STATE OF TENNESSEE

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Karen Johnson Davidson County
Batch # 1160765 WILL
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Fees: $47.00 Taxes: $0.00
20240723-0055079

IN RE: ***BILLY DELL MCADOO***

Docket No: ***24P949***

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 June 14, 2024 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 July 5, 2024.

JOSEPH P. DAY CIRCUIT COURT CLERK

JOSEPH P. DAY, Clerk,

By: _____
Deputy Clerk

COPY

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FILED
JUN 13 2024
JOSEPH P. DAY, Clerk
By _____ Deputy

LAST WILL AND TESTAMENT

OF

BILLY D. MCADOO

My full name is Billy Dell McAdoo. I presently reside in Davidson County, Tennessee, and I declare this to be my Last Will and Testament, revoking all prior testamentary instruments.

My wife's name is Hattie Griffin-McAdoo and all references herein to my "wife" or "spouse" shall refer to her. I presently have two children: Mia Dell Harrell and Shimei Katrein McAdoo. I presently have one stepchild: Yusuf Isamadeen-Majid Griffin.

ARTICLE I.

1.1 **Appointment of Personal Representative.** I appoint my daughter, Shimei Katrein McAdoo, of West Chester, Ohio, as Executrix of my estate. If my daughter is unable or unwilling to serve, then I appoint my daughter Mia Dell Harrell, of Nashville, Tennessee, to serve as the alternate Executrix of my estate. These and any successor fiduciaries are referred to generally herein as my "personal representative."

1.2 **Accounting and Inventory of Estate.** Unless such is required by applicable state law, I hereby excuse my personal representative from the requirement of filing an accounting or a detailed inventory of my estate in the probate proceedings.

1.3 **Bond is Excused.** I direct that each personal representative or Executrix named herein be permitted to serve without bond. If the law should require a bond for such personal representative or Executor, I then authorize such bond to be purchased using funds of my estate.

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ARTICLE II.

2.1 **Expenses, Debts, and Taxes.** All of my lawful debts, funeral expenses, and expenses of the administration of my estate are to be paid from my general estate as soon as is practicable after my death at the direction of my personal representative.

All inheritance, estate, and similar taxes assessed by reason of my death shall be paid with respect to all property and interest required to be included in my estate for tax purposes, whether the same passes under this Will or otherwise, and without contribution from any recipient of any property required to be included for tax purposes. I direct that all property interest passing from me to my spouse, whether the same passes under or outside this Will, qualify to the fullest extent for the marital deduction under the Federal Internal Revenue Code and any similar state law to the extent possible so that no taxes shall be paid out of or assessed to that which can be qualified as the marital deduction share.

2.2 **Secured Debts.** I do provide, however, that any debts of mine which are secured by mortgages, deeds of trust, or other security instruments may be paid from my general estate, or such debts may be continued according to their terms and the property interest delivered to the beneficiary subject to the unpaid balance of the obligation, with the option at the discretion of my personal representative. If such a property interest subject to secured debt is owned jointly with my spouse and the debt is paid from my estate, such payment shall be made without requiring any contribution from my spouse.

2.3 **Ancillary Administration.** If, at the time of my death, I own or have an interest in property located outside the state of my domicile and requiring ancillary proceedings, I authorize the payment from my domiciliary estate of the cost of ancillary and similar proceedings in other jurisdictions. To such extent

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as may be allowed by the laws of another jurisdiction, I authorize my personal representative to serve in the same or similar capacity, alone or with someone else, if required, and without bond unless required by law.

ARTICLE III.

3.1 **Bequest of Tangible Personal Property to my Daughter, Shimei K. McAdoo.** If I leave a memorandum with my Will setting forth my desires with respect to the disposition of my tangible personal property, I request that the memorandum be followed. I leave to my daughter, Shimei K. McAdoo all of my remaining tangible personal property and personal effects consisting generally of jewelry, wearing apparel, articles of personal adornment, books, pictures, paintings and any interest I have in our household furniture, furnishings and equipment, together with the insurance policies on my tangible personal property, if any. For such personal property items as my daughter does not want, have no need for, shall be distributed under the terms of paragraph 3.2, below.

3.2 **Alternate Beneficiaries.** If my daughter, Shimei K. McAdoo does not survive me, I then leave all such tangible personal property to my daughter, Mia D. Harrell, of Nashville, Tennessee, per stirpes, under the supervision and direction of my personal representative. For such personal property items as she does not want, have no need for, or which cannot be feasibly divided, my personal representative shall have the authority to sell the same and add the proceeds to the residuary estate. All decisions as to divisions and distributions hereunder by my personal representative shall be final and binding on all parties.

3.3 **Discretion of Personal Representative.** In addition to the authority and discretion granted my personal representative in the preceding paragraphs, I further authorize:

(a) The selling of all or a part of the tangible personal property passing under this bequest and delivering the proceeds to the guardian of a minor or legally incompetent beneficiary for the use and benefit of such beneficiary.

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(b) My personal representative may also give such part of my furniture, household furnishings and personal effects not wanted by beneficiaries to a worthy charitable organization.

(c) If there is a dispute over the disposition of items of tangible personalty passing under this Article of my Will, my personal representative shall have the authority to sell the same at a public or private sale and distribute the cash proceeds in lieu of the items of personalty.

The decision of my personal representative on these matters is conclusive and binding on each beneficiary.

ARTICLE IV.

