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LAST WILL OF CHARLENE WHALEN OAKLEY

I, **CHARLENE WHALEN OAKLEY,** residing at *6024 Manor Place, Brentwood, TN 37027* being over 18 years of age, with sound and disposing mind, and not acting under duress, fraud, or undue influence of any person, declare this to be my last will and testament. I revoke all previous wills and codicils.

ITEM I - Personal Representative

I appoint **Jay A. Gagne**, who resides at *2028 Virginia Ave. McLean, VA 22101* as the Personal Representative of this will and to serve without bond. If **Jay A. Gagne** does not survive me, or if he does not qualify or is unwilling to act as such Personal Representative then I appoint **Nicole Gagne-Pennisi**, of *3631 Willow Mill Dr. Lawrenceville, GA 30044* to serve as a Contingent Personal Representative without bond. If any beneficiary shall demand that my Personal Representative furnish bond, the cost of such bond shall be charged against and paid out of the property otherwise passing to such beneficiary under this Will and if more than one (1) beneficiary shall demand bond, the cost of such bond shall be charged equally to the property passing to all such beneficiaries.

ITEM II - Powers and Duties of Personal Representative

By way of illustration and not of limitation, I specifically authorize and empower my said Personal Representative to sell any of my property, real or personal, at public or private sale, in my Personal Representative's sole discretion, on such terms and conditions as my Personal Representative may deem advisable. My Personal Representative is authorized to execute and deliver any and all bills of sale, deeds or other instruments of transfer or conveyance necessary to accomplish such sales, and payment of the consideration to my Personal Representative shall constitute full compliance with the terms of this Will by the purchaser at such sale. The purchaser shall not be responsible to see to the proper application of the proceeds therefrom. My Personal Representative is authorized to perform such acts as are necessary to carry out the purposes of this Will, without being limited in any way by the specific grants of power made herein and without the necessity of a court order.

If it becomes necessary for a representative of my estate to qualify in any jurisdiction other than the State of my domicile at the time of my death, then to the extent that I may legally do so, I hereby nominate, constitute and appoint my Personal Representative named in this Will as my representative in such jurisdiction and direct that such Personal Representative shall serve without bond. If for any reason my Personal Representative is unable or unwilling to serve as such representative or cannot qualify as such representative, then I hereby appoint my Personal Representative named herein to designate (to the extent that my Personal Representative may legally do

Karen Johnson Davidson County
Batch# 1071731 WILL
11/14/2023 12:52:08 PM 6 pgs
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so) a person or a corporation to serve as my representative and request that such person or corporation shall serve without bond.

ITEM III - Debts and Expenses

I direct that all my funeral and cremation or burial expenses, including the cost of a marker for my grave or remains, expenses of my last illness, reasonable expenses of administration of my estate, and legally enforceable debts, secured and unsecured, be paid out of my Residuary Estate (defined in Item VII hereof) as soon as practical after my death. I direct that my Personal Representative may cause any debt to be carried, renewed and refinanced from time to time upon such terms and with such securities for its repayment as my Personal Representative may deem advisable taking into consideration the best interest of the beneficiaries hereunder. If at the time of my death any of the real property herein devised is subject to any mortgage, I direct that the devisee taking such mortgaged property shall take it subject to such mortgage and that the devisee shall not be entitled to have the obligation secured thereby paid out of my general estate.

ITEM IV - Taxes

All estate, inheritance, succession, or other death taxes, duties, charges, or assessments, imposed on or in relation to any property by reason of my death, whether passing under this will or otherwise, shall be paid by my executor out of the residue of my estate, without proration of any charge therefor against any person who receives such property under the terms of this will or otherwise.

ITEM V - Spouse and Children

I am not married. I have (2) two children, **Jay A. Gagne**, born 4/20/1970 AND **Nicole Gagne-Pennise** born 7/12/1972. I have no other living or deceased children.

