ill Garrett Davidson County
Batch# 76578 AFFIDAVITH
04/05/2018 11:19:40 AM 12 pgs
Fees: $62.00 Taxes: $0.00
20180405-0032072

****

ADDRESS NEW OWNER:
RHONDA HALL
564 Rural Hill Road
[illegible] ville, TN 37217

SEND TAX BILL TO:
Same

Map-Parcel No.
136 13 0 004.00

****

This Instrument Prepared By:
PAULA OGLE BLAIR, ATTORNEY AT LAW
211 Donelson Pike, Suite 214, Nashville, Tennessee 37214
FROM INFORMATION BY OTHERS

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Come the Affiant, Rhonda Leaver, being of lawful age and a resident of the State of Tennessee for the past six (6) months, being first duly sworn according to law, and, pursuant to Tennessee Code Annotated § 30-2-712, hereby swear to the following of her own free will and based upon her personal knowledge and familiarity with Vivian E. Barrett for twenty-five years:

1. Vivian E. Barrett died on November 17, 2014. A Death Certificate is attached to this Affidavit.

2. At the time of her death, Vivian E. Barrett was not married.

3. At the time of her death, Vivian E. Barrett owned an interest in property located in Nashville, Davidson County, and more particularly described as follows:

> Land in Davidson County, Tennessee being Lot No. 80 on the Plan of Edge-O-Lake Estates as of record in book 3600, page 88, Register's Office for Davidson County, Tennessee to which plan reference is hereby made for a more complete and accurate legal description.

Being the same interest in property conveyed by Affidavit of Heirship to Vivian E.

Barrett on March 12, 2018 and registered on March 23, 2018, Instrument Number 20120806–0069718, Registers Office for Davidson County, Tennessee.

Being the same property conveyed by Richard B. Barrett and wife, Vivian E. Barrett on July 31, 2012 to Richard B. Barrett and wife, Vivian E. Barrett and Rhonda Gale Hall, and Husband, Charles Steven Hall by quick claim deed 20120806–0069718, Registers Office for Davidson County, Tennessee, dated August 6, 2012.

5. This Affidavit will confirm that Vivian E. Barrett's ownership interest as described herein vested in the beneficiaries of her Last Will and Testament, Richard Clifton Allen, Rhonda Gail Hall, and Jason Keith Allen, after the death of Vivian E. Barrett on November 17, 2014. A certified copy of the Last Will and Testament of Vivian Edna Barrett is attached as Exhibit Two.

6. Richard Clifton Allen, Rhonda Gail Hall, and Jason Keith Allen own Vivian Edna Barrett's share of said property with Rhonda Hall and Charles Steven Hall as tenants in common.

7. Vivian E. Barrett and Vivian Edna Barrett are the same person.

FURTHER AFFIANTS SAYETH NAUGHT.

KRISTINA CADOVEC
NOTARY PUBLIC
TENNESSEE
DAVIDSON COUNTY
MY COMMISSION EXPIRES 12-7-2020

Rhonda Leaver

RHONDA LEAVER

Sworn to and subscribed before me this 27th day of April, 2018.

Kristina Cadovec

NOTARY PUBLIC

My commission expires: 12/7/2020

EXHIBIT ONE

STATE OF TENNESSEE
Office of Vital Records

DUPLICATE COPY

TENNESSEE DEPARTMENT OF HEALTH
CERTIFICATE OF DEATH

STATE FILE NUMBER 14C7260

1. DECEDENT'S LEGAL NAME (First, Middle, Last, Suffix): VIVIAN EDNA BARRETT
2. SEX: Female
3. DATE OF DEATH (Month, Day, Year): November 17, 2014
4. TIME OF DEATH (Actual): 12:45 pm
5a. AGE-Last Birthday (Years): 83
5b. UNDER 1 YEAR: Months / Days
5c. UNDER 1 DAY: Hours / Minutes
6. DATE OF BIRTH (Month, Day, Year): August 4, 1931
7. BIRTHPLACE (City and State or Foreign Country): Tyler, Texas

