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LAST WILL AND TESTAMENT OF CAROLYN CHISAM DUFFY

FILED
AUG 17 2017
RICHARD R. ROOKER, Clerk
By _____ Deputy

I, CAROLYN CHISAM DUFFY, a resident of Davidson County, Tennessee, do hereby make, publish and declare this to be my Last Will and Testament. I hereby revoke all Wills and Codicils previously made by me.

ARTICLE I: REFERENCES AND TERMS

A. My children are RUSSEL A. MCKNIGHT and MARSHA K. ROBINSON. I have no other children.

B. Any person who fails to survive me by 120 hours shall be deemed to have predeceased me for purposes of succession to property under this Will.

C. Throughout this Will it is my intention that the masculine pronouns or forms of other words are to include the masculine and feminine gender as appropriate.

Bill Garrett Davidson County
Batch# 52716 WILL
01/29/2018 02:16:35 PM 7 pgs
Fees: $37.00 Taxes: $0.00
20180129-0009087

Article II: EXECUTOR

A. I appoint my daughter, MARSHA K. ROBINSON, and my ex-husband, FRED RICK DUFFY, III, as co-Executors of my Last Will and Testament and Estate. If for any reason either is unable to serve as Executor or predeceases me, then either may serve as sole Executor.

B. I direct that my Executor(s) shall not be required to give any bond for the faithful performance of duties in any jurisdiction and shall not be required to make any reports or inventories to any court absent that mandated by law.

C. I direct that my Executor(s) shall provide an Accounting to the court and all beneficiaries named under this Will, unless all named beneficiaries shall agree in writing that no Accounting shall be filed.

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D. In order to completely administer my Estate, I vest my Executor(s) with full power and authority to sell, lease, mortgage, transfer, convey or otherwise dispose of any property, real or personal, wheresoever situated, which I own at the time of my death, at such times and places and upon such terms as my Executor(s) may decide. I further authorize my Executor(s) to exercise any and all powers of such a fiduciary enumerated in the Tennessee Code as amended to the date of my death, to the extent applicable, all of which provisions and powers are incorporated herein by reference as full as if included herein verbatim.

E. I further direct that the named Executor(s) shall serve without compensation.

ARTICLE III: DISPOSITION OF PROPERTY

A. After all taxes, expenses and debts of my Estate have been paid as directed through other provisions of this Will, I hereby bequeath and devise all of my property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, and all life insurance payable to my Estate as follows:

B. To my daughter, MARSHA K. ROBINSON, I leave my dining room table, china cabinet, and china. I also give to my daughter my Town and Country van.

C. To my son, RUSSELL A. MCKNIGHT, I leave my buffet and a frame that is in my entry hall and was requested by my daughter-in-law, Rebecca. I also give to my son my Dakota truck.

D. Further, I own real property located at 5530 Vanderbilt Road, Old Hickory, TN 37138 in which my son resides. My desire is that my son be able to

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continue living in the home; however, I leave this property to my children equally. My son and daughter may devise an arrangement mutually agreeable between them as to how the property is divided or retained so that each receives fifty percent of the property; however, if they are unable to reach an agreement within one year of my death, then the home shall be sold and the proceeds divided equally between my son and my daughter.

E. To my grandson, RUSSELL E. MCKNIGHT, I leave my real property located at 818 Old Coach Place, Hermitage, TN 37076. My grandson may also choose among my personal furnishings currently located at this property so that he may set up his household. The remainder of my personal furnishings shall become part of the residue of my Estate.

F. To my great granddaughters, EMILYA KENDALL and ARABELLA GALVAN, I leave each $1,000 to be deposited into an educational savings account in each child's respective name, to be used solely for educational purposes. I direct that my Executor(s) create such accounts for each child under the laws of the State of Tennessee with respect to educational savings accounts. My great granddaughters contact address is 5530 Vanderbilt Road, Old Hickory, TN 37138.

G. For the rest, residue and remainder of my Estate, I hereby bequeath and devise all property, real and personal, to my children in equal share, to be allocated between them as they may so determine.

H. In the event one of my children shall predecease me, I bequeath and devise the entirety of my Estate to my sole surviving child, inclusive of any direct bequests otherwise made in this Will.

