17p430

LAST WILL & TESTAMENT
Dave Hoover

FILED
APR 6 2017
RICHARD R. ROOKER, Clerk
By Deputy

I, Dave Hoover, who resides in the City of Nashville, County of Davidson, State of Tennessee, being of full age and sound mind and memory, do hereby make, publish and declare this instrument to be my Last Will and Testament, hereby revoking all prior Wills and Codicils.

ITEM I.

At the time of execution of this Last Will & Testament, I am not married and I have no children.

ITEM II.

I direct that all of my debts, funeral expenses, costs and expenses of administration be paid at my Executor's discretion from the income or principal of my estate as soon as practicable after the time of my death; all estate, inheritance, or other taxes imposed by reason of my death, together with interest and penalties thereon, shall be paid without apportionment from the income or principal of my residuary estate at my Executor's discretion.

ITEM III

Specific Gifts

I give and bequeath all of my interest in the following specific items of property, subject to any liens, mortgages or encumbrances, to the persons or entities as listed below:

Jeffrey Allen Kendig: House at 1019 McClurkan Avenue, Nashville, TN 37206

BILL GARRETT, Davidson County
Trans:T20170029051 WILL
Recvd: 04/06/17 10:25 8 pgs
Fees:42.00 Taxes:0.00
20170406-0033737

Initial:

powers from time to time conferred upon executors or administrators by law (except to the extent a power would conflict with this Will, in which case the provisions of this Will shall control), including the power to assign, bargain, sell, convey, transfer, deliver, lease or otherwise dispose of and deal with any real, personal, tangible and/or intangible property belonging to my estate, upon such terms as my Executor shall deem best, without regard to the necessity of sale or other disposition for the purpose of paying debts, taxes or legacies; or to retain any or all such property not so required, without liability for any depreciation thereof; to make distribution or division of property in kind, or partly in cash and partly in kind, where necessary, in order to facilitate any distribution or division of assets under this Will, and to exercise reasonable discretion in determining the valuation of assets distributed in kind; to deliver to the parent, guardian or other person maintaining the minor beneficiary any property; to employ agents, accountants, brokers, attorneys at law, or other assistants determined by my Executor to be necessary for the proper settlement or administration of the estate or the sale of any part of the estate; to assign or transfer certificates of stock, bonds or other securities; to adjust, arbitrate, compromise, settle or abandon all claims in favor of or against my estate; to do any and all things necessary or proper to complete the administration of my estate, all as fully as I could do if living; and to execute, acknowledge and deliver any and all instruments of conveyance, transfer, powers of attorney, proxies or other paper writings by my Executor deemed necessary or incident to the plenary exercise of the powers and authority in this, my Last Will and Testament, vested in or conferred upon my Executor.

ITEM V.

For the purposes of this Will, no person shall be deemed to have survived me if that person should die within thirty (30) days after my death.

If any individual beneficiary under this Will is a minor or is Disabled, distributions to such beneficiary may be made in whichever of the following ways as my Executor deems best:

(a) to the beneficiary directly;

(b) to the legally appointed guardian, conservator, or attorney-in-fact of the beneficiary; or

(c) to a custodian for a minor beneficiary under a Uniform Gifts to Minors Act or a Uniform Transfers to Minors Act.

A receipt for payment by any of the above persons will completely discharge my Executor in respect to that payment.

A person is Disabled for purposes of this Will if either of the following is true:

(a) he or she has been adjudicated incompetent by an appropriate court; or

(b) he or she lacks the physical or mental capacity to manage his or her financial affairs, as determined by my Executor or by a physician familiar with the individual.

ITEM VI.

I have made this Will after giving thought and consideration to the same. I have intentionally omitted making provisions for any or all of my heirs who are not specifically mentioned and included herein. I specifically disinherit each, any or all persons whoever claims to be or who may lawfully be determined to be my heirs at law, except and unless such persons or entities are mentioned in this Will. If any such person unnamed in this Will shall contest in any court any of the provisions of this Will, then each, any and all such persons shall not be entitled to any devise, legacy, bequest or benefit under this Will. To any or all persons unnamed in this Will who are successful in contesting in any court any of the provisions of this Will, I hereby leave the sum of One Dollar ($1.00).

The interests of the beneficiaries under this Will shall not be transferable by voluntary assignment and, to the extent permitted by law, shall be free from execution, attachment, bankruptcy, levy and/or other procedures for the satisfaction of creditors' claims.

