(1)

Prepared by:
TITLE ESCROW OF BRENTWOOD, INC.
HAROLD REEVES, ATTORNEY
5111 Maryland Way, Suite 205
Brentwood, TN 37027

BOOK 11284 PAGE 237

NEW OWNER(S)	**SEND TAX BILL**	**MAP & PARCEL**
B. G. Marks	same	Map 117-16
206 Crosslake Dr.	4000 Granny White Pk.	Parcel 184
Tullahoma, TN 37388	Nashville, TN 37204	

AFFIDAVIT OF HEIRSHIP

B. G. Marks of Tullahoma, Tennessee, Jack F. Marks of Nashville, Tennessee, Joan Marks Yearwood of Nashville, Tennessee and Patti Ann Granger of Simi Valley, California, being of lawful age and being duly sworn according to the law, upon oath says:

That the statement(s) hereinafter set forth constitutes a true and correct statement(s) of status of the ownership of real property known as **4000 Granny White Pike, Nashville, Tennessee**, and described in Exhibit "A" hereto attached:

1. Benjamin Franklin Fisher and wife, Bonnie Davis Fisher are the maternal grandparents of the aforesaid.

2. Benjamin Franklin Fisher died intestate, a citizen of Nashville, Tennessee, on March 7, 1970. He was survived by his wife, Bonnie Davis Fisher.

3. Bonnie Davis Fisher died intestate, a citizens of Nashville, Tennessee, on October 16, 1974. She was survived by two (2) daughters, Hautense Fisher Marks of Nashville, Tennessee and Marie Fisher Moses of Vista, California.

4. Marie Fisher Moses died testate on August 28, 1991, a citizen of Vista California. She was survived by one (1) child, her daughter, Patti Ann Granger, also known as Patricia Day Granger, who lives in Simi Valley, California. Since she was the sole heir of her mother's estate, the will of Marie Fisher Moses was not submitted to probate.

5. Hautense Fisher Marks died testate on September 14, 1998, a citizen of Nashville, Tennessee. Her will named her three (3) surviving children as beneficiaries to the real property above mentioned, those children being Jack Fisher Marks and Joan Marks Yearwood and B.G. Marks. Her oldest child, J. B. Marks, III, died on August 3, 1993, and was survived by one (1) child, J. B. Marks, IV. Financial provisions for J. B. Marks, III and his son were made during their lifetimes and this fact is so stated in the will of Hautense Fisher Marks. The Estate of Hautense Marks is in the Seventh Circuit Court (Probate Division) of Davidson County,

Tennessee under Docket No. 98P-1484. This is why no provision was made for J. B. Marks, IV, and why J. B. Marks, III share of Hautense Marks estate did not pass to his son, J. B. Marks, IV.

6. There are currently administrative proceedings on decedent's estate and the final settlement of said estate has not been executed. The Notice to Creditors was issued on October 8, 1998. There are no unpaid bills or obligations due by decedent that have not been satisfied completely or will be satisfied completely. The unpaid bills include any unpaid federal and state income or estate taxes. That we, the undersigned indemnify the purchasers, Raouf Mattin and wife, Debra Mattin, the lender, First American National Bank, the closing agent, Title Escrow of Brentwood, Inc., and the title insurance company, Stewart Title Guaranty Company from any claims to the Estate of Hautense Fisher Marks.

7. Patti Ann Granger executed a Limited Power of Attorney naming Jack F. Marks as her Attorney-in-Fact, giving him the power to execute a Warranty Deed to the real property mentioned above. Said Power-of-Attorney is of record in Book 11178, page 246, Register's Office for Davidson County, Tennessee.

8. Inasmuch as this Agreement pertains to real property located in Nashville, Davidson County, Tennessee, the laws of the State of Tennessee shall be controlling with respect to enforcement or interpretation of this Affidavit.

IN WITNESS WHEREOF, the parties hereto have executed this instrument this the 31st day of December, 1998.

