Karen Johnson Davidson County
Batch# 947261 WILL
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STATE OF TENNESSEE

I, JOSEPH P. DAY, Clerk of the Circuit Court for Davidson County, do hereby certify that the foregoing is a true and complete copy of the LAST WILL & TESTAMENT heretofore filed in the Seventh Circuit Court (Probate Division) for Davidson County, Tennessee, on the 1ST day of DECEMBER, 2022, in Docket Number 22P2046, IN RE: DOROTHY C. TATE, 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 1ST day of DECEMBER in the year 2022 and in the 246 year of American Independence.

JOSEPH P. DAY, Clerk

By: _____
Deputy Clerk

[SEAL]

JOSEPH P. DAY
CIRCUIT COURT CLERK

LAST WILL AND TESTAMENT
OF
DOROTHY C. TATE

22D-2046

FILED
DEC 01 2022
Clerk
Deputy

KNOW ALL MEN BY THESE PRESENTS:

I, Dorothy C. Tate, of Nashville, Davidson County, Tennessee, declare this to be my Last Will and Testament, hereby revoking all other wills and codicils that I may have heretofore made.

ARTICLE I - PERSONAL REPRESENTATIVE

I hereby nominate and appoint my daughter, Sandra T. Nixon, to serve as Personal Representative of my estate. I grant to my Personal Representative the power and authority hereinafter described. If my daughter is unable to serve for any reason or shall resign, I hereby nominate and appoint my granddaughters, Sara C. Nixon and Caitlin A. Nixon, to serve as successor Co-Personal Representative of my estate. I grant to the successor Personal Representatives all power and authority herein conferred to the original Personal Representative. I excuse my Personal Representative and Successor Personal Representatives from the requirement of making bond for the faithful performance of his or her duties, bond being expressly waived. I excuse my Personal Representative and Successor Personal Representatives from the requirement of making and filing an inventory of my estate. I waive the requirement for my Personal Representative and Successor Personal Representatives to make and file detailed accountings with any court having probate jurisdiction of my estate.

ARTICLE II - PAYMENT OF CLAIMS, EXPENSES AND TAXES

I direct my Personal Representative to pay from my probate estate all expenses of my last illness, funeral expenses, federal and state income taxes, costs of administration, and other proper charges against my estate. I authorize my Personal Representative, in her absolute discretion, to allocate the costs of administration between the income and principal of my estate.

My Personal Representative shall also pay all estate and inheritance taxes payable because of my death as an expense of administration of my estate before distribution of

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INITIALS

my estate. All estate and inheritance taxes payable because of my death shall not be equitably prorated but instead shall be paid from the residue of my estate.

ARTICLE III - PROPERTY DISTRIBUTION

I give, devise and bequeath all of my property of every kind or nature and wherever located, including all property over which I have power of appointment or disposal and the proceeds of all life insurance policies owned by me which are payable to my estate, my Personal Representative or assigns, as follows:

A. To my daughter, Sandra T. Nixon, I give, devise and bequeath all of my tangible personal property.

B. To my daughter, Sandra T. Nixon, I give, devise and bequeath all of the rest, residue, and remainder of my estate.

C. If my daughter shall not survive me, or shall die within thirty (30) days after the date of my death, then I give, devise and bequeath all of my estate to my granddaughters, Sara C. Nixon and Caitlin A. Nixon, in equal shares, or if they do not survive me, to my living heirs as prescribed under the laws of intestate succession of the State of Tennessee.

D. My daughter shall have the right to disclaim all or part of the property, powers or interest in my estate, as provided by Tennessee Code Annotated § 31-1-103 and Internal Revenue Code § 2518. If my daughter disclaims any property, power, or interest in my estate, then the disclaimed interest shall pass to my granddaughters, Sara C. Nixon and Caitlin A. Nixon.

E. If a beneficiary eligible to receive distributions from my estate has not attained the age of twenty-one (21) years, my Personal Representative may make the distributions directly to the beneficiary, to a legal guardian of the beneficiary, or to a custodian selected by my Personal Representative for the beneficiary subject to the terms of the Tennessee Uniform Transfers to Minors Act.

