Prepared by:
Monica D. Edwards, Esq.
112 Stahlman Building
Nashville, Tennessee 37201

ADDRESS OF NEW OWNER:	SEND TAX BILLS TO:	MAP 81-11
Mary E. Durr 216 12th Avenue, N.W. Decatur, AL 35601	SAME	Parcel 327

AFFIDAVIT OF HEIRSHIP

STATE OF WASHINGTON)
)
COUNTY OF King)

The undersigned, **JACKIE BEERY-DAY**, Administratrix of the estate of **RELLIE LOVE**, being duly sworn, deposes and states:

1. **RELLIE LOVE**, died on or about the 6th day of June, 1988, in Davidson County, Tennessee, without a Will.

2. THAT Letters of Administration for the Estate of Rellie Love, were issued to me on the 14th day of March, 1989, by the Probate Court of Davidson County, Tennessee, Docket No. 92373 as recorded in Minute Book 330, Page 410, Office of the Probate Court Clerk for said county.

3. THAT I have satisfied all legitimate claims against the Estate, have paid all debts and have paid all taxes due against the estate.

4. THAT at her death **RELLIE LOVE**, owned the following described tract or parcel of land situated in Davidson County, Tennessee, described as follows:

TRACT I

BEING the northerly 50 feet of Lot 297 on D.T. McGavock and Others Addition, as of record in Book 21, Page 41, Register's Office for said County.

SAID part of said lot fronts 50 feet on the easterly side of 16th Avenue, North, formerly Hendershott Street, and runs back between parallel lines 170 feet to an alley.

TRACT II

BEING the Southerly 17 feet of the Northerly 67 feet of Lot No. 297 on D.T. McGavock and Others Addition, as of record in Book 21, Page 41, Register's Office for said County.

SAID part of Lot fronts 17 feet on the easterly side of 16th Avenue North, formerly Hendershott Street, and runs back between parallel lines 170 feet to an alley.

SAID tracts being the same property conveyed to Jackie Beery-Day, Administratrix of the Estate of Rellie Love, by deed from Christina Norris, Clerk and Master of the Chancery Court for Davidson County, Tennessee, of record in Book 7952, Page 440, Register's Office for Davidson County, Tennessee.

5. THAT pursuant to Tennessee Code Annotated, Section 31-2-103, title in the above described real property held by the deceased, at the time of her death vested in the following persons:

MARY E. DURR; grand niece; 21+ years; 216 12th Avenue, Northwest; Decatur, AL 35601; and

PHILLIP ABERNATHY; brother; 21+ years; 510 11th Avenue, Northwest; Decatur, AL 35601

6. THAT **PHILLIP ABERNATHY**, an heir-at-law of Rellie Love has since died his estate being probated in the Court of Probate, State of Alabama, County of Morgan. By the terms of his Last Will and Testament filed on the 6th day of October, 1989, of record in Will Record No. 69, at Page 650, Probate Office of Morgan County, Alabama, the deceased, Phillip Abernathy, names **MARY E. DURR** as the sole beneficiary of his estate. A certified copy of this will is attached hereto and made a part hereof pursuant to Tennessee Code Annotated, Section 32-5-109, as a muniment of title to evidence that the interest vested in Phillip Abernathy, now deceased, at the death of Rellie Love, now vest in **MARY E. DURR**.

7. THAT to my knowledge there are no debts or encumbrances existing which are a lien on said interest in the described real estate.

8. **AND** further Affiant saith not.

Jackie Beery-Day

JACKIE BEERY-DAY, Administratrix

Before me, a Notary Public, duly appointed, commissioned and qualified in and for the State and County aforesaid, personally appeared **JACKIE BEERY-DAY**, Administratrix of the Estate of Rellie Love, with whom I am personally acquainted, who signed, and delivered the foregoing instrument in my presence, and who, upon her oath, acknowledged that the statements contained herein are true to the best of her knowledge, information and belief and that she executed the foregoing instrument for the purposes therein contained as her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal at my office in said County, on this 10th day of September, 1990.

Donna R. William

NOTARY PUBLIC

My Commission Expires: 12-01-90

DONNA R. ILLIAM NOTARY PUBLIC STATE OF TENNESSEE DEC. 1, 1990

57057

IDENTIFICATION REFERENCE

SEP 13 12 17 PM '90

FELIX Z. WILSON JR. REGISTER DAVIDSON COUNTY, TN

PICK-UP

RECEIVED $13.00 TOTAL 03CHECK 21.00

BOOK 69 PAGE 650

STATE OF ALABAMA)

COUNTY OF MORGAN)

LAST WILL AND TESTAMENT OF PHILLIP ABERNATHY

BOOK 8195 PAGE 206

I, Phillip Abernathy, a resident of 510 11th Avenue, N.W., Decatur, Alabama, and over the age of twenty-one years, being of sound mind and disposing memory, do hereby make and publish this my Last Will and Testament, revoking all former wills and codicils thereto which may have been made by me.

FIRST: I will that all my debts, funeral expenses, expenses of last illness, cemetery expenses, including all costs of a suitable monument or marker at my grave, and florals that my cousin, Mary E. Durr, shall be paid by my Executrix as soon after my decease as practicable.

SECOND: I give, devise and bequeath to my cousin, Mary E. Durr, all of the property which I may die seized and possessed, or to which I may be entitled at the time of my decease whether real, personal or mixed, to have and to hold absolutely.

THIRD: I nominate and appoint my cousin, Mary E. Durr, as Executrix of this my Last Will and Testament, and declare that she shall not be required to give any bond for the performance of her duties arising hereunder; nor shall she be required to make an inventory of the property coming into her hands as such Executrix nor make any accounting or report of whatsoever kind to any Court of her proceedings hereunder.

IN WITNESS WHEREOF, I have hereunto signed my name to this my Last Will and Testament, in the presence of the persons witnessing it at my request on the 9th day of November, 1987, at Decatur, Alabama.

Phillip Abernathy

The foregoing instrument, consisting of this and the following typewritten page, was signed and declared by Phillip Abernathy, the testator, to be his Last Will and Testament, in our presence and we in his and in the presence of each other, have hereunto subscribed our names as witnesses, this the 9th day of November, 1987, at Decatur, Alabama.

Witness

Witness

HUTSON & ELROD
P. O. BOX
205 IRON
DECATUR, ALA.

PA

BOOK 69 PAGE 651

STATE OF ALABAMA)

BOOK 8195 PAGE 207

COUNTY OF MORGAN)

I, Phillip Abernathy, the testator, sign my name to this instrument this 9th day of November, 1987, 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 , that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am twenty-one years of age or older, of sound mind, and under no constraint or undue influence.

Phillip Abernathy
Testator

We, Lillie M. Russell and Luther Gholston, the witnesses, sign our names to this instrument, being first duly sworn and do hereby declare to the undersigned authority that the testator signs and executes this instrument as his Last Will and Testament; that he signs it willingly, and that each of us, in the presence and hearing of the testator and in the presence of each other, hereby signs this will as witness to the testator's signing, and that to the best of our knowledge the testator is twenty-one years of age or older, of sound mind, and under no constraint or undue influence.

Lillie M. Russell
Witness

Luther Gholston
Witness

STATE OF ALABAMA)

COUNTY OF MORGAN)

Subscribed, sworn to and acknowledged before me by Phillip Abernathy, the testator, and subscribed and sworn to before me by Lillie M. Russell and Luther Gholston, witnesses this 9th day of November, 1987.

Brenda Faye Earskin
Notary Public

My Commission Expires:
My Commission Expires 3/8/91

NOTARY PUBLIC STATE

BOOK 69 PAGE 652

BOOK 8195 PAGE 208

STATE OF ALABAMA,

MORGAN COUNTY.

I, Bobby Day, Judge of the Probate Court of Morgan County, Alabama, hereby certify that the foregoing instrument in writing was this day in said Court and before me as the Judge thereof duly proven by proper testimony to be the genuine Last Will and Testament of Philip Abernathy, deceased, and that said Will, together with the proof thereof, has been recorded in this office in Will Record No. 69, at page No. 642 et seq., and constitutes the Last Will and Testament of Philip Abernathy, deceased.

In Witness Whereof, I have hereunto set my hand as the Judge of said Court and have caused the seal of said Court to be hereto affixed on this the 28th day of November, 1989.

Bobby Day
Judge of Probate Court
Morgan County, Alabama.

THE STATE OF ALABAMA
MORGAN COUNTY

PROBATE OFFICE

LAST WILL AND TESTAMENT OF
PHILLIP ABERNATHY,
DECEASED

WILL

Filed in office this the 6th day of October, 1989.
Bobby Day
Judge of Probate

Recorded in Will Record No. 69, at page 642.

I, BOBBY DAY, JUDGE OF PROBATE, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE RECORD OF A CERTAIN Will AS THE SAME APPEARS OF RECORD IN THIS OFFICE, THIS August 17 19 90

Bobby Day
Judge of Probate, Morgan County, AL.

STATE OF ALABAMA)
)
MORGAN COUNTY)

PROBATE COURT

I, Wanda S. McKee, Chief Clerk of the Probate Court of Morgan County, Alabama, the same being a Court of Record, hereby certify that Bobby Day, whose name is signed to the foregoing certificate as Judge of said Probate Court of Morgan County, Alabama, is the duly elected and qualified Judge of said Probate Court acting as such Judge, and that his name signed to said certificate is his genuine and actual signature and that said certificate is in correct and proper form.

Given under my hand and the Seal of said Probate Court, this the 17th day of August, 1990.

(SEAL)

Wanda S. McKee
Chief Clerk of the Probate Court
of Morgan County, Alabama.

STATE OF ALABAMA)
)
MORGAN COUNTY)

PROBATE COURT

I, Bobby Day, Judge of the Probate Court of Morgan County, Alabama hereby certify that Wanda S. McKee, whose name is signed to the foregoing certificate next above as the Chief Clerk of the Probate Court of Morgan County, Alabama, is the duly appointed and qualified Chief Clerk of said Probate Court, acting as such Chief Clerk, and that her name signed to said certificate is her genuine and actual signature, and that her said certificate is in due and proper form.

IN WITNESS WHEREOF, I have hereunto set my hand as the Judge of said Court, and have caused the Seal of said Court to be affixed on this the 17th day of August, 1990.

(SEAL)

Bobby Day
Judge of Probate Court of
Morgan County, Alabama.