0261521

IDENTIF. # REFERENCE

This Instrument Prepared By:
T. Richard Travis
Manier, Herod, Hollabaugh & Smith,
a Professional Corporation
2200 First Union Tower
150 Fourth Avenue, North
Nashville, TN 37219

97 JAN -3 PM 3:51

REGISTER'S OFFICE
DAVIDSON COUNTY, TN.

AFFIDAVIT OF HEIRSHIP TO REAL PROPERTY BOOK 10310 PG 698

KNOW ALL MEN BY THESE PRESENTS, that Helon C. Eller, the undersigned, after being duly sworn, makes oath as follows:

1. That on the fourth (4th) day of September, 1995, William Robbins Eller, Sr. ("Decedent") died a resident of Rutherford, County, State of Tennessee.

2. That at the time of his death, Decedent and his wife, the Affiant, owned certain real property with improvements thereon as tenants by the entirety which is known as Route 2, Hamilton Church Road, Antioch, Tennessee and which is more fully described in Exhibit A attached hereto ("the Property").

3. That Decedent left a Last Will and Testament which was submitted to Clerk of County Court, Rutherford County, Book 001146, Page 713 in which all of Decedent's property both real and personal was left to Decedent's surviving spouse, Helon C. Eller.

4. That Decedent's estate is not insolvent and that the Personal Representative has not taken any action to subject the Property to debts of Decedent, if any.

5. That in accordance with Tennessee law, the Affiant, Helon C. Eller became the owner in fee simple of the Property upon Decedent's death.

6. That there is no other surviving heirs of Decedent who have any interest in the Property.

WITNESS MY HAND this 18 day of December, 1996.

Helon C. Eller
Helon C. Eller, Affiant

STATE OF TENNESSEE)
COUNTY OF Davidson)

On this 18th day of December, 1996, before me personally appeared Helon C. Eller, to me known or proved to me on the basis of satisfactory evidence to be the person described in and who executed the foregoing instrument for the purposes therein contained and acknowledged that she executed the same as her free act and deed.

WITNESS MY HAND and notarial seal.

NOTARY PUBLIC

Notary Public
My Commission Expires: 9-12 1999

EXHIBIT A

BK/10310/PG699

Land in Davidson County described as:

A tract of land in the 2nd Civil District of Davidson County, Tennessee, described according to a survey made by L. D. Justice, July 11, 1945 as follows:

Beginning at a point in the center line of Hamilton Church Road at the southwest corner of the property conveyed to Richard Thompson and wife by deed from Henry Thomas Chilton and wife, of record in book 1491, page 359, Register's Office for said County; thence with Thompson's west line, north 8° 45' east 252 feet, more or less, to a point; thence north 85° 40' west 100 feet to a point; thence south 8° 45 west 250 feet, more or less, to the center line of Hamilton Church Road, being 100 feet east of the southeast corner of the Palmer property; thence with the center line of said road, south 84° 50' east 100 feet to the beginning.

Being the same property conveyed to William R. Eller and wife, Helon C. Eller, from Donnie Jenkins and wife, Wilma Jenkins by Installment Deed dated July 11, 1972, of record in Book 4618, page 526 Register's Office for Davidson County Tennessee.

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