Karen Johnson Davidson County
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19p483

# Last Will and Testament

FILED

APR 04 2019

RICHARD R. ROOKER, Clerk
By _____ Deputy

OF

HARVEY EUGENE OWENS, JR.

I, **HARVEY EUGENE OWENS, JR.**, a resident of Joelton, Davidson County, Tennessee, do make, publish, and declare this to be my Last Will and Testament.

## ARTICLE I

I direct that all of my just debts, any remaining funeral/memorial expenses, and the costs of the administration of my estate be paid as soon as is practicable after my death. It is my desire that my remains be cremated and scattered at Cades Cove.

## ARTICLE II

I direct that my executor pay out of my residuary estate, without apportionment, all estate, inheritance, succession, and other taxes (together with any interest or penalty thereon), 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 of all property required to be included in my gross estate for estate or like tax purposes by any of such governments, whether the property passes under this Will or otherwise, without contribution by any recipient of any such property.

## ARTICLE III

1. I give and bequeath my antique table, old antique spool cabinet, and old antique telephone, antique picture frames, the oil painting of my brother, my wife's Barbie Doll collection, Disney movie collection, and my stamp collection, jointly to **PATRICIA S. GALBREATH** and **HARVEY E. OWENS, III**, and request that they keep these items among the family members.

2. I give and bequeath the Charles Frace Wolf painting to **HARVEY E. OWENS, III** . I give and bequest the Charles Frace eagle picture jointly, all of the Terry Redlin pictures, and the Lee Roberson Cades Cove picture to **PATRICIA S. GALBREATH and HARVEY E. OWENS, III.**

3. I give and bequeath to **GRACE OWENS TREADWAY** my deceased wife's diamond wedding ring. If she is under the age of twenty-one (21) at the time of my death, I direct that said ring be held by my daughter, **PATRICIA S. GALBREATH,** for safe keeping until she reaches the age of twenty-one (21) years.

4. I give and bequeath my jet ski jointly to **HARVEY E. OWENS, III** and to **PATRICIA S. GALBREATH.**

5. I will, devise and bequeath Lot No. 25 in Southernaire Resort Subdivision in Houston County, Tennessee, to **GARRETT GALBREATH.**

6. I will, devise and bequeath Lot No. 17 in Southernaire Resort Subdivision in Houston County, Tennessee, to **TRACY GALBREATH.**

7. I will, devise and bequeath the remaining lot in Southernaire Resort Subdivision in Houston County, Tennessee, to **GRACE OWENS TREADWAY,** if I own a third lot in said

subdivision. If I do not own a third lot in said subdivision, I give and bequeath to **GRACE OWENS TREADWAY** a sum equal at the time of my death to the average of Lot No. 25 and Lot No. 17 of Southernaire Resort Subdivision.

8. I give and bequeath the sum of Five Thousand and .00/100 dollars ($5,000.00) to **GARRETT GALBREATH, TRACY GALBREATH,** and **GRACE OWENS TREADWAY.**

9. I give and bequeath all of the settlement proceeds from Sandy Shores located in Daytona Beach Shores equally to **PATRICIA S. GALBREATH** and **HARVEY E. OWENS, III,,** only if this has not been received by me before my death.

10. I give and bequeath my one-half (½) interest in the bass boat, motor, trolling motor, electronics, trailer, and my truck to **HARVEY E. OWENS, III.**

11. I give and bequeath my tools, including both power and hand tools, tool cabinet, my lawnmower, weed eater, cherry book case/curio cabinet in the living room, and my one (1) cemetery lot in Spring Hill Cemetery to **HARVEY E. OWENS, III.**

12. I give and bequeath my timeshare at Sunrise Ridge in Pigeon Forge, Tennessee, equally to **HARVEY E. OWENS, III,** and **PATRICIA S. GALBREATH** .

