STATE OF TENNESSEE

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IN RE: ***EDWARD DALE YARBRO***

Docket No: ***23P1981***

Karen Johnson Davidson County
Batch # 1144610 WILL
06/07/2024 01:28:02 PM 7 pgs
Fees: $37.00 Taxes: $0.00
20240607-0042859

I, JOSEPH P. DAY, 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 document heretofore entered in the above styled case on November 1, 2023 in the Seventh Circuit Court for Davidson County, Tennessee, 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, on June 7, 2024.

JOSEPH P. DAY CIRCUIT COURT CLERK

JOSEPH P. DAY, Clerk,

By: _____

Deputy Clerk

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23P1981

FILED
OCT 31 2023
JOSEPH P. DAY, Clerk
By _____ Deputy

WILL

OF

EDWARD DALE YARBRO

ITEM I
DECLARATIONS

1.1 LAST WILL: My name is Edward Dale Yarbro, a resident of Davidson County, Tennessee, and this is my Last Will and Testament, hereby revoking any and all wills and codicils heretofore made by me.

1.2 FAMILY MEMBERS: My wife is Joyce Ann McNeil Yarbro. I have two children, Timothy Dale Yarbro and Yvonne Yarbro Kinslow.

1.3 GENDER: Words of any gender, including pronouns, shall be deemed to include the other gender, as appropriate, and the references to the singular shall include the plural, and vice versa, unless the context indicates such a reading would be inappropriate.

ITEM II
APPOINTMENT OF FIDUCIARIES

2.1 EXECUTOR: I nominate and appoint my beloved wife, Joyce Ann McNeil Yarbro, to serve as Executrix of my Will. If my wife is deceased, or is unable, unwilling or ceases to serve, then I nominate and appoint my brother-in-law, Donald McNeil, as Executor of my Will.

2.2 BOND: No bond is required of any fiduciary appointed under this Will or by a court.

2.3 WAIVER OF ACCOUNTINGS, INVENTORY AND APPRAISALS: I authorize my executor to administer and settle my estate without the necessity of filing an inventory, accountings or making any reports or final settlement with any

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court to the extent permitted by law. I expressly waive appraisal of my estate in the event an appraisal is required by law.

2.4 RESIGNATION: The fiduciary serving under this Will may resign at any time by giving written notice of the resignation to any remaining fiduciary, and to any successor fiduciary or to the person having the power to appoint a successor fiduciary or to the Court having jurisdiction to appoint a successor fiduciary.

ITEM III
REAL PROPERTY

3.1 OUR HOME: I own my home located at 4951 Whites Creek Pike, Whites Creek, Davidson County, Tennessee, and a lake lot located in Stewart County, Tennessee. Any interest I may have in real estate at my death, I devise to my beloved wife, Joyce Ann McNeil Yarbro. In the event my wife shall not survive me by one hundred eighty (180) days, any real property I own at my death is to be administered as a part of my probate estate subject to the control of the Executor for purposes of administration, as authorized by Tennessee Code Annotated Section 31-2-103. So long as the Executor serves, the Executor shall have the same power over the title to real property as an absolute owner would have including but not limited to the power to sell, mortgage, lease or otherwise convey any interest in any real estate without the signature, consent or approval of any heir, legatee, beneficiary, court or other person provided that in exercising such power the Executor shall be acting in a fiduciary, not an individual, capacity.

3.2 SALE, MORTGAGE OR LEASE: In the event my wife shall not survive me, I direct my Executor, as soon as possible after my death, to take possession of any real property owned by me and sell, mortgage or lease it and pay the net proceeds to my residuary estate for distribution as directed therein.

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ITEM IV
TANGIBLE PERSONAL PROPERTY

4.1 LIST: There may be found with my Will a list of items and the names of the persons to whom they are to go. If such a list is found, its purpose is not to escape taxes, and I direct that the items thereon be included in any required inventory or tax return of the estate. If such a list is found with my Will, I charge my Executor to honor it and carry out my wishes as expressed therein as if such list were incorporated herein verbatim and made a part hereof.

4.2 IF WIFE SURVIVES: Any items not on such list, or if no such list is found, then all of my tangible personal belongings, such as cars, jewelry, cash, securities, shall go to my wife, if she survives me.

