THIS INSTRUMENT PREPARED BY:
John D. Kitch, Attorney
Suite 305, 2300 Hillsboro Road
Nashville, Tennessee 37212
(615) 385-9911

Davidson County AFFIDAVIT
Recvd: 05/14/07 14:41 2 pgs
Fees:12.00 Taxes:0.00
20070514-0057608

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Anita Phillips, being first duly sworn according to law, states that she is a person of lawful age, that she is a resident of Davidson County, Tennessee, and that she further deposes and says:

1. That she is the natural daughter of Zandine P. Phillips and Virginia M. Phillips, both deceased.

2. That Zandine P. Phillips died in Davidson County, Tennessee in 1996, and was at the time of his death a resident of Davidson County, Tennessee.

3. That Virginia M. Phillips died in Davidson County, Tennessee in February 2004, and was at the time of her death a resident of Davidson County, Tennessee.

4. That on April 4, 1985, Zandine P. Phillips and Virginia M. Phillips became the owners of real estate generally known as 804 North 5th Street, Nashville, Tennessee 37203, in Davidson County, Tennessee, by Deed of Record in Book 6532, Page 718, Register's Office of Davidson County.

5. That upon the death of Zandine P. Phillips, by operation of law the real estate was vested in Virginia M. Phillips. Upon the death of Virginia M. Phillips, by operation of law the real estate was vested in her children, who are Anita Phillips, Robert Phillips, Zandine Phillips, Jr., Dale Phillips, Beverly Winters, Rose Covington, and Jerry Covington, and that these children are the only heirs at law of Virginia M. Phillips.

6. That this Affidavit s freely given pursuant to *Tenn. Code Ann. § 30-2-712* to establish and reflect the heirship of Anita Phillips, Robert Phillips, Zandine Phillips, Jr., Dale Phillips, Beverly Winters, Rose Covington, and Jerry Covington with respect to any real or personal property owned by Virginia M. Phillips at the time her death, and specifically including real estate generally known as 804 North 5th Street, Nashville, Tennessee 37203 and more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 28 in Miller's Addition to Edgefield, (now East Nashville), Tennessee, as of record in Plan Book 57, page 133, Register's Office for said County.
>
> Said Lot No. 28 fronts 50 feet on the West side of North 5th Street and runs back between parallel lines to an alley.
>
> Being the same property conveyed to Frank I. Westmoreland and wife, Mary E. Westmoreland by deed from W.J. Smith and wife, Lois T. Smith of record in Book 3068, page 502, Register's Office for Davidson County, Tennessee. The said Mary Westmoreland is now deceased.

DATE: 5-7-07

ANITA PHILLIPS

JOHN D. KITCH NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TN

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned authority, the within named Anita Phillips, with whom I am personally acquainted (or who provided satisfactory proof of identity), and who, after being duly sworn, did swear, state or affirm that she had read the foregoing document for the purposes therein contained and acknowledged that it is true based on her personal knowledge.

NOTARY PUBLIC

My commission expires: 11/24/07.