Davidson County AFFIDAVIT
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Fees:12.00 Taxes:0.00
20050509-0052179

This Instrument Prepared By and Return To:
Fearnley & Califf, PLLC
211 Donelson Pike, Suite 113
Nashville, TN 37214

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned officer duly authorized to administer oaths, CHERIE MCCLUSKEY, who is known to me (or proved to me on the basis of satisfactory evidence), and who, after being duly sworn, deposed and said that:

1. She is 45 years old and resides at 408 Trina Street, Gallatin, Tennessee 37066.

2. She was personally acquainted with JOSEPH H. ELDER, a.k.a. JOSEPH HOWSE ELDER, the decedent and the ELDER family for approximately 30 years; and her relationship to JOSEPH H. ELDER was that of ex-wife.

3. JOSEPH H. ELDER, also known as JOSEPH HOWSE ELDER, died on or about February 20, 2002 and was a resident of Nashville, Tennessee.

4. At the time of his death, JOSEPH H. ELDER was the fee simple owner of the following described property in the City of Nashville, Davidson County, Tennessee, to-wit:

   BEING Lot No. 54 on the Plan of HIDDEN ACRES Subdivision, as of record in Book 1130, Page 89, Register's Office for said county, to which plan reference is hereby made for a more complete and accurate description thereof.

   Being the same property conveyed to JOSEPH H. ELDER by Quit Claim Deed recorded under Instrument Number 20010912-0099349, in the above Register's Office

5. The purpose of this Affidavit is to establish the heirs-at-law of JOSEPH H. ELDER.

6. JOSEPH H. ELDER was unmarried at the time of his death. During his life, he had three children only:

   JOSEPH N. ELDER, a resident of Nashville, Tennessee.

   COURTNEY M. ELDER, a resident of Nashville, Tennessee.

   BRANDON J. ELDER, a resident of Nashville, Tennessee.

7. There were no other children, or other heirs of the decedent.

8. The decedent left no Will.

9. She understands that Fearnley & Califf, PLLC and Lawyers Title Insurance Company are relying on the statements of fact contained herein, and she will indemnify the aforesaid law firm and title company against any loss and/or damage if the information provided herein is fraudulent and/or false.

10. Further Affiant sayeth not.

Cherie McCluskey
CHERIE MCCLUSKEY

SWORN TO and subscribed before me this 22nd day of April, 2005.

J. ANDREW WILL
STATE OF TENNESSEE NOTARY PUBLIC SHELBY COUNTY, TENN.

Notary Public
My Commission expires: 5/16/06

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, a Notary Public, in and for said State and County aforesaid, duly commissioned and qualified, personally appeared CHERIE MCCLUSKEY, to me known (or proved to me on the basis of satisfactory evidence) to be the person described in and who executed the foregoing instrument and who acknowledged that he executed the same as her free act and deed.

WITNESS my hand and Notarial Seal at office this 4th day of February, 2005.

J. ANDREW WILEY
STATE OF TENNESSEE NOTARY PUBLIC
SHELBY COUNTY, TENN.

Notary Public
My Commission expires:
5/16/06