STATE OF TENNESSEE

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Karen Johnson
Batch # 1452773
07/30/2026 01:40:19 PM
Fees: $37.00 Taxes: $0.00
Davidson County
WILL
7 pgs
20260730-0070316

IN RE: ***MARY ALICE FOSTER***

Docket No: ***24P2473***

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 December 19, 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 30, 2026.

JOSEPH P. DAY
CIRCUIT COURT CLERK

JOSEPH P. DAY, Clerk,

By: _____
Deputy Clerk

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24P2473

FILED
DEC 19 2024
By Kathia D. Clerk Deputy

Will of Mary Alice Foster

I, **Mary Alice Foster,** of Nashville, Davidson County, Tennessee, being of sound mind and disposing memory, do make, declare and publish this my Last Will and Testament, hereby revoking all former wills and codicils to wills heretofore made by me.

ITEM 1
FAMILY

1.1 Nieces. The term "Nieces" used in this Will shall refer to my niece, **Mary Catherine Thomason,** my niece, **Ellen Colleen Ritter**, and my niece, **Alice Marie McRedmond.**

1.2 Great Nieces. The term "Great Nieces" used in this will shall refer to my great niece, **Melanie Thomason Powell**, and my great niece, **Caroline Margaret Thomason.**

1.3. Sister. The term "Sister" used in this Will shall refer to my sister, **Jean Marie McRedmond.**

ITEM 2
FIDUCIARIES

I nominate and appoint my niece, **Mary Catherine Thomason** as ***Executrix*** of my Estate. If my niece should predecease me or be unable or unwilling to serve as Executrix of my Estate, then I nominate and appoint my niece, **Ellen Colleen Ritter** as ***Successor Executrix*** of my Estate. I direct that no bond shall be required of my Executrix or my Successor Executrix.

ITEM 3
REAL PROPERTY

I direct pursuant to Tennessee Code Annotated Section 31-2-103 that any interests in real property which I may own at my death be administered as part of my estate subject to the control

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of my personal representative, who shall have full power to grant, bargain, sell, convey, lease, encumber, manage, and otherwise deal in any lawful manner with said real property at any time during the administration of the estate, in the sole and reasonable discretion of my personal representative, without the approval or joinder of any beneficiary and without the necessity of any person or entity looking to the application of any proceeds that may or might result from any acts of my personal representative in the premises; provided, however, that the provisions of this Item shall not have the effect of revoking or varying any written agreement entered into during my lifetime as to the ownership, use, descent or rights in or to, any real property.

ITEM 4
TANGIBLE PERSONAL PROPERTY

4.A. Distribution of Tangible Personal Property. I bequeath to my niece, **Mary Catherine Thomason**, if she shall survive me, any property owned by me at the time of my death, including, but not limited to, household furnishings, automobiles, and personal effects, except for any special bequests described in **Item 4.B.** and except for any such items described in any separate written document described in **Item 4.C.** hereof. If my niece does not survive me, then all to my great nieces, **Melanie Thomason Powell** and **Caroline Margaret Thomason** in substantially equal shares, to be divided between them as they shall agree, or if they cannot agree, then any items still remaining shall be sold with the net proceeds being distributed according to the terms of **Item 5** of this document.

In the event that a distribution pursuant to this **Item** is to be made to a minor, said distribution shall be made according to the terms described in **Item 7** of this document.

4.B. Special Bequests.

I give my blue rosary to my niece, **Mary Catherine Thomason.**

I give my purple rosary to my niece, **Ellen Colleen Ritter.**

4.C. Separate Written Document. After I sign this Will, I may leave a separate letter or other written document (either in my own handwriting or signed by me or both) addressing the distribution of certain items of my tangible personal property. If I prepare such a document, I will keep it with my Will. If my Executrix finds such a document, it is my desire that the wishes expressed in the document be carried out, even if the document does not meet all of the technical legal requirements necessary to qualify for admission to probate.

4.D. Ownership and Survivorship Required. Each bequest of an item of tangible personal property under this Item or in a separate written document described in **Item 4.B.** hereof, is contingent on my ownership of the item at the time of my death and upon the survivorship of the person to whom the item is bequeathed, unless I expressly provide otherwise.

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ITEM 5
RESIDUARY ESTATE

I give all the rest of my estate (called my residuary estate), including real property, to my niece, **Mary Catherine Thomason** if she shall survive me. If my niece does not survive me, then all to my great nieces, **Melanie Thomason Powell** and **Caroline Margaret Thomason,** in equal shares, share and share alike.

In the event that a distribution pursuant to this **Item** is to be made to a minor, said distribution shall be made according to the terms described in **Item** 7 of this document.

ITEM 6
ADMINISTRATIVE PROVISIONS

6.A. Waiver of Bond. I direct that no bond be required of any Executrix named hereunder.

6.B. Waiver of Inventory and Accounting. To the extent permitted by applicable law, no Executrix shall be required to file any inventory or file any accounting with respect to the performance of the Executrix's duties.

