Karen Johnson Davidson County
Batch# 406820 WILL
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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-796**.

ESTATE OF WILLIAM GILLESPIE CLARK

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 27th day of May in the year Two Thousand and twenty.

RICHARD R. ROOKER, Clerk

RICHARD R. ROOKER CIRCUIT COURT CLERK

By: _____
Deputy Clerk

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20P796

Last Will and Testament of William Gillespie Clark

I, William Gillespie Clark, of Davidson County Tennessee, being of sound mind, suffering from no mental disability or impairment, under no duress or undue influence, and over 18 years of age, declare this to be my last will and testament and revoke all earlier wills and codicils.

FILED
MAY 27 2020
RICHARD R. ROOKER, Clerk
Deputy

Article I: My Fiduciaries

A.) *Appointment of Executor.* I appoint my stepson, Richard Scott White, to serve as my executor. If it becomes necessary for Richard to qualify in any jurisdiction in which he is unable or unwilling to qualify as my executor, then, I ask that Brett Clark be appointed as my executor.

B.) *Waiver of Bond and Court Supervision.* No bond or other security will be required from any fiduciary. Any fiduciary may act without qualifying before any court or filing with any court any inventory, accounting, settlement, or other report relating to the administration of my estate unless otherwise required by law to do so.

Article II: Payment of Debts, Expenses, and Taxes

A.) *Payment of Debts and Expenses.* All my debts; health care expenses; funeral, cremation and/or burial expenses; and, the administration expenses of my estate will be paid out of my residuary estate, which is presently located at an address known as 2305 Brittany Drive Nashville, TN 37206. However, unless I have specifically provided otherwise, I direct that if any property in my estate is bound by any mortgage, lien, or other encumbrance, then the recipient of such property will take it subject to such mortgage, lien, or encumbrance. My fiduciaries, in their discretion, may decline to pay any of my debts or expenses from life insurance proceeds that are exempt from creditors' claims.

B.) *Payment of Death Taxes.* All death taxes (other than death taxes that are paid from property passing outside of this will, pursuant to the terms of such property's governing instrument) will be paid out of my residuary estate as an administration expense and will not be charged against or recovered from any recipient of the property taxed, except that my executor will recover as provided by law any death tax attributable to property i.) over which I have a power of appointment, ii.) in which I have a qualifying income interest for life, or iii.) in which I have a retained interest for life to the extent that any death tax recoverable by law is not otherwise paid out of such property.

Article III: Disposition of Estate

A.) *Identification of Beneficiaries.* My sole beneficiaries for the purposes of this will are Richard Scott White, Christopher Laurence Clark and Brett Gower Clark.

B.) *Gift of Tangible Personal Property and Desires for Residuary Estate.* All my tangible personal property that I did not hold solely for investment purposes, including, but not limited to, my automobiles, household furniture and furnishings, clothing, jewelry, collectibles, and personal effects, together with all policies of insurance thereon, will be disposed of as follows:

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1.) I would like for my oldest son, Christopher Laurence Clark to have anything that is firearm related;

2.) I would like my stepson, Richard Scott White, to have my real estate, if and only if, he is willing to allow Patricia Dorsett to have a life tenancy in the property otherwise known as the property at 301 Riverside Dr. I would request that Richard allow Ms. Dorsett to continue to pay rent at the same rate she is paying at the time of my death. If Ms. Dorsett moves, passes away or in any way no longer resides at this property, I would like for Richard to have possession of this property without incident.

3.) I would like for Brett Gower Clark, my youngest son, to have the duplex and property located at 2303-2305 Brittany Dr., Nashville, TN 37206.

4.) I would like to ask that my executor use his best efforts to identify any other personal or real property, or any other type of financial assets that I may leave behind that are not described above and do his best in dividing said property, assets and belongings of mine equally among Christopher, Richard and Brett.

5.) Any property or belongings of mine that my children do not wish to inherit, I would like my executor to donate those items to Good Will or another charity of similar principle.

