Karen Johnson Davidson County
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20230404-0024559

(3)

This Instrument Prepared By:

McCann & Hubbard
1804 Williamson Court, Suite 201
Brentwood, Tennessee 37027

AFFIDAVIT OF HEIRSHIP

I, Melanie Jean Collins, Affiant, being first duly sworn, make oath as follows:

1. I reside in the state of Tennessee at the following address: 798 Walnut Ridge Drive, LaVergne Tennessee 37086.

2. Betty Jean Hunt Kilpatrick was my mother. Betty Jean Hunt Kilpatrick was married to my father, William Daniel Hunt, Jr., and was married to him at the time of his death on July 25, 2000.

3. Betty Jean Hunt Kilpatrick remarried after the death of William Daniel Hunt, Jr., and at her death she was married to Troy W. Kilpatrick.

4. I am the only child that was born to or adopted by Betty Jean Hunt Kilpatrick.

5. Betty Jean Hunt Kilpatrick died on April 30, 2017 leaving a Last Will and Testament dated August 29, 2002 which is attached hereto as Exhibit A. Her Will was not probated.

6. Betty Jean Hunt Kilpatrick was not on Tenncare. A Tenncare Release letter is attached hereto as Exhibit B.

7. Betty Jean Hunt Kilpatrick resided in Davidson County, Tennessee, in property that she owned which is located at 310 Hurst Drive, Old Hickory Tennessee 37138, which property is the subject of this Affidavit.

FURTHER, AFFIANT SAITH NOT.

As provided in Tennessee Code Annotated 30-2-712, "Whoever willfully, corruptly and falsely swears to any statement in any such affidavit known by the person to be false, or about which the person does not have sufficiently definite knowledge to justify the making of such a sworn statement, and the statement is false, commits a Class E felony.

Intentionally left blank. Signature is on the following page.

WITNESS MY HAND THIS 24th DAY OF March, 2023.

Melanie Jean Collins

Melanie Jean Collins, Affiant

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named Affiant, Melanie Jean Collins, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), who made oath that the statements contained in the foregoing affidavit are true to the best of Affiant's own knowledge.

WITNESS my hand and official seal this 24 day of March, 2023.

A. Scott Hubbard

Notary Public

My Commission Expires: 11-5-2024

A. SCOTT HUBBARD
TENNESSEE
NOTARY
PUBLIC
COUNTY OF WILLIAMSON

EXHIBIT A

Last Will of

Betty Jean (Pugh) Hunt

I, Betty Jean (Pugh) Hunt, now domiciled in Davidson County, Tennessee, declare this to be my Last Will and Testament, hereby revoking all prior wills and codicils made by me.

1. FAMILY

1.1. I have one child, who is Melanie Jean Collins (Melanie). All references in this Will to "child" or "children" relate to these named children.

1.2. References in this Will to "child," "children," "grandchild," "grandchildren," "issue," and "descendants" shall include persons adopted prior to attaining 18 years of age.

1.3. I am executing this Will in anticipation of my marriage to Troy W. Kilpatrick (Troy) on September 7, 2002.

2. APPOINTMENT OF EXECUTOR

2.1. I appoint Melanie to be Executor of my estate; but if Melanie should predecease me, or fail or cease to serve for any reason, I then appoint my brother, James Ray Pugh (James), of Old Hickory, Tennessee to be substitute Executor.

2.2. Any reference in my Will to "Executor" includes any person, persons, or corporation then serving as the personal representative of my estate.

2.3. My Executor shall not be required to post any bond or other security for the faithful performance of my Executor's duties; nor to file any inventory or appraisal of the assets of my estate; nor to file any accountings or reports with any court.

3. PAYMENT OF DEBTS AND EXPENSES

3.1. I direct that all of my just debts, funeral expenses, final medical expenses, and the costs of administration of my estate be paid from my estate. My Executor shall have the discretion to pay during the administration of my estate those of my debts which have not matured

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at the date of my death and which do not mature on account of my death. My Executor shall have the discretion to use all or any portion of the proceeds of any insurance on my life payable to my Executor or my estate for the payment of any debts, expenses and taxes of myself or my estate. Except as stated below, I direct that all such debts and expenses, and all estate, inheritance, or succession taxes upon my estate, and all taxes occasioned by my death, be paid out of the residue of my estate, so that other beneficiaries under my Will shall not be charged with any part of such debts, expenses and taxes. The amount by which such estate, inheritance, or other death taxes are increased as a result of the inclusion in my estate of property over which I have a general power of appointment, shall be paid from said property.

4. PERSONALTY

4.1. Any assets which I own jointly with Troy at the time of my death, I intend for him to have. Our wills reflect our desire for our respective families to eventually have all other assets which we brought into our marriage. A joint ownership shall be determinative of our intent to leave that asset to the surviving spouse.

4.2. If Troy and I do marry, and if I should predecease Troy, then I give my membership certificate to the Old Hickory Country Club to Troy for his use and enjoyment. I do this with the intent that Troy will then give this certificate at his death to my daughter, Melanie. If Melanie should predecease Troy, I then give this certificate to my brother James.

4.3. I give to Melanie, in fee simple, any other jewelry, automobiles, and all other personal effects belonging to me at the time of my death, including policies of insurance on these articles. Any cash on hand or on deposit shall pass as a part of that article of my Will entitled "Residuary Property."

4.4. If Melanie should predecease me I then give to my brother, James, in fee simple, any other jewelry, automobiles, and all other personal effects belonging to me at the time of my death, including policies of insurance on these articles. Any cash on hand or on deposit shall pass as a part of that article of my Will entitled "Residuary Property."

