Last Will and Testament

OF

ALLIE MONTGOMERY

I, Allie Montgomery, of Davidson County, Tennessee, declare this to be my Last Will and Testament hereby revoking all former Wills and Codicils thereto.

I. EXECUTOR

I nominate and appoint Margaret Carrie Brown as Executrix under this My Last Will and Testament. I direct that no bond be required of the Executrix appointed hereunder. Use of the word Executor shall also mean Executrix.

II. DEBTS, ADMINISTRATIVE EXPENSES AND TAXES

I direct that all debts that shall be legally owing by me, my funeral expenses, and the expenses of administration of my estate be paid by my Executor as soon as practicable, except that as to any debts secured by real estate, my Executor may pay such debt or permit such real estate to pass subject to such debt whichever my Executor deems to be in the best interest of my estate. I further direct my Executor to pay all estate, inheritance, and death taxes and any interest and penalty thereon that shall be imposed by reason of my death. Such taxes shall be paid from my residuary estate.

III. DISPOSITION OF HOUSEHOLD & PERSONAL EFFECTS

I direct that my household and personal effects be distributed in accordance with the latest letter of instructions to be found after my death. Any items not disposed of in such a letter or all items in the absence of such a letter shall be distributed to my son Billy Joe Turner and my granddaughter Angela Ferrell in shares substantially equal in value, or all to the survivor.

IV. RESIDENCE

I give and devise to my son Billy Joe Turner and my granddaughter Angela Farrell, or the survivor of them, in equal shares all my right, title, and interest in whatever real property with improvements thereon that I am using as a principal residence at my death, together with all rights that I may have under any insurance policies relating thereto.

 Allie Montgomery

V. RESIDUARY ESTATE

I give, devise, and bequeath my residuary estate to my son Billy Joe Turner and my granddaughter Angela Farrell, or the survivor or them, in equal shares.

VI. MISCELLANEOUS PROVISIONS

A. Disposition of Assets

I authorize my Executor, without the order of any Court, to sell and convey any of my real estate or personal property not specifically devised or bequeathed herein at public or private sale, without the joinder of any beneficiary, in such manner and upon such terms and for such prices as may seem best; and on every sale of real estate the proceeds are to be deemed and treated as forming part of my personal estate.

B. Incorporation of Code Powers

I authorize the Executor to exercise any and all powers set forth in Section III of Chapter C 110 of the Acts of Tennessee General Assembly of 1963, Tenn. Code Ann. §35-50-110, to the extent applicable, subject to whatever limitations may be expressed or implied in this Instrument, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim.

IN WITNESS WHEREOF, I have set my hand on this 26th day of November, 1985.

Allie Montgomery
ALLIE MONTGOMERY

Signed, declared, and published by the said Allie Montgomery 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 sight and presence of each other, have subscribed our names hereto as attesting witnesses the day and date above written.

M. L. Heckwell
Name

Franklin, Tn
Address

Charles D. Blackwell III
Name

Franklin, Tn.
Address

AFFIDAVIT

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

M. L. Hickernell and Charles G. Blackard, III, being first duly sworn, make oath that the foregoing Last Will and Testament was signed by Allie Montgomery as and for her Last Will and Testament, 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 subscribed our names as attesting witnesses on the 26th day of November, 1985 in Williamson County, Tennessee, and we further make oath that the Testatrix was of sound mind on said date and was more than eighteen (18) years of age, and that each of the witnesses was more than eighteen (18) years of age.

M. L. Hickernell
Witness

Franklin, Tn
Address

Charles G. Blackard III
Witness

Franklin, Tn
Address

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Sworn to and subscribed before me this 26th day of November, 1985.

T Vance Lee Hill
Notary Public

My commission expires: 1-20-88

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE, THIS 26TH DAY OF June, 1991
BILL COVINGTON, CLERK
BY: DEPUTY CLERK

IDENTIFICATION REFERENCE
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Page 3 of My Last Will and Testament Allie Montgomery