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BOX 10-A

BILL GARRETT, Davidson County
Trans:T20140023888 WILL
Recvd: 04/09/14 09:24 5 pgs
Fees:27.00 Taxes:0.00
20140409-0029519

# Last Will and Testament

of

## JANE W. STEWART

FILED
SEP 05 2013
RICHARD HOOKER, Clerk
By: Deputy

13P 1208

I, JANE W. STEWART, a citizen and resident of Nashville, Davidson County, Tennessee, which I declare to be my domicile, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all and any former Wills, including any Codicils, by me at any time heretofore made.

### ARTICLE I

I direct that all of my debts, unless otherwise herein stated to the contrary, my funeral expenses (including the cost of a suitable monument at my grave), and the cost of administration of my estate be paid as soon as practicable after my death. My Executrix, in her discretion, may pay from my domiciliary estate all or any portion of the cost of the ancillary administration and similar succession and other taxes, assessed by reason of my death imposed by the Government of the United States or any state or territory thereof or by any foreign government or political subdivision thereof in respect to all property required to be included in my gross estate or estate or like purposes by any of such governments whether the property passes under this Will or otherwise.

### ARTICLE II

To those individuals which I may name in a separate list, which if made, will be attached and made a part of this Will, I bequeath those items described in said list. If, for any reason, I fail to make a list of the items to be bequeathed under this Article, all property shall pass pursuant to Article III hereto.

### ARTICLE III

I bequeath and devise to my daughter, **Ginny Stewart Stohl**, the real property located at 419 Adair Road, Nashville, Tennessee 37214 and real property located at 240/242 McGavock Pike, Nashville, Tennessee 37214. All remaining property which I may own at the time of my death, both real and personal, tangible and intangible, of whatever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will including all lapsed legacies and devises and all insurance payable to my estate, I bequeath and devise to my children, **Ginny Stewart Stohl** and **Michael Wright Stewart**,



JANE W. STEWART

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equally, if they are alive at the time of my death. If my daughter, **Ginny Stewart Stohl**, does not survive me, then the property located at 419 Adair Road, Nashville, Tennessee 37214 bequeathed above shall pass unto her issue representing his or her parent, per stirpes. If my daughter, **Ginny Stewart Stohl**, does not survive me, then the property located at 240/242 McGavock Pike, Nashville, Tennessee 37214 bequeathed above shall pass to my son, **Michael Wright Stewart**. If my son, **Michael Wright Stewart**, does not survive me and my daughter, then the property located at 240/242 McGavock Pike, Nashville, Tennessee 37214 shall pass to his issue representing his or her parent, per stirpes.

**ARTICLE IV**

I appoint my daughter, **Ginny Stewart Stohl**, of Nashville, Tennessee to be Executrix of this my Last Will and Testament. In the event that she cannot serve or shall fail to qualify as Executrix of my estate, then I appoint my grandson-in-law, **Kevin Lackey**, of 124 Reasnor Avenue, St. Louis, Missouri, 63119 to serve as Alternate Executor. I direct that no bond be required of said Executrix or Alternate Executor 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 such Executrix or Alternate Executor may determine and to do every other act or thing necessary or appropriate to complete administration of my estate, without Court approval. I also direct that no inventory and accountings be necessary in the administration of my estate.

**ARTICLE V**

I authorize my Executrix (including any alternate, substitute or successor personal representative) in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate to exercise any or all powers set forth in Section III of Chapter 110 of the Tennessee General Assembly of 1963, T.C.A. §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 on the date of the execution of this Will) are granted notwithstanding that said statute may be amended hereafter or repealed at the time of my death.



JANE W. STEWART

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IN WITNESS WHEREOF, I, **JANE W. STEWART**, the Testatrix, do hereby publish and declare this to be my Last Will and Testament and have requested **STUART A. HUFFMAN, Esq.** and **JOHN ROBERTS** to become subscribing witnesses hereto and have hereunto set my hand on this the 20th day of May, 2013.

Jane W. Stewart
**JANE W. STEWART**

This instrument consisting of four (4) typewritten pages was signed, sealed and published and declared by **Jane W. Stewart**, the Testatrix, to be her Last Will and Testament in our presence, who, at her request and in her sight and presence and in the sight and presence of each other, have signed our names as subscribing witnesses on the day and year first above written.

**STUART A. HUFFMAN, Esq.**
Address: 627 Second Avenue South
Nashville, Tennessee 37210
(615) 244-6438

**JOHN ROBERTS**
Address: 627 Second Avenue South
Nashville, Tennessee 37210
(615) 244-6438



Jane W. Stewart
JANE W. STEWART

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## AFFIDAVIT

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

**STUART A. HUFFMAN, Esq.** and **JOHN ROBERTS**, after being duly sworn according to law, depose and say:

1. That they are adult citizens of Davidson County, Tennessee.

2. That they witnessed the execution of the Last Will and Testament, to which this Affidavit is attached, and that this Affidavit is being made at the request of the Testatrix and in accordance with Tennessee Code Annotated §32-2-110.

3. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testatrix and in her presence and in the presence of each other at the place and on the date recited in the Last Will and Testament.

4. That the Testatrix signed said paper writing as and for her Last Will and Testament in their sight and presence.

5. That at the time they witnessed said Last Will and Testament, the Testatrix was, in their opinion, of sound mind.

**STUART A. HUFFMAN, Esq.**

**JOHN ROBERTS**

Sworn and subscribed before me this the 20th day of May, 2013.

Notary Public

My Commission Expires: 3/8/2016

LISA PARNELL
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY



JANE W. STEWART

**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 05 day of SEPTEMBER , 2013 , in Case Number 13P1208 between STOHL, GINNY STEWART Petitioner, and STEWART, JANE W ET.AL 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 APRIL 2014

**RICHARD R. ROOKER,** Clerk,

By _____
Deputy Clerk

SEAL
RICHARD R. ROOKER
CIRCUIT COURT CLERK