Article IV: Administrative Powers of Fiduciaries

In addition to the powers conferred by law or elsewhere in this will, I grant to my executor, with respect to the property in my estate (including all my real property that will be treated as personal property in the administration of my estate), the discretionary powers set forth below, to be exercised without court order and for any purpose that my executor may deem advisable:

A.) *Powers Incorporated by Reference.* All the powers set forth in Tennessee Code Annotated Section 35-50-110, and such powers are incorporated here by reference with the same effect as though set forth verbatim herein.

B.) *Distributions To or For the Benefit of a Beneficiary.* Whenever authorized or directed to distribute property to a beneficiary, whether or not under a legal disability, the power to distribute such property, unless otherwise directed, i.) directly to such beneficiary, but only if such beneficiary is over 18 years old at the time of distribution, and including the transfer of property into such beneficiary's name as by depositing cash or registering securities in his or her name, ii.) to a custodian for such beneficiary under a uniform gifts or transfers to minors act, iii.) to the guardian of the person or property of such beneficiary, or iv.) to any other person, firm, or institution, to be held in trust and used for the benefit of such beneficiary, and the receipt of such property by any of the foregoing parties will constitute a full acquittal of the fiduciary to the extent of the distribution so made.

Article V: Definitions

For the purposes of the will, the following definitions will apply:

A.) "*Death Taxes*". The term "death taxes" means any federal, state, or local inheritance, estate, transfer, and succession taxes, and any interest and penalties on such taxes, imposed by reason of

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my death by any jurisdiction, with respect to property passing under or outside of the provisions of this will or any codicil to it, that is includible in my estate for the purpose of determining such tax.

C.) *Use of Terms.* The term "executor" includes any personal representatives of my estate acting under this will, such as a successor executor or executors and any administrator with the will annexed, and it includes the terms "fiduciary", "fiduciaries", "executrix", and "executrixes" (whenever the context may require it). When used in this instrument, the singular number includes the plural, the plural includes the singular, and the use of any gender will be applicable to all genders.

Article VI: Identification of Attorney

Should any question arise as to the construction or application of this instrument, or as to any of its provisions, or if legal counsel is needed by my executor, fiduciaries, or beneficiaries in administering this instrument, I suggest that my executor, fiduciaries, or beneficiaries consult with attorney Kevin W. Teets Jr., J.D. at Eastside Legal, 731 Porter Rd. Nashville Tennessee, 37206.

IN WITNESS WHEREOF, I sign, publish, and declare this instrument to be my last will and testament, and for the purpose of identification I have placed my initials at the foot of each preceding page, on this 6th day of June, 2016.

William Gillespie Clark

Signed, published, and declared by William Gillespie Clark as and for her last will and testament in our presence and we, at her request and in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses, on the date and year set out above.

[redacted], residing at 2310 Elliott Ave #137, Nashville, TN 37204

Amanda Guy, residing at 731 Porter Rd, Nashville, TN 37206

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Affidavit of Subscribing Witnesses

State of Tennessee
County of Davidson

Kevin Kelly and Amanda Kelly,

having first been duly sworn, depose and say:

1.) Affiants have examined the signature page of the last will and testament of William Gillespie Clark dated the 6 day of June, 2016, and state that the signatures of witnesses appearing thereon are theirs.

2.) Affiants state that on the above date, the testatrix, William Gillespie Clark, signified to them that the instrument is her last will and testament and that she wished them to witness it.

3.) Affiants state that the testatrix herself, being of sound mind, suffering from no mental disability or impairment, under no duress or undue influence, and over 18 years old, signed in their presence, and subsequently Affiants signed in the presence of the testatrix, at her request and in the presence of each other.

4.) Affiants state that they were, on the 6 day of June, 2016, both of sound mind and over 18 years old.

Sworn to and subscribed before me, on this 6 day of June, 2016.

Notary Public

My Commission Expires: MY COMMISSION EXPIRES: January 9, 2018.

CAMILLIA L. MAYS STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY MY COMMISSION EXPIRES 1-9-2018