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LAST WILL AND TESTAMENT

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RICHARD R. ROOKER, CLERK

D.C.

OF

KYLE RICHARD PATTY

I, **KYLE RICHARD PATTY,** a resident of Davidson County, Tennessee, do make, declare and publish this as my **Last Will and Testament**, hereby revoking all former Wills and Codicils.

ARTICLE I

Beneficiaries

1.1 My Beneficiary. I am not married and my beneficiaries are my children, Gregg Richard Patty, Susan Lynn Patty, Scott Allen Patty, Jill Elaine Lubore and Amy Elizabeth Hamiter.

ARTICLE II

Fiduciaries

2.1 Personal Representatives. I appoint my son, Scott Allen Patty of Nashville, Tennessee, to serve as the Executor of my **Last Will and Testament**. If Scott Allen Patty, is unable to serve for any reason, then I appoint my daughter, Susan Lynn Patty of Nashville, Tennessee, as Alternate Executrix.

ARTICLE III

Payment of Debts, Expenses & Taxes

3.1 Debts and Expenses. I direct my Personal Representative to pay all legally enforceable debts incurred by me, my funeral and burial expenses, expenses of my last illness, and

K.R.P. BJC

MLM CMW

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the administrative expenses of my estate. My Personal Representative has the discretion to pay or retain each debt secured by any asset of the estate, including real estate, and pass such asset to the beneficiary subject to the debt.

3.2 Taxes. My Personal Representative shall pay all the estate, inheritance, succession and other death taxes which shall become payable by reason of my death, whether in respect to property passing under this Will or otherwise, as an expense of administration, to be paid from my residuary estate, without apportionment.

ARTICLE IV

Distribution

4.1 Gift of Personal Property. I give each item of clothing and personal effects used by me in a strictly personal way, each item of household furniture and each automobile, in equal shares, to my children, Gregg Richard Patty, Susan Lynn Patty, Scott Allen Patty, Jill Elaine Lubore and Amy Elizabeth Hamiter, or to their heirs, *per stirpes*.

4.2 Residuary Property. All the rest and residue of my property which I may own at the time of my death, real, personal and mixed, of whatever kind and character and wheresoever situated, I devise and bequeath, in equal shares, to my children, Gregg Richard Patty, Susan Lynn Patty, Scott Allen Patty, Jill Elaine Lubore and Amy Elizabeth Hamiter, or to their heirs, *per stirpes*.

4.3 Joint Accounts. If any of my accounts are joint accounts, I set them up for convenience and it is my intention that those joint accounts pass to my beneficiaries under this Will.

K.R.P BJC

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ARTICLE V

Provisions Relative to Fiduciaries

5.1 Definition. The term fiduciary means the Executor serving at any time under my Will and includes alternates or successors.

5.2 Bond. No bond is required of any fiduciary appointed under this Will, or by a court.

5.3 Resignation. Each fiduciary serving under this Will may resign at any time by giving written notice of the resignation to all the remaining fiduciaries and to any successor or to the person having the power to appoint a successor fiduciary or to the court having a jurisdiction to appoint a successor fiduciary.

5.4 Successor Fiduciary. If there is no fiduciary serving, the beneficiaries of the estate may appoint a fiduciary to serve.

ARTICLE VI

Miscellaneous

6.1 Waiver of Inventory, Reports and Appraisal. I authorize my Executor to administer and settle my estate without the necessity of filing an Inventory or making any report of final settlement with any court to the extent permitted by law. I expressly waive appraisal of my estate, in the event an appraisal is required by law.

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John CMS

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6.2 Executor Powers. The Executor is authorized to exercise with respect to my estate, together with all powers otherwise granted in this Will, any and all powers set forth, as of the date of this instrument, in Tennessee Code Annotated §35-50-110, to the extent applicable, all of which provisions and powers are incorporated herein by reference even if said statute shall be amended or repealed hereafter.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this my **Last Will and Testament** consisting of this and three preceding typewritten pages, and for the purpose of identification, I have initialed each page, all in the presence of persons witnessing it at my request on this 16 day of September, 2009, at Nashville, Davidson County, Tennessee.

Kyle Richard Patty
KYLE RICHARD PATTY

The foregoing instrument consisting of this and three preceding typewritten pages was signed, sealed, published and declared by **KYLE RICHARD PATTY**, the Testator, to be his **Last Will and Testament** in our presence, and we, at his request and in his presence, and in the presence of each other, have hereto subscribed our names as witnesses this 16th day of September, 2009, Nashville, Davidson County, Tennessee.

Billie A. Cantrell Residing At 817 Third Ave. N. # 304 Nashville, TN 37201

Mary H. Nagel Residing At 765 Kent Rd, Nashville, Tn. 37214

Christina Stubblefield Residing At 111 Oakway Ct Nashville TN 37214

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AFFIDAVIT OF WITNESS TO PROVE WILL

Billie J. Cantrell, Mary H. Nagel and Christina Stubbe, after being duly sworn according to law, depose and say:

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

2. That they witnessed the execution of the **Last Will and Testament** of **KYLE RICHARD PATTY**, dated September 1st, 2009, to which this Affidavit is attached, and that this Affidavit is being made at the request of the Testator in accordance with T. C. A. § 32-2-110;

3. That their signatures are affixed to this said **Last Will and Testament**, that they signed or affixed the same at the insistence and at the presence of the Testator and in his presence, and in the presence of each other, at the place and on the date recited in said **Last Will and Testament**;

4. That the Testator signed said instrument and declared the same to be his **Last Will and Testament** in the presence of each of the undersigned, on the date set forth therein;

5. That, at the time they witnessed said Will, the Testator was, in their opinion, of sound mind.

Billie J. Cantrell
Witness

Mary H. Nagel
Witness

Christina M Stubbe
Witness

KRB BJC

MHN CMS

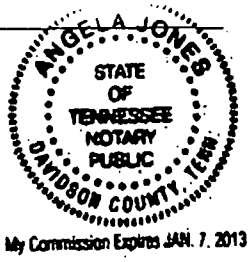
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STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Sworn to and subscribed before me this 16th day of September, 2009.

Angela Jones
Notary Public

My Commission Expires:



My Commission Expires JAN. 7, 2013

KRP BJC

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 filed in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 10 day of DECEMBER, 2015, in Docket Number 15P1979, IN RE: PATTY, KYLE RICHARD, as same remains of record in the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 19 day of MAY in the year 2016 and in the 239 year of American Independence.

RICHARD R. ROOKER, Clerk,

By: _____
Deputy Clerk

[SEAL]

