PICK-UP 13562

This instrument prepared by:
Branch H. Henard, III
Branstetter, Kilgore, Stranch
& Jennings
200 Church Street
Nashville, TN 37201

IDENTIF. TREFERENCE

MAY 27 1 08 PM '92
FELIX ... REGISTER
DAVIDSON COUNTY TN.
0470 05/27 0101 03CHECK 15.00

From: W. H. Thompson
To: Odie H. Thompson, Trustee

and

From: Odie H. Thompson, Trustee
To: William H. Thompson, Jr.,
Gary B. Thompson, and Linda G. Thompson Jarrett

AFFIDAVIT OF HEIRSHIP

Come William H. Thompson, Jr. (a/k/a William H. Thompson), Gary B. Thompson, and Linda G. Thompson Jarrett, who, after being duly sworn, make the following affidavit upon their respective oaths.

1. W. H. Thompson died on August 29, 1966, a resident of Davidson County, Tennessee, survived by his wife, Odie H. Thompson and his only issue, Reece H. Thompson and William H. Thompson, Jr.

2. In addition to real property held by the entireties which passed to his widow absolutely upon death, W. H. Thompson owned at the time of his death real estate in Davidson County, Tennessee acquired by conveyances as follows: (1) from E. T. Hunter and wife, Edna Hunter, of record in Book 1140, Page 153, Register's Office of Davidson County, Tennessee; (2) from Mary E. McCord and Nellie E. Raymond, of record in Book 1238, Page 14; (3) from Otto Gifford, of record in Book 1715, Page 475 and Book 1715, Page 507; and (4) from R. K. Smith, J. R. Dillow and Billy Rhea Miller of record in Book 2275, Page 634 ,all in the Register's Office of Davidson County, Tennessee, to which reference is here made for complete descriptions and the descriptions therein contained incorporated herein as fully as if stated verbatim.

3. The will of W. H. Thompson was probated in Davidson County, Tennessee, and willed and devised all "real estate and any interest therein wheresoever situate" to Odie H. Thompson, Trustee.

The will of W. H. Thompson, of record in Will Book 87, Page 201, provided, in part, as follows.

> If my wife does not remarry, then at her death said trust shall terminate and the corpus thereof shall go to and become vested in my sons Reece H. Thompson and William H. Thompson, share and share alike.
>
> If either of my sons should die leaving issue before the termination of said trust by the happening of either event above stated [death or remarriage of Odie H. Thompson], then such issue will receive and be entitled to the parent's share upon the termination of said trust.

4. Reece H. Thompson had only two children, being Gary Bracey Thompson and Linda Gail Thompson (now Linda Gail Thompson Jarrett).

5. Reece H. Thompson died on January 11, 1979, a resident of Davidson County, Tennessee, survived by both his aforesaid children. His estate was probated in Davidson County, Tennessee, his will being of record in Will Book 126, Page 33.

6. Odie H. Thompson died on February 17, 1989, a resident of Davidson County, Tennessee, and her estate was administered in the Probate Court of Davidson County, Docket No. 92346. Odie H. Thompson never remarried after W. H. Thompson died.

7. By her will, Odie H. Thompson left all interest in real property and improvements thereon which she had at the time of her death to William H. Thompson, Jr. By agreement between Odie H. Thompson, Reece H. Thompson, and William H. Thompson, Jr. executed November 29, 1967, said parties specifically agreed that "the intention of W. H. Thompson was that his widow, Odie H. Thompson, only has the power of disposition of the corpus of the trust estate by Will in the event both sons, Reece H. Thompson and William H. Thompson, and their issue predecease her," which agreement is hereby reaffirmed by all affiants hereto in consideration of the benefits to each of them, the receipt and sufficiency is hereby acknowledged.

8. Upon the death of Odie H. Thompson, the trust created by

the will of W. H. Thompson terminated, entitlement to the property of the trust being as follows: one-half in William H. Thompson, Jr., one-fourth in Gary B. Thompson, and one-fourth in Linda G. Thompson Jarrett.

Further affiants saith not.

William H. Thompson

Gary B. Thompson

Linda G. Thompson Jarrett

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, undersigned, a notary public in aforesaid county and state, the within named William H. Thompson, the bargainor, which whom I am personally acquainted, who, after being duly sworn, acknowledged that he executed the within instrument for the purpose therein contained and made oath that the facts stated therein are true.

Witness my hand and official seal at Nashville, Tennessee this 15th day of January, 199X.2

Notary Public

My commission expires:

5-11-92

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, undersigned, a notary public in aforesaid county and state, the within named Gary B. Thompson, the bargainor, which whom I am personally acquainted, who, after being duly sworn, acknowledged that he executed the within instrument for the purpose therein contained and made oath that the facts stated therein are true.

Witness my hand and official seal at Nashville, Tennessee this 15th day of January, 199X.2

Notary Public

My commission expires:

5-11-92

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, undersigned, a notary public in aforesaid county and state, the within named Linda G. Thompson Jarrett, the bargainor, which whom I am personally acquainted, who, after being duly sworn, acknowledged that she executed the within instrument for the purpose therein contained and made oath that the facts stated therein are true.

Witness my hand and official seal at Nashville, Tennessee this 15th day of January, 1991.

Notary Public

My commission expires:

5-11-93