Davidson County AFFIDAVIT
Recvd: 01/15/04 12:51 3pgs
Fees:17.00 Taxes:0.00
20040115-0006322

This instrument was prepared by:
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Brentwood, Tennessee 37027

FILE BOX 45

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

AFFIDAVIT OF HEIRSHIP

Leslie Thomas, hereinafter referred to as the ("Affiant"), being first duly sworn and acting pursuant to T.C.A. 30-2-712 makes oath as follows:

1. The Affiant resides at 1030 New Britain Drive, Atlanta, GA 30331

2. The Affiant has personally known H. Marie L. Thomas a/k/a Helen M. Thomas, deceased, hereinafter referred to as ("Decedent"), and has personal knowledge of the family of the Decedent by reason of having known Decedent for approximately 5 years.

3. The Affiant knows that at the time of her death the decedent owned certain real estate situated in Davidson County, Tennessee. The address of this real estate is 4723 Clarksville Pike, Nashville, Davidson County, Tennessee 37218. A more complete legal description is attached to this affidavit as **Exhibit A.**

4. The Decedent died on November 3, 1998, and at the time of her death she was a resident of Davidson County. It is the affiant's belief that the Decedent died without a will.

5. The Decedent was not married at the time of her death.

6. During her life, the Decedent had two children who were born to her and no adopted children. Her only living child is Frank E. Thomas III. He survives, he is over 18 years of age and he is the Decedent's only heir.

EXECUTED this 5th day of January, 2003. 2004

RECORDERS MEMO
LEGIBILITY OF WRITING, TYPING OR PRINTING IN THIS DOCUMENT UNSATISFACTORY WHEN RECEIVED

Affiant

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me the undersigned Notary Public in and for the County and State aforesaid Leslie Thomas, the within-named affiant, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) who made oath that the statements contained in the foregoing

affidavit are true of the affiant's own knowledge and who acknowledges that she executed the within instrument for the purposes therein contained.

Witness my official hand this 5th day of January, ~~2003~~ 2004

NOTARY PUBLIC

MY COMMISSION EXPIRES: 3/24/04

LEGAL DESCRIPTION

TRACT I:
Land in the 13th Civil District of Davidson County, Tennessee, described according to a survey made 7 April 1938, by E.J. Wilkinson, Surveyor, as follows:

Beginning in the westerly margin of State Highway No. 112 (Clarksville Highway) at a point 1467 feet northerly from the center line of Stevens Lane, said point being also the northeasterly corner of the property conveyed to John V. Winters, of record in Book 2707, Page 79, Register's Office for said County, and running thence S 76 deg. 43' W 300 feet along Winters' northerly line, to Winters' northwesterly corner; thence No. 13 deg. 09' W 88 feet to a point; thence N 74 deg. 25' E 300 feet to the westerly margin of said Highway, S 13 deg. 09' E 100 feet to the beginning.

TRACT II:
Land in the 13th Civil District of Davidson County, Tennessee, described according to a survey dated 7 April 1938, by Z.J. Wilkinson, Surveyor, as follows:

Beginning in the westerly margin of State Highway No. 112 (Clarksville Highway) at the northeasterly corner of property conveyed by Moore to Dunaway by deed of record in Book 2747, Page 204, Register's Office for said County, thence running along the margin of said Highway N 13 deg. 09' 30 feet to a point lying 25 feet southerly from the southeasterly corner of property conveyed to Carl B. Douglas by deed of record in Book 2595, Page 31, said Register's Office; thence S 73 W 300 feet to a point lying 22 feet southerly from the southwesterly corner of the said Douglas property thence; S 13 09' E 43.8 feet more or less, to the northwesterly corner of the property conveyed to Dunaway by the said deed of record in Book 2747, Page 204, thence along the northerly line of Dunaway's said property, W 74 25' E 300 feet to the beginning.

Being the same property conveyed to the Grantors by Deed of even date of record in Instrument _____, said Register's Office.

Deborah Wyatt joins in this Deed of Trust for the purpose of conveying and waiving such marital rights, if any, she may have in and to the said property. The said Deborah Wyatt having no personal liability in connection with the loan to which reference is made herein.