Davidson County WILL
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FILED
2008 MAR 13 AM 10: 05
TERRY B. SIGMON
CLERK & MASTER
GILES COUNTY, TENN.

Last Will and Testament

OF

MARK J. SMITH, SR.

I, MARK J. SMITH, SR., domiciled in Davidson County, Tennessee, do make, publish and declare this to be my Last Will & Testament, hereby revoking all wills and codicils heretofore made by me.

ARTICLE I

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

ARTICLE II
DISPOSITION OF PERSONAL PROPERTY & SPECIFIC BEQUESTS

(1) I leave a letter of instruction regarding my wishes in distributing my personal affects, and I request that these instructions be followed to the extent practicable, but said letter of instruction is not intended to be a part of this, my Last Will, nor to create enforceable rights on the persons therein named. If I leave no letter of instruction, or if I own personal affects not addressed in a letter of instruction, I give such items to whatever family member (including children, grandchildren and great grandchildren) as my personal representative thinks best fits that individual and the individual that would enjoy it the most, without regard to necessarily equalizing the values.

(2) I bequeath to my son, MARK J. SMITH, JR.'s children, TERRY and BRANDY, the sum of Three Thousand Dollars ($3,000.00) each.

(3) I bequeath to my mechanic, CLARK BUTTERWORTH, my CVX Honda Automobile.

M.J.S.,Sr.

Inst # 08072640 09/17/2008
Book D336 Page 422

Will Book
2/470

(4) I bequeath to my children, MARK J. SMITH, JR., SYLVIA JANE (SMITH) STREET, my Honda LX automobile to be used as a spare for my children or grandchildren.

ARTICLE III
DEVISES OF REAL PROPERTY

A. I devise my residence at 4100 Outer Drive, Lot #18, Rolling Meadows, Nashville, Tennessee to my daughter Sylvia Jane Smith Street and her husband Richard Gary Street, a ¼ undivided interest, and my grandchildren, Melissa Marlow, Tracey Cook and Carrie Marlow, a ¼ undivided interest each, subject however, to the life estate of my daughter, Sylvia Jane Smith Street, in and to said property for and during the term of her life or until she no longer permanently resides (lives in) the house, which ever occurs first.

B. I devise my property at 617 South First Street, Pulaski, Giles County, Tennessee, to MELISSA MARLOW, TRACEY COOK and CARRIE MARLOW, equally share and share alike, per stirpes.

ARTICLE IV

I hereby nominate, constitute and appoint my son, MARK J. SMITH, JR., to serve as Executor of this my Last Will & Testament and request that no bond be required of him for the faithful performance of his duties. In the event I own real estate not specifically devised herein, then I vest my said Executor with full power of sale to sell such real estate at such price and upon such terms and conditions as he deems best.

IN TESTIMONY WHEREOF, I have signed this instrument as my Last Will & Testament, consisting of three (3) pages and IV (four) articles, in the presence of the individuals witnessing at my request, this 19 day of Feb, 2002.

MARK J. SMITH, SR.

We certify that this instrument was signed and declared by MARK J. SMITH, SR., to be his Last Will & Testament in our presence, and that we, in his presence, and in the presence of each other have signed our names as witnesses, this 19 day of Feb, 2002.

M.J.S., Sr.

Inst # 08072640 09/17/2008
Book D336 Page 423

BK/PG:D336/420-424

08072640

ORD 5 PG BA:24565	
09/17/2008	09:25 AM
VALUE	0.00
MTG TAX	0.00
TRN TAX	0.00
REC FEE	25.00
DP FEE	2.00
REG FEE	0.00
TOTAL	27.00
RECORDED BY:	KAY

KAY GIBBONS, REGISTER
GILES COUNTY, TENNESSEE

Daphne Demastus residing at Columbia, Tennessee.

Cathy Brownlow residing at Columbia, Tennessee.

STATE OF TENNESSEE
COUNTY OF MAURY

WE, the undersigned witnesses, respectively, whose names are signed to the foregoing instrument, having been sworn, signed and declared to the undersigned officer that the testator in the presence of the witnesses signed the instrument as his Last Will & Testament, that he signed willingly and that each of the witnesses, in the presence of the testator and in the presence of each other, signed the Will as a witness. At the time the testator signed said instrument, he appeared to be of sound mind and disposing memory and over eighteen (18) years of age.

Daphne Demastus
WITNESS

DATE 9-17-08
GILES COUNTY ASSESSOR OF PROPERTY

DIST 7 MAP 96E GRP D PCL 4.00

Cathy J. Brownlow
WITNESS

Inst # 08072640 09/17/2008
Book D336 Page 424

Sworn to and subscribed before me, this 19 day of February, 2002.

Jerry W. Moore Jr.
NOTARY PUBLIC

MY COMMISSION EXPIRES: 6-20-05

STATE OF TENNESSEE-GILES COUNTY
I, Merry B. Sigmon, Clerk & Master of the Chancery Court of Giles County, Tennessee, do hereby certify that the foregoing is a true copy of the original Will
Now on file in my office, Witness my hand and seal of office, this 29th day of August 20 08.

M.J.S., Sr.

Brenda Peiia
Deputy Clerk & Master