TYPE/PRINT IN PERMANENT BLACK INK

8a. PLACE OF DEATH (Check only one)
IF DEATH OCCURRED IN A HOSPITAL: ☐ Inpatient ☐ ER/Outpatient ☐ DOA
IF DEATH OCCURRED SOMEWHERE OTHER THAN A HOSPITAL: ☐ Hospice facility ☐ Nursing home/Long term care facility ☒ Decedent's home ☐ Other residence ☐ Other (Specify) _____

8b. FACILITY NAME (If not institution, give street and number): 564 Rural Hill Road
8c. CITY OR TOWN: Nashville
8d. COUNTY OF DEATH: Davidson

NAME OF DECEDENT (For use by Physician or Institution)

9. MARITAL STATUS: ☐ Married ☐ Married, but separated ☒ Widowed ☐ Divorced ☐ Never married ☐ Unknown
10. SURVIVING SPOUSE (If wife, give name prior to first marriage)
11a. DECEDENT'S USUAL OCCUPATION: Homemaker
11b. KIND OF BUSINESS/INDUSTRY: Own Home
12. SOCIAL SECURITY NUMBER: 457-38-5419
13a. RESIDENCE-STATE OR FOREIGN COUNTRY: Tennessee
13b. COUNTY: Davidson
13c. CITY OR TOWN: Nashville
13d. STREET AND NUMBER: 564 Rural Hill Road
13e. INSIDE CITY LIMITS: ☒ Yes ☐ No
13f. ZIP CODE: 37217
14. WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No

15. DECEDENT'S EDUCATION (Check the box that best describes the highest degree or level of school completed at the time of death)
☐ 8th grade or less
☒ 9th – 12th grade, no diploma
☐ High school graduate or GED completed
☐ Some college credit, but no degree
☐ Associate degree (e.g., AA, AS)
☐ Bachelor's degree (e.g., BA, AB, BS)
☐ Master's degree (e.g., MA, MS, MEng, MEd, MSW, MBA)
☐ Doctorate (e.g., PhD, EdD) or Professional degree (e.g., MD, DDS, DVM, LLB, JD)
☐ Unknown

16. DECEDENT OF HISPANIC ORIGIN? (Check the box that best describes whether the decedent is Spanish/Hispanic/Latino. Check the "No" box if decedent is not Spanish/Hispanic/Latino)
☒ No, not Spanish/Hispanic/Latino
☐ Yes, Mexican, Mexican American, Chicano
☐ Yes, Puerto Rican
☐ Yes, Cuban
☐ Yes, other Spanish/Hispanic/Latino (Specify) _____
☐ Unknown

17. DECEDENT'S RACE (Check one or more races to indicate what the decedent considered himself or herself to be)
☒ White
☐ Black or African American
☐ American Indian or Alaska Native (Name of the enrolled or principal tribe) _____
☐ Asian Indian
☐ Chinese
☐ Filipino
☐ Japanese
☐ Korean
☐ Vietnamese
☐ Other Asian (Specify) _____
☐ Native Hawaiian
☐ Guamanian or Chamorro
☐ Samoan
☐ Other Pacific Islander (Specify) _____
☐ Other (Specify) _____
☐ Unknown

5

18. FATHER'S NAME (First, Middle, Last): Elmer Gaines
19. MOTHER'S NAME PRIOR TO FIRST MARRIAGE (First, Middle, Last): Fannie Green

20a. INFORMANT'S NAME: Rhonda G. Hall
20b. RELATIONSHIP TO DECEDENT: Daughter
20c. MAILING ADDRESS (Street and Number, City, State, Zip Code): 564 Rural Hill Rd. Nashville, TN. 37217

21a. METHOD OF DISPOSITION: ☒ Burial ☐ Cremation ☐ Donation ☐ Entombment ☐ Removal from State ☐ Other (Specify) _____
21b. PLACE OF DISPOSITION (Name of cemetery, crematory, other place): Woodlawn Cemetery
21c. LOCATION - City or Town and State: Nashville, Tennessee