4.1 **Residuary Bequest.** If my daughter, Shimei K. McAdoo survives, I leave all of the remaining portion of my estate after payment of debts, taxes, and expenses, to her as her sole and separate property.

4.2 **If Daughter Does not Survive.** If my daughter, Shimei K. McAdoo does not survive me, the remaining portion of my estate, after payment of debts, taxes, and expenses, I leave to my daughter, Mia D. Harrell, of Nashville, Tennessee, or her surviving heirs, to be his sole and separate property.

ARTICLE V.

5.1 **Fiduciary Powers.** My personal representative shall have all of the powers set forth in Section 35-50-110, Tennessee Code Annotated, which are incorporated into this Will by specific reference. In addition to the foregoing powers incorporated by reference, my personal representative shall have the powers and duties set forth in the balance of this Article.

5.2 **Authority to Sell Real Property.** My personal representative shall have the authority and discretion to buy, sell, or lease real property or any interest in real property which I may have and to use and

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apply the proceeds from a sale or lease to the payment of debts, taxes, and expenses of administration of my estate and may generally treat real property the same as personalty.

5.3 **Powers of Appointment.** I am not aware of any powers of appointment vested in me, but to such extent as I am allowed to do so, I authorize my personal representative to exercise or decline to exercise such powers of appointment as he or she determines to be in the best interest of my estate and the beneficiaries of my estate.

5.4 **Payments to Minor, etc.** If my personal representative determines that income or principal is payable to a minor or to a person under mental or physical disability, whether or not adjudicated, then my fiduciary shall have the discretion to either make payments directly to the beneficiary, to the legally appointed guardian or conservator, or to distribute and pay such amounts directly for the benefit of such beneficiary. No recipient of payments from my fiduciaries for the benefit of a minor or incompetent shall be required to furnish bond with respect to any such funds, nor make reports as to the disposition of same.

5.5 **Beginning of Payments.** Beginning immediately after my death, my personal representative may begin making payments to my beneficiaries during the administration of my estate and need not wait for the final settlement of the estate. My personal representative shall be given credit on the final settlement for all disbursements made to my beneficiaries under the provisions of this power.

5.6 **Unproductive Assets.** I authorize my personal representative to hold unproductive assets, in the absence of a specific written request to dispose of same, and convert such assets to income producing property.

5.7 **Insurance Policies.** My fiduciaries are authorized to hold, own and pay premiums on life insurance policies owned by me and to continue same in force for so long as they deem appropriate.

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5.8 **Disposition of Life Insurance Proceeds.** My personal representative shall distribute life insurance proceeds according to the provisions of this Will or, in his or her discretion, use all or a part of the proceeds for the payment of funeral and administration expenses, death taxes, and my lawful debts.

5.9 **Payment of Penalties and Interest.** I authorize my personal representative to pay from my general estate any interest which may accrue on debts or taxes due from my estate. Provided also, I authorize the payment of any penalties assessed as a charge against my estate so long as they are not the result of willful dereliction of duty by my personal representative.

ARTICLE VI.

6.1 **Common Disaster.** In the event my daughter, Shimei K. McAdoo and I should die under such circumstances as to make it impossible to determine the order of our deaths, it shall be presumed for all purposes of this Will that I survived my daughter.

6.2 **Spendthrift Provision.** I direct that the interest of the beneficiaries hereunder shall not be subject or liable in any manner to or for their anticipation, assignments, sales, pledges, debts, contracts, engagements or liabilities or subject or liable to attachment and execution under any legal or equitable process.

6.3 **Disclaimer.** I give the right to all beneficiaries or their legal representatives to disclaim all or such part of a legacy or devise as the beneficiary or their legal representative may specify in writing deposited with my personal representative and filed in the Probate Court in the County in which my estate is being administered within the time prescribed by the applicable law following my death or at the time allowed after becoming entitled to receive an interest in my estate.

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If a beneficiary disclaims, his or her share shall lapse and be distributed as if the beneficiary had not survived me.

IN WITNESS WHEREOF, I have executed this as my Last Will at Madison, Tennessee, this 7 day of July, 2022 and request the attesting witnesses to make the Affidavit set out below.

TESTATOR

On the date shown above, Billy D. McAdoo produced to us the foregoing instrument declaring it to be his Last Will and Testament, and he signed the same in our sight and presence and we, the undersigned, at his request and in his sight and presence, and in the sight and presence of each other, have signed our names on the day and date above shown.

ATTEST TO EXECUTION OF WILL:

Antonio Cervantes

WITNESS

ADDRESSES:

1994 Gallatin Pike North, Suite 201

Madison, Tennessee 37115

Sekari Atkins

WITNESS

1994 Gallatin Pike North, Suite 201

Madison, Tennessee 37115

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

AFFIDAVIT OF ATTESTING WITNESSES

We, the undersigned witnesses to the foregoing Last Will and Testament to which this is attached, being more than 18 years of age and having no interest in his estate, do depose and make affidavit that Billy

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D. McAdoo on the day and date shown produced this instrument, declared the same to be his Last Will and Testament and signed it as such in our sight and presence and we, at his request and in his sight and presence, and in the sight and presence of each other, signed as attesting witnesses. At the time, we considered Billy D. McAdoo to be of sound mind and knew him to be more than 18 years of age.

Sworn to and subscribed before me this the 15th day of July, 2022.

NOTARY PUBLIC

My Commission Expires: 11-08-22