13. I give and bequeath my cedar chest, which was made by Bryant Galbreath's grandfather, and the video cabinet, also made by Bryant Galbreath's grandfather, jointly to **BRYANT GALBREATH and PATRICIA GALBREATH.**

14. I give and bequeath my fishing VHS tapes and DVD's to **BRYANT GALBREATH.**

15. Some of my furniture, household goods, and personal effects shall be distributed in accordance with th provisions of a certain memorandum written entirely in my handwriting and signed by me after the execution of this Will. If for any reason said memorandum is not found and properly identified as such by my Personal Representative within thirty (30) days after the probate of my Will, then all the aforesaid property shall become part of my residuary estate hereinafter disposed of.

## ARTICLE IV

I will, devise and bequeath all of the remaining property which I may own, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated at my death, including all property which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devisees and all life insurance payable to my estate, equally and in fee to **PATRICIA S. GALBREATH** and **HARVEY E. OWENS III,** per stirpes.

## ARTICLE V

I appoint my daughter, **PATRICIA S. GALBREATH**, to serve as the personal representative of this my Last Will and Testament. If she is unwilling or unable to serve, I appoint my son, **HARVEY E. OWENS III,** as the alternate personal representative.

I direct that no bond be required of the aforesaid personal representative, alternate representative, in any jurisdiction for their faithful performance. I further waive the necessity of filing inventory or accountings. I vest my said personal representative and alternate personal representative 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 (including credit) as may be determined, and to do every other act and thing necessary or appropriate to the complete administration of this Will.

**ARTICLE VI**

I authorize my personal representative or my trustee in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming part of my estate or any trust, to exercise any or all the powers set forth in Tennessee Code Annotated § 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.

**IN TESTIMONY WHEREOF**, I have hereunto subscribed my name to this my Last Will and Testament, consisting of this and four (4) preceding typewritten pages and, for the purpose of identification, I have initialed each such page, all in the presence of the persons witnessing it at my request, on this 11 day of January, 2010, at Nashville, Tennessee.

Harvey E. Owens Jr.
**HARVEY E. OWENS, JR.**

PAGE FIVE OF MY WILL HEO

The foregoing instrument, consisting of this and five (5) preceding typewritten pages, was signed, sealed, published, and declared by **HARVEY E. OWENS, JR.**, 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 hereunto subscribed our names as witnesses, this 11 day of January, 2010, at Nashville, Davidson County, Tennessee.

Maxine A. Sims residing at Hendersonville, TN

Kimberly S Jarratt residing at Goodlettsville TN.

PAGE SIX OF MY WILL 1010

**AFFIDAVIT**

Maxine Sims and Kimberly Jarratt, after being duly sworn according to law, depose and say:

1. That they are adult citizens of the State of Tennessee.

2. That they witnessed the execution of the Last Will and Testament of **HARVEY EUGENE OWENS, JR.**, dated the 11 day of January, 2010, to which this affidavit is attached, and that this affidavit is being made at the request of the testator, 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 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 paper writing as and for his Last Will and Testament, in their sight and presence.

5. That at the time they witnessed said Will, the testator was, in their opinion, of sound mind and over the age of eighteen (18) years.

Maxine Sims

Kimberly Jarratt

STATE OF TENNESSEE )
)
COUNTY OF DAVIDSON )

Subscribed and sworn to before me this 11th day of January, 2010.

NOTARY PUBLIC

My Commission Expires: 1-9-12

L. R. DeMARCO
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

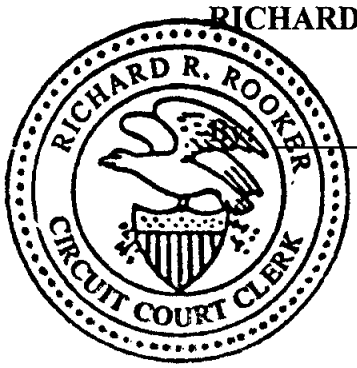
# STATE OF TENNESSEE

**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. **19P483.**

**ESTATE OF HARVEY EUGENE OWENS JR.**

**IN TESTIMONY WHEREOF,** I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 4th day of April in the year Two Thousand and Nineteen.

**RICHARD R. ROOKER,** Clerk




Deputy Clerk