AFFIDAVIT OF HEIRSHIP

The affiant, **Mary A. Fisk**, having been duly sworn according to law, deposes and says:

1. **Hugh R. Fisk**, married, owned a fee simple interest in the following described real property:

LAND in the 9th, formerly the 14th, Civil District of Davidson County, Tennessee, being Tract No. 5 in Travis & Lewis Land Company's Subdivision of Small Farms, not of record and described according to a copy of a survey made by John M. Sullivan, Engineer, dated May 11, 1957, as follows:

BEGINNING at an iron pin in the southerly margin of Manning Hollow Road, the common corners of tract No. 5 and tract No. 4 this date conveyed to H. H. Loftis by deed from Travis & Lewis Land Company; thence with the line between tract No. 4 and tract No. 5 south 4° 2' west 1190 feet, more or less, to an iron pin the southwesterly corner of tract No. 5 and the southeasterly corner of tract No. 4; thence southeasterly 232 feet to an iron pin the southeasterly corner of tract No.5 and the southwesterly corner of tract No. 6, this date conveyed to H. H. Loftis by deed from Travis and Lewis Land Company; thence with the line between tract No. 5 and tract No. 6 north 4° 02' east 1100 feet, more or less, to an iron pin in the south margin of Manning Hollow Road the northeasterly corner of tract No. 5 and the northwesterly corner of tract No. 6; thence with the southerly margin of Manning Hollow Road 276.4 feet to the point of beginning, containing 5.1 acres, more or less.

BEING the same property conveyed to Hugh Fisk by deed from Lawrence W. Loftis and wife, Jo Ella Loftis, of record in Book 3129, Page 359, said Register's Office. Hugh Fisk having since died. Being the same property conveyed to Mary A. Fisk by Will of Hugh R. Fisk of record in Will Book 225, Page 934, Probate Court Clerk's Office for Davidson County, Tennessee. Hugh Fisk and Hugh R. Fisk is one and the same person.

This is the same description as in the previous deed.

This is unimproved property known as **Map 112-00, Parcel 68, Manning Hollow Rd., Pegram, TN 37143.**

2. **Hugh R. Fisk** and **Hugh Fisk** is one and the same person.

3. **Hugh R. Fisk**, married, died testate on the 21st day of September 1997, in Davidson County, Tennessee. In his Last Will and Testament, a certified copy of which is attached hereto, he devised the above-described property in fee simple to his wife, **Mary A. Fisk.**

5. Further, affiant saith not.

U554021

98 FEB 25 PM 4:26

Mary A. Fisk

Mary A. Fisk
7109 Charlotte Pk.
Nashville, TN 37209

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Personally appeared before me a Notary Public in and for the aforesaid State and County, the within named **Mary A. Fisk**, with whom I am personally acquainted (or upon sufficient evidence provided) and who acknowledged that she executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee this 26th day of February 1999.

BELINDA C. DIXON NOTARY PUBLIC AT LARGE DAVIDSON COUNTY TENN

Belinda C. Dixon
NOTARY PUBLIC

My Commission Expires SEPT. 29, 2001

My commission expires: _____

This instrument was prepared without a title search at the request of the devisees by:
Richard Hedgepath, Jr.
Attorney at Law
4800 Charlotte Pike
Nashville, TN 37209
(615) 269-3454

LAST WILL AND TESTAMENT

OF

HUGH R. FISK

I, Hugh R. Fisk, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all former wills and codicils to wills made heretofore by me.

FIRST: I direct that those in charge of my estate pay the expense of my last illness and burial expenses from the first money coming into their hands, and I direct that they not be required to file with the Court a detailed inventory of the assets of my probate estate, nor be required to file a detailed final accounting of the receipts and disbursements.

SECOND: I hereby give, will, devise and bequeath all my property, real, personal or mixed, wheresoever the same may be located to my wife, Mary A. Fisk.