5. REAL PROPERTY

5.1. If Troy and I should marry, then I give my primary residence and all household furniture and furnishings I have brought into our marriage to Troy to use during his lifetime and at his death I give my primary residence and all household furniture and furnishings in fee simple to my daughter, Melanie, if she is then living. If Troy should predecease me, I then give my primary residence and all household furniture and furnishings in fee simple to my daughter, Melanie.

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5.2. If Troy should survive me, and if Melanie should predecease Troy, I then give my primary residence and all household furniture and furnishings in fee simple to my brother, James or if also deceased, to his issue, per stirpes.

5.3. If Troy and I do not marry, or if he should predecease me, then I give my primary residence in fee simple to my daughter, Melanie. In this case, if Melanie should not survive me, I then give my primary residence and all household furniture and furnishings in fee simple to my brother, James or if also deceased, to his issue, per stirpes.

6. RESIDUARY PROPERTY

6.1. All of the residue of the property which I may own at the time of my death, of whatever nature and wherever located, I give to Melanie.

6.2. If Melanie should predecease me, I then give all of the residue of the property which I may own at the time of my death, of whatever nature and wherever located to my brother, James, or if deceased, to his issue, per stirpes.

6.3. If none of the beneficiaries named in this Article survive me, then I give the residue of my property, outright and in fee, to those persons and in such shares as would have taken personal property owned by me had I died intestate in the State of Tennessee.

7. POWERS AND DUTIES OF EXECUTOR

7.1. Unless my Will specifically provides otherwise, I authorize my Executor, including any substitute or successor, to exercise any or all of the powers set forth in Section 3 of Chapter 110 of the 1963 Public Acts of the Tennessee General Assembly (presently codified in Tennessee Code Annotated Section 35-50-110) with respect to all property, of whatever nature and wherever located, at any time forming part of my estate. The provisions of Chapter 110, Section 3, described above are incorporated here by reference as fully as if copied verbatim. These powers are granted notwithstanding that, at the time of my death, the described statute may have been amended or repealed and notwithstanding that my estate may be probated in, or the assets of my estate may be removed to, a situs other than Tennessee.

7.2. To the extent I may lawfully do so, I direct that my Executor shall not be required to make any inventory or appraisal of the assets of my estate, nor to file any accountings or reports with any court.

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7.3. My Executor may decide which assets shall be distributed in satisfaction of the gifts set out in this Will, whether my estate will be valued under the optional provisions of any federal or state tax laws, what elections will be exercised, and what proceedings are necessary to determine the federal or state death taxes payable by my estate. The decision of my Executor on these matters shall be conclusive and binding on all persons.

7.4. During the period of administration of my estate, my Executor may, in my Executor's discretion, make partial distributions of my estate or the income of my estate in the same manner as if the estate administration were completed.

7.5. My Executor may make any election permitted by any tax law which, in the opinion of my Executor, is in the combined best interests of my estate and the beneficiaries of my Will.

7.6. My Executor shall have the authority to sell any personal property or real property owned by me at the time of my death if my Executor deems such a sale to be necessary or advisable for the proper distribution of my estate. Any such sale shall be on those terms and conditions, including credit, which my Executor deems advisable and in the best interest of the beneficiaries of my estate.

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TESTIMONIUM

IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will (a typewritten document of which this is page 5), and for the purpose of identification, I have initialed each preceding page, all in the presence of the persons witnessing my Will at my request on this 29th day of August, 2002, at Nashville, Tennessee.

Betty Jean Pugh Hunt
Betty Jean (Pugh) Hunt

ATTESTATION

The foregoing typewritten instrument (of which this is page 5) was signed, sealed, published, and declared in our presence by Betty Jean (Pugh) Hunt, the Testatrix, to be her Last Will; 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 day and year above written.

WITNESSES:	ADDRESS:
Carma D. Flatt	Old Hickory Tn.
Peggy Flatt	Old Hickory, TN

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AFFIDAVIT OF SUBSCRIBING WITNESSES

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

We, Carnes D. Flatt and Peggy Flatt, the undersigned persons, being duly sworn, depose and say:

The foregoing Will was signed, published and declared in our presence on the 29 day of August, 2002, at Nashville, Davidson County, Tennessee, by Betty Jean (Pugh) Hunt (hereinafter called the "Testatrix"), who declared said instrument to be her Will.

Each of us then signed his name as a witness at the end of said Will at the request of the Testatrix and in her presence and in the presence of each other.

The Testatrix was not less than eighteen years of age at the time the Will was executed, and, to the best of our knowledge, was of sound mind, and was not under any restraint or in any respect incompetent to make a will.

Each of us was acquainted with the Testatrix at such time and make this affidavit at her request.

The foregoing Will was shown to us at the time this affidavit was made and each of us examined it and verified the signatures of the Testatrix and of each of us.

Peggy Flatt

Severally subscribed and sworn to before me this 29 day of August, 2002.

NOTARY PUBLIC

My Commission Expires March 26, 2005

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EXHIBIT B

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

#

February 1, 2023

A. Scott Hubbard
1804 Williamson Ct., Ste. 201
Brentwood, TN 37027

RE: Kilpatrick, Betty Jean Hunt Date of Death: 4/30/2017 SSN: xxx-xx-8513
Our File Number: 89144

A. Scott Hubbard:

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

Certificate of Authenticity

I, A. Scott Hubbard, 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 March 24, 2023.

Date

A. Scott Hubbard

Affiant Signature

4-4-2023

Date

State of Tennessee

County of Williamson

Sworn to and subscribed before me this 4th day of April, 2023.

Wesley Blow

Notary's Signature

WESLEY BLOW
TENNESSEE NOTARY PUBLIC
My Comm Exp. 02-22-26
COUNTY OF WILLIAMSON

My Commission Expires: _____

Date

Notary's Seal (if on paper)