Stites JJ

This Instrument Was Prepared By:
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Davidson County AFFIDAVIT
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AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE:
COUNTY OF DAVIDSON

Affiant, Brian O. Stewart., after first being duly sworn, does hereby makes oath and give the following affidavit:

That he is an adult citizen and resident of Davidson County, Tennessee.

That he is the son of James O. Stewart and Fannie W. Stewart.

That James O. Stewart and Fannie W. Stewart had no other children.

That James O. Stewart and James O. A. Jones and Fannie W. Stewart were married to each other on May 27, 1951.

That Fannie W. Stewart was married to James O. Stewart at the time of her death on December 25, 2006 in Davidson County, Tennessee.

Fannie W. Stewart died intestate and was survived by her husband and son.

Upon information and belief, at the time of her death, Fannie W. Stewart and James O. Stewart owned the property described below as joint tenants with rights of survivorship being real property located at 4043 Kings Lane, Nashville, Tennessee 37218, more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 175 on the Plan of Enchanted Hills, Section IV, as of record in Book 3842, Page 112, in the Register's Office for said County, is here made for description.
>
> Beginning at a point on the southerly margin of Kings Lane, being the common front corner of Lots Nos. 175 and 176 southerly 241.9 feet to a concrete monument; thence westerly 226.20 feet to a concrete monument on the easterly margin of west Hamilton Road; thence with the margin of said road northerly 165.32 feet to a concrete monument; thence continuing northerly with the margin of said road 7.65 feet to a concrete monument, being a point in a curve, thence around said curve, northeasterly 39.27 feet to a concrete monument in the southerly margin of Kings

Lane, thence easterly with the margin of said lane 180 feet to the point of beginning.

Being the same property conveyed to Cumberland Builders, Inc. from James O. Stewart and wife, Fannie Ella Stewart, by deed of record in Book 4445, Page 69, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to restrictions of record in Book 4113, Page 151, R.O.D.C., Tennessee, an owner's certificate, a 110 foot setback line from Kings Lane, a 75 foot setback line from West Hamilton, a 10 foot easement for utilities and drainage along the southerly line of the lot, an anchor easement 2 ½ x 30 feet at the northeasterly front corner of the lot, and an overhang easement along the northerly and westerly line of the lot.

James O. Stewart died intestate on April 17, 2007 and he was survived by his son, Brian Stewart.

At the time of James Stewart's death, he owned one hundred percent interest in the real property located at 4043 Kings Lane, Nashville, Tennessee 37218, more particularly described as follows:

Land in Davidson County, Tennessee, being Lot No. 175 on the Plan of Enchanted Hills, Section IV, as of record in Book 3842, Page 112, in the Register's Office for said County, is here made for description.

Beginning at a point on the southerly margin of Kings Lane, being the common front corner of Lots Nos. 175 and 176 southerly 241.9 feet to a concrete monument; thence westerly 226.20 feet to a concrete monument on the easterly margin of west Hamilton Road; thence with the margin of said road northerly 165.32 feet to a concrete monument; thence continuing northerly with the margin of said road 7.65 feet to a concrete monument, being a point in a curve, thence around said curve, northeasterly 39.27 feet to a concrete monument in the southerly margin of Kings Lane, thence easterly with the margin of said lane 180 feet to the point of beginning.

Being the same property conveyed to Cumberland Builders, Inc. from James O. Stewart and wife, Fannie Ella Stewart, by deed of record in Book 4445, Page 69, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to restrictions of record in Book 4113, Page 151, R.O.D.C., Tennessee, an owner's certificate, a 110 foot setback line from Kings Lane, a 75 foot setback line from West Hamilton, a 10 foot easement for utilities and drainage along the southerly line of the lot, an anchor easement 2 ½ x 30 feet at the northeasterly front corner of the lot, and an overhang easement along the northerly and westerly line of the lot.

ALSO KNOWN AS: 4043 Kings Lane, Nashville, Tennessee 37218.

That upon information and belief, all persons having interest in the property located at 4043 Kings Lane, Nashville, Tennessee 37218 are the following: Brian O. Stewart (being the same Brian O. Stewart whose signature appears below).

This Affidavit of Heirship is freely given pursuant to Tennessee Code Annotated §§ 30-2-712, et seq., to help establish and reflect the heirship with respect to any real or personal property owned by the said James O. Stewart and Fannie W. Stewart in Davidson County, Tennessee, or elsewhere.

Further affiant saith not.

Brian O. Stewart

Brian O. Stewart

Witness my hand this 23ed day of April, 2007.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me the undersigned authority, Brian O. Stewart, the within named bargainor, with whom I am personally acquainted 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 Nashville, Tennessee this 23 day of April, 2007.

Christi L Dyer
Notary Public

My Commission expires on:
11/22/2008

CHRISTI L. DYER
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

My Commission Expires 11/22/2008