Karen Johnson Davidson County
Batch# 767835 WILL
12/06/2021 11:07:30 AM 10 pgs
Fees: $52.00 Taxes: $0.00
20211206-0161288

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 AMENDED PETITION heretofore filed in the SEVENTH Circuit Court for Davidson County, Tennessee, on the 01 day of JULY, 2021, in Docket Number 21P968, IN RE: WILLIS, ELLEN RUTH, 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 19 day of NOVEMBER in the year 2021 and in the 245 year of American Independence.

RICHARD R. ROOKER, Clerk,

[SEAL]

By: _____
Deputy Clerk

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EFILED 07/01/21 04:44 PM CASE NO. 21P968 Richard R. Rooker, Clerk

IN THE SEVENTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE (PROBATE DIVISION)

IN THE MATTER OF:	)	
	)	
THE ESTATE OF	)	
ELLEN RUTH WILLIS	)	
Decedent	)	**No. 21P968**
	)	
	)	
ELLEN STOKES BANKS	)	
Petitioner	)	

AMENDED PETITION FOR PROBATE OF WILL AND GRANTING OF LETTERS TESTAMENTARY

Comes now your Petitioner, Ellen Stokes Banks and would respectfully show unto this Honorable Court the following:

1. The Decedent.

The Decedent, Ellen Ruth Willis ("Decedent"), a former resident of Davidson County, Tennessee, was born on February 14, 1927 and died in Newport News, Virginia on February 9, 2021, at the age of ninety-three (93) years. A true and correct copy of the Decedent's Certificate of Death is attached hereto as collective **Exhibit A**.

The Decedent's place of residence was 3109 John A. Merritt Drive, Nashville, Davidson County, Tennessee 37209. The Decedent's full name was Ellen Ruth Willis. Prior to Decedent's death, this Court appointed the Petitioner, Ellen Stokes Banks to serve as the Decedent's Conservator, docket #19P2064.

2. Decedent's Heirs.

As stated herein, Decedent was ninety-three (93) years of age. She was the only child of her parents, who predeceased her. Additionally, she never married and never had any children. Petitioner has made a good faith effort to find the heirs of the Decedent. Upon information and belief, the Decedent's heirs that are currently known are as follows:

Name	Age	Relationship	Residence Address	Mailing Address
Norma L. Daye	Adult	Cousin	1230 Webster Ave. Apt. 6A Bronx, NY 10457	Same
Frankie Keck Turner	Adult	Cousin	327 South Lakeview Drive Harrisburg, PA 17110	Same

3. Decedent's Property.

(a) Personal Property. Decedent owned personal property at the time of her death. The value is approximately Two Hundred Seventy Thousand ($270,000) dollars.

(b) Real Property. Decedent owned improved real estate at the time of her death. The value is unknown at this time.

4. Decedent's Will.

Decedent left a Last Will and Testament ("Will"), dated June 15, 2016, which Petitioner states is duly signed, declared, published and attested. The original Last Will & Testament was previously filed with the Court, and a true copy of that instrument is attached as **Exhibit B** and made a part of this Petition.

Petitioner has made a thorough search for wills or codicils signed later than the one presented or documents revoking the one presented but has not found any later will or codicil or document revoking the presented document. Having found no later will or codicil or document

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revoking the document presented, the Petitioner believes the presented document is the Decedent's last will.

5. Will Witnesses.

The attesting witnesses to the Decedent's will were Mercedes C. Maynor-Faulcon and Darleen Blocker. They have both signed additional affidavit attached as **Exhibit C.**

6. Will Beneficiaries.

(a) Item III(C) of the Will, states, "Except as otherwise stated in the Second paragraph above, in the event that any of the above-named individuals predecease me or fail to survive me by sixty (60) days, then I give, devise and bequeath that individual's bequest to their lineal descendants, per stirps (sic), that survive me." The sixty (60) day time frame has passed, and the following heirs predeceased Decedent:

Name/Address	Relationship
Francis K. Robinson	Cousin
Leanna Louise Day	Cousin and Goddaughter
Annie M. Moore	Cousin
LaVernee Keck-Reed	Cousin

(b) The following persons named as beneficiaries under the Decedent's Will are still living, and their names, ages, and addressees are as follows:

Ellen Stokes Banks 2370 Redbud Tree Dr. Apex, NC 27539	Goddaughter	Adult
Patra Stokes Johnson 9 Moores Lane South, Newport News, Virginia 23606	Goddaughter	Adult

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Norma L. Day 1985 Webster Avenue, Apt. 324 Bronx, New York 10457	Cousin	Adult
Frankie Keck 327 South Lakeview Drive Harrisburg, PA 17110	Cousin	Adult
Brandon Boyd 610 Red Feather Court Columbia, MO 65203	Friend	Adult

(c) The following individuals are the lineal descendants of the individuals listed in 6(a) above who predeceased the Decedent:

Therron Phipps Son of Francis K. Robinson (Deceased) 201 N. Elm Street, Suite 309 Greensboro, NC 27401	Cousin	Adult
Randall Phipps Son of Francis K. Robinson (Deceased) 3516 Chippendale Trail Greensboro, NC 27406	Cousin	Adult

The Will specifically names Norma L. Day as the contingent beneficiary for Leanna Louise Day which is listed in the Second Paragraph of Item III(C); therefore, Leanna Louise Day's lineal descendants are not beneficiaries.

