Box 29

THIS INSTRUMENT WAS PREPARED BY:
J. Blake Freeman, Attorney
323 Emery Drive
Nashville, TN 37214-3113

Davidson County AFFIDAVIT
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AFFIDAVIT OF HEIRSHIP TO REAL ESTATE

STATE OF ~~TN~~ OHIO
COUNTY OF ~~DAVIDSON~~ BUTLER

KNOW ALL MEN BY THESE PRESENTS, that KAREN KAY KUSTICH, the undersigned, after being duly sworn, makes oath as follows:

1. That on the 6th day of November, 2003, **Margaret Brodnan**, (the "Decedent") died a resident of Davidson County, Tennessee.

2. That at the time of her death, the Decedent owned real estate with improvements thereon known as 3401 Anderson Road, #99, Antioch, TN 37013, and which is more fully described as being Unit 99 on the plan of a Horizontal Property Regime, Phase 3, Smith Springs Townhomes, of record in Instrument No. 20020926-0117439 Register's Office for Davidson County, Tennessee (the "Property").

3. That the Decedent did not leave a Will.

4. That the Decedent's estate was not insolvent, and that any debts she left will be cured by the sale of this property.

5. That the Decedent was unmarried at the time of her death.

6. That the Decedent did have one daughter, Theresa Mary Kachner Gosse, during her lifetime .

7. That there is no other surviving heir of the Decedent who would have any interest in the Property.

8. That this Affidavit is prepared and signed for the intent of selling the aforementioned properties.

That she acknowledges and agrees that all statements and representations in this Affidavit will be relied upon by **Priority Escrow Services, Inc.** or any other closing attorney in the issuance of its Title Policy covering the premises described above.

Further, Affiant sayeth not.

Karen Kay Kustich
Affiant

STATE OF Ohio Butler COUNTY ss:

On this 20 day of July, 2005, before me personally appeared Karen K Kustich, 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 acknowledged that she executed the same as her free act and deed.

Witness my hand and official seal.

NOTARIAL SEAL STATE OF OHIO

Patricia A. Dowers
Notary Public
PATRICIA A. DOWERS
Notary Public, State of Ohio
My Commission Expires Mar. 29, 2010

My Commission Expires: