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20P229



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FEB 06 2020

Last Will & Testament

Of

Jean Boleyjack Whitaker



DATED: December 8, 2011

Prepared by:
Bell & Kinslow, PLLC
2109 Buena Vista Pike
Nashville, TN 37218
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Karen Johnson Davidson County
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JBW
Initial: Jean Whitaker

Last Will & Testament of
Jean Boleyjack Whitaker

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I, Jean Boleyjack Whitaker, a resident of and domiciled in Davidson County, Tennessee, make, publish and declare this to be my Last Will and Testament, revoking all wills and codicils at any time heretofore made by me.

FIRST: I direct that the cost of my last illness and funeral expenses including but not limited to expenses of the administration of my estate, and all estate, inheritance and similar taxes payable with respect to property included in my estate, whether or not passing under this will, and all property taxes and insurance the year of my death, and any interest or penalties thereon, shall be paid by my Executor, out of my residual estate without apportionment and with no right of reimbursement from any recipient of any such property.

SECOND: I hereby give, devise, and bequeath to William ("Bill") Boleyjack, Vickie Clemmons, Kimberly Frierson, and Michael Boleyjack if each shall survive me, all of my right, title, and interest in and to my house and lot commonly known as 1832 10th Avenue North, Nashville, TN 37208. The Executor shall pay any property taxes and insurance on my house that are due and owing from monies in my estate before division of any monies.

THIRD: All the rest, residue and remainder of the personal property that I may own at the time of my death I wish to stay in the house with my children Kimberly Frierson and Michael Boleyjack who will live in the house after my passing. All liquid assets including the Regions bank account, money market account, checking account and savings account are to be divided equally between the following children: William ("Bill") Boleyjack, Kimberly Frierson, Michael Boleyjack, Vickie Clemmons, Ricky Boleyjack, Reginald Boleyjack, and Yvette Boleyjack Scales. I leave to my daughter Melanie Esaw the amount of $500.00 only. If any child shall predecease me, their share of the estate shall be divided amongst the remaining children listed as recipients of the bequests and shall not pass to their heirs.

FOURTH: I grant to my Executor/Substitute Executor all powers conferred on Executors under Tennessee Code Annotated Section 35-50-110, as amended, or any successor thereto, and all powers conferred upon Executors wherever my Executor may act. I also grant to my Executor power to retain, sell at public or private sale, exchange, grant options on, invest and reinvest, and otherwise deal with any kind of property, real, or personal, for cash or on credit; to borrow money and encumber or pledge any property to secure loans; to exercise all powers of an absolute owner of property; to compromise and release claims with or without consideration; and to employ attorneys, accountants and other persons for service or advice.

FIFTH: I appoint my son William ("Bill") Boleyjack to be the Executor of this my last will and testament. If my said Executor shall predecease me or for any

J B W
Initial, Jean Whitaker

reason shall fail to qualify as Executor hereunder (or having qualified, dies or resigns), then in such event I appoint my daughter Vickie Clemmons as Substitute Executrix hereunder. I direct that no bond, accounting or other security be required of my said Executor or Substitute Executor for the faithful performance of their duties as such. Nothing herein, however shall be construed as limiting the right of my Executor to seek a judicial settlement of any account.

SIXTH: If any property of my estate vests in absolute ownership in a minor or incompetent, my Executors, at any time and without court authorization, may: distribute the whole or any part of such property to the beneficiary; or use the whole or any part for the health, education, committee or other legal representative of the beneficiary, or to a custodian for the beneficiary under any gifts to minors or transfers to minors act, or to the person or persons with whom the beneficiary resides. Evidence of any such distribution or the receipt therefore executed by the person to whom the distribution is made shall be a full discharge of my Executors from any liability with respect thereto, even though my Executors may be such person. If such beneficiary is a minor, my Executor may defer the distribution of the whole or any part of such property until the beneficiary attains the age of twenty-one (21) years, and may hold the same as a separate fund for the beneficiary with all of the powers described in Article Four ("FOURTH") hereof. If the beneficiary dies before attaining said age, any balance shall be paid and distributed to the estate of the beneficiary.

SEVENTH: I direct that for purposes of this will a beneficiary shall be deemed to predecease me unless such beneficiary survives me by more than thirty (30) days.

Initial, Jean Whitaker

IN WITNESS WHEREOF, I, **JEAN WHITAKER,** sign my name and publish and declare this instrument that is **five** (5) pages as my Last Will & Testament this 8th **day** of December **2011.**

Jean Boleyjack Whitaker
JEAN BOLEYJACK WHITAKER

The foregoing instrument was signed, published and declared by **JEAN BOLEYJACK WHITAKER** the above-named Testator, to be his last will and testament in our presence, all being present at the same time, and we, at his request and in his presence and in the presence of each other, have subscribed our names as witnesses on the date above written.

E. S.
Witness

2010 Deer Valley Dr.
Spring Hill TN 37174
Residing Address

Carey D Jenkins Sr.
Witness

2715 Whites Creek Pike
Nashville TN 37207
Residing Address

J B W.
Initial, Jean Whitaker

AFFIDAVIT

We, Erin Stevenson and Corey D. Jenkins, the undersigned, being first duly sworn, do hereby declare to the undersigned authority that the Testator, **JEAN BOLEYJACK WHITAKER** signed and executed said instrument as his Last Will and Testament in the presence and hearing of the witnesses, and that he had signed willingly, and that he executed it as his free and voluntary act and deed for the purposes therein expressed, and that each of the witnesses at the request of the Testator, in the presence and hearing of the Testator and each other, signed the will as witness and that to the best of his knowledge the Testator was at the time at least eighteen years of age, of sound mind and under no constraint, duress, fraud or undue influence.

Jean Boleyjack Whitaker
JEAN BOLEYJACK WHITAKER, Testator

E. St

Erin Stevenson, **Witness**

Corey D. Jenkins Sr.

Corey D. Jenkins Sr., **Witness**

Subscribed, sworn to and acknowledged before me by the said **JEAN WHITAKER,** Testator and subscribed and sworn to before me by the said Erin Stevenson and Corey D. Jenkins as witnesses, this 9th day of December, 2011.

1-9-12
My Commission Expires

Florence King
NOTARY PUBLIC

FLORENCE KING
NOTARY PUBLIC
STATE OF TENNESSEE
SUMNER COUNTY
My Commission Expires JAN. 9, 2012

GBW
Initial, Jean Whitaker

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. **20P-229**.

ESTATE OF JEAN BOLEYJACK WHITAKER

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 6th day of February in the year Two Thousand and twenty.

RICHARD R. ROOKER, Clerk

By: _____ Deputy Clerk