6.C. Payment of Debts, Administration Expenses and Taxes. All of my legally enforceable debts (except secured debts, which may be paid or retained in the discretion of the Executrix), my funeral expenses and the expenses of administration of my estate, both domicillary and ancillary, shall be paid by my Executrix as soon as practicable after my death. My Executrix shall pay out of my residuary estate all estate, inheritance, and other death taxes which shall become payable by reason of my death, whether in respect of property passing under this will or otherwise, as an expense of administration, without apportionment.

6.D. Life Insurance. The proceeds of any life insurance payable to my estate are to be free from the claims of creditors, and are to be held and distributed as provided by the terms of this will. My Executrix may use (but shall not be required to use) any portion of such proceeds as my Executrix deems advisable, exercising a reasonable discretion, for the payment of debts, expenses and taxes, but only if my Executrix deems such use of the proceeds to be in the best interests of my legatees and beneficiaries hereunder.

6.E. Real Property. 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 Executrix for purposes of administration, as authorized by Tennessee Code Annotated § 31-2-103. So long as the Executrix serves, the Executrix 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 joinder, consent or approval of any heir,

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legatee, beneficiary, court or other person, provided that in exercising such power the Executor shall be acting in a fiduciary, not an individual, capacity.

6.F. Powers of Executor/Executrix. In addition to any powers and other related administrative provisions granted or contained elsewhere in this will, if any, the Executrix, in the exercise of a reasonable discretion with respect to all property, real and personal, at any time forming a part of my estate or any trust hereunder, may exercise any and all of the powers set forth in Tenn. Code Ann. § 35-50-110, to the extent applicable, all of which provisions and powers are herein by reference (as set out in this statute on the date I sign this will), even if this statute is amended or repealed hereafter and even if my estate or any trust hereunder is administered in a state other than Tennessee. I grant to my fiduciaries the power and authority to appoint resident fiduciaries to serve with them when applicable law so requires.

6.G. References to Fiduciaries. For convenience, the fiduciaries named in this Will (including any alternates or successors) are sometimes referred to as my Personal Representative and sometimes in the singular person and masculine gender, regardless of the number or gender of those actually named herein.

6.H. Distribution to Descendants. Unless specifically provided otherwise herein, references to descendants shall include both the biological and adopted descendants and shall only refer to then-living descendants. Distribution to the descendants of any deceased person under this will shall be *per stirpes*.

6.I. Captions. The captions and headings of this will are for convenience only and shall not define or limit the provisions contained herein.

ITEM 7
MINORS

If under this Will any property shall be payable outright to a person who is a minor, my Executrix may, without court approval, pay all or part of such property to a parent or guardian of that minor, to a custodian under the Uniform Transfers to Minors act, or may defer payment of such property until the minor reaches the age of majority, as defined by his or her state of residence. No bond shall be required for such payments.

ITEM 8
SPECIAL NOTE

I want to acknowledge that, although I have great affection for all of my family, I have made a conscious decision not to leave anything to my sister Jean, or any other of my nieces, great nieces, or great nephews.

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IN WITNESS WHEREOF, I have hereunto subscribed my name to this my Last Will and Testament, consisting of this and the preceding four (4) typewritten pages, and for the purpose of identification, I have initialed each such page at the bottom thereof, all in the presence of the persons witnessing it, at my request, on this, the 12th day of January, 2024.

Mary Alice Foster

MARY ALICE FOSTER, Testatrix

Signed, sealed, published and declared by the Testatrix, **Mary Alice Foster,** to be her Last Will and Testament in the presence of all of us at one and the same time, and we, at her request and in her presence and in the presence of each other, have hereunto subscribed our names as witnesses, and we do hereby attest to the sound and disposing mind of said Testatrix and to the performance of the aforesaid act of execution at the place and on the date hereinabove set out.

WITNESSES:

Daisey Boyd
Witness

Witness

Daisy Boyd, RN
Print Name

Madison Ensani, RN
Print Name

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Affidavit

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The undersigned, being first duly sworn, do hereby depose and say as follows:

1. The Testatrix, **Mary Alice Foster**, signed the foregoing paper writing, declaring it as and for her Will on this, the 12th day of January, 2024, in our presence.

2. At the request of said Testatrix, we then each signed said paper writing as attesting witnesses thereto, in the presence of the Testatrix and in the presence of each other.

3. At the time she signed said paper writing, the Testatrix appeared to be over eighteen (18) years of age, of sound mind and disposing memory, and legally capable of making a Will.

WITNESSES:

Daisey Byd.
Witness

Witness

Daisey Byd. RN
Print Name

Madison Emani, RN
Print Name

SWORN TO AND SUBSCRIBED before me this, the 12th day of January, 2024.

Notary Public

STACEY ANGELLO
STATE OF TENNESSEE NOTARY PUBLIC
WILSON COUNTY

My Commission Expires: 9-28-26

This Instrument Was Prepared By:
STACEY ANGELLO (#030441)
Attorney at Law
14345 Lebanon Rd. Suite A
Old Hickory, Tennessee 37138
615.449.2700 / Law@StaceyAngello.com

Initials: M.A.F