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Trans:T20100038834 WILL
Recvd: 06/25/10 12:24 6 pgs
Fees:32.00 Taxes:0.00
20100625-0049791

FILED
2010 JUN -7 AM 11:10
RICHARD R ROOKER, CLERK

LAST WILL AND TESTAMENT OF JAMES A. CARTY

I, James A. Carty, of Nashville, Tennessee, revoke my former Wills and Codicils and declare this to be my Last Will and Testament.

ARTICLE I
IDENTIFICATION OF FAMILY

I am married to Patricia B. Carty and all references in this Will to "my spouse" are references to Patricia B. Carty.

The names of my natural children are Terry Blaine Carty, Susan Adelle Carty Wilburn, and Mark Franklin Carty. My step-daughter is Rita Lynn Jackson Shockley. All references in this Will to "my children" are references to the above-named children.

ARTICLE II
PAYMENT OF DEBTS AND EXPENSES

I direct that my just debts, funeral expenses and expenses of last illness be first paid from my estate.

ARTICLE III
DISPOSITION OF PROPERTY

A. Specific Bequests I direct that the following specific bequests be made from my estate:

1. $50,000.00 shall be distributed to Sarah Elizabeth Conklin. This bequest is to be admisistered by Patricia B. Carty and proceeds are to be used for education of Sarah Elizabeth Conklin with any balance to be paid to Sarah Elizabeth Conklin at the time of her twenty-fifth birthday. If this administrator cannot or will not serve, Rita Lynn Jackson Shockley, of Nashville, Tennessee, and Terry Blaine Carty, of Nashville, Tennessee should serve as co-administrators in her stead. If this beneficiary does not survive me, her bequest shall be distributed to Rita Lynn Jackson Shockley with no aministrator. If this beneficiary does not survive me, this bequest shall be distributed with my residuary estate.

2. Property located at 3727 Hillbrook Court, Nashville, Tennessee 37211 shall be distributed to Rita Lynn Jackson Shockley. As this property is being solely paid for by

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her, this will be only a change of name of owner with new financing of any balance owed on the mortgage. If this beneficiary does not survive me, this bequest shall be distributed to Sarah Elizabeth Conklin. If this beneficiary does not survive me, this bequest shall be distributed with my residuary estate.

3. My remaining tangible personal property shall be distributed to my spouse, Patricia B. Carty. If my spouse does not survive me, this bequest shall be distributed to my natural children: Terry Blaine Carty, Susan Carty Wilburn, and Mark Franklin Carty. If any natural child of mine does not survive me, such deceased child's share shall be distributed in equal shares to the children of such deceased child who survive me, by right of representation. If a natural child of mine does not survive me and has no children who survive me, such deceased child's share shall be distributed in equal shares to my other natural children, if any, or to their respective children by right of representation. If no natural child of mine survives me, and if none of my deceased natural children are survived by children, this bequest shall be distributed with my residuary estate.

B. Residuary Estate. I direct that my residuary estate be distributed to my spouse, Patricia B.. Carty. If my spouse does not survive me, my residuary estate shall be distributed to my children in equal shares. If a child of mine does not survive me, such deceased child's share shall be distributed in equal shares to the children of such deceased child who survive me, by right of representation. If a child of mine does not survive me and has no children who survive me, such deceased child's share shall be distributed in equal shares to my other children, if any, or to their respective children by right of representation. If no child of mine survives me, and if none of my deceased children are survived by children, my residuary estate shall be distributed to the following beneficiaries in the percentages as shown:

100.00% - Blakemore United Methodist Church, Nashville, Tennessee.

ARTICLE IV
NOMINATION OF EXECUTOR

I nominate Patricia B. Carty, of Nashville, Tennessee, as the Executor, without bond or security. If such person or entity does not serve for any reason, I nominate Terry Blaine Carty, of Nashville, Tennessee, and Rita Lynn Jackson Shockley, of Nashville, Tennessee, as Co-Executors (the "Executor"), without bond or security.

ARTICLE V
EXECUTOR POWERS

My Executor, in addition to other powers and authority granted by law or necessary or appropriate for proper administration, shall have the right and power to lease, sell, mortgage, or

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otherwise encumber any real or personal property that may be included in my estate, without order of court and without notice to anyone.