If any beneficiary named in this Will contests, in whole or part, this Will or in any manner attempts to have this Will declared invalid, such person shall receive no benefits or interests from this Will and my Will shall thereafter be carried out as if such person had pre-deceased me.

If any beneficiary or recipient of any bequest named in my Will disclaims all or part of a gift, that part or portion of the disclaimed bequest shall be distributed as if the disclaiming beneficiary or recipient had predeceased me.

Wherever the context so requires, the masculine, feminine or neuter gender shall include the other two genders, the singular shall include the plural and

the plural shall include the singular.

If any of the provisions of this Will are deemed unenforceable, the provisions not deemed unenforceable shall remain in full force and effect.

[ADDENDUM AND ACKNOWLEDGEMENT ON FOLLOWING PAGES]

IN WITNESS WHEREOF,
I have hereunto set my hand to this, my Last Will and Testament, at location

Tim Boram Law office, Goodlettsville, TN

on 23rd of Sept, 2011.

Signature of Testator:

X David Hoover

Dave Hoover

Signature of First Witness:

X Sharon Haley

Dated: 9/23/11

Print name of First Witness here:

Sharon Haley

Residence Address of First Witness:

306 Northcrest Blvd

Goodlettsville, TN 37072

Signature of Second Witness:

Lydia Schmitz

Dated: 9/23/11

Print name of Second Witness here:

Lydia Schmitz

Residence Address of Second Witness:

306 Northcrest Blvd

Goodlettsville TN 37072

ACKNOWLEDGEMENT & AFFIDAVIT

STATE OF: Tennessee

COUNTY OF: Davidson

TESTATOR• I, Dave Hoover, declare to the officer taking my acknowledgment of this instrument, and to the subscribing Witnesses, that I signed this instrument as my Last Will & Testament.

X David Hoover

Dave Hoover - Signature

WITNESSES• On Sept 23, 2016, before us, the undersigned attesting Witnesses, appeared the Testator, Dave Hoover, who signed, published and acknowledged, in our presence, sight and hearing, this instrument to be the Testator's Last Will and Testament. Each of us declares under penalty of perjury under the laws of the State in which the Testator of the Will resides and/or signed the Will, that the following is true and correct:

a) On the date written below the Testator of this Will declared to us that this instrument was the Testator's Will and requested us to act as Witnesses to it;
b) We understand this is the Testator's Will;
c) The Testator signed this Will in our presence, all present at the same time;
d) We now, at the Testator's request, and in the Testator's and each other's presence, sign below as Witnesses;
e) We believe the Testator is of sound mind and memory;
f) We believe that this Will was not procured by duress, menace, fraud or undue influence;
g) The Testator, in our respective opinions, could read, write and converse in the English language and was suffering from no defect of sight, hearing or speech or from any other physical or mental impairment which would affect his/her capacity to make a valid Will;
h) The Will was executed as a single, original instrument and was not executed in counterparts;
i) Each of us is acquainted with the Testator at said time and makes this affidavit at his/her request;
j) The Testator is age 18 or older; and

k) Each of us is now age 18 or older, is a competent Witness, and resides at the address set forth in the space below his/her name.

X Sharon Haley, Sharon Haley, 306 Northcreek Blvd., Goodlettsville, TN 37072
Signature of First Witness
Print Name & Address:

X Lydia Schmitz, Lydia Schmitz, 306 Northcreek Blvd, Goodlettsville TN 37072
Signature of Second Witness
Print Name & Address:

Acknowledged and subscribed before me

by the Testator, Dave Hoover, who is personally known

to me or who has produced as identification State of TN # 071648036;

and sworn to and subscribed before me by Witnesses:

Witness David Hoover, who is personally known

to me or who has produced as identification State of TN # 071648036;

and Witness David Hoover, who is personally known

to me or who has produced as identification State of TN # 071648036;

and subscribed by me in the presence of the Testator and the subscribing Witnesses.

Jennifer A. Smith
Notary Public Dated:
(Seal)

JENNIFER A. SMITH
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY

STATE OF TENNESSEE

I, RICHARD R. ROOKER, Clerk of the Circuit Court for Davidson County, do hereby certify that the foregoing is a true and complete copy of the **LAST WILL AND TESTAMENT** heretofore assigned to Seventh Circuit Court (Probate Division) for Davidson County, Tennessee, Case No. **17P-430**.

ESTATE OF DAVID HOOVER

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 6th day of April in the year Two Thousand and Seventeen.

RICHARD R. ROOKER, Clerk

By: _____
Deputy Clerk

