Prepared by:
Please Return To:
Realty Title & Escrow Company, Inc.
808 North Mt. Juliet Road
Mt. Juliet, TN 37122

AFFIDAVIT OF HEIRSHIP
OF
Betty P. Capley

Davidson County AFFIDAVIT
Recvd: 06/11/07 11:51 3 pgs
Fees:17.00 Taxes:0.00
20070611-0069642

STATE OF TENNESSEE
COUNTY OF WILSON

Comes now each of the undersigned, being duly sworn, this 7 day of June 2007, and makes oath that the following statements are true and accurate:

1. That the undersigned are the surviving children of Betty P. Capley.

2. That Betty P. Capley died on November 24, 2006.

3. That Betty P. Capley died testate and her estate has never been probated.

4. That Betty P. Capley was married to Jack Paul Capley and that she survived his death.

5. That Betty P. Capley never bore any children other than Carole Worrell, Elizabeth Searcy, Charlene Morgan, Roger Capley, Robin Robinson, who each survived her death, Jack Capley, Jr., who died in June, 2006, and James Capley, who died in April, 1985, nor did she adopt any other children.

6. That neither Jack Capley, Jr., nor James Capley had any children, either natural or adopted.

7. That Betty P. Capley, at the time of her death, was the titled owner of real estate located at 1701 Turner Street, Old Hickory, Tennessee.

8. That Carole Worrell, Elizabeth Searcy, Charlene Morgan, Roger Capley and Robin Robinson comprise all the heirs of law of Betty P. Capley.

9. That the undersigned have entered into a contract to sell the property identified in paragraph 7 above to Sherri Stotts, Trustee, for the price of $127,500.00, which price they believe to represent a fair and reasonable price.

10. That each of the undersigned is at least 18 years of age and of sound mind and disposition.

11. That the undersigned have opted not to probate the estate of the decedent Betty P. Capley and have no intention of probating the decedent's estate.

12. That there are no claims against the estate of Betty P. Capley that have not been satisfied, including without limitation any claim by TennCare, and that all taxes against the estate of Betty P. Capley have been satisfied.

13. That the unprobated Last Will and Testament of Betty P. Capley, a true and accurate copy of which is attached hereto, devises the subject property to Carol (a/k/a Carole) Worrell for her life, and then to the surviving children of Betty P. Capley.

14. **That the undersigned, and each of them, acknowledge Realty Title & Escrow Company, Inc., having advised them that the sale proceeds resulting from the sale of the property referenced above could be subjected to taxes and claims, including without limitation TennCare, of creditors or transferees under prior deeds, if any, of Betty J. Capley or her estate.**

15. That each of the undersigned agrees to indemnify and hold harmless Realty Title & Escrow Company, Inc. and Southern Title Insurance Corporation for liability which either or both of them may incur as a result of issuing policies of title insurance on property located at 1701 Turner Street, Old Hickory, Tennessee, in reliance on this affidavit.

In Witness Whereof and in testimony hereto we have signed our names:

Carole Worrell
Carole Worrell

Elizabeth Searcy
Elizabeth Searcy

Charlene Morgan
Charlene Morgan

Roger Capley