ITEM VI - Bequests

I give and bequeath all my real, tangible, intangible, personal and household property of every kind including but not limited to furniture, appliances, furnishings, pictures, silverware, china, glass, books, jewelry, wearing apparel, boats, automobiles, and other vehicles, and all policies of fire, burglary, property damage, and other insurance on or in connection with the use of this property, to my children **Jay A. Gagne** AND **Nicole Gagne-Pennise** in equal shares, per stirpes.

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ITEM VII - Residuary Disposition

I devise all the rest, residue and remainder of my property of every kind and description, wherever situate and whether acquired before or after the execution of this Will to my children **Jay A. Gagne** AND **Nicole Gagne-Pennise** in equal shares, per stirpes.

ITEM VIII - Simultaneous Death

If any beneficiary and I should die under such circumstances as would render it doubtful whether the beneficiary or I died first, then it shall be conclusively presumed for the purposes of this my Will that said beneficiary predeceased me.

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IN WITNESS WHEREOF, I, CHARLENE WHALEN OAKLEY, the Testatrix, have hereunto set my hand and affixed my seal to this the original this 20 day of May, 2015, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my **Last Will and Testament** and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed and that I am eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Charlene Whalen Oakley
CHARLENE WHALEN OAKLEY, Testatrix

Attestation

Signed, sealed, published, and declared by **CHARLENE WHALEN OAKLEY,** as for her Last Will and Testament, in the presence of us, who at her request, in her presence and in the presence of each other have hereunto subscribed our names as witnesses on this 20th day of May, 2015.

We, Cassandra Broll and Jessica Reece, the **witnesses,** sign our names to this instrument, and being first duly sworn, do hereby declare to the undersigned authority that the Testatrix signs and executes this instrument as her Last Will and that she signs it willingly, and that each of us, in the presence and hearing of the Testatrix, and in the presence of each other, hereby signs this Will as witness to the Testatrix's signing, and that to the best of our knowledge the Testatrix is eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Cassandra Broll, of Franklin, Tennessee
Witness

Jessica Reece, of Franklin, Tennessee
Witness

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STATE OF TENNESSEE)
)
COUNTY OF WILLIAMSON)

SELF PROVING AFFIDAVIT

We, **CHARLENE WHALEN OAKLEY,** Cassandra Broll **(WITNESS)** and Jessica Reece **(WITNESS),** being first duly sworn, do hereby declare to the undersigned authority that we are the Testatrix and the two subscribing witnesses respectively, to the attached written instrument dated the 20th day of May, 2015, which purports to be the Last Will and Testament of the Testatrix named herein that the Testatrix signed and executed the instrument as her Last Will and Testament and that she signed willingly, and that she executed it as her free and voluntary act for the purposes therein expressed, and that each of the witnesses, in the presence and hearing of the Testatrix, signed the Will as witness and to the best of his or her knowledge the Testatrix was at that time eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Dated this 20th day of May, 2015.

Charlene Whalen Oakley
CHARLENE WHALEN OAKLEY, Testatrix

Cassandra Broll
WITNESS

Jessica Reece
WITNESS

Subscribed, sworn to and acknowledged before me by **CHARLENE WHALEN OAKLEY,** Cassandra Broll **(WITNESS)** and Jessica Reece **(WITNESS),** subscribed and sworn to before me this 20th day of May, 2015.

Notary Public for Tennessee

My Commission Expires: 7-1-2017

SCOTT THOMAS NEWELL
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY
My Commission Expires 07-01-2017

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 AND TESTAMENT heretofore filed in the Seventh Circuit Court (Probate Division) for Davidson County, Tennessee, on the 20TH day of SEPTEMBER, 2023, in Docket Number23P1663, IN RE: CHARLENE OAKLEY, 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 20TH day of SEPTEMBER in the year 2023 and in the 247 year of American Independence.

JOSEPH P. DAY, Clerk

By: _____
Deputy Clerk

[SEAL]

