STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Davidson County AFFIDAVIT
Recvd: 05/12/03 13:36 3pgs
Fees:17.00 Taxes:0.00
20030512-0063438

MAP: 59
PARCEL: 130

AFFIDAVIT OF HEIRSHIP

I, ELNORA W. BENDER, after first being duly sworn according to law, hereby make the following oath for purposes of establishing ownership in the following described property pursuant to Tennessee Code Annotated, Section 30-2-712:

1. Affiant is the next of kin and heir at law of her husband, Charles Bender, Jr. who died on October 9, 2000, in Nashville, Davidson County, Tennessee.

2. That in addition to the Affiant, the deceased is survived by his children, Derrell Bender, and Montique Bender.

3. That the father of the deceased, Charles Bender, Sr., died on February 10, 1988 in Nashville, Davidson County, Tennessee leaving as survivors, his wife, Iris W. Bender, and Charles Bender, Jr.

4. Iris W. Bender died on October 18, 1999 leaving the below described property to Charles Bender, Jr. by Last Will and Testament of record in Will Book 338, page 649, Probate Court Clerk's Office.

5. That at the time of the death of the deceased, he left the following described property:

> Land in Davidson County, Tennessee, as follows: A tract of land located in the 12th, Civil District of Davidson County, Tennessee. Being the North-easterly 1.0 acre of the N. G. Simons Property, Tax Parcel NO. 59-130 Record Book 3535 Page 485 R. O. D. C. and being more fully described as follows:
> Beginning at an existing iron pin, by others, the North-Westerly corner of the L. E. Ford property, Record Book 2084 Page 471 R. O .D.C. Said Iron pin being located in the Easterly margin of Whites Creek Pike 1575 feet Northerly from the Northerly Margin of Francis Street. Running thence with the Easterly Margin of Whites Creek Pike North 36 degrees 45' West 100.0 feet to an iron pin. Thence leaving said Whites Creek Pike North 56 degrees 15' East a distance of 436.5 feet to an iron pin. The North – Easterly Corner of the herein described property. Running thence South 36 degrees 45' East a distance of 100.0 feet to an iron pin. Thence South 56 degrees 15' West a distance of 436.5 feet to the point of beginning, containing 1.0 acre. All in accordance with Survey and Plat by Hickerson & Pleasant, Engineers, dated June 7th, 1967.

Being the same property conveyed to Charles W. Bender and wife, Iris W. Bender by deed from N. G. Simons and wife, as of record in Book 4142, page 212, Register's Office, Davidson County, Tennessee. The said Charles W. Bender having since died vesting said property in Iris W. Bender as surviving widow. The said Iris W. Bender having since died vesting said property in Charles W. Bender, Jr. Last Will and Testament of record in Will Book 238, page 649, Probate Court Clerk's Office. The said Charles W. Bender, Jr. having since died vesting said property in Elnora Bender, Derrell Bender and Montigue Bender as next of kin and heirs at law.

This is improved property commonly known as 2609 Whites Creek Pike, Nashville, Tennessee, 37207.

6. That the above-named persons have succeeded to all right, title, and interest in and to the above described property as sole next of kin and heirs at law.

7. Affiants are over the age of twenty-one (21) years.

AFFIANT SAITH FURTHER NOT.

Elnora W Bender
ELNORA W. BENDER

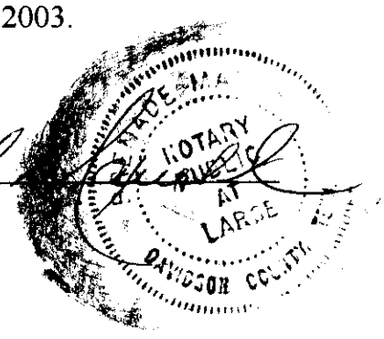
STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Before me, a Notary Public, duly appointed, commissioned and qualified in and for the State and County aforesaid, personally appeared, Elnora W. Bender, the within named bargainor, with whom I am personally acquainted, who signed, sealed and delivered the foregoing instrument in my presence, and who, upon oath, acknowledged that she executed the foregoing instrument for the purposes therein contained as her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal at office in said County, on this 22nd day of April, 2003.

Notary Public



My Commission Expires: 01 29 05.

This Instrument was prepared by:

Robert L. Smith
SMITH, HIRSCH, BLACKSHEAR & HARRIS, PLC
One Vantage Way, Suite B-105
Nashville, Tennessee 37228

SEND BILLS TO: Elnora W. Bender
2609 Whites Creek Pike
Nashville, Tennessee 37207