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FILED
2013 MAY 30 AM 10:17
RICHARD R. ROOKER, CLERK
D.C.

IN THE SEVENTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
PROBATE DIVISION

IN THE MATTER OF:	)	
	)	**No. 12P-1183**
ESTATE OF WILLIAM MCCRARY,	)	
Deceased.	)	

ORDER TO PERMIT ADMINISTRATRIX, ON BEHALF OF HEIRS AT LAW, TO SELL REAL PROPERTY AND EXECUTE DEEDS AND ALL SALE DOCUMENTS

This cause came to be heard on May 24, 2013 before the Seventh Circuit Court for Davidson County, Tennessee, upon the Motion of the Administratrix, Betty H. Eckert, requesting that the Court approve the sale of two parcels of real estate through the power of the Administratrix and allow her, on behalf of all 42 heirs at law, to execute all documents related to the respective sales. Based on an examination of the Motion, statements of counsel and the entire record herein, the Court finds as follows:

1. The decedent, William McCrary, died intestate in Davidson County on July 16, 2012 and his Estate was opened for administration in this Court on August 16, 2012.

2. Forty-two heirs at law of William McCrary (hereinafter the "Heirs") have been identified and an Order for Establishment of Heirs at Law of Decedent was entered by this Court on November 7, 2012.

3. At his death, William McCrary owned two parcels of real property, a house and lot at 2802 Hawthorne Place, Nashville, TN 37212 (hereinafter the "House") and a 10.89 acre tract on Mooney Hollow Road in Humphreys County, Tennessee (hereinafter the "Land").

BILL GARRETT, Davidson County
Trans:T20130049974 ORDER
Recvd: 06/13/13 15:18 5 pgs
Fees:27.00 Taxes:0.00
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4. Of the forty-two (42) Heirs, Joseph Holder and Joel Holder are minors and will each receive .70% of the Estate. Kimberly Rue M. Srofe is currently under an active conservatorship in the Chancery Court for Sumner County, Tennessee, at Gallatin, Docket No. 2011P-68 and is slated to receive 0.60% of the Estate after the payment of taxes and expenses.

5. With the knowledge and express approval of the Heirs, the Administratrix engaged Exit Realty of the South to list the House for $260,000 on behalf of the Heirs and on December 4, 2012 accepted a written offer for $287,500 from Joshua Belville and Stewart Bronson (hereinafter "Buyers") to purchase the House and take possession on May 31, 2013 (hereinafter "Contract for Sale"). The parties have come to an agreement and the Buyers are offering an amount above the tax appraised amount of the House and above the asking price. Counsel for the Estate, along with the Administratrix, have reviewed this offer and have determined that the offer appears to be complete and comprehensive in nature and representative of the fair market value of the property. Further, all Heirs have also expressed their consent to the acceptance of the subject Contract for Sale. The Administratrix believes that the Contract for Sale from the Buyers is the highest and best sales price that could be obtained for this particular asset.

IT IS HEREBY ORDERED THAT:

1. The Administratrix be permitted the specific and limited power to sign any and all documents necessary to effectuate the ultimate sale of the House and Land on behalf of the Heirs as Administratrix of the Estate.
2. Limestone Title and Escrow, LLC, as the closing company, or any other closing and title company chosen by the Administratrix, accept the forty-two

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(42) individual Powers of Attorney for the Sale of Real Estate already executed by the individual Heirs as proof of their agreement, along with this order from this Court, to close the sale of the House as soon as reasonably possible and issue a check for the proceeds of the sale to the Estate of William McCrary in care of the Administratrix pending ultimate distribution to the Heirs in the respective percentages approved by this Court in its Order of November 7, 2012.

3. The Administratrix shall be empowered to sign any and all documents necessary to effectuate the future sale of the Land in Humphreys County, and that a check for the proceeds of the sale of the Land be issued at closing to the Estate of William McCrary in care of the Administratrix pending distribution to the Heirs in the respective percentages approved by this Court in its Order of November 7, 2012.

Entered this 30 day of May, 2013.

Judge Randall Kennedy

APPROVED FOR ENTRY:
CALLAHAN WITHERINGTON, PLLC

By: Elizabeth B. Hickman

Elizabeth B. Hickman (#27976)
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Suite 506
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CERTIFICATE OF SERVICE

As evidenced by my signature below, I certify that a true and exact copy of the foregoing document has been served either by United States Mail, postage prepaid, or electronic mail (as requested and approved by those listed below) on this the 24th day of May, 2013, to the following parties:

Electronic Mail Recipients

Becky M. Shanks	LeAnn M. Brasfield	Ann M. Hillyer
Margaret M. Bodien	Price L. McCrary	Flora K. McCrary
William H. Bradley	Thomas Stark	Michael Bradley
Cleijo Gesin	Tangie Carpenter	David W. Stark
Holly Stark	Lucy Lee Sutton	Emily Ruth Shore
Andrew S. Hendrix	Scott Bradley	Harriette Ann Ralston Ryan
Susan M. McCrary	Kathleen A. McCrary	Donald A. McCrary
Norma Sue Davenport	John Richard Ralston	Mark Allen McCrary
Melissa M. Logan	Kelly McMullen	Nannette Holder Dodson
James H. McCrary	Dewey McCrary	James Holder
Laura Singellton	Ivan Holder	Rozella Holder
Sandra Holder Holland	Gina Holder	

US Postal Mail Recipients

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Elizabeth B. Hickman

Elizabeth B. Hickman

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 ORDER heretofore entered in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 30 day of MAY , 2013 , in Case Number 12P1183 between ECKERT, BETTY H Petitioner, and MCCRARY, WILLIAM 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 07 day of JUNE 2013

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

