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This Instrument Prepared By:

BAKER, WORTHINGTON, CROSSLEY,
STANSBERRY & WOOLF
1700 Nashville City Center
511 Union Street
Post Office Box 190613
Nashville, Tennessee 37219

AFFIDAVIT OF HEIRSHIP

The undersigned Affiant, Dorothy Ann Malone Smith, having been duly sworn according to law would state as follows:

1. That she is the sole surviving child of her mother, Effie Clara McKee Malone.

2. Effie Clara McKee Malone died testate on May 5, 1987 and was domiciled at the time of her death in the State of Tennessee.

3. That her father, John H. Malone, died on January 31, 1971, in Miami, Dade County, Florida, thereby predeceasing Effie Clara McKee Malone. At the time of her death, Effie Clara McKee Malone was vested with fee simple title to certain real property and improvements located on Donelson Pike in Nashville, Davidson County, Tennessee (the "Property") by virtue of a Warranty Deed from J.H. Malone to Clara McKee Malone, of record in Book 2991, page 239, Register's Office for Davidson County, Tennessee, to which reference is made for more complete description of the Property.

4. The Will of Clara McKee Malone was probated in Davidson County, Tennessee and is recorded in Will Book 174, page 382, Probate Court for Davidson County, Tennessee.

5. The Will of Clara McKee Malone provides, inter alia, that in the event that J.H. Malone predeceases Clara McKee Malone, the Property is devised to my children who are living at the time of the death of Clara McKee Malone, in equal parts as tenants in common.

6. At the time of the death of Effie Clara McKee Malone, Rita Gail Smith, now Rita Gail Smith Bradford, and Gilbert Lee Smith were my only children living.

FURTHER, THE AFFIANT SAITH NOT.

Dorothy Ann Malone Smith
DOROTHY ANN MALONE SMITH

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

1878 09/30 0101 03CHECK 8.00

Personally appeared before me, Jenni F. Keith, a Notary Public of this county, Dorothy Ann Malone Smith, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within instrument for the purposes therein contained.

WITNESS my hand, at office, this 29th day of September, 1993.

Jenni F. Keith
NOTARY PUBLIC

My Commission Expires:
11-26-94

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IDENTIFICATION REFERENCE 68917