LAST WILL AND TESTAMENT

OF

JOHN THOMAS HEANEY, SR.

SEND TAX BILLS:
LOMAS AND NETTLETON
P.O. BOX 7227097
DALLAS, TEXAS 75227-7097

ADDRESS & PRESENT OWNER
MARY E. HEANEY
310 JEANETTE AVE
GOODLETTSVILLE, TN

MAP PAR
033-08-90
60-06565

IN DEI NOMINE, AMEN:

I JOHN THOMAS HEANEY, SR., now of Goodlettsville, Davidson County, Tennessee, being of sound mind and disposing memory, do make, publish, and declare this to be my last will and testament hereby revoking all former wills and codicils to wills heretofore made by me.

ITEM I.

I direct that all of my lawful debts (except debts secured by mortgages or other security instruments which may be paid off or retained in the discretion of my Executor) my funeral expenses, the expense of administration of my estate, and inheritance, estate or other death taxes that may be imposed upon my estate, including interest and penalities thereon, be paid by my Executor as soon as possible after my death, without apportionment or proration among the beneficiaries, legatees or devisees.

ITEM II.

I give, devise, and bequeath all of my property of every nature and description as follows:

CARL H. OLDHAM
ATTORNEY AT LAW
365 WEST MAIN STREET
HENDERSONVILLE, TENNESSEE
37075
615-824-0989

Unto my wife, MARY EDITH HEANEY, all of my personal property, including but not limited to cash, automobile, household furniture and appliances, if she survive me. If my wife should fail to survive me, then all of my personal property, except for the household furnishings, as hereinafter provided, shall be divided equally between my daughter, MARGARET NANCY HEANEY and my son, JOHN THOMAS HEANEY, JR., or the survivor of them, or their issue per stirpes.

Unto my said wife, I give the right of use and enjoyment (including the right to rent) of the residence I own at my death, if any, for so long as she lives or until she shall remarry after my death. If my wife should fail to survive me and my daughter, MARGARET NANCY HEANEY is unmarried at the time of my death, then my daughter shall have the right to personally occupy said residence and use the contents thereof for so long as she desires or until she is married. Upon my said daughter vacating said residence, or upon her marriage, said residence and the contents thereof shall then be the joint property of my said daughter and my son, JOHN THOMAS HEANEY, JR. If my wife survives me, and at the time of her death or remarriage, my daughter is unmarried, she shall as aforesaid have the right to occupy said residence. Both my wife and my daughter shall be required to reasonably maintain, pay taxes and keep insured, the residence during any period they may occupy said residence.

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If said residence shall be damaged or destroyed during the time of the use thereof by either my wife or my daughter, the insurance proceeds shall be used to restore the premises. If, however, the proceeds of insurance shall be insufficient to restore the premises, the insurance proceeds shall be placed on interest and my wife shall receive the income therefrom for life. At the death of my wife the principal shall be divided equally between my son and daughter, or to the survivor of them. If my wife, my son and my daughter shall all agree to sell the residence after my death, the proceeds of the sale shall be divided equally between them.

ITEM III.

I hereby nominate, constitute, and appoint my loving wife, MARY EDITH HEANEY as Executrix of this my last will and testament. If my said wife, does not survive me, or fails to qualify, then I appoint MARGARET NANCY HEANEY as Executrix. I direct that no bond or other security be required of my Executrix and that no inventory be required.

IN WITNESS WHEREOF, I have set my hand to this my last will and testament on this the 14 day of September, 1984, at Hendersonville, Tennessee.

John Thomas Heaney Sr.
JOHN THOMAS HEANEY, SR.

CARL H. OLDHAM
ATTORNEY AT LAW
365 WEST MAIN STREET
HENDERSONVILLE, TENNESSEE
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Signed, sealed, published, and declared by the testator, JOHN THOMAS HEANEY, SR., to be his Last Will and Testament in the presence of all of us at one and the same time, and we at his request and in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of said testator, and to the performance of the aforesaid act of execution at the place and on the date hereinabove set out.

Annette Barnes residing at 115 Longview Dr. Hendersonville, Tenn.

Carl H. Oldham residing at 257 Bluegrass Dr. Hendersonville, Tenn.

64393

IDENTIFICATION REFERENCE

SEP 7 2 46 PM '89

FELIX Z. WILSON JR. REGISTER DAVIDSON COUNTY, TN

STATE OF TENNESSEE, DAVIDSON COUNTY

I, BILL COVINGTON, Clerk of the Probate Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy, of the original on file in my office. Will Book 165 Page 683

Given under my hand and official seal, at office, in Nashville, this 7 of Sept 1989.

BILL COVINGTON
Clerk of Probate Court

By _____
Deputy Clerk

DAVIDSON COUNTY COURT SEAL TENNESSEE

CARL H. OLDHAM
ATTORNEY AT LAW
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