B. G. Marks

Jack F. Marks

Joan Marks Yearwood

Patti Ann Granger by Jack F. Marks, attorney-in-fact of record in Book 11178, page 246, Register's Office for Davidson County, Tennessee.

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STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Personally appeared before me, a Notary Public, in and for the aforesaid County and State, the within named affiants, B. G. Marks, Jack F. Marks and Joan Marks Yearwood, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence) and who acknowledged that they executed the with in affidavit for the purposes therein in contained.

Witness my hand on this the 31st day of December, 1998.

My Commission Expires: 1/29/2000 Notary Public

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

Personally appeared before me, a Notary Public, in and for the aforesaid County and State, the within named Jack F. Marks, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence) and who upon oath acknowledged himself to be the attorney-in-fact for Patti Ann Granger, the bargainor, and being authorized as her attorney-in-fact to executed the forgoing instrument for the purposes therein in contained.

Witness my hand on this the 31st day of December, 1998.

My Commission Expires: 1/29/2000 Notary Public

NOTARY PUBLIC STATE OF TENNESSEE WILLIAMSON COUNTY

MAIL ENV.

99 JAN -6 AM 9:18

WILL COMMELL REGISTER
DAVIDSON COUNTY, TN.

IDENTIF. & REFERENCE

0533294

E X H I B I T " A "

Land in Davidson County, Tennessee, being a part of Lot No. 5 on the plan of B. F. and C.C. Morrow's Subdivision, as of record in Book 332, page 86, Register's Office for said County described as follows:

Beginning at the southeast corner of the intersection of the Granny White Pike and Morrow Street; thence with the southerly margin of Morrow Street eastwardly 113 feet; thence at right angles southwardly 98 feet, more or less, to the dividing line between Lots 5 and 6 on said plan, said point being 71 feet westerly from the southeast corner of said Lot No. 5; thence with the line between said two lots westwardly 150 feet, more or less, to the easterly margin of said Granny White Pike; thence with said pike in a northerly direction 100 feet to the beginning.

INCLUDED in the above description but EXCLUDED herefrom is the following tract conveyed to J. B. Marks, III by deed of record in Book 2878, page 41, said Register's Office described as follows:

Beginning at an iron pin on the south margin of Morrow Street, 113 feet east of the intersection of Granny White and Morrow being the northeast corner of the lot deeded to Benjamin F. Fisher et ux of record in Book 1309, page 248, R.O.D.C., TN, and run with said Morrow Street west 70 feet to an iron pin, thence 94 feet to a pin in the line between lots 5 and 6, thence with said line east for 67 feet, to an iron pin, thence north 93.4 feet, to the point of beginning.

Being the same property conveyed to Benjamin F. Fisher and wife, Bonnie D. Fisher by deed from C. E. McEwen and wife, of record in Book 1309, page 248, Register's Office for Davidson County, Tennessee. Being the same property conveyed to Hautense F. Marks, Trustee, by deed form Benjamin F. Fisher and wife, Bonnie D. Fisher of record in Book 3882, page 374, Register's Office for Davidson County, Tennessee. The said Trust having been dissolved and disbursed upon the deaths of the Grantors and the property being conveyed to Hautense F. Marks, an undivided one-half interest; Marie F. Moses, an undivided one-fourth interest; and Patty D. Grainger, an undivded one-fourth interest as set out in the deed of record in Book 3882, page 374, said Register's Office. Hautense F. Marks having since died leaving her one-half undivided interest to B. G. Marks, Jack F. Marks and Joan Marks Yearwood by Will of record in Will Book 222, page 861, Seventh Circuit Court (Probate Division) Davidson County, Tennessee, and Marie Fisher Moses having died testate leaving her one-fourth interest to her daughter, Patti D. Granger. (NOTE: Patty D. Grainger is one and the same person as Patti Granger).

This is the same description as in previous deed of record.

This conveyance is subject to county taxes, prorated and assumed by the Grantees; all matters as set out on the plan of record in Book 332, page 86, easement of record in Book 3872, page 182, said Register's Office; parties in possession, and any and all leases not of record.