This instrument prepared by:
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AFFIDAVIT OF HEIRSHIP

Davidson County AFFIDAVIT
Recvd: 12/04/00 12:31 3pgs
Fees:14.00 Taxes:0.00
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STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

I, GLORIA FAYE ARRINGTON, being first duly sworn do hereby make this Affidavit, pursuant to *Tennessee Code Annotated*, §30-2-712;

1. John W. Toso, my uncle, died on December 22, 1983, leaving a hand-written will which made no reference to real property. He never married, and had no children. Both of his parents and all of his grandparents predeceased him.

2. Brothers and sisters who predeceased John W. Toso were as follows:

A. Rachael Zimmerlee, who died in the 1930s. Rachael Zimmerlee's children (John W. Toso's nieces and nephew), were:

(1) John Henry Zimmerlee, who died in the 1950s. He had two children, John and George Zimmerlee;

(2) Lillian Hernandez, who is now deceased, and who had one son, Gary Hernandez; and

(3) Grace Adwell.

B. Elizabeth T Kolz, whose children (John W. Toso's niece and nephews), were:

(1) Victor Kolz;

(2) Williard Kolz; and

(3) Virginia Kolz Hooker.

C. Mary T. Galamore, whose children (John W. Toso's nieces and nephew), were:

(1) Anthony Galamore, who is now deceased;

(2) Mary Katherine Edwards;

(3) Betty Jean Owen.

D. Joseph Toso, whose children (John W. Toso's nieces), were:

(1) Magdalene Lesley; and

(2) Anna Toso, who died on May 27, 1984, having never married, and with no children.

3. Brothers and sisters who survived John W. Toso were as follows:

A. Frances Orand, who subsequently died on November 21, 1994, and whose children, (John W. Toso's nieces), are:

(1) Gloria Faye Arrington; and

(2) Juanita Estelle Anderson.

B. Lena Kolz, who subsequently died on February 28, 1994, was predeceased by her husband, J. L. Kolz, and who had no children.

C. Annie Zimmerlee, whose children (John W. Toso's nieces and nephews), were:

(1) Rebecca Webb;

(2) Evelyn Head;

(3) Burton Zimmerlee; and

(4) Oscar Zimmerlee.

4. Related matters of record which predate the recording of this Affidavit, and the deeds that follow, of which the Affiant is personally aware, as of the execution of this Affidavit, are as follows:

A. June 1, 1960--Warranty Deed, from Lena Kolz, a widow to John W. Toso, Book 3074, Page 415; recorded June 8, 1960; regarding one-half (½) acre, and a ten (10') foot easement, being the north part of a certain one and one-half (1.5) acre tract, per the survey of C. J. Carney dated May 31, 1960.

B. December 22, 1983--John W. Toso, died testate, having never married, and having had no children; leaving a hand-written will which made no mention of real property; which was probated in Davidson County, Tennessee, March 28, 1984, (Will Book 147, Page 163).

C. February 28, 1985--Quitclaim Deed, Book 6516, Page 110, recorded March 22, 1985; regarding certain interests in the north part of a certain one and one-half (1.5) acre tract, being the same property conveyed on June 1, 1960 (Book 3074, Page 415); that is, one-half (½) acre, and a ten (10') foot easement, whereby Frances Orand, (a sister of John W. Toso and Lena Kolz); and Rebecca Webb, a niece of John W. Toso and a child of Annie Zimmerlee, who was a sister of John W. Toso and Lena Kolz; and Evelyn Head, a niece of John W. Toso and a child of Annie Zimmerlee, who was a sister of John W. Toso and Lena Kolz; and Burton Zimmerlee, a nephew of John W. Toso and a child of Annie Zimmerlee, who was a sister of John W. Toso and Lena Kolz; and Oscar Zimmerlee, a nephew of John W. Toso and a child of Annie Zimmerlee, who was a sister of John W. Toso and Lena Kolz, conveyed all their right, title and interest to Lena Kolz.

D. April 1, 1985--Quitclaim Deed, Book 6615, Page 371, recorded July 26, 1985; regarding certain interests in the north part of a certain one and one-half (1.5) acre tract, being the same property conveyed on June 1, 1960 (Book 3074, Page 415); that is, one-half (½) acre, and a ten (10') foot easement, whereby Victor Kolz, a nephew of John W. Toso, and a child of Elizabeth T. Kolz (predeceased sister of John W. Toso); and Willard Kolz, a nephew of John W. Toso, and a child of Elizabeth T. Kolz (predeceased sister of John W. Toso); and Virginia Kolz Hooker, a niece of John W. Toso, and a child of Elizabeth T. Kolz (predeceased sister of John W. Toso); and Anthony Galamore, a nephew of John W. Toso, and a child of Mary T. Galamore (predeceased sister of John W. Toso); and Mary Katherine Edwards, a niece of John W. Toso, and a child of Mary T. Galamore (predeceased sister of John W. Toso); and Betty Jean Owen, a niece of John W. Toso, and a child of Mary T. Galamore (predeceased sister of John W. Toso), and conveyed all their right, title and interest to Lena Kolz.

E. February 28, 1994--Lena Kolz died testate, leaving a Will dated May 21, 1969, probated in Davidson County, TN, Docket #94P-1576, and recorded in Book 9766, Page 9, RODC), which granted a life estate in a certain one and one-half (1.5) acre tract, that is, the same property conveyed on June 1, 1960 (Book 3074, Page 415), to John W. Toso, (who predeceased her), and devised the remainder to her sister, Frances Marie Toso Orand.

F. November 21, 1994--Frances Marie Orand died testate leaving a Will dated March 29, 1994, probated in Davidson County, TN, Docket #95P-161, Will Book 195, Page 654, which devised to her daughter, Gloria Faye Arrington a certain one and one-half (1.5) acre tract, that is, the same property conveyed on June 1, 1960 (Book 3074, Page 415), and the same property devised to Frances Marie Orand by her sister, Lena Kolz, in her Will dated May 21, 1969, Docket #94P-1576, recorded in Book 9766, Page 9, RODC.

5. The foregoing Affidavit is made upon my personal knowledge, as of the date of its execution.

Gloria Faye Arrington
GLORIA FAYE ARRINGTON

SWORN TO and SUBSCRIBED before me this, the 4th day of December, 2000.

James C. Midgett Jr.
NOTARY PUBLIC

My Commission Expires: 1/26/2002