22a. SIGNATURE OF FUNERAL DIRECTOR: ▶ Heide B. Crawford
22b. LICENSE NUMBER: 4114
23a. SIGNATURE OF EMBALMER: ▶ Charles L. Crawford
23d. LICENSE NUMBER: 3775
23e. NAME AND ADDRESS OF FUNERAL HOME: Crawford Mortuary & Crematory 2714 Grandview Avenue Nashville, Tennessee 37211
23b. LICENSE NUMBER OF FUNERAL HOME: 713

24. SIGNATURE OF REGISTRAR: ▶ [signature]
25. DATE FILED (Month, Day, Year): November 20, 2014

26. CERTIFIER (Check only one)
26a. ☒ PHYSICIAN - To the best of my knowledge, death occurred at the date and place, and due to the cause(s) and manner stated.
26b. ☐ MEDICAL EXAMINER - On the basis of examination, and/or investigation, in my opinion, death occurred at the date and place, and due to the cause(s) and manner stated.

PHYSICIAN OR MEDICAL EXAMINER EXECUTING CAUSE OF DEATH MUST COMPLETE AND SIGN WITHIN 48 HOURS.

27a. SIGNATURE OF CERTIFIER: ▶ [signature]
27b. LICENSE NUMBER: MD18500
27c. DATE SIGNED (Month, Day, Year): 11/20/2014
27d. NAME AND ADDRESS: S. D. Amin 1200 Mallory Ln / Franklin TN

29. PART I. Enter the chain of events (diseases, injuries, or complications) that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. Enter only one cause on a line.

IMMEDIATE CAUSE (Final disease or condition resulting in death)
a. Alzheimer's Disease — Due to (or as a consequence of)
Sequentially list conditions, if any, leading to the cause listed on line a. Enter the UNDERLYING CAUSE (disease or injury that initiated the events resulting in death) LAST
b. _____ Due to (or as a consequence of):
c. _____ Due to (or as a consequence of):
d. _____

Approximate interval: Onset to death
a. years
b.
c.
d.

PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in PART I.
Pancreatic Disease

29a. WAS AN AUTOPSY PERFORMED? ☐ Yes ☒ No
29b. WERE AUTOPSY FINDINGS AVAILABLE TO COMPLETE THE CAUSE OF DEATH? ☐ Yes ☒ No

30. MANNER OF DEATH: ☒ Natural ☐ Homicide ☐ Accident ☐ Pending Investigation ☐ Suicide ☐ Could not be determined
31. DID TOBACCO USE CONTRIBUTE TO DEATH? ☐ Yes ☐ Probably ☐ No ☒ Unknown
32. IF FEMALE: ☐ Not pregnant within past year ☐ Not pregnant at time of death ☐ Not pregnant, but pregnant within 42 days of death ☐ Not pregnant, but pregnant 43 days to 1 year before death ☐ Unknown if pregnant within the past year

33. IF TRANSPORTATION INJURY, SPECIFY: ☐ Driver/Operator ☐ Passenger ☐ Pedestrian ☐ Other (Specify) _____
34a. DATE OF INJURY (Month, Day, Year)
34b. TIME OF INJURY
34c. INJURY AT WORK? ☐ Yes ☐ No
34d. PLACE OF INJURY – at home, farm, street, factory, office, building, etc. (Specify)
34e. DESCRIBE HOW INJURY OCCURRED
34f. LOCATION OF INJURY (Street and Number, City or Town, State)

TH-1659 (Rev. 10/2011) RDA 1399

8066666

I hereby certify the above to be a true and correct representation of the record or document on file in this department. This certified copy is valid only when printed on security paper showing the red embossed seal of the Tennessee Department of Health. Alteration or erasure voids this certification. Reproduction of this document is prohibited.

Tennessee Code Annotated 68-3-101 et seq., Vital Records Act of 1977.