My Executor shall have the right to administer my estate using "informal", "unsupervised", or "independent" probate or equivalent legislation designed to operate without unnecessary intervention by the probate court.

ARTICLE VI
MISCELLANEOUS PROVISIONS

A. Paragraph Titles and Gender. The titles given to the paragraphs of this Will are inserted for reference purposes only and are not to be considered as forming a part of this Will in interpreting its provisions. All words used in this Will in any gender shall extend to and include all genders, and any singular words shall include the plural expression, and vice versa, specifically including "child" and "children", when the context or facts so require, and any pronouns shall be taken to refer to the person or persons intended regardless of gender or number.

B. Thirty Day Survival Requirement. For the purposes of determining the appropriate distributions under this Will, no person shall be deemed to have survived me unless such person is also surviving on the thirtieth day after the date of my death.

C. Common Disaster. If my spouse and I die under circumstances such that there is no clear or convincing evidence as to the order of our deaths, or if it is difficult or impractical to determine which person survived the death of the other person, it shall, for the purpose of distribution of my life insurance, property passing under any Trust or other contracts, if any, and property passing under this Will, be conclusively presumed that I survived the death of my spouse.

D. Liability of Fiduciary. No fiduciary who is a natural person shall, in the absence of fraudulent conduct or bad faith, be liable individually to any beneficiary of my estate, and my estate shall indemnify such natural person from any and all claims or expenses in connection with or arising out of that fiduciary's good faith actions or nonactions of the fiduciary, except for such actions or nonactions which constitute fraudulent conduct or bad faith. No successor trustee shall be obliged to inquire into or be in any way accountable for the previous administration of the trust property.

E. Beneficiary Disputes. If any bequest requires that the bequest be distributed between or among two or more beneficiaries, the specific items of property comprising the respective shares shall be determined by such beneficiaries if they can agree, and if not, by my Executor.

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IN WITNESS WHEREOF, I have subscribed my name below, this 5 day of NOVEMBER, 2009.

Testator Signature: _____
James A. Carty

We, the undersigned, hereby certify that the above instrument, which consists of four (4) pages, including the page(s) which contain the witness signatures, was signed in our sight and presence by **James A. Carty** (the "Testator"), who declared this instrument to be his/her **Last Will and Testament** and we, at the Testator's request and in the Testator's sight and presence, and in the sight and presence of each other, do hereby subscribe our names as witnesses on the date shown above.

Witness Signature: _____

Name: John Philip Slagle
City: Nashville
State: Tennessee

Witness Signature: _____

Name: Dorothy S. Slagle
City: Nashville
State: Tennessee

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AFFIDAVIT

I, **James A. Carty**, the Testator, sign my name to this instrument this 5 day of NOVEMBER 2009, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Will and that I sign it willingly, in the presence of the undersigned witnesses, that I execute it as my free and voluntary act for the purposes expressed in the Will, and that I am eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Testator Signature: James A Carty

James A. Carty

We, _____ and _____ the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as the Testator's will and that the Testator signs it willingly in our presence, and that the Testator executes it as the Testator's free and voluntary act for the purposes expressed in the will, and that each of us, in the presence and hearing of the Testator, at the Testator's request, and in the presence of each other, hereby signs this will, on the date of the instrument, as witness to the Testator's signing, and that to the best of our knowledge the Testator is eighteen years of age or older, of sound mind and memory, and under no constraint or undue influence, and the witnesses are of adult age and otherwise competent to be witnesses.

Witness Signature: John Philip Slagle

Name: John Philip Slagle
City: Nashville
State: Tennessee

Witness Signature: Dorothy S. Slagle

Name: Dorothy S. Slagle
City: Nashville
State: Tennessee

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Subscribed, sworn to and acknowledged before me by **James A. Carty**, the Testator; and subscribed and sworn to before me by John Philip Slagle and Dorothy S. Slagle witnesses, this 5 day of November, 2009.

Sylvia D. Ellis

Notary public, or other officer authorized to take and certify acknowledgments and administer oaths

SYLVIA D. ELLIS
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY

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 07 day of JUNE , 2010 , in Case Number 10P710 between CARTY, PATRICIA B. Petitioner, and CARTY, JAMES ALFRED 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 25 day of JUNE 2010

RICHARD R. ROOKER, Clerk,

SEAL



By _____
Deputy Clerk