Karen Johnson Davidson County
Batch# 621271 WILL
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20210423-0054352

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 19 day of AUGUST, 2020, in Docket Number 20P1180, IN RE: UPCHURCH, MICHAEL K, 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 21 day of APRIL in the year 2021 and in the 244 year of American Independence.

RICHARD R. ROOKER, Clerk,

[SEAL]

RICHARD R. ROOKER CIRCUIT COURT CLERK

By: _____
Deputy Clerk

Copy

EFILED 08/19/20 11:35 AM CASE NO. 20P1180 Richard R. Rooker, Clerk

M.K.U

FILED

AUG 19 2020

RICHARD R. ROOKER, Clerk
By: Deputy

LAST WILL AND TESTAMENT

OF

Michael K. Upchurch

20P1180

I, Michael K. Upchurch, of the County of Davidson, and State of Tennessee, being of sound and disposing mind and memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils previously made by me.

ARTICLE I: DECLARATIONS

I declare that I am a widower as of the date of this Will and that my wife, Jeannette Upchurch, is deceased. I further declare that I have two (2) children, namely: Nicholas Upchurch of Nashville, Tennessee and Andrew Upchurch of Ashland City, Tennessee.

ARTICLE II: REAL PROPERTY – This includes the house and properties at the addresses of 4412 Bull Run Road, 4415 Bull Run Road and associated properties (Bert Dozier Property) and 50% of 5014 Pine Valley Road, Ashland City, Tennessee 37015

At the time of my death I bequeath the house and land located at 4412 Bull Run Road in Davidson County, Tennessee to Andrea K. English

At the time of my death I bequeath the house and lands at 4415 Bull Run Road in Davidson County, Tennessee to Andrea K. English

At the time of my death I bequeath my portion of the house and land at 5014 Pine Valley Road, Davidson County, Tennessee to Andrea K English

ARTICLE III: TANGIBLE PERSONAL PROPERTY – This includes contents of the houses at the addresses of 4412 Bull Run Road, 4415 Bull Run Road, and 5014 Pine Valley Road, Ashland City, Tennessee 37015. Andrea K English

I give all of the tangible personal property that I may own at the time of my death, which is not otherwise specifically bequeathed under this Will, including my personal effects, jewelry, household furniture and furnishings, garden and lawn furnishings and equipment, books, silver, art objects, hobby equipment and collections, wearing apparel, automobiles, and other personal articles, to Andrea K English

Michael K Upchurch Aug. 01, 2014

Michael K. Upchurch

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M.K.U

ARTICLE IV: RESIDUARY ESTATE – Anything not specifically stated (Anything left out)

All the rest, residue and remainder of the property that I may own at the time of my death, whether real, personal or mixed, of whatever kind and nature and wherever situated, including all property that I may acquire or become entitled to after the execution of this Will, or other gifts made by this Will that fail for any reason, but excluding any property over or concerning which I may have any power of appointment (all hereinafter referred to as my "residuary estate"), I give, devise and bequeath outright and free of any trust to Andrea L. English.

ARTICLE V: APPOINTMENT OF EXECUTORS

A. I nominate and appoint Andrea L. English as Executor(s) under this Will and, reposing special trust and faith in them, direct that no bond or other security be required for the faithful performance of their duties or, if bond is required, that sureties thereon be waived.

B. In addition to any other powers that may be conferred by law, I give my Executors under this Will, including any successor or successors thereto, those powers set forth in the Tennessee General Statutes, any of which may be exercised without the need for court order.

C. An inventory by the Executor(s) of this will of the real and personal properties listed in this will is waived.

D. An accounting of the estate by the Executor(s) of this will is waived.

ARTICLE VI: SURVIVORSHIP PRESUMPTION

If any beneficiary under this Will fails to survive me by thirty (30) days, it shall be deemed for all purposes of this Will that such beneficiary did not survive me.

ARTICLE VII: FORFEITURE PROVISION

If any beneficiary named herein contests the admission of this Will into probate or institutes or joins in any proceedings as a plaintiff to contest the validity of this Will or any provision hereof (except in good faith and with probable cause), then all gifts, bequests and devises to such beneficiary shall lapse and my estate shall be administered and distributed in all respects as though such beneficiary had not survived me.

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mkd

IN WITNESS WHEREOF, I have subscribed my name to this, my Last Will and Testament, consisting of 3 pages; and, for purposes of identification, I have initialed each preceding page in the presence of two persons witnessing at my request, this 01 day of Aug, 2014.

Michael K. Upchurch

Signed, sealed, published and declared by the above named Michael Upchurch, as and for his Last Will and Testament, *in the presence of us, who, at his request, in his presence and in the presence of each other have* hereunto subscribed our names as witnesses on the day and year last above written.

Edward A. Bentley of 5631 Pine Valley Rd Ashland City TN. 37015-9407

Danny W. Bentley of 5031 Pine Valley Rd, Ashland City TN. 37015-9407

STATE OF Tennessee)

) ss.

COUNTY OF ~~Davidson~~ Cheatham)

01 day of August, 2014.

We, the undersigned, being duly sworn, do depose and say that we witnessed the within Will of the within named Testatrix, Michael Upchurch; that we subscribed the same in his presence, in the presence of each other, and at his request; that the said Michael Upchurch, at the time of signing said Will appeared to us to be of full age and of sound and disposing mind and memory, and competent to make a testamentary disposition of real and personal property; that he voluntarily signed said Will and declared the same to be his Last Will and Testament in our presence; and that this affidavit is made at the request of the said Michael Upchurch.

Aug 01, 2014

Michael K Upchurch

Subscribed and sworn to this 27th day of Aug, 2014, before me.

KAYLIN D COWLEY-CHANDLER STATE OF TENNESSEE NOTARY PUBLIC CHEATHAM COUNTY

Kaye Chandler

MY COMMISSION EXPIRES
DECEMBER 03, 2014