THIS INSTRUMENT PREPARED BY:

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0136408
IDENTIF. & REFERENCE
PICK-UP

95 DEC 29 PM 12:30
DAVIDSON COUNTY, TN.

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

BOOK 9903 PG 322

IN RE:)
)
ESTATE OF ANNIE M. KIRBY,) No._____
DECEASED)

3000 12/29 0101 01CASH 8.00

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Kenneth L. Ross, being duly sworn according to law, states that he is a person of lawful age, that he is a long-time resident of Davidson County, Tennessee, and that he further deposes and states as follows:

1. That he knew the late Annie M. Kirby and has known her family for more than half a century; that his wife, Alice Ross, is her daughter; and that he knows personally that the statements contained in this affidavit concerning the Kirby family are correct and complete.

2. That A. J. Kirby and Annie M. Kirby were married to each other and later divorced. Annie M. Kirby (whose full name was Annie Mae Barrett Kirby) never remarried, and she died June 15, 1993, a resident of Nashville, Tennessee. A. J. Kirby predeceased her. At the time of the divorce of A. J. Kirby and Annie M. Kirby on December 20, 1957 (final decree of record in Book 2, Page 398, of Davidson County, Tennessee Circuit Court Clerk), they owned jointly certain real property, including that hereinafter described. Said divorce decree vested solely in her all of said real property, and Annie M. Kirby continued to own it at the time of her death.

3. Two children were born of the marriage of A. J. Kirby and Annie M. Kirby. They are Aleene White Kirby, born April 11, 1923, and Alice Oleen Ross, born April 28, 1925 both of whom are living and both of whom currently reside in Nashville, Tennessee. As Annie M. Kirby died intestate, said daughters are now vested jointly with the interest their mother owned at death in the real property

565

hereinafter described. Annie M. Kirby never had any other children except for the aforesaid two children.

4. At the time of her death, Annie M. Kirby owned a one-half undivided interest in certain unimproved real property, most of which is located in Wilson County, Tennessee, and a small portion of which is located in Davidson County, Tennessee, identified as follows:

BOOK 9903 PG 323

> Map 120, Parcel 1, in the 25th District, Wilson County, Tennessee, and Map 138, Parcel 101, Davidson County, Tennessee, being the same property conveyed to A. J. Kirby and wife, Annie M. Kirby, by deed of record in Deed Book 121, Page 511, Register's Office for Davidson County, Tennessee, of which a one-half undivided interest was subsequently conveyed to Ken L. Ross and wife, Alice K. Ross, by deed of record in Deed Book 149, Page 582, Register's Office for Wilson County, Tennessee.

Thus, the two daughters of the deceased Annie M. Kirby, being Aleene White Kirby and Alice Oleen Ross, are now the joint owners of the decedent's one-half interest in the described property.

5. This affidavit is freely given pursuant to T.C.A. §30-2-712 et. seq., to help establish and reflect the heirship with respect to the described real property owned by Annie M. Kirby at her death in Wilson County and Davidson County, Tennessee.

Further, affiant saith not.

Kenneth L. Ross

State Tax $ ____
Fee $ ____
Recording Fee $ 8.00
Total $ 8.00
Receipt No. 25645
MARGIE L. TRICE, Register
By: ____

State of Tennessee, Wilson County
I, Margie Trice, Register of said county and state do certify that the foregoing instrument is registered in said office in book 444 page 585 that it was received Dec 29 1995 at 11:20 o'clock and entered in notebook 31 page 192 Margie Trice, Reg ____ Deputy

Subscribed and sworn to before me this 30 day of November, 1995.

Barbara A. Fowler
Notary Public

My Commission Expires: 11-22-97

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Kenneth L. Ross, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS my hand, at office, this 30 day of November, 1995.

Barbara A. Fowler
Notary Public

My Commission Expires: 11-22-97