THIRD: In the event my wife predeceases me, then I direct that all my property, real, personal or mixed, wheresoever the same may be located, go into and become a trust for the use and benefit of my son, Bradley S. Fisk, to be administered by Janie Marie Welch, Trustee, and direct that she not be required to make bond. I authorize my said Trustee, together with all powers of a Guardian or Trustee authorized by the laws of Tennessee, to sell, encumber and/or dispose of any of said property, real or personal, which she sees fit and desires, which would be in the best interest of the trust, and to execute, deliver and sign any and all documents necessary to consummate said sale without permission and/or consent of any court and/or tribunal. I direct that all cash and/or moneys coming into her hands be deposited into a banking and/or financial institution at the highest rate of interest.

FOURTH: I direct that my said Trustee provide all necessary support, maintenance and medical treatment necessary, including but not limited to hospitalization insurance from the moneys coming into her hands. I also authorize my Trustee to furnish and provide to my son funds for his entertainment and enjoyment based upon the standard which we have furnished him during our lifetime.

FIFTH: I direct that this trust shall terminate upon the death of my son, and upon said event, all the rest, remainder and residue of the funds, real and personal property, not used as above set forth for my son's benefit, I hereby give, will, devise and bequeath to Janie Marie Welch.

SIXTH: I hereby nominate, designate and appoint my wife, Mary A. Fisk, as Executrix of this my Last Will and Testament and direct that she not be required to make bond. In the event my wife, Mary A. Fisk, fails, refuses or is unable to serve in said capacity, I hereby nominate, designate and appoint Janie Marie Welch, as Executrix of this my Last Will and Testament without bond.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the three pages of this my Last Will and Testament, this 22 day of June, 1987, at Nashville, Tennessee.

Hugh R. Fisk
HUGH R. FISK - Testator

ATTESTATION CLAUSE

Signed, signified, published and declared by the Testator, as and for his Last Will and Testament, in the presence of us, the undersigned attesting witnesses, who, at his request and direction, and in his sight and presence, and in the sight and presence of each other, have hereunto set our hands as such witnesses the day and date above written.

WITNESSES:

((Signature) Harold E Collins
(
((Address) 4800 Charlotte Ave.
(Nashville, TN 37209
(
(
((Signature) Richard C Mahaffey
(
((Address) 4800 Charlotte Ave.
(Nashville, TN 37209
(

This will prepared by: Harold E. Collins, Attorney
4800 Charlotte Ave.
Nashville, TN 37209

STATE OF TENNESSEE, DAVIDSON COUNTY

I Richard R. Rooker, Clerk of the Probate Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy, of the original on file in my office. Will Book 225 Page 934

Given under my hand and official seal, at office, in Nashville, this 26th of February, 1999.

RICHARD R. ROOKER, CLERK

By Thomas Brown
Deputy Clerk

AFFIDAVIT OF WITNESS TO PROVE WILL

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

BOOK 11359 PG. 70

I, **Richard R. Hedgepath**, after being duly sworn and according to law, depose and say:

1. That I am an adult citizen and resident of Davidson County, Tennessee.

2. That I witnessed the execution of the Last Will and Testament of **Hugh R. Fisk**, dated the 22nd day of June 1999, to which this Affidavit is attached, and that this Affidavit is being made at the request of **Mary A. Fisk**, the named Executrix in said Last Will and Testament in accordance with T.C.A. 32-2-110.

3. That my signature and the signature of **Harold E. Collins** are affixed to said Last Will and Testament of the deceased, that we signed or affixed the same at the instance and at the request of the Testator and in his sight and presence and in the sight and presence of each other as attesting witnesses at the place and on the date of said last Will and Testament.

4. That the said **Harold E. Collins**, at the time of affixing his signature to said Last Will and Testament, was a partner in my office and is now deceased.

5. That the Testator signed said paper writing as and for his Last Will and Testament in our sight and presence.

6. That at the time we witnessed said Last Will and Testament, I was of the opinion that the Testator was of sound mind and disposing memory.

WITNESS

Sworn to and subscribed before me this 15 day of February 1999 at Nashville, Tennessee.

BELINDA C. DIXON NOTARY PUBLIC DAVIDSON COUNTY, TENN

NOTARY PUBLIC

My commission expires: _____

My Commission Expires SEPT. 29, 2001