Davidson County WILL
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PICK-UP

FILED
2006 JUN 28 PM 12:19
D.C.

Last Will and Testament
of
FRED L. HOWELL

I, Fred L. Howell, of 1113 Due West Avenue, Madison, Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare and publish this my Last Will and Testament, hereby revoking all former wills and codicils to wills heretofore made by me.

FIRST: I direct that all my just debts, including my funeral expenses, be paid by my Executor as soon as practicable after my death.

SECOND: If my daughter, Rebecca Elaine Hunley is indebted to me at the time of my death, I forgive such debt or debts and direct my executors not to collect such indebtedness, but to cancel and return any evidences thereof to her so having her indebtedness canceled.

Certain items of my personal property shall be distributed in accordance with the provisions of a certain memorandum written entirely in my handwriting and signed by me. If for any reason said memorandum is not found and properly identified as such by my executor within thirty days after the probate of my will, then all of the aforesaid property shall become part of my residuary estate hereinafter disposed of.

I give, devise and bequeath to my daughter, Rebecca Elaine Hunley, the real properties owned by me at 810 Due West Avenue and 1113 Due West Avenue, Madison, Tennessee, absolutely in fee simple.

I give, devise and bequeath to my son, Fred L. Howell, Jr., and my daughter, Cindy Lynette Carr, the real property owned by me at 731 Due West, Madison, Tennessee, equally, share and share alike, absolutely in fee simple.

Initials _____

All the rest, residue and remainder of my estate, real, personal and mixed, of every nature and wheresoever situated, including lapsed legacies and devises, remainders, reversions, expectancies, income collected during the period of administration of my estate and all property of which I have power of testamentary disposition, control or appointment, I give, devise and bequeath to my children, Rebecca Elaine Hunley, Fred L. Howell, Jr., and Cindy Lynette Carr, equally, share and share alike, absolutely in fee simple.

THIRD: I hereby nominate, constitute and appoint my daughter, Rebecca Elaine Hunley, Executor, of this my Last Will and Testament. In the event my said daughter shall not survive me, or shall fail to qualify, die, resign, or cease to act for any reason as my Executor, I appoint my son, Fred L. Howell, Jr., Executor, in place of my said daughter. I direct that no bond or other security shall be required of my said Executor or alternate and that they shall not be required to file any inventory of my estate.

IN WITNESS WHEREOF, I have hereunto signed my name, this 26th day of September, 2005, at Madison, Tennessee.

Fred L. Howell

FRED L. HOWELL

Initials FLH

Signed, sealed, published and declared by the Testator Fred L. Howell, 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.

WITNESSES:

Signature _____ Signature _____

TROY BARRETT — Alisha L. Elder

Print Name Print Name

3841 Richerson Rd — 110 Harris St. Goodlettsville TN

Print Address Print Address

Initials _____

AFFIDAVIT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The undersigned, after being first 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 Fred L. Howell dated the 26th day of September, to which this affidavit is attached, and that this affidavit is being made at the request of the Testator and in accordance with Tennessee Code Annotated §32-2-110.

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 Last Will and Testament, the Testator was, in their opinion, of sound mind.

WITNESS

WITNESS

Sworn to and subscribed before me this 26th of September 2005.

NOTARY PUBLIC

DENNIS WRIGHT
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.

My Commission Expires SEPT. 22, 2007

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 28 day of JUNE , 2006 , in Case Number 06P956 between HUNLEY, REBECCA ELAINE Petitioner, and HOWELL, FRED L. Respondent, as same remains in the records of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 21 day of NOVEMBER 2006

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

