Davidson County AFFIDAVIT
Recvd: 08/18/06 14:28 5 pgs
Fees:27.00 Taxes:0.00
20060818-0102299

John C. Isbell
PROPERTY ASSESSOR
AUG 15 2006
MAP__GP__CTL__PAR__

NEW PROPERTY OWNER IS
AND SEND TAX BILLS TO:
Mr. Larry Kirk
2406 - 11th St. SE
Decatur, AL 35601

THIS INSTRUMENT PREPARED BY
KELLY & SMITH
LAW OFFICES
GALLATIN, TENNESSEE

AFFIDAVIT OF HEIRSHIP RE: ESTATE OF LUCY MARGARET KIRK

The undersigned, being first duly sworn, deposes and says:

1. That OSCAR C. KIRK and wife, LUCY MARGARET KIRK a/k/a LUCY PITT KIRK, owned certain tracts or parcels of land situated in Davidson County, Tennessee, more particularly described as follows:

TRACT I: (Map and Parcel #04305014700)

BEING Lot No. 16 and the East 35 feet of Lot No. 15, of BLOCK "B" on the Map of KENNASTON ESTATES, of record in Book 843, page 83, in the Register's Office for Davidson County, Tennessee. Said lots adjoin and front together 85 feet on the South side of Roosevelt Street and run back between parallel lines 139 feet to a dead line.

BEING the same property conveyed to Oscar C. Kirk and wife, Lucy Pitt Kirk by deed from Richard D. Nicks and wife, Cora Nicks, dated July 27, 1944 and of record in Book 1302, page 19, in the Register's Office for Davidson County, Tennessee.

TRACT II: (Map and Parcel #04305016100)

BEING Lot No. 27 of BLOCK "B" on the Map of KENNASTON ESTATES, of record in Book 843, page 83, in the Register's Office for Davidson County, Tennessee. Said Lot No. 27 fronts 50 feet on the Northerly side of Garner Street and runs back between parallel lines 139 feet to a dead line.

BEING the same property conveyed to Oscar C. Kirk and wife, Lucy Pitt Kirk by deed from E. R. Harris and wife, Clara Cathey Harris, dated April 6, 1945 and of record in Book 1316, page 322, in the Register's Office for Davidson County, Tennessee.

Pamela L. Whitaker, Register
Sumner County Tennessee
Rec #: 648979
Rec'd: 25.00
State: 0.00
Clerk: 0.00
EDP: 2.00
Total: 27.00
Instrument #: 806013
Recorded 8/15/2006 at 8:00 AM in
Record Book 2569 Pgs 652-656

2. That OSCAR KIRK and wife, LUCY KIRK, owned a certain tract or parcel of land situated in Sumner County, Tennessee, more particularly described as follows:

(Map 094 Parcel 015.00)

SITUATED in the Eighth Civil District of Sumner County, Tennessee, more particularly described as follows:

BEGINNING at a planted rock in the center of the Turnpike Road (Red River) on J. T. Strother's line; running thence North 39-1/2 degrees East 20 poles and 20 links to a planted rock in Alexander Parham's line; thence South 44 degrees East with said Parham's line, 15 poles and 16 links to William L. Harper's corner in the center of the creek; thence South 50 degrees West with said Harper's line 17 poles and 7 links to the center of said Red River Turnpike Road in said J. T. Strother's line; thence North 62-1/2 degrees West with the said road and said Strother's line; 12 poles to the beginning, containing one (acre) and two (2) rods, more or less.

BEING the same property conveyed to Oscar C. Kirk and wife, Lucy Pitt Kirk, by deed from George Duke, Billy Duke and Suanna Duke Beasley, dated December 4, 1939 and of record in Deed Book 117, page 80, in the Register's Office for Sumner County, Tennessee.

Mail Document

THERE IS INCLUDED IN THIS DESCRIPTION BUT EXPRESSLY EXCLUDED FROM THIS AFFIDAVIT, THE FOLLOWING DESCRIBED TRACT OR PARCEL OF LAND:

BEGINNING at the point of intersection of the existing northeast margin of S. R. 25 and the southeast boundary of the Cottontown Home Demonstration Club property; thence with said southeast boundary North 43 degrees 00 minutes 00 seconds East 62.70 feet to a point; thence with the proposed northeast margin of said road; South 63 degrees 10 minutes 43 seconds East 95.31 feet; North 71 degrees 55 minutes 52 seconds East 124.60 feet; North 70 degrees 41 minutes 42 seconds East 30.93 feet to a point; thence with the existing northwest margin of Bug Hollow Road southwesterly 197 feet, more or less, to a point; thence with said existing northeast margin of S. R. 25 westerly 140 feet, more or less, to the point of beginning, containing 0.385 acres, more or less.

BEING the same property conveyed to the State of Tennessee by deed from Lucy Pitt Kirk, dated September 30, 1989 and of record in Record Book 103, page 31, in the Register's Office for Sumner County, Tennessee.

3. That LUCY PITT KIRK owned certain tracts or parcels of land situated in Sumner County, Tennessee, more particularly described as follows:

(Map 094 Parcel 017.00)

SITUATED in the Eighth Civil District of Sumner County, Tennessee, to wit:

Parcel No. 1:

BEGINNING at 22 poles East of the SouthWest corner of the Sutton tract of land, running that distance along John Rutledge's line to said Southwest corner; thence North 30-3/4 degrees West 70 poles to a stone in A. Poshone's line; thence North 1/4 degree West along Poshone's and I. S. Harper's line to a point in said Harper's line where a line runs in a Southernly direction to the beginning, containing 11 acres, 2 rods and 26 poles, more or less.

