Karen Johnson Davidson County
Batch# 289307 WILL
09/23/2019 08:18:22 AM 6 pgs
Fees: $32.00 Taxes: $0.00
20190923-0096033

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. **19P-1430**.

ESTATE OF WILLIAM BARRY SMITH

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 12th day of September in the year Two Thousand and nineteen.

RICHARD R. ROOKER, Clerk

By: _____ Deputy Clerk

RICHARD R. ROOKER CIRCUIT COURT CLERK

19P1430

FILED
SEP 12 2019
DONNA R. ROOKER, Clerk
By _____ D.C.

Last Will and Testament of William Barry Smith

I, **William Barry Smith** of Old Hickory, Wilson County, Tennessee, being of sound mind and disposing memory, do make, declare and publish this my last will and testament, hereby revoking all former wills and codicils.

ITEM I
REFERENCES

References. All references to my spouse or wife refer to Reba Doris Smith of Old Hickory, Tennessee. All references to my children, heirs, or issue refer to my daughters, Kimberly Dawn Walker of Lebanon, Tennessee and Kelly Denise Hernod of Greenbriar, Tennessee.

ITEM II
DEBTS, ADMINISTRATION EXPENSES AND TAXES

I direct that all my lawful debts, including my funeral expenses and the costs of administration of my estate, be paid by my Personal Representative as soon as practicable after my death. I further direct that my Personal Representative pay all the estate, inheritance, succession and other death taxes which shall become payable by reason of my death, whether in respect of property passing under this will or otherwise, as an expense of administration, without apportionment.

ITEM III
REAL PROPERTY

I hereby vest title to all my interest in real estate in my Personal Representative and all real estate which I own or in which I have an interest as of the date of my death shall be considered a part of my probate estate and treated as personalty for the purposes of administration of my estate.

ITEM IV
DISPOSITION OF PERSONAL EFFECTS

I bequeath to my wife, Reba Doris Smith if she shall survive me, any property owned by me at the time of my death, including any real property, household furnishings, automobiles, and personal effects.

If my wife shall not survive me then I bequeath all such property in its entirety to my daughters Kelly Denise Hernod and Kimberly Dawn Walker, in equal shares, share and share alike, *per stirpes*.

ITEM V
RESIDUARY ESTATE

All the rest, residue and remainder of the property that I may own at the time of my death, I devise and bequeath to my wife, Reba Doris Smith if she shall survive me.

If my said wife shall not survive me, then I devise and bequeath my residuary estate to my daughters, Kelly Denise Hernod and Kimberly Dawn Walker, in equal shares, share and share alike *per stirpes*.

ITEM VII
PRESUMPTION AS TO SURVIVORSHIP

If my wife and I shall die under such circumstances that there is not sufficient evidence to determine the order of our deaths, then it shall be presumed that she predeceased me, and my estate shall be administered and distributed, in all respects, in accordance with such presumption.

ITEM VII
POWERS OF PERSONAL REPRESENTATIVE

I authorize my Personal Representative or any alternate personal representative, in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming a part of my estate, to exercise any and all the powers set forth in Tennessee Code Annotated Section 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 even should said statute be amended or repealed at the time of my death.

ITEM VIII
FIDUCIARIES

I appoint my wife, Reba Doris Smith to be the Personal Representative of this my last will and testament. If Reba Doris Smith should predecease me, refuse to serve or fail to qualify as Personal Representative, or having qualified shall die or resign; then in such event I appoint my daughter Kimberly Dawn Walker of Lebanon, Tennessee as alternate Personal Representative hereunder. I direct that no bond, inventory, accounting, or other security be required of my primary Personal Representative or alternate Personal Representatives for the faithful performance of their duties as such.

{The rest of the page left intentionally blank}

IN WITNESS WHEREOF, I have hereunto subscribed my name to this my last will and testament, consisting of this and the preceding three (3) typewritten pages, and for the purpose of identification, I have initialed each such page at the bottom thereof, all in the presence of the persons witnessing it, at my request, at 2306 N. Mt. Juliet Road, Mt. Juliet, Tennessee on this the 14th day of August 2013

William Barry Smith

William Barry Smith, Testator

Signed, sealed, published and declared by the Testator, William Barry Smith, to be his last will and testament in the presence of all of us at one and the same time, and we, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of said Testator and to the performance of the aforesaid act of execution at the place and on the date hereinabove set out.

WITNESSES:

Jacquie Putty

Jacquie Putty, Witness
Mt. Juliet, Tennessee

Cathryn Armistead, Witness
Mt. Juliet, Tennessee

Affidavit

STATE OF TENNESSEE)
COUNTY OF WILSON)

The undersigned, being first duly sworn, do hereby depose and say as follows:

1. The Testator, William Barry Smith, signed the foregoing paper writing, declaring it as and for his Will on this the 14th day of August 2013 in our presence.

2. At the request of said Testator, we then each signed said paper writing as attesting witnesses thereto, in the presence of the Testator and in the presence of each other.

3. At the time he signed said paper writing, the Testator appeared to be over eighteen (18) years of age, of sound mind and disposing memory, and legally capable of making a Will.

WITNESSES:

Jacquie Putty, Witness
Mt. Juliet, Tennessee

Cathryn Armistead, Witness
Mt. Juliet, Tennessee

SWORN TO AND SUBSCRIBED before me this 14th day of August 2013.

My Commission Expires: 10.28.15

Notary Public

YANCY BELCHER
STATE OF TENNESSEE NOTARY PUBLIC
WILSON COUNTY

This Instrument Was Prepared By:

Yancy Belcher (#021158)
Attorney At Law
2306 N. Mt. Juliet Road
Mt. Juliet, Tennessee 37122
(615) 773-2889