ARTICLE IV - POWERS OF PERSONAL REPRESENTATIVE

The Personal Representative named in this Will shall be governed by the provisions of the Tennessee Code, as amended, that are not in conflict with this instrument. The

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Personal Representative is granted all powers enumerated in Tennessee Code Annotated § 35-50-110, which are incorporated herein by reference, and shall have all additional powers and protection granted by statute at the time of application that are not in conflict with this instrument.

All real property owned by me at my death shall not vest immediately in the beneficiaries named in this instrument, but rather my real property shall be administered and distributed as part of my estate subject to the control of my Personal Representative as authorized by Tennessee Code Annotated § 31-2-103.

In addition to all powers granted to the Personal Representative by the laws of the State of Tennessee, including all powers enumerated in Tennessee Code Annotated § 35-50-110, I specifically confer upon my Personal Representative the power to sell at any public or private sale, with or without notice, any property, including real property, belonging to my estate, or any interest therein, upon such terms and for consideration as my Personal Representative shall determine appropriate. The Personal Representative of my estate further shall have the power to distribute the assets of my estate in cash or in kind, or partly in cash and partly in kind, as my Personal Representative may in his or her sole and absolute discretion deem best, subject to the plan of distribution directed by this instrument.

My Personal Representative shall have the power to make any decisions or elections under state law or the Internal Revenue Code, including but not limited to, claiming expenses of administration as income tax deductions and selecting taxable years and dates of valuation or distribution. In conferring upon my Personal Representative discretion to make elections, it is my desire that the Personal Representative use his or her discretion to produce the greatest tax benefit for my estate and my beneficiaries.

ARTICLE V - COMPENSATION OF PERSONAL REPRESENTATIVES

I have appointed as Personal Representative persons I trust to manage my financial affairs. I place a high value on the services provided and discretion exercised by my Personal Representatives, and intend for each Personal Representative to be compensated accordingly. As compensation for services as Personal Representative, my Personal Representative shall be paid a reasonable fee. The Personal Representative's fees may be paid from the principal or the income of the estate, or partly from each, in the discretion of the Personal Representative.

INITIALS

IN WITNESS WHEREOF, I, Dorothy C. Tate, have signed, sealed, published and declared this instrument, consisting of six (6) pages, including the self-proving clause and affidavit of witnesses, as and for my Last Will and Testament, and have identified the preceding pages hereof by signing my initials at the bottom of each page, at Brentwood, Williamson County, Tennessee, this 25 day of June, 2004.

x Dorothy C. Tate
Dorothy C. Tate

The foregoing instrument was signed, sealed, published and declared by Dorothy C. Tate as and for her Last Will and Testament in the presence of us, the undersigned, who at her special instance and request and in her presence and in the presence of each other do attest as witnesses, after the Testator stated that she understood the document to be her Last Will and Testament and that she understood the contents thereof and after she signed her name thereto.

Marshall Hoak of Brentwood, Tennessee

Laura McAmis of Antioch, Tennessee

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AFFIDAVIT OF TESTATOR AND WITNESSES

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

We, Dorothy C. Tate, J. Randall Hooper, and Laura Spence, the Testator and the witnesses respectively, whose names are signed to the foregoing instrument, being first duly sworn, do hereby declare to the undersigned officer that the Testator signed the instrument as her Last Will and Testament in the presence of the witnesses after first stating that she understood the document to be her Last Will and Testament and that she understood the contents thereof, and that she signed voluntarily, and that each of the witnesses, in the presence of the Testator, at her request and in the presence of each other, signed the Will as a witness and that, to the best of the knowledge of each witness the Testator was, at that time, eighteen (18) or more years of age, of sound mind and under no constraint or undue influence.

Dorothy C. Tate
Testator

Witness

Laura L. Spence
Witness

SUBSCRIBED and ACKNOWLEDGED before me by Dorothy C. Tate, Testator, and by J. Randall Hooper and Laura L. Spence, the witnesses on this 25 day of June, 2004.

