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12P1779

FILED
DEC 06 2012
RICHARD R. ROOKER, Clerk
By _____ D.C.

LAST WILL AND TESTAMENT
OF
PATRICIA MCNINCH

I, PATRICIA MCNINCH, of Davidson County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this to be my LAST WILL AND TESTAMENT, hereby revoking all Wills and Codicils heretofore made by me.

ARTICLE I

I direct that all of my just debts, funeral expenses and expenses in connection with the administration of my estate be paid as soon as practicable after my death. I direct that my Executor pay all federal and state inheritance, estate, succession, transfer or other death taxes which may be assessed against my estate or against any beneficiary (including any estate or inheritance tax assessed on account of any life insurance proceeds or other property which shall be included in my estate for the purposes of such taxes, whether or not included in my estate for probate purposes) out of my gross estate.

ARTICLE II

I give, devise and bequeath all of my property, both real and personal, which I may own at the time of my death, to my daughter, **Susan Waggoner.**

ARTICLE III

I authorize my Executor in the exercise of reasonable discretion, with respect to all property, both real and personal, at any time forming a part of my estate, to exercise any and all of the powers set forth in Section 3 of Chapter 110 of the Tennessee General Assembly of 1963, T. C. A. Section 35-50-110 to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied verbatim. The powers (as set out in said statute on the date of the execution of this Will) are granted, notwithstanding that said statute may be amended or repealed at the time of my death.

ARTICLE IV

I hereby nominate and appoint my daughter, **Susan Waggoner**, to be **Executrix** of this my Last Will and Testament. I direct that my **Executrix** shall not be required to file an inventory of my estate, and that no bond or other security shall be required of my **Executrix**, and that if, notwithstanding this direction, a bond is required by law or special rule of Court, no surety shall be required thereon. I vest my **Executrix** with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death, at such time and price and upon such terms and conditions as she may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate.

IN WITNESS WHEREOF, I, Patricia McNinch, have subscribed my name to this my Last Will and Testament, consisting of 1 typewritten pages, each of which bears my signature, this 14th day of June, 2006.

Patricia McNinch

Patricia McNinch--Testratix

BILL GARRETT, Davidson County
Trans:T20130003466 WILL
Recvd: 01/14/13 09:26 4 pgs
Fees:22.00 Taxes:0.00

20130114-0004084

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The foregoing instrument consisting of 1 page, was signed, published, and declared by the said Patricia McNinch, 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 the said **Testatrix** and to the performance of the aforesaid act of execution on this the 14th day of June, 2006.

Residing at FRANKLIN, TN

Residing at Franklin, TN

Copy

AFFIDAVIT

STATE OF TENNESSEE
COUNTY OF Williamson

RE: **WILL OF Patricia McNinch**

The undersigned, who are witnesses to the Will of the above named Testatrix to which the Affidavit is attached, being duly sworn, according to law, make oath as follows:

1. That each of us is an adult resident of the State of Tennessee and that we are witnesses to a Will executed by Patricia McNinch on this the 14th day of June, 2006.

2. That the **Testatrix** declared the above dated instrument to be her Last Will and Testament and requested that each of us be witnesses thereto. That the said **Testatrix** signed the said Will in the presence of each of us and that we, in her presence, and in the presence of each other, signed the said Will as witnesses on the date and at the place indicated above.

3. That at the time of execution of said Will each of us is of the opinion that the Testatrix was of sound mind and was over eighteen (18) years of age.

4. That this Affidavit is executed on this the 14th day of June, 2006, in accordance with Chapter 568 of the Public Acts of Tennessee of 1972.

Subscribed and sworn before me on this the 14th day of June, 2006.

NOTARY PUBLIC

My Commission Expires: 4/22/09

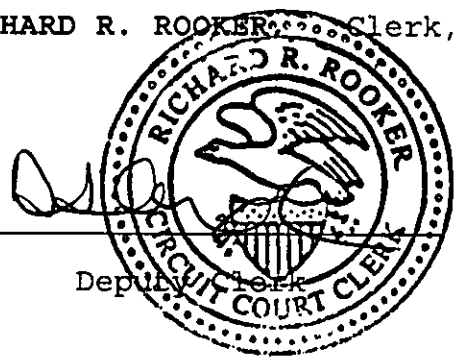
LARRY N. WESTBROOK NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TN

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 06 day of DECEMBER , 2012 , in Case Number 12P1779 between WAGGONER, SUSAN Petitioner, and MCNINCH, PATRICIA 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 13 day of DECEMBER 2012

RICHARD R. ROOKER, Clerk,



By _____ Deputy Clerk

SEAL