Please Record 1st

BOX1

Prepared by:
Guaranty Title & Escrow Co.
2711 Murfreesboro Rd. Suite 200
Antioch, TN 37013

Instr:200007060067068 Page: 1 OF 5
REC'D FOR REC 07/06/2000 11:11:58AM
RECORD FEE: $22.00
M. TAX: $0.00 T. TAX: $0.00

AFFIDAVIT OF HEIRSHIP

Troy H. Akers
and
Doy Jean Akers

Address of New Owner:	**Send Tax Bills To:**	**Map & Parcel:**
Teresa A. Bess, Vicky A. Burgett, and James A. Akers c/o Guaranty Title & Escrow Co. 2711 Murfreesboro Rd. #200 Antioch, TN 37013	same	103-2 206

STATE OF TENNESSEE
COUNTY OF DAVIDSON

RE: Property Described in Book 10807, Page 816 and in Book 3226, Page 85

I, JAMES A. AKERS, being first duly sworn on oath, state that I am of lawful age and that based upon my personal knowledge further depose and state:

1. Troy H. Akers II died on the 9th day of Jan. 1999 and; Doy Jean Akers, also known as Doy S. Akers died on the 16th day of November, 1999.

2. Doy Jean Akers, was not married at the time of death.

3. The estate of the decedent is solvent and that any and all debts and inheritance taxes, if any, against the estate of the decedent have been paid, or will be paid.

4. The only children born (or legally adopted) by **Troy H. Akers and wife, Doy Jean Akers** from all marriages are: Teresa A. Bess, Vicky A. Burgett and James A. Akers.

5. The Decedent died testate, leaving a will for the distribution of her estate which is unprobated and attached as Exhibit "A".

This affidavit is given as an inducement for Stewart Title Company to insure the title to the above described property without taking any exception as to any and all matters set out herein above; and further the undersigned agrees to indemnify Stewart Title Company for any loss caused by a misstatement of fact.

TCA 30-2-712 provides that whomever shall willfully, corruptly and falsely swear to any statement in an affidavit of heirship known by him to be false or about which he does not have sufficient knowledge to justify his making such a sworn statement on conviction shall be imprisoned in the penitentiary for not less than one, nor more than five years.

Witness my hand this the 30th day of June, 2000.

James A. Akers
Affiant

Sworn to and subscribed before me this the 30th day of June, 2000.

SHARI A. THOMPSON
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.

Shari A. Thompson
Notary Public

My Commission Expires: 1-27-01

99CP-93 DOD 11-16-99

EXHIBIT "A"

LAST WILL AND TESTAMENT

OF

DOY S. AKERS

I, **Doy S. Akers**, a resident of Davidson County, Tennessee, being of sound mind and disposing memory and realizing the uncertainty of life, 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 heretofore made by me.

FIRST: I direct that all my legal debts (except debts secured by mortgages or other security instruments which may be paid of or retained in the discretion of my Executor or Alternate Executrix), be paid out of my general estate by my Executor or Alternate Executrix as soon as practicable after my death. I further direct that my Executor or Alternate Executrix pay all the estate inheritance, succession and other death taxes which shall become payable by reason of my death, whether in respect or property passing under this Will or otherwise, as an expense of administration without apportionment.

SECOND: I will, devise and bequeath all the rest, residue and remainder of my estate, whether real, personal or mixed, and of whatever kind and character and wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, any insurance proceeds payable to my estate, and all property over which I have the power of testamentary disposition, control or appointment, to my three children, **Teresa A. Bess, Vicky A. Burgett and James A. Akers**, in equal shares, share and share alike.

THIRD: In the event my husband, **Troy H. Akers**, survives me, it is my desire that my children assist him and supplement his necessaries to the extent they are financially capable.

PAGE ONE – WILL OF Doy S. Akers
DOY S. AKERS

FOURTH: I authorize my Executor or any alternate personal representative, in the exercise of reasonable discretion with respect to all property, real and personal, at any time, forming a part of my estate, to exercise any and all powers set forth in Tennessee Code Annotated Section 35-50-110 to the extent applicable, all of which provisions and powers are incorporated herein by reference as fully as if copied herein verbatim. These powers (as set out in said statute on the date of the execution of this Will) are granted even should the statute be amended or repealed at the time of my death.

FIFTH: I nominate, designate and appoint my son, **James A. Akers**, as Executor of this my Last Will and Testament. If, for any reason, he fails to qualify or serve or having qualified, thereafter for any reason shall cease to act, then I nominate, appoint and designate my daughters, **Teresa A. Bess** and **Vicky A. Burgett**, as successor or alternate Co-Executrixes. I direct that no bond or other security shall be required of either my named Executor or successor or alternate Co-Executrixes. I further direct that they shall not be required to file an inventory of my Estate or make any accounting of receipts and disbursements unless mandated by the Court.

IN WITNESS WHEREOF, I have hereunto set my hand and signed each of the three pages of this my Last Will and Testament, this 16th day of June 1998 at Nashville, Tennessee.

Doy S. Akers
DOY S. AKERS – TESTATRIX

ATTESTATION CLAUSE

Signed, signified, published and declared by the Testatrix, as and for her Last Will and Testament, in the presence of us, the undersigned attesting witnesses, who at her request and direction, and in her 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) Frank E. Lee

(Address) 4800 Charlotte Ave.
Nashville, TN 37209

(Signature) Belinda G. Dixon

(Address) 4800 Charlotte Ave.
Nashville, TN 37209

THIS INSTRUMENT PREPARED BY:

Frank E. Lee, Attorney
4800 Charlotte Ave.
Nashville, TN 37209

PAGE THREE – WILL OF Doy S. Akers
DOY S. AKERS

AFFIDAVIT OF WITNESS TO PROVE WILL

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Frank E. Lee and Belinda C. Dixon, of legal age and after being duly sworn and according to law, depose and say:

1. That they witnessed the execution of the Last Will and Testament of Doy S. Akers dated this 10th day of June 1998, to which this affidavit is attached, and that this affidavit is being made at the request of the Testatrix, and in accordance with Tennessee Code Annotated 32-2-110.

2. That their signatures are affixed to said Last Will and Testament, that they signed or affixed the same at the instance and at the request of the Testatrix and in her sight and presence, and in the sight and presence of each other, at the place and on the date recited in said Last Will and Testament.

3. That the Testatrix signed said paper writing as and for her Last Will and Testament in their sight and presence.

4. That at the time they witnessed said Last Will and Testament, the Testatrix was, in their opinion, of sound mind and disposing memory.

Frank E. Lee
Witness

Belinda C. Dixon
Witness

Sworn to and subscribed before me this 10th day of June 1998, at Nashville, Tennessee.

Lelia B. Young
NOTARY PUBLIC

My commission expires: 9/26/98