as to the wisest and best course to pursue in the interest of my estate and the beneficiaries thereof, without the necessity of obtaining the consent or permission of any persons interested therein, and notwithstanding that he may also be acting individually, or as fiduciary of trusts or estates, or as agent for other persons or corporations interested in the same matters, or may be interested in connection with the same matters as shareholder, director or otherwise; provided, however, that he shall exercise such powers at all times in fiduciary capacity primarily in the interest of the beneficiaries of my estate.

D. In the event of my death within the time allowed for the disclaimer of any interest in a transfer of less than fair market value, bequest or devise of any property to me by Section 2046 and Section 2518 of the Internal Revenue Code of 1986, as amended, and in the event I have not accepted such interest or any benefits from such interest prior to the time of death, my Executor in his discretion, is hereby authorized to disclaim any interest which I may have in any such property so transferred, bequeathed or devised

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in accordance with said Sections of the Internal Revenue Code of 1986, as amended.

E. In the event of the death, resignation, disqualification, or unwillingness or inability of Clarence W. Frank, Sr. to act as an Executor hereunder, then I nominate and appoint my son, Ronald C. Frank, a resident of 3212 Panorama Drive, Nashville, Tennessee 37218, as Successor Executor hereunder, with all the rights, powers, duties, discretion, authority and immunities vested in the original Executor hereunder. Such Successor Executor may accept the accounts rendered and the assets delivered to him by the original Executor as a full and complete discharge to the original Executor, and shall incur no liability by reason of so doing.

F. In the event it is deemed necessary to have administration upon my estate in any state other than the State of Tennessee, then I direct that the Executor, as named in this Article of my Will, shall serve as such ancillary Executor.

G. In the event it is necessary for me to have a co-executor who is a resident of the State of Tennessee, then I hereby nominate my son, Clarence W. Frank, Jr., a resident of 3212 Panorama Drive, Nashville, Tennessee, 37218, as my Co-Executor. In such event, any reference to "Executor" or "Executrix/Executor" shall mean "Executrix/Executors" and "Co-Executrix/Executors".

ARTICLE VII

Wherever the terms "children" or "descendants" are used or are relevant under this Will and in the disposition of my estate, adopted children or descendants shall be considered and created in all respects the same as natural children or descendants.

IN WITNESS WHEREOF, I, Lizzie Mae Frank, set my name to this instrument this 23rd day of March, 1995, at Nashville, Davidson County, Tennessee, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument

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Lizzie Mae Frank

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as my Last Will and Testament, and affix my signature on the bottom of each page thereof for better identification, all in the presence of the persons witnessing it at my request, and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Lizzie M. Frank

Lizzie Mae Frank
SS. No. -9647

Lizzie M. Frank
Lizzie Mae Frank

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SIGNED, PUBLISHED AND DECLARED by the above-named Testator, Lizzie Mae Frank, as and for her Last Will and Testament, in the presence of us, who at his request, in her presence, and in the presence of each other, all being present at the same time, have hereunto subscribed our names as witnesses and do hereby certify that we believe the Testator to be of sound and disposing mind and memory.

Weldon Boyd Kidd Address 370 Wallace Rd. F-6
Nashville Tn 37211

La Sonia F. Moss Address 234C Aurora Avenue
Madison, TN 37115

Walter F. Box Address 1217 Northgrove Ct
Madison, TN. 37115

AFFIDAVIT BY WITNESSES TO WILL

Weldon Boyd Kidd, La Sonia F. Moss and Walter F. Box, after first being duly sworn or affirming, make oath or affirm that the foregoing Last Will and Testament was signed by Lizzie Mae Frank, as and for, and at that time acknowledged, published and declared by him to be his Last Will and Testament, in the sight and presence of us, the undersigned, who at his request and in his sight and presence, and in the sight and presence of each other, have subscribed our names as attesting witness on the 23rd day of March, 1995; 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 that each of the attesting witnesses is more than eighteen (18) years of age.

Weldon B. Kidd
Weldon Boyd Kidd

La Sonia F. Moss
La Sonia F. Moss

Walter F. Box
Walter F. Box

Lizzie M. Frank
Lizzie Mae Frank

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Sworn to and subscribed to before me, LIZZIE MAE FRANK,
this 23rd day of March, 1995.

Notary Public

My Commission Expires: January 27-96.

Lizzie M. Frank
Lizzie Mae Frank

STATE OF TENNESSEE

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IN RE: ***LIZZIE MAE FRANK***

Docket No: ***24P2108***

I, JOSEPH P. DAY, 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 Order heretofore entered in the above styled case on November 4, 2024 in the Seventh Circuit Court for Davidson County, Tennessee, 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, on August 12, 2026.

JOSEPH P. DAY CIRCUIT COURT CLERK

JOSEPH P. DAY, Clerk,

By: _____ ***Deputy Clerk***