Donna H. Seigenthaler
Notary Public
State of Tennessee at Large

DONNA H. SEIGENTHALER
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.
My Commission Expires NOV. 27 2004

My Commission Expires: November 27 2004

INITIALS

AFFIDAVIT OF WITNESSES TO THE LAST WILL AND TESTAMENT OF DOROTHY C. TATE

We, J. Randall Hughes and Laura Speece, after being first duly sworn, depose and say that:

1. We are adult citizens of the State of Tennessee.

2. We witnessed the execution of the Last Will and Testament of Dorothy C. Tate, dated June 25, 2004, to which this affidavit is being attached. We are making this affidavit at the request of the Testator.

3. The Testator signed the Last Will and Testament in the presence of both of us as subscribing witnesses after first stating that she understood the document to be her Last Will and Testament and that she understood the contents thereof.

4. We signed the Last Will and Testament at the request of the Testator, in her presence and in the presence of each other as subscribing witnesses, at the place and on the date stated in the Last Will and Testament.

5. At the time the Last Will and Testament was executed, the Testator was acting voluntarily, was of sound mind, and was over the age of eighteen (18) years.

Witness

Witness

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

Sworn to and subscribed before me this 25 day of June, 2004.

Notary Public
State of Tennessee at Large

My Commission Expires: NOV. 27, 2004

DONNA H. SEIGENTHALER NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.
My Commission Expires NOV. 27, 2004

INITIALS

TN Division of TennCare

RFR PROCESSING UNIT
310 GREAT CIRCLE RD., 3W
NASHVILLE, TN 37243
Phone: (615) 741-0636, Fax (615) 413-1941
Email: RFR.TENNCARE@TN.GOV
#

October 26, 2022

J. Randall Hooper
5115 Maryland Way, #131
Brentwood, TN 37027

RE: Tate, Jr., Homer Clifford Date of Death: 5/24/2004 SSN: xxx-xx-3937
Our File Number: 81339

J. Randall Hooper:

The referenced decedent did not receive TennCare Long-Term Services and Supports. Therefore, the State of Tennessee hereby releases the TennCare claim against this estate pursuant to Tenn. Code Ann. § 71-5-116(c)(2). This release is not a waiver of the right of the State of Tennessee to pursue criminal or civil penalties if fraud or abuse is found to exist pursuant to Tenn. Code Ann. § 71-5-2601, et seq.

This document is only relevant to TennCare's claim against the Decedent's probate estate. It does not apply to any Special Needs Trusts, Pooled Special Needs Trust, Qualified Income Trusts, or any other type of trust that contains a Medicaid payback provision. If you need a payoff for this type of trust, you must contact TennCare at 844-629-0941, 2 at prompt, or via email at estate.recovery@tn.gov. Please provide the Decedent's death certificate and copy of the trust when making such a request.

Sincerely,

Joan Jackson
TennCare RFR Processing Unit

TN Division of TennCare

RFR PROCESSING UNIT
310 GREAT CIRCLE RD., 3W
NASHVILLE, TN 37243
Phone: (615) 741-0636, Fax (615) 413-1941
Email: RFR.TENNCARE@TN.GOV

#

October 26, 2022

J. Randall Hooper
5115 Maryland Way, #131
Brentwood, TN 37027

RE: Tate, Dorothy Ann Date of Death: 3/12/2013 SSN: xxx-xx-0378
Our File Number: 81361

J. Randall Hooper:

This letter is in response to your TennCare Estate Recovery inquiry. The Decedent received TennCare; however, Decedent passed away more than four years ago. The State of Tennessee hereby releases the TennCare claim against this estate pursuant to Tenn. Code Ann. § 71-5-116(c)(2). This release is not a waiver of the right of the State of Tennessee to pursue criminal or civil penalties if fraud or abuse is found to exist pursuant to Tenn. Code Ann. § 71-5-2601, et seq.

This document is only relevant to TennCare's claim against the Decedent's probate estate. It does not apply to any Special Needs Trusts, Pooled Special Needs Trust, Qualified Income Trusts, or any other type of trust that contains a Medicaid payback provision. If you need a payoff for this type of trust, you must contact TennCare at 844-629-0941, 2 at prompt, or via email at estate.recovery@tn.gov. Please provide the Decedent's death certificate and copy of the trust when making such a request.

Sincerely,

Joan Jackson
TennCare RFR Processing Unit