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Last Will and Testament

OF

MARY MCCLOUD SHARP

FILED
2010 JAN 20 AM 11:19
RICHARD R. ROOKER, CLERK
D.C.

I, Mary McCloud Sharp, of Davidson County, Tennessee, do make, declare, and publish this my last will and testament, hereby revoking all wills and codicils heretofore made by me. I declare that I am of sound and disposing mind, and not acting under duress, menace, fraud, or undue influence of any person. It is my intention to dispose of all of my property of whatever nature and whosesoever situated.

ITEM ONE

I direct that all of my just debts, including my funeral expenses and the costs of administration of my estate, be paid by my Executor as soon as practicable after my death. I further direct that my Executor pay all the estate, inheritance, succession, and other taxes which shall become payable by reason of my death, whether in respect of property passing under this will or otherwise, as an expense of administration, without apportionment. If the Executor chooses to sell any of my real or personal property in administering my estate, I direct that the expenses be paid as any other expense of administration, including expenses to repair or clean-up any real property I own at my death.

ITEM TWO

I hereby bequeath to my daughter, Rosemary Davenport, if she shall survive me, my cherry stained bed from B.F. Myers if owned by me at the time of my death.

I hereby bequeath to my daughters, Rosemary Davenport and Linda Diane Edwards, my clothing.

I hereby bequeath to my granddaughter, Sherry Edwards, some jewelry pieces that I intend to place in a bag with her name on it. I hereby bequeath to my granddaughter, Nichole Hassler, some jewelry pieces that I intend to place in a bag with her name on it.

I hereby bequeath to Linda Diane Edwards my Tiffany style lamp with butterflies on it. I hereby bequeath to

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Sherry Edwards my Tiffany style lamp that is blue in color. I hereby bequeath to my daughter, Rosemary Davenport, and my granddaughter, Nichole Hassler, whichever of my Tiffany style lamps that they desire to have upon my death.

ITEM THREE

If my daughter, Rosemary Davenport, or her estate or the beneficiaries thereof shall be indebted to me in any amount at my death, whether such debt shall be evidenced by note, mortgage, or otherwise, I direct and require that all of such indebtedness and all interest thereon be forgiven and canceled in its entirety, it being my intention by this request to relieve the said Rosemary Davenport of any and every obligation to repay said indebtedness or any part thereof or any interest thereon.

ITEM FOUR

After the payment of all of my just debts, costs of administration, and taxes, I give, bequeath, and devise ten percent (10%) of my distributable estate to Old Hickory Church of God, located at 1501 Hadley Avenue, City of Old Hickory, County of Davidson, State of Tennessee. I hereby give, bequeath, and devise fifty percent (50%) of my distributable estate to my son, Jeffrey Gordon Layhew. I hereby give, bequeath, and devise thirty percent (30%) of my distributable estate to my daughter, Linda Diane Edwards. I hereby give, bequeath, and devise ten percent (10%) of my distributable estate to my daughter, Rosemary Davenport.

ITEM FIVE

I have deliberately made no provision herein for the benefit of my twin sons, Ronnie Jean Layhew and Lonnie Dean Layhew, for personal reasons known to me. I have deliberately made no provision herein for the benefit of my oldest son, Richard Lee Layhew, Jr., because he has ample property of his own.

ITEM SIX

I authorize my Executor or any alternate personal representative, in the exercise of reasonable discretion with respect to all property, real and personal, at any time forming a part of my estate, to exercise any and all the powers set forth in Tenn. Code Ann. § 35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute

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on the date of the execution of this will) are granted even should said statute be amended or repealed at the time of my death.

ITEM SEVEN

I appoint my son, Jeffrey Gordon Layhew, to be the Executor of this my last will and testament. If Jeffrey Gordon Layhew shall predecease me or for any reason shall fail to qualify as Executor hereunder (or having qualified, shall die or resign), then in such event I appoint my preacher, James Byrd, as alternate Executor hereunder. At the time I am executing this last will and testament, James Byrd is the pastor of the Church of God in Old Hickory, Tennessee. I direct that no bond or other security be required of my said Executor or alternate Executor for the faithful performance of their duties as such.

