PREPARED BY SATURN AND MAZER 212 THIRD AVE. N., NASHVILLE, TN 37201

STATE OF TENNESSEE
COUNTY OF Davidson

Davidson County POA
Recvd: 09/08/00 08:26 1pgs
Fees:10.00 Taxes:0.00
20000908-0088974

AFFIDAVIT OF HEIRSHIP

I, John Schweers, the undersigned, having been first duly sworn hereby swear and affirm:

1. I was acquainted with William P. Johnston, Sr. who died the 22nd day of January, 1986, in Davidson County, State of Tennessee. The said William P. Johnston, Sr. left no Last Will and Testament. Thus, there has been no formal administration of the estate of William P. Johnston, Sr.

2. I was acquainted with Lillian K. Johnston, who died the 20th day of October, 1986, in Davidson County, State of Tennessee. The said Lillian K. Johnston left no Last Will and Testament. Thus, there has been no formal administration of the estate of Lillian K. Johnston.

3. The only heirs of William P. Johnston, Sr. and wife, Lillian K. Johnston were as follows:

   Howard Dale Johnston, Sr.
   2177 Alvin Head Road
   Springfield, TN 37172

   William P. Johnston, Jr.
   1040 Boyd Road
   Ashland City, TN 37015

   Kenneth W. Johnston
   1040 Boyd Road
   Ashland City, TN 37015

4. The contract between the heirs of William P. Johnston, Sr. and wife, Lillian P. Johnston provides that the heirs will convey a good and marketable title. The title insurance company, American Pioneer Title Insurance Company, has agreed to insure said title through its agent, Saturn & Mazer Title Services, Inc. and in consideration thereof I hereby agree to hold Saturn & Mazer Title Services, Inc. harmless from any and all losses which may occur as a result of any failure by Dyann Rivkin, her heirs, assigns and successors in interest to receive good and marketable title to said property.

FURTHER AFFIANT SAITH NOT.

John Schweers
JOHN SCHWEERS

Sworn to and subscribed before me this the 9th day of August, 2000.

Stephen L
NOTARY PUBLIC

STEPHEN L. CUSICK NOTARY PUBLIC AT LARGE TENNESSEE DAVIDSON COUNTY

MY COMMISSION EXPIRES:

My Commission Expires JUL 26, 2003