R. Benton McDonough, JD
STATE REGISTRAR

John J. Dreyzehner, MD, MPH, FACOEM
COMMISSIONER

8066666 9/23/2015
Date Issued

CERTIFICATION OF VITAL RECORD

EXHIBIT TWO

15P1693

15P1693

LAST WILL AND TESTAMENT

FILED
NOV 04 2015

OF

VIVIAN EDNA BARRETT

I, **VIVIAN EDNA BARRETT,** of the City of Nashville, County of Davidson, and State of Tennessee, being a citizen of the United States of America, over the age of eighteen years and of sound and deposing mind and memory, realize the nature of my property, the extent of my property, and the necessity of making an orderly disposition of my property. I am a married woman and live at 564 Rural Hill Rd., Nashville, TN 37217. Therefore, I hereby make, ordain, publish and declare this to be my Last Will and Testament, hereby revoking any and all other wills and codicils which I have made prior to this date.

ARTICLE I

I hereby direct that all of my just debts, funeral expenses, and expenses of administration of my estate be paid from the funds of the estate as soon as practicable after my death.

ARTICLE II

I hereby name and appoint my friend, **Eadie Nail,** to be Executrix of this my Last Will and Testament. Should she be unable or unwilling to serve as Executrix of my estate, I then appoint my son-in-law, **Charles Stephen Hall,** as alternate Executor. I hereby authorize and empower my Executrix to sell and convert into cash any and all of my real and personal property without a court order. I request my Executrix not be required to give bond or other security, and I hereby waive the requirement of any interim accountings to the court unless otherwise required by law.

Copy

ARTICLE III

All the rest, residue and remainder of my estate I give, devise and bequeath to my husband, Richard Bell Barrett, provided he is not receiving public assistance benefits that could be placed in jeopardy from this bequest. I request my Executor and the Courts take into consideration the applicable limitation of any public assistance program benefits Richard Bell Barrett may be receiving and exclude any or all of this bequest to the extent that it would place receipt of such benefits in jeopardy. It is my intent that under no circumstances shall these funds be used to supplant any public assistance he may be receiving, be eligible to receive, or in any way interfere with such benefits.

ARTICLE IV

If my husband, Richard Bell Barrett, predeceases me, or it is determined that he will not be a beneficiary of my estate under Article III, I hereby give, devise, and bequeath any and all of my property, whether real, personal, or mixed, tangible, or intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, including the proceeds of all life insurance payable to my estate not otherwise disbursed or distributed in the course of administration of my estate (but excluding any property over which I may have the power of appointment) as follows:

3.1 Except for personal items listed in 3.2 through 3.10, my estate in its entirety shall be divided into three (3) separate and equal shares: One (1) such share shall be distributed to my adopted grandson, Richard Clifton Allen; one (1) such share shall be distributed to my daughter, Rhonda Gail Hall, and one (1) such share shall be distributed to my son, Jason Keith Allen, per lineal stirpes. If named beneficiary and their issues are not then living, or named beneficiary has no issue, then his or her share shall pass in equal amounts to the other named beneficiaries.

3.2 All family pictures shall be divided among the children of Vivian Edna Barrett and husband, Richard Bell Barrett, and the Executor shall have final authority

Copy

to settle any disagreements. Our children are: Rhonda Gail Hall, Richard Clifton Allen, Gary Lynn Allen, Michael Wayne Allen, Jason Keith Allen, Pamela Marlene Barrett, Angela Diane Barrett, Lori Dawn Barrett, and Lisa Jenene Barrett.

3.3. All my jewelry shall go to my daughter, Rhonda Gail Hall.

3.4 All furniture and furnishings in the residence shall be divided among Rhonda Gail Hall, Jason Keith Allen, and Richard Clifton Allen.

3.5 All books shall be divided among Rhonda Gail Hall, Jason Keith Allen, Richard Clifton Allen, and Charles Steven Hall (my son-in-law).

3.6 All of my (Vivian's) paintings shall be divided among Rhonda Gail Hall, Jason Keith Allen, and Richard Clifton Allen.

3.7 All Chocolate Pots shall go to my friend, Eadie Nail.

3.8 Five (5) Indian Chief Collections Plates (set in the case) shall go to Rhonda Gail and Charles Steven Hall.

3.9 All other collectible plates shall be divided equally between Rhonda Gail Hall, Jason Keith Allen, and Richard Clifton Allen.

