Davidson County WILL
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LAST WILL AND TESTAMENT

MARY EDNA VANBERG

I, MARY EDNA VANBERG of Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make and publish this my Last Will and Testament, hereby revoking all wills and all codicils heretofore by me at any time made.

ITEM I

I direct that all my just debts and funeral expenses be first paid from my estate.

ITEM II

I give, devise and bequeath to my husband, Dale J. Vanberg, absolutely and in fee, all property which I own or have the right to dispose of at my decease, and which remains after payment of my just debts and funeral expenses, of whatever kind, character and description, real, personal and mixed, and wherever situated.

ITEM III

In the event my said husband, Dale J. Vanberg, does not survive me, or if his death and mine shall result from a common accident or under circumstances so as to make it impossible to determine which of us survived the other, then I direct my Executor to collect in and take charge of all property which I own or have the right to dispose of at my decease, real, personal and mixed, and sell such at private or public sale and after payment of my just debts, funeral expenses and the costs of the administration of my estate, including any inheritance and estate taxes, pay over the remainder of the proceeds of such sale to my children, Judy Ann Warren, Carolyn

Marie Chase, Sandra Sue Ollenburg, Allen Steele McCoy and Margaret Lyn McCoy, and to my stepchildren, Elizabeth Jane Elliott, Mary Dale Vanberg and Ruth Ann Vanberg, to each an equal share, share and share alike, per stirpes.

My Executor is given and shall be vested with all proper and necessary discretion, authority and power to carry out the directions given in this Item III of my Last Will and Testament, including, but not limited to, the execution of contracts, bills of sale, deeds and other necessary legal documents.

ITEM IV

I nominate and appoint my said husband, Dale J. Vanberg, Executor of this my Last Will and Testament.

In the event my said husband does not survive me or for any other reason fails to qualify as Executor of this my Last Will and Testament, or having qualified, for any reason shall cease to act, then I nominate and appoint Clarence O. Ingram, Attorney at Law, Executor of this my Last Will and Testament.

I direct that no bond be required of either my said husband, Dale J. Vanberg, or the said Clarence O. Ingram as such Executor.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name this the 4th day of October, 1973.

Mary Edna Vanberg
Mary Edna Vanberg

Signed by the said Mary Edna Vanberg, 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 presence of each other, have subscribed our names as attesting witnesses, the day and date above written.

Margaret Smiley residing at 8310 Lure Lane
Hermitage, Tennessee

Clarence O. Ingram residing at 2319 Engleside Drive
Nashville, Tennessee

IN THE SEVENTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
PROBATE DIVISION

IN RE:

ESTATE OF MARY EDNA VANBERG,

Deceased

No. 01P877

STATE OF TENNESSEE)
COUNTY OF Davidson)

AFFIDAVIT OF MARGARET SMILEY

MARGARET SMILEY, being duly sworn, would state and show unto this Honorable Court as follows:

1. I am an adult over the age of eighteen (18) years;

2. My residential and mailing address is 8310 Luree Lane, Hermitage, Tennessee 37076.

3. In 1973, I worked in the Law Office of Clarence O. Ingram and frequently served as a witness to wills and other legal documents executed by Mr. Ingram's clients.

4. On October 4, 1973, I was a witness to the execution of the Last Will and Testament of Mary Edna Vanberg, and signed an attestation clause which confirmed that Mary Edna Vanberg had signed her Last Will and Testament in the presence of both witnesses, and that both witnesses, at Mary Edna Vanberg's request and in her sight and presence, and in the presence of each other, subscribed their names as attesting witnesses on October 4, 1973.

5. At the time of the execution of the above-cited Last Will and Testament, I was acquainted with Mary Edna Vanberg, who executed her Last Will and Testament, consisting of two (2) typewritten pages, dated the 4th day of October, 1973, on that date, at Nashville, Tennessee, by subscribing her name at the end thereof in the presence and sight of both me and Clarence O. Ingram, the other attesting witness.

6. At the time of subscribing said Will, Mary Edna Vanberg declared the instrument so subscribed by her to be her Last Will and Testament, and Clarence O. Ingram and I thereupon signed our names as witnesses at the end of said instrument at her request and in her presence and sight and in the presence and sight of each other.

7. At the time of executing said Last Will and Testament, Mary Edna Vanberg was over the age of eighteen (18) years and in my opinion was of sound mind, memory and understanding and not under restraint or in any respect incompetent to make a Last Will and Testament.

8. Mr. Ingram has retired from the practice of law and it is my understanding that he resides in a nursing home due to his advanced age, although I am unaware of the name of the facility where he lives.

9. This Affidavit is made at the request of the Dale J. Vanberg, husband of the late Mary Edna Vanberg and a person interested under the Will, and pursuant to Tennessee Code Annotated Section 32-2-110.

I declare under penalty of perjury that the foregoing is true and correct.

Margaret Smiley 5/26/01
MARGARET SMILEY

Sworn to and subscribed before me this 26th day of May, 2001.

Linda Mosley
NOTARY PUBLIC

MY COMMISSION EXPIRES:

1-5-02

STATE OF TENNESSEE

I, **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 Last Will and Testament heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 27 day of JUNE , 2001 , in the Case Number 01P877 VANBERG, MARY EDNA deceased,
as same remains of record in Vol. 1950 , Page 357870 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 29 day of SEPTEMBER in the year two thousand four and in the 228th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