4.3 IF WIFE DECEASED: If my wife is deceased, I give to my children and brother-in-law, Donald McNeil, or their issue, any specific item or items not on any list as set out in paragraph 4.1 above. Any item or items not picked by my children and brother-in-law listed above, or on any list as set out in paragraph 4.1 above, I give to my residuary estate.

ITEM V
PAYMENT OF OBLIGATIONS

5.1 DEBTS AND ADMINISTRATION: I leave to the discretion of my Executor the choice of the source of funds from which shall be paid all of my legal obligations which are not secured by lien or mortgage, the expenses of my final illness, the cost of my funeral, the expense of administering my estate, and any and all taxes arising by reason of my death, whether on property passing by this Will or otherwise, and there shall be no proration of said taxes.

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ITEM VI
RESIDUARY ESTATE

6.1 DEFINED: Residuary estate shall mean all the rest, residue, and remainder of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and wheresoever situated, including all property which I may acquire or to which I may become entitled after the execution of this Will, including proceeds of any life insurance policies which are payable to my estate, and including all lapsed legacies and devises (but excluding any property over or concerning which I have any power of appointment). Distribution may be in cash or in kind.

6.2 IF WIFE AND MY CHILDREN SURVIVE: First, I give to my children listed herein above $10,000.00 each. I give the remainder of my estate to my beloved wife, in fee simple absolute.

6.3 IF WIFE DECEASED: If, at the time of my death, my wife has predeceased me, in that event all of my residuary estate shall be distributed to my children and brother-in-law, Donald McNeil, or their issue, per stirpes.

ITEM VII
COMMON DISASTER

7.1 SIMULTANEOUS DEATH: If my wife and I should die under such circumstances that it cannot be determined which of us died first, she shall be deemed to have survived me.

ITEM VIII
FORFEITURE CLOSURE

8.1 FORFEITURE: Should any beneficiary under this Will, in any manner, directly or indirectly, attack or contest this Will or any of its provisions, any share or interest in my estate given to that contesting beneficiary under this Will is

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revoked and shall be disposed of in the same manner provided herein as if that contesting beneficiary had predeceased me.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of July, 2022.

Edward Dale Yarbro

EDWARD DALE YARBRO
TESTATOR

The above instrument consisting of five (5) typewritten pages, this included, was signed, published and declared by the said EDWARD DALE YARBRO to be his Last Will and Testament in the presence of us, who at his request, and in his sight and presence and in the sight and presence of each other, have subscribed our names as attesting witnesses thereto.

NAME	**ADDRESS**
Howard M. Skipworth Witness signature	P.O. Box 489 Street Address
HOWARD M. SKIPWORTH Print Name	Joelton, TN 37080 City/State/Zip
Barbara Mullinax Witness signature	4918 Rawlings RD Street Address
Barbara Mullinax Print Name	Joelton. TN 37080 City/State/Zip

This is page five of my Will EDY.
Initials

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AFFIDAVIT

We, Howard Skipworth and Barbara Mullinax, being the attesting witnesses to the foregoing Will of EDWARD DALE YARBRO and being first duly sworn, make oath that EDWARD DALE YARBRO signed the foregoing Will consisting of five (5) typewritten pages, this not included, on this the 27th day of July, 2022, in our joint sight and presence and declared the same to be his Last Will and Testament; that we, in his sight and presence and in the sight and presence of each other, at his request signed our names thereto as attesting witnesses; that we believed the said EDWARD DALE YARBRO to be, at that time, of sound mind and disposing memory; and that this Affidavit is being made at the request of the said Testator.

WITNESS our signatures on this 27th day of July 2022.

Howard M. Skipworth Witness signature	P.O. Box 489 Street Address
Howard M. Skipworth Print Name	Joelton, Tn 37080 City/State/Zip
Barbara Mullinax Witness signature	4918 Rawlings RD Street Address
Barbara Mullinax Print Name	Joelton. Tn 37080 City/State/Zip

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Subscribed and sworn to before me the 27th day of July, 2022.

Bonnie K Skipworth
NOTARY PUBLIC
My Commission Expires:

BONNIE K SKIPWORTH
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY
MY COMMISSION EXPIRES 10-2-2023