FILE BOX 45

BOOK 9911 PG 887

AFFIDAVIT

We, Harold G. Roberts, Thelman B. Roberts and Dorothy Ann Gilbert of Davidson County, Tennessee, after first being duly sworn, make affidavit as follows:

1. That we are the sole heirs of the Estate of Edith D. Roberts, who acquired title to real estate in Davidson County, State of Tennessee, described as follows:

> BEING Lot No. 4 and the southerly half of Lot No. 5 on the plan of Sadler Place, as of record in Book 332, page 31, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 4 and part of Lot No. 5 front together 75 feet on the westerly side of Dayton Avenue and run back 175.5 feet on the southerly line and 173.9 feet, more or less, on the northerly line, to an alley, measuring 75 feet thereon.

2. That the said Edith D. Roberts died on or about the 19th day of June, 1995, in the County of Davidson, State of Tennessee, seized of said premises, testate, leaving Harold G. Roberts, Thelman B. Roberts and Dorothy Ann Gilbert as her only lawful heirs and sole distributors of all of his property both real and personal.

3. That all of the debts of the estate have been fully paid, and that to our knowledge there are no outstanding claims against the estate.

4. That we will be solely responsible for full payment should any claims be made against the estate and, further, that I will hold Metropolitan Escrow, Inc. harmless in the event of any legal action as a result of claims by any unpaid creditors.

Further, the affiant says not.

This 4th day of January, 1996.

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FELIX A. ... DAVIDSON COUNTY, TN

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IDENTIF. & REFERENCE

Harold G. Roberts

Thelman B. Roberts

Dorothy Ann Gilbert

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Harold G. Roberts, Thelman B. Roberts and Dorothy Ann Gilbert, the bargainors, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who acknowledged that they executed the foregoing instrument for the purposes therein contained. Witness my hand and official seal at Nashville, Tennessee, this 4th day of January, 1996.

PATRICIA NICHOLLS NOTARY PUBLIC AT LARGE DAVIDSON CO., TENNESSEE

My Commission Expires: 1-20-99

Notary Public

PREPARED BY
METROPOLITAN ESCROW, INC.
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