3.10 All tools in the garages shall go to Charles Stephen Hall.

ARTICLE IV

If any other beneficiary or beneficiaries under this will dies in a common accident or disaster or under circumstances which make it difficult or impossible to determine which of us died first, they shall be conclusively presumed to have predeceased me and my estate shall be administered accordingly.

Copy

IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, consisting of 4 typewritten pages and for the purpose of identification have initialed each such page, all in the sight and presence of the persons witnessing it at my request on this 10 day of August, 2011, at Nashville, Tennessee, in accordance with Tennessee Code Annotated, Section 32-2-110. I have requested these witnesses to make the Affidavit which is attached to this Last Will and Testament.

8-10-11
Date

Vivian Edna Barrett
Vivian Edna Barrett
Testatrix

Copy

ATTESTATION CLAUSE

On the 10th day of August, 2011, **Vivian Edna Barrett**, the Testatrix, states that the foregoing instrument was her Last Will and Testament, and she requested us to act as Witnesses to it and her signature thereon. **Vivian Edna Barrett** signed the Will in our presence, we being present at the same time. We now, at her request, in her presence, and in the presence of each other, hereunto subscribe our names as Witnesses and each of us declares that in his or her opinion this Testatrix is of sound and disposing mind and memory and under no duress, fraud, or undue influence.

Paul K Ferguson 568 Rural Hill Rd. Nashville TN
WITNESS ADDRESS

Cadia G. Neil 5632 Hickory Park Dr. Cookeville TN 38013
WITNESS ADDRESS

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned Notary Public in and for said County and State personally appeared **Vivian Edna Barrett**, with whom I am personally acquainted and who acknowledged that they executed the within instrument for the purposes therein contained. Witness my hand and official seal at Nashville, Tennessee, this 10th day of August, 20111.

My commission expires:

ELIZABETH G. CHRISTMAS NOTARY PUBLIC STATE OF TENNESSEE DAVIDSON COUNTY My Commission Expires September 8, 2013

Notary Public

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned Notary Public in and for said County and State, Paul K. Ferguson and Cadia G. Neil with whom I am personally acquainted and who acknowledged that they executed the within instrument for the purposes therein contained. Witness my hand and official seal at Nashville, Tennessee, this 10th day of August, 20111.

My commission expires:

ELIZABETH G. CHRISTMAS NOTARY PUBLIC STATE OF TENNESSEE DAVIDSON COUNTY My Commission Expires September 8, 2013

Notary Public

Copy

AFFIDAVIT OF WITNESSES

The undersigned Affiants after first being duly sworn acknowledge and state as follows:

1) On the 10th day of August, 2011, **Vivian Edna Barrett**, signed an instrument before us which she declared was her Last Will and Testament.

2) **Vivian Edna Barrett** requested us to act as Witnesses to her Last Will and Testament and her signature thereon.

3) **Vivian Edna Barrett** signed the Last Will and Testament in our presence and we, being present at the same time and at her request, signed and subscribed our names in the presence of **Vivian Edna Barrett** and in the presence of each other as Witnesses.

4) It is our opinion on this date as Witnesses that this Testatrix is of sound and disposing mind and memory and under no duress, fraud, or undue influence.

FURTHER THE AFFIANTS SAITH NOT.

Witness our hands and signatures this 10th day of August, 2011.

Paul K. Ferguson 568 Rural Hill Rd. Nashville TN.
WITNESS ADDRESS

Eddie G. Neil 5632 Hickory Park Dr. Cane Ridge, TN 37013
WITNESS ADDRESS

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned Notary Public in and for said County and State, Paul K. Ferguson and Eddie G. Neil with whom I am personally acquainted and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 10th day of August, 2011.

ELIZABETH G. CHRISTMAS STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY My Commission Expires September 8, 2013

Elizabeth G. Christmas
Notary Public

My commission expires:

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 04 day of NOVEMBER, 2015, in Docket Number 15P1693, IN RE: BARRETT, VIVIAN EDNA, 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 04 day of APRIL in the year 2018 and in the 241 year of American Independence.

RICHARD R. ROOKER, Clerk,

By: _____
Deputy Clerk

[SEAL]

