19P450

FILED
MAR 28 2019

Karen Johnson Davidson County
Batch# 220729 WILL
04/23/2019 09:15:15 AM 6 pgs
Fees: $32.00 Taxes: $0.00
20190423-0037017

Last Will and Testament
of
WILLIAM B. BUTLER

I, WILLIAM B. BUTLER, of Davidson County, Tennessee, make this Last Will and Testament and revoke all of my prior wills and codicils.

Article One

Distribution of My Property

Section 1. Pour-Over to My Living Trust

All of my property of whatever nature and kind, wherever situated, shall be distributed to my revocable living trust as amended and restated from time to time, including amendments after the date of this Last Will and Testament. The name of my trust is:

WILLIAM B. BUTLER REVOCABLE LIVING TRUST, dated March 17, 2010, WILLIAM B. BUTLER, Trustee.

Section 2. Alternate Disposition

If my revocable living trust is not in effect at my death for any reason whatsoever, then all of my property shall be disposed of under the terms of my revocable living trust as if it were in full force and effect on the date of my death.

Article Two

Powers of My Personal Representative

My personal representative shall have the power to perform all acts reasonably necessary to administer my estate, as well as any powers set forth in the statutes in the State of Tennessee relating to the powers of fiduciaries.

Article Three

Payment of Expenses and Taxes and Tax Elections

Section 1. Cooperating with the Trustee of My Living Trust

I direct my personal representative to consult with the Trustee of my revocable living trust to determine whether any expense or tax shall be paid from my trust or from my probate estate.

Section 2. Tax Elections

My personal representative, in its sole and absolute discretion, may exercise any available elections with regard to any state or federal tax laws.

My personal representative, in its sole and absolute discretion, may elect to have all, none, or part of the property comprising my estate for federal estate tax purposes qualify for the federal estate tax marital deduction as qualified terminable interest property under Section 2056(B)(7) of the Internal Revenue Code.

My personal representative shall not be liable to any person for decisions made in good faith under this Section.

Section 3. Apportionment

All expenses and claims and all estate, inheritance, and death taxes, excluding any generation-skipping transfer tax, resulting from my death and which are incurred as a result of property passing under the terms of my revocable living trust or through my probate estate shall be paid without apportionment and without reimbursement from any person. However, expenses and claims, and all estate, inheritance, and death taxes assessed with regard to property passing outside of my revocable living trust or outside of my probate estate, but included in my gross estate for federal estate tax purposes, shall be chargeable against the persons receiving such property.

Article Four

Appointment of My Personal Representative

I appoint the following, in the order named, to be my personal representative:

CUMBERLAND TRUST & INVESTMENT COMPANY

I direct that my personal representatives not be required to furnish bond, surety, or other security. I further direct that no inventory or accounting be required of my personal representative.

Moreover, I direct my personal representative to keep my Revocable Living Trust private and from ever being made part of any public record arising from any probate or other court proceeding, subject to any court order to the contrary. In the instance my Revocable Living Trust must be filed and made part of the court record, I request that such filing be made under seal.

[THE REMAINDER OF THIS PAGE LEFT INTENTIOANLLY BLANK.]

Article Five

Contest Clause

If any person, including a beneficiary shall in any manner, directly or indirectly, attempt to contest or oppose the validity of my Last Will and Testament, including any amendments thereto, or commences or prosecutes any legal proceedings to set the aforementioned document aside, then in such event such person shall forfeit his or her share, cease to have any right or interest in my estate, and shall be deemed to have predeceased me.

IN WITNESS WHEREOF, I have executed this Last Will and Testament on May 2, 2014.

WILLIAM B. BUTLER

The foregoing Last Will and Testament was, on the day and year written above, published and declared by WILLIAM B. BUTLER in our presence to be the testator's Last Will and Testament. We, in the presence of the testator and at the testator's request, and in the presence of each other, have attested the same and have signed our names as attesting witnesses.

We declare that at the time of our attestation of this Last Will and Testament, WILLIAM B. BUTLER was, according to our best knowledge and belief, of sound mind and memory and under no undue duress or constraint.

WITNESS

WITNESS

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

On the date above written, we, the undersigned witnesses, being first duly sworn, make oath that testator declared to us that the foregoing instrument was testator's Last Will and Testament; that testator signed said instrument in our presence; that we, at testator's request and in testator's presence, and in the presence of each other, then subscribed our names thereto as attesting witnesses; that at the time of execution, the testator was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that we, the undersigned, each being more than eighteen (18) years of age, made and signed this affidavit at the testator's request.

WITNESS

WITNESS

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

The foregoing Last Will and Testament was acknowledged before me by the subscribing witnesses on May 2, 2014.

Witness my hand and official seal.

MATTHEW D. FAULK
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY
My Commission Expires 05-03-2017

Notary Public

My Commission expires: _____

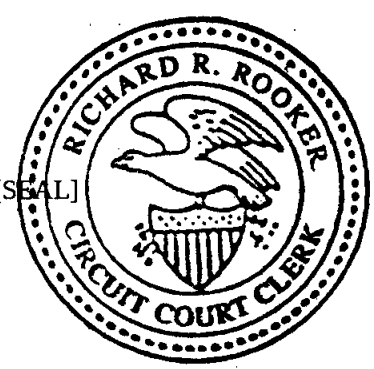
STATE OF TENNESSEE

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 28 day of MARCH, 2019, in Docket Number 19P450, IN RE: BUTLER, WILLIAM B., 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 08 day of APRIL in the year 2019 and in the 242 year of American Independence.

RICHARD R. ROOKER, Clerk,

[SEAL]



By: _____

Deputy Clerk