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RICHARD R. ROOKER, CLERK

Davidson County WILL
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D.C.

PICK-UP

LAST WILL AND TESTAMENT

OF

Charles Howard Darvin

I, **CHARLES HOWARD DARVIN** of Davidson County, Tennessee, being of sound and disposing mind and memory, and recognizing the uncertainty of this mortal life, do make, publish and declare this instrument to be my Last Will and Testament, hereby revoking any and all Wills or Codicils by or for me at anytime heretofore made.

FIRST: I will and direct my Executrix or Substitute Executor hereinafter named, after paying all of my lawful debts and expenses of administration, to settle my estate as soon as possible under the Laws of the State of Tennessee, or any other state in which I may be a resident at my death.

SECOND: I give, devise and bequeath all of my personal property, wheresoever situated, located or found, of which I may die seized and/or possessed, to Stokers' Lane Church of God, 3101 Stokers' Lane, Nashville, Tennessee 37218

THIRD: . I give and devise to Stokers' Lane Church of God all of the real property that I own at the time of my demise wheresoever situated, including my interest in the following:

1. Map/Parcel# 81-11-286

Land in Davidson County, Tennessee, being part of lot No. 338, in a plan called the addition to the town of McGavock, which is of record in book No. 21, Page 41, of the Register of Deeds Office for Davidson County, Tennessee, and described as follows:

Beginning in the westerly margin of 16th Avenue North, formerly Henderschott Street, at a point 30 feet north of the dividing line between lots Nos. 337 and 338, in said plan, thence northerly, and with the westerly margin of said Avenue, 30 feet, 60 feet northerly from said corner, to said two lots and extending back between parallel lines 170 feet more or less to a 16 fool alley, said lots adjoin and lies immediately north of a 30 foot let hereinbefore conveyed to Isaac Bradley be deed recorded in Book No. 439, Page 334, of the Register's Office for Davidson County, Tennessee.

 Charles Howard Darvin

Charles Howard Darvin

Being the same property conveyed to Charles Howard Darvin and Melvin Eugene Darvin by deed of record in Book 3870, Page 296, Register's Office for Davidson County, Tennessee.

This is unimproved property known as 1603 ½ 16th Avenue North, Nashville, TN 37208.

2. Map/Parcel 81-15-240

Land in Davidson County, Tennessee, being the westerly 40 feet of Lot No. 334 on the plan of McGavock, Wetmore and Others' Second Addition, called the Addition to the Town of McGavock, of record in Book 21, Page 41, Register's Office for Davidson County, Tennessee.

Said part of Lot No. 334 fronts 40 feet on the northerly side of Underwood Street and runs back 128 feet, more or less, on the easterly line and 115 feet on the westerly line with the easterly margin of an alley, to the southerly line of Lot No. 334, measuring 40 feet thereon.

Being the same property conveyed to Charles Darvin and wife, Lizzie Darvin by warranty deed from Michael Cothern of record in Book 8626, Page 949, Register's Office for Davidson County, Tennessee. Lizzie Darvin having since died.

This is unimproved property known as 1608 Underwood Street, Nashville, Tennessee 37208.

3. 1521 16th Avenue North, Nashville, TN 37208, Map/Parcel# 81-15-241.

FOURTH: I further give and devise to Stokers' Lane Church of God any and all interest that I might have pursuant to the Laws of Descent and Distribution in the real property located at the following addresses:

1. 1608 16th Avenue North, Nashville, TN 37208, Map/Parcel# 81-11-368

FIFTH: All the rest, residue and remainder of my estate, real, personal and mixed, of every nature and wheresoever situated, which I may own at the time of my death, including lapsed legacies and devises, remainders and reversions I give, devise and bequeath to Stokers' Lane Church of God.

SIXTH: I hereby nominate and appoint Diana R.G. Johns, 121 Haynes Park Drive, Nashville, Tennessee 37218 to be the Executrix of this my last Will and Testament. In the event Diana R. G. Johns predeceases me, or is unable to serve or if she fails or refuses to serve, then I nominate, constitute and appoint John William Harrison, 4345 Enchanted Circle, Nashville, Tennessee 37218 to serve as Executor in the place and stead

of Diana R.G. Johns. I expressly excuse my representative appointed hereunder from giving any bond, filing any inventory or making any report or accounting in any court in this state or any other state in which a report or accounting may be required.

IN WITNESS WHEREOF, I hereunto set my hand and seal on this 12 day of August, 2002.

Charles Howard Darvin
TESTATOR

The foregoing instrument consisting of this and two (2) preceding typewritten page and the succeeding page which has been added for the attestation of witnesses was signed, sealed, published and declared by the said Testator to be his last Will and Testament in our presence, and we, at his request and in her presence and in the presence of each other, have hereunto subscribed our names as attesting 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 on the date hereinabove set out:

WITNESS: Jonathan E. Richardson
ADDRESS: ONE VANTAGE WAY, SUITE B-105
NASHVILLE, TN 37228

WITNESS: [illegible]
ADDRESS: [illegible]

STATE OF TENNESSEE]

COUNTY OF DAVIDSON]

AFFIDAVIT

We, JONATHAN C. RICHARDSON and JACQUELINE C. WIGGINS, on oath state:

We are the subscribing witnesses to the attached written instrument dated this 6th day of August, 2002, which purports to be the Last Will of **Charles Howard Darvin**.

On this date **Charles Howard Darvin**, Testator, in our presence, declared the instrument to be his Will and Testament, signed the instrument in our presence, and requested that we attest to his execution thereof; whereupon in the presence of the said Testator and in the presence of each other, each of us signed our respective names as attesting witnesses. At the time of the execution of the instrument the said Testator was over the age of eighteen years and appeared to be of sound mind.

This Affidavit is made and signed at the request of **Charles Howard Darvin**, Testator.

Dated this 6th day of August, 2002.

Jonathan C. Richardson
AFFIANT

Jacqueline C. Wiggins
AFFIANT

Subscribed and sworn to before me on this 6th day of August, 2002.

NOTARY PUBLIC

My Commission Expires: 7/26/03

STATE OF TENNESSEE

RICHARD R. ROOKER, 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 SEVENTH Circuit Court for Davidson County, Tennessee, on the 17 day of JUNE , 2003 , in the Case Number 03P337 between JOHNS, DIANA R.G. Petitioner, and DARVIN, CHARLES HOWARD Respondent, as same remains of record in Vol. 5329 , Page 1151812 of the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 30 day of JUNE in the year two thousand three and in the 226th year of American Independence.

RICHARD R. ROOKER, Clerk

By _____ Deputy Clerk

SEAL