BEING the same property conveyed to J. H. Pitt by deed dated September 18, 1907 and of record in Deed Book 58, page 292, in the Register's Office for Sumner County, Tennessee.

Parcel No. 2:

BOUNDED as follows: BEGINNING at a rock in Harper's line and corner to Cooley and Cunningham's; thence North 79-1/2 degrees East 2.75 chains to rock; thence South 86-1/2 degrees East 4.45 chains to rock; thence South 19-1/2 degrees East 10.4 chains to a rock; thence South 64-1/2 degrees West 7.55 chains to a rock in Pitt's line; thence North 29-1/2 degrees East 8 chains to rock, Pitt's corner; thence North ½ degree East 5.82 chains to the beginning, containing 9-3/4 acres, be the same, more or less.

BEING the same property conveyed to J. H. Pitt by deed dated September 21, 1911 and of record in Deed Book 64, page 356, in the Register's Office for Sumner County, Tennessee.

Parcel No. 3:

BOUNDED as follows: BEGINNING at Locust post in Pitt's line; thence North 56-1/2 degrees East 5.52 chains to a rock; thence North 19-1/2 degrees West 11.48 chains to a rock; thence South 65-1/4 degrees West 7.50 chains to Pitt's corner; thence South 29-1/2

degrees East 12.18 chains to the beginning, containing 7.65 acres, more or less.

BEING the same property conveyed to J. H. Pitt by deed dated November 18, 1915 and of record in Deed Book 70, page 610, in the Register's Office for Sumner County, Tennessee.

The said J. H. Pitt died testate in Sumner County, Tennessee on the 19th day of March, 1965 and according to his Will of record in Will Book 14, page 51, in the County Clerk's Office of Sumner County, Tennessee, he devised the within-described real estate to his daughters, namely: Ruth Pitt Carmichael and Lucy Pitt Kirk. In Deed Book 332, page 896, ROSCT, Ruth Pitt Carmichael conveyed her interest in said real estate to Lucy Pitt Kirk.

4. That Oscar Kirk died April 27, 1963leaving Lucy Margaret Kirk as the surviving tenant.

5. That LUCY MARGARET KIRK died October 17, 2005 whose estate is probated in Docket Book 05P, page 1884, in the Davidson County Probate Court Clerk's Office in Nashville, Tennessee.

6. That according to Article III of the decedent's Last Will and Testament, which is of record in Volume #6225/2165003, in the Davidson County Probate Court Clerk's Office, the within-described real estate was devised to her son, LARRY MICHAEL KIRK.

7. That an inheritance tax return has been filed in the Estate of LUCY PITT KIRK a/k/a LUCY MARGARET KIRK, and a non-taxable certificate has been received by the Executor as evidenced by the copy attached hereto.

8. That this affidavit is being made for the purpose of inducing the tax authorities to make the correct changes on the tax records of Davidson and Sumner Counties in Tennessee with regard to the above-described property.

FURTHER DEPONENT SAITH NOT.

DATED this the 21th day of July, 2006.

Larry Michael Kirk

LARRY MICHAEL KIRK,
Executor of the Estate of Lucy Pitt Kirk

STATE OF ALABAMA
COUNTY OF MORGAN

SWORN to and subscribed before me, this the 21st day of July, 2006.

NOTARY PUBLIC

MY COMMISSION EXPIRES:
My Commission Expires 03-02-2008

TANJA L. LEWIS
NOTARY PUBLIC
ALABAMA STATE AT LARGE

STATE OF ALABAMA

COUNTY OF MORGAN

PERSONALLY appeared before me, the undersigned, a Notary Public in and for said County and State, the within named LARRY MICHAEL KIRK, Executor of the Estate of Lucy Pitt Kirk, the affiant herein, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Decatur, Alabama, on this the 21st day of July, 2006.

NOTARY PUBLIC

MY COMMISSION EXPIRES: My Commission Expires 02-2008

TANJA L. LEWIS
NOTARY PUBLIC
ALABAMA STATE AT LARGE

TENNESSEE DEPARTMENT OF REVENUE

Inheritance Tax Closing Letter (This is not a bill for tax due)

August 12, 2006

KIRK LUCY P
ATTN: PHILIP C KELLY
125 PUBLIC SQ
GALLATIN TN 37066-2839

Account Type:	INHERIT TX
Account No.:	441009810
Date of Death:	October 17, 2005
County:	DAVIDSON
Social Security No.:	[redacted]-4341

A sworn return for inheritance tax has been filed with this department by the representative of the above estate.

As provided in Section 67-8-420, Tennessee Code Annotated, this receipt or certificate authorizes the court of the county in which such estate was administered to permit a final settlement or accounting by the estate representative.

The liability, as denoted in this closure letter, has been paid to the State of Tennessee. This is not a bill:

Inheritance Tax:	$0.00
Estate Tax:	$0.00
Interest:	$0.00
Penalty:	$0.00
Total:	$0.00

DETACH BELOW AND RETAIN FOR YOUR RECORDS

TENNESSEE DEPARTMENT OF REVENUE

KIRK LUCY P
ATTN: PHILIP C KELLY
125 PUBLIC SQ
GALLATIN, TN 37066-2839

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