In witness whereof, I have hereunto subscribed my name to this my last will and testament, consisting of this and the preceding two (2) typewritten pages, and for the purposes of identification, I have signed each such page at the bottom thereof, all in the presence of the persons witnessing it, at my request, on this the 11 day of May, 2007, at Springfield, Tennessee.

Mary M. Sharp
Mary McCloud Sharp, Testatrix

Signed, sealed, published, and declared by Testatrix, Mary McCloud Sharp, to be her last will and testament in the presence of all of us at one and the same time, and we, at her request and in her 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 Testatrix and to the performance of the aforesaid act of execution at the place and on the date hereinabove set out.

WITNESSES:

Marisa Lee Combs
Name

Residing at White House, Tennessee

Pamela A. Cobb
Name

Residing at Springfield, Tennessee

This will has been prepared by:
Marisa Lee Combs
509 West Court Square
Springfield, TN 37172

Copy

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

IN RE: Probate of Last Will	)	
	)	
and Testament of	)	No. 10939
	)	
MARY McCLOUD SHARP	)	

AFFIDAVIT OF MARISA LEE COMBS

STATE OF TENNESSEE)
COUNTY OF Davidson)

I, Marisa Lee Combs, being duly sworn, depose and say that: I was acquainted with MARY McCLOUD SHARP, who executed her Last Will and Testament, dated May 11, 2007, on that date by subscribing her name at the end thereof in the presence of Pamela A. Cobb and myself.

At the time of subscribing said Last Will and Testament, MARY McCLOUD SHARP declared the instrument so subscribed by her to be her Last Will and Testament, dated May 11, 2007, and I thereupon signed my name as a witness at the end of said instrument at her request and in her presence and sight, and in the presence and sight of the other witness, Pamela A. Cobb.

At the time of executing said Last Will and Testament, MARY McCLOUD SHARP was over the age of eighteen years and in my opinion was of sound mind, memory and understanding, and not under any restraint or in any respect incompetent to make her Last Will and Testament.

This affidavit is made at the request of Jeffrey Gordon Layhew, the person appointed as Executor by the Last Will and Testament of MARY McCLOUD SHARP.

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A copy of the Last Will and Testament was examined by me at the time this affidavit was made.

Marisa Lee Combs
MARISA LEE COMBS

SWORN TO AND SUBSCRIBED before me, this the 18th day of December 2009.

Pamela J. Satterfield, NOTARY PUBLIC

MY COMMISSION EXPIRES: May 6, 2013

PAMELA J. SATTERFIELD
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

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IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

IN RE: Probate of Last Will	)	
	)	
and Testament of	)	No. 10839
	)	
MARY McCLOUD SHARP	)	

AFFIDAVIT OF PAMELA A. COBB

STATE OF TENNESSEE	)
COUNTY OF ROBERTSON	)

I, Pamela A. Cobb, being duly sworn, depose and say that: I was acquainted with MARY McCLOUD SHARP, who executed her Last Will and Testament, dated May 11, 2007, on that date by subscribing her name at the end thereof in the presence of Marisa Lee Combs and myself.

At the time of subscribing said Last Will and Testament, MARY McCLOUD SHARP declared the instrument so subscribed by her to be her Last Will and Testament, dated May 11, 2007, and I thereupon signed my name as a witness at the end of said instrument at her request and in her presence and sight, and in the presence and sight of the other witness, Marisa Lee Combs.

At the time of executing said Last Will and Testament, MARY McCLOUD SHARP was over the age of eighteen years and in my opinion was of sound mind, memory and understanding, and not under any restraint or in any respect incompetent to make her Last Will and Testament.

This affidavit is made at the request of Jeffrey Gordon Layhew, the person appointed as Executor by the Last Will and Testament of MARY McCLOUD SHARP.

Copy

A copy of the Last Will and Testament was examined by me at the time this affidavit was made.

Pamela A. Cobb
PAMELA A. COBB

SWORN TO AND SUBSCRIBED before me, this the 18th day of December, 2009.

Sherri W. Hudson, NOTARY PUBLIC

MY COMMISSION EXPIRES: 3-19-2013.



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 20 day of JANUARY , 2010 , in Case Number 10P39 between LAYHEW, JEFFERY G Petitioner, and SHARP, MARY MCCLOUD 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 27 day of JANUARY 2010

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