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ARTICLE IV: IN TERROREM CLAUSE

Notwithstanding anything herein to the contrary, if any beneficiary contests the terms of this Will, including, without limitation, filing a contest of admission of this Will to probate or filing a petition requiring formal proof of this Will, that beneficiary shall not be entitled to any property under the terms of this Will, and for all purposes of this Will, that beneficiary shall then be deemed to have predeceased me.

ARTICLE V: TAXES AND EXPENSES

A. I direct my Executor(s) to pay all my legally enforceable debts, my funeral expenses, and the expenses of administering my Estate as soon as practicable after my death.

B. I direct that all estate, inheritance or other taxes lawfully assessed because of my death, together with interest and any penalty thereon, be paid out of my residuary Estate, without apportionment, without regard to whether the property passes under this Will or otherwise, without contribution by any recipient of such property.

C. I direct that upon my death, if any of the property which passes under this Will is encumbered by a mortgage, lien, or taxes or is pledged to secure any obligation, such encumbrance shall not be considered a debt of my Estate and any person receiving property by virtue of this Will shall take such property subject to all encumbrances.

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ARTICLE VI: SEVERABILITY

If any provision of this Will is held to be unenforceable or void, the other provisions of this Will shall remain in effect. If possible, the offending provision should be construed in accordance with my stated intentions. If not possible, the offending provision shall be stricken and all other provisions shall continue in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name to this, my Last Will, consisting of this and four preceding typewritten pages and one subsequent page including attestation by witnesses and Affidavit of witnesses, and, for the purposes of identification, I have initialed each such page, all in the presence of the persons witnessing it at my request on this 24 day of June, 2017, in Davidson County, Tennessee. I request these attesting witnesses to make the Affidavit attached to this Will pursuant to Tennessee Code § 32-2-110.

Carolyn Chisam Duffy
CAROLYN CHISAM DUFFY

ATTEST TO EXECUTION OF WILL:

Fred P. Duffy III
WITNESS PRINT

WITNESS SIGNATURE

P.O. Box 17947
ADDRESS
Nashville TN 37217-0947
ADDRESS

Leonard Donald Hamm
WITNESS PRINT

WITNESS SIGNATURE

306 Thundel Pl.
ADDRESS
Hermitage TN. 37076
ADDRESS

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AFFIDAVIT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

We, the undersigned, having been duly sworn, depose and say:

1. On the 24 day of June 2017, CAROLYN CHISAM DUFFY presented to us a paper writing dated on the aforementioned date, purporting to be her Last Will and Testament.
2. She signed and subscribed her name as Testatrix thereto in our sight and presence.
3. She published and declared said instrument to be her Last Will and Testament and requested that we subscribe our names thereto and attest her execution of the same.
4. We, the undersigned, at her request and in her sight and presence and in the sight and presence of each other, signed and subscribed our names thereto as such attesting and subscribing witnesses.
5. CAROLYN CHISAM DUFFY was more than eighteen (18) years of age and appeared to be of sound mind and disposing memory at the time she executed said instrument as her Last Will and Testament.
6. We, the undersigned, were each more than eighteen (18) years of age when we signed as such attesting and subscribing witnesses.
7. This Affidavit is attached to said Last Will and Testament and executed pursuant to Tennessee Code § 32-2-110 and at the request of CAROLYN CHISAM DUFFY.

WITNESS

WITNESS

Sworn to and subscribed before me this 24 day of June 2017.

Notary Public

My commission expires: 11/5/2018

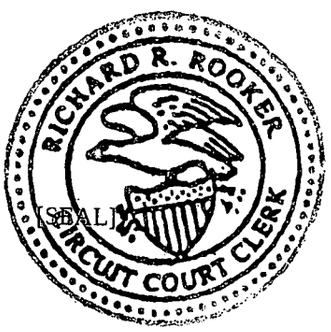
MICHELE HODGES
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
My Commission Expires NOV. 5, 2018

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 17 day of AUGUST, 2017, in Docket Number 17P1290, IN RE: DUFFY,CAROLYN CHISAM ET.AL, 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 27 day of NOVEMBER in the year 2017 and in the 241 year of American Independence.

RICHARD R. ROOKER, Clerk,



[SEAL]

By: _____

Deputy Clerk