Petitioner is still trying to find the lineal descendants of Annie M. Moore and LaVernee Keck-Reed.

7. Petitioner's Identification.

Pursuant to Item IV of the Will, the Petitioner is to be appointed Executrix. Petitioner has not been convicted of a misdemeanor or felony, and Petitioner is ready, willing and able to serve as Executrix. Further, Item IV of the Will waives the requirements of posting a bond.

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The Petitioner's name, relationship and mailing address are as follows:

Name/Address	Relationship	Age
Ellen Stokes Banks 2370 Redbud Tree Dr. Apex, NC 27539	Goddaughter	Adult

Upon approval, Petitioner will apply as a Non-Resident Fiduciary with the Tennessee Secretary of State's office.

8 Notice.

Notice has been provided to the above listed Will Beneficiaries. Petitioner is making diligent efforts to find the remaining beneficiaries.

9 TennCare Benefits.

Decedent was not enrolled in the TennCare program; however, Petitioner agrees to send proper notice to TennCare, and shall file the TennCare waiver upon receipt of same.

PRAYER FOR RELIEF

Petitioner prays that:

(1) The sworn statement of the subscribing witnesses to the Will be accepted by the Court and that probate of the Will may be granted and the same ordered for record;

(2) Petitioner be appointed to serve as Executor, with notice by publication to be given in the local newspaper to the creditors of the estate as required in T.C.A. § 30-2-306;

(3) The Probate Clerk be directed to administer the oath, qualify the Executrix and to issue Letters Testamentary;

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(4) The Petitioner be exempt from filing inventory, interim accountings and is not required to post a bond.

(5) The Petitioner be granted such additional relief as the Court may deem proper under the circumstances.

PETITIONER:

Ellen S. Banks

ELLEN STOKES BANKS

THIS MATTER IS SET FOR HEARING ON August 19 **, 2021 AT** 1:30 P.M. ~~.00 A.M.~~

Respectfully submitted:

BONE MCALLESTER NORTON PLLC

/s/ William J. Haynes, III

Kee Bryant-McCormick, BPR No. 024937
William H. Haynes, III, BPR No. 017398
100 Bluegrass Commons, Building II
Hendersonville, TN 37075
Telephone: (615) 780-7985; Facsimile: (615) 780-7986
kbryantmccormick@bonelaw.com
whaynes@bonelaw.com

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STATE OF North Carolina)
)
COUNTY OF Wake)

Personally appeared before the undersigned a, Notary Public for the State of North Carolina, the above named Petitioner who, being duly sworn by me, deposes and says that the statements in the foregoing Petition are true to Petitioner's knowledge except as to matters therein stated to be on information and belief, and these matters Petitioner believes to be true.

Ellen S. Banks
Ellen Stokes Banks, Petitioner

Sworn to and subscribed before me this 9TH day of June, 2021.

Julie Smith
NOTARY PUBLIC

My Commission Expires October 1st 2025

JULIE SMITH NOTARY PUBLIC WAKE COUNTY, NC My Commission Expires 10/01/2025

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on the following via first class mail, postage prepaid, this the 1st day of July, 2021.

Ellen Stokes Banks
2370 Redbud Tree Dr.
Apex, NC 27539

Patra Stokes Johnson
9 Moores Lane South,
Newport News, Virginia 23606

Norma L. Day
1985 Webster Avenue, Apt. 324
Bronx, New York 10457

Frankie Keck
327 South Lakeview Drive
Harrisburg, PA 17110

Brandon Boyd
610 Red Feather Court
Columbia, MO 65203

Therron Phipps
201 N. Elm Street, Suite 309
Greensboro, NC 27401

Randall Phipps
3516 Chippendale Trail
Greensboro, NC 27406

/s/ William J. Haynes, III

CERTIFICATE OF AUTHENTICITY

I, William J. Haynes, III, do hereby make oath that I am a licensed attorney and/or the custodian of the original version of the electronic document tendered for registration herewith and that this electronic document is a true and exact copy of the original document executed and authenticated according to law on November 19, 2021.

Affiant Signature

30 Nov 2021
Date

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Sworn to and subscribed before me this 30th day of November, 2021.

Notary's Signature

My Commission Expires: 3/7/23.

