THIS INSTRUMENT WAS PREPARED BY
JAMES C. SUMMERS
NASHVILLE, TENN.

BOOK 9285 PAGE 200

Last Will and Testament

OF

MARTHA JOSEPHINE HALLORAN

I, MARTHA JOSEPHINE HALLORAN, of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all wills and codicils heretofore made by me.

I.

I direct that all of my just debts, funeral expenses and the costs of administration of my estate be paid as soon as practicable after my death.

II.

I direct that all taxes, both state and federal, including inheritance and estate taxes, be paid out of the residuary portion of my estate.

III.

I direct that One Hundred Dollars ($100.00) be used as stipends for Masses for the repose of my soul. These Masses to be offered in the Diocese of Nashville; the stipends to be determined by current Diocesean regulations.

IV.

I direct that One Hundred Dollars ($100.00) be used as stipends for Masses for the repose of the souls of members of the Halloran and Walker families. These Masses to be offered in the Diocese of Nashville; the stipend to be determined by current Diocesean regulations.

V.

I direct that One Hundred Dollars ($100.00) be given to the Catholic Church Extension Society, 1307 South Wabash Avenue,

M. J. H.

Chicago, Illinois 60605. I request that there be offered one set of Gregorian Masses for the repose of my soul.

VI.

I direct that One Hundred Dollars ($100.00) be given to the Society for the Propogation of the Faith, 366 Fifth Avenue, New York City, New York 10001. I request that there be offered one set of Gregorian Masses for the repose of my soul.

VII.

I direct that Three Hundred Dollars ($300.00) be distributed in the following manner:

(a) Ladies of Charity, Nashville, Tennessee, the sum of $100.00.

(b) St. Bernard Academy for the program for handicapped children of pre-school age, receive the sum of One Hundred Dollars ($100.00).

(c) St. Cecilia Academy, Nashville, Tennessee, the sum of One Hundred Dollars ($100.00).

VIII.

I direct that the sum of Five Thousand Dollars ($5,000.00) be given to my brother, Edward Francis Halloran. Should my brother, Edward Francis Halloran predecease me, then the sum of Five Thousand Dollars ($5,000.00) shall be given to his widow, Julia Tyree Halloran.

IX.

I direct that the sum of Five Thousand Dollars ($5,000.00) be given to my sister-in-law, Ann Moore Halloran.

X.

All of my personal belongings, such as clothing, household furniture and things of this nature, I give, devise and bequeath to my niece, Margaret Halloran Wakefield. If there are any items of furniture, clothing or household possessions which my niece, Margaret Halloran Wakefield does not want, then she is to divide such items among her children.

M. J. H.

XI.

All of the rest, residue and remainder of the property which I may own at the time of my death, real, personal 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, I give, devise and bequeath to my niece, Margaret Halloran Wakefield. In the event my niece, Margaret Halloran Wakefield should predecease me, then I leave all of my residuary estate to James C. Summers of Nashville, Tennessee as Trustee for the children of Margaret Halloran Wakefield under the same terms and conditions and shall become a part of the trust created in the next item of this Will.

XII.

All of the rest, residue and remainder of the property which I may own at the time of my death, real, personal 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, I give, devise and bequeath to James C. Summers, of Nashville, Tennessee, in trust for the benefit of my great nieces and nephews, they being at the present time, Joseph Winston Wakefield, Michael Halloran Wakefield, Margaret Jude Wakefield and Martha Ann Wakefield, and to any great nieces or nephews who may be born after the execution of this Will to be used as hereinafter set forth.

XIII.

Said Trustee is to serve without bond and shall hold, manage, sell and invest and reinvest the principal, shall collect the income therefrom and disburse funds from said trust as follows:

I direct my trustee topay for the maintenance, education, care and comfort of my great nieces and nephews the whole or such part of the income and corpus as in the judgment of my trustee is required for the maintenance, education, care and comfort of my

M. J. H.

great nieces and nephews until they shall become twenty-five (25) years of age. The voucher of the person in whose lawful custody my great nieces or great nephews may be from time to time to whom such money may be paid may be sufficient voucher for the trustee. Such payments may be made without the intervention of any guardian, or of any Court or of any other person than such payee, but the Trustee may, in its discretion, require such reports and take such steps as it may deem requisite to assure and enforce the due application of such money to the purposes aforesaid. All of said trust funds not so paid over by my trustee before the last of said minors reach twenty-five (25) years of age shall, upon the arrival at such age, be divided equally between or among them.

XIV.

At anytime during the continuation of this trust estate, and as often as my trustee may deem it necessary, said trustee may encroach upon the principal of my trust estate as in its sole discretion may be necessary for any emergency need of my great nieces or great nephews arising from illness, accident or other unforeseen circumstance, or to support them in reasonable comfort.

XV.

In the event my great nephews or great nieces, or either of them, shall wish to continue their education, I hereby direct my trustee to set aside so much money as is necessary to pay for the education of my great nieces or great nephews through college.

XVI.

In the event either of my great nieces or great nephews shall die before the termination of the trust leaving issue, his or her share shall pass to said issue.

XVII.

Should another great niece or great nephew be born to my niece, Margaret Halloran Wakefield, after the execution of this will, I direct that all of my great nieces or great nephews share equally in accordance with the same terms and conditions as herein set out.

XVIII.

Should any of my heirs or assigns contest or take exception to any of the provisions of this my last will and testament, he or she shall immediately forfeit all rights of participation as a beneficiary under this my last will and testament.

XIX.

I hereby nominate and appoint James Cornelius Summers of Nashville, Davidson County, Tennessee as Executor of my estate and I direct that he be permitted to serve as such without bond.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of July 1979.

Martha Josephine Halloran
TESTATRIX

Signed by the said Martha Josephine Halloran as and for her Last Will and Testament, consisting of five (5) pages, including this page, in the presence of us, the undersigned, who at her request, and in her presence, and in the presence of each other, have subscribed our names as attesting witnesses the day and date above written.

Adelaide V. Nicklyff

William H. Cameron

4318 03/21 0101 03CHECK 24.00

AFFIDAVIT

Adelaide V. Midkiff and William H. Cameron

after being duly sworn according to law, depose and say:

1. That they are adult citizens of the State of Tennessee.

2. That they witnessed the execution of the Last Will and Testament of Martha Josephine Halloran, the Testatrix, dated the 26th day of July 1979, to which this Affidavit is attached, and that this affidavit is being made at the request of the Testatrix and in accordance with Tennessee Code Annotated, Section 32-211.

3. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testator and in his presence, and in the presence of each other, at the place and on the date recited in said Last Will and Testament.

4. That the Testator signed said paper writing as and for his Last Will and Testament in their sight and presence.

5. That at the time they witnessed said Will, the Testatrix was in their opinion of sound mind.

Adelaide V. Midkiff

William H. Cameron

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Subscribed and sworn to before me this 26th day of July 1979.

Barbara F. Warren
Notary Public

My Commission Expires:
7-18-82

PICK-UP

94 MAR 21 PM 3:30
FELIX Z. [illegible] REGISTER
DAVIDSON COUNTY, TN.

IDENTIFICATION REFERENCE
30117

DAVIDSON COUNTY CLERK'S OFFICE TENNESSEE

I hereby certify that this is a true copy of original instrument filed in my office this 16 day of March 1994
RICHARD R. BOOKER Clerk
By
Deputy Clerk