THIS INSTRUMENT PREPARED BY: Homer R. Ayers, Attorney-at-Law
112 Long Hollow Pike, Suite 201
Goodlettsville, TN 37072

AFFIDAVIT OF HEIRSHIP

BOOK 8233 PAGE 521

The undersigned, after being duly sworn, make affidavit, under oath, as follows:

1. That Thomas Harlan, a citizen resident of Davidson County, Tennessee, died on August 20th, 1987.

2. That no children were ever born to or adopted by Thomas Harlan during his lifetime.

3. That at the time of his death, Thomas Harlan was legally married to Mary M. Henry Harlan, a/k/a Mary M. Henry, a/k/a Maggie Henry, a/k/a Maggie Harlan.

4. That the Last Will and Testament of Thomas Harlan, devised his one-third interest in the following described real property in Davidson County, Tennessee, to Eddie L. Henry and John W. Henry, said property being more particularly and specifically described as follows, to-wit:

> TRACT 7: A tract of land in the 2nd Civil District of Davidson County, Tennessee, shown on the plat of Will J. Wilson Property by Ragan-Smith and Associates, Inc. dated October 11, 1979, and revised October 29, 1979, and being more fully described as follows:
>
> Beginning at an iron pin on the westerly margin of Baker Road that is 1354.39 feet, as measured along said margin from the common line of L.C. Crawford, et ux, and Tract No. 1, formerly Will J. Wilson Property, said iron pin is the northeasterly corner of the Billy Jack Hackett property, see Book 5446, Page 445, R.O.D.C., Tenn.; thence with the line between Hackett and Tract No. 7, S 61 degrees 10' 15" W a distance of 2035.13 feet to the northwesterly corner of Hackett; thence with Hackett's westerly line, S 46 degrees 47' 20" E a distance of 225.0 feet to his southwesterly corner; thence with the line between Tract Nos. 7 and 6, S 62 degrees 32' 31" W a distance of 2467.61 feet to a point in the original westerly line of Wilson; thence N 9 degrees 03' 01" E a distance of 467.55 feet to a point on said westerly line; thence with the northerly line of Tract No. 7 and the new southerly line of Wilson, in part, and the southerly line of Ralph B. Beeler, see Book 5316, Page 927, R.O.D.C., Tenn., in part, N 61 degrees 10' 15" E a distance of 4076.20 feet to an iron pin at Beeler's southeasterly corner of the westerly margin of Baker Road; thence with said margin S 46 degrees 47' 20" E a distance of 225.0 feet to the point of beginning and containing 30.7 acres, more or less, according to survey of Ragan-Smith and Associates, Inc., dated 10/11/79 and revised 10/29/79.

5. That the said Last Will and Testament was never filed for probate nor was there ever an administration of the estate of Thomas Harlan.

6. That Mary M. Henry Harlan, a/k/a Mary M. Henry, a/k/a Maggie Henry, a/k/a Maggie Harlan is the only heir at law of Thomas Harlan.

7. That Mary M. Henry Harlan, a/k/a Mary M. Henry, a/k/a Maggie Henry, a/k/a Maggie Harlan has this date conveyed any and all right, title or interest which she may have in the property hereinabove described, marital or otherwise, to Eddie L. Henry and John W. Henry to the end that Eddie L. Henry and John W. Henry shall own and hold title to the said property as tenants in common, each owning a one-half undivided interest.

8. That in consideration for the issuance of a mortgage title insurance policy to the Bank of Goodlettsville by Commonwealth Land Title Insurance Company, the undersigned, Mary

M. Henry Harlan, a/k/a Mary M. Henry, a/k/a Maggie Henry, a/k/a Maggie Harlan, Eddie L. Henry, an unmarried person, and John W. Henry, an unmarried person, jointly and severally agree to indemnify and hold harmless Commonwealth Land Title Insurance Company and the Bank of Goodlettsville from any costs, expense or judgment relating to any claim, demand or suit by any other person, persons, corporations or other entities claiming an interest in the property hereinabove described and from any matter arising by reason of the non-probate of the estate of Thomas Harlan, including but not limited to claims against the estate of Thomas Harlan, taxes owing by Thomas Harlan during his lifetime or by reason of his death, funeral expenses and/or other obligations owing by Thomas Harlan, during his lifetime or by reason of his death, including the reasonable attorneys fees, court costs, and other litigation expenses incurred by Commonwealth Land Title Insurance Company and/or the Bank of Goodlettsville.

9. This indemnity agreement shall be binding upon the undersigned and their respective heirs, personal representatives or assigns.

WITNESS our hands on this the 7 day of August, 1990.

Maggie Harlan
MAGGIE HARLAN, a/k/a MAGGIE HENRY, a/k/a MARY M. HENRY HARLAN, a/k/a MARY M. HENRY

Eddie Henry
EDDIE L. HENRY, unmarried

John W. Henry
JOHN W. HENRY, unmarried

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

Sworn to and subscribed before me this the 15 day of August, 1990.

Nora Hale
NOTARY PUBLIC

My Commission Expires: Jan 23 - 1994

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IDENTIF. TREFERENCE

Nov 8 9 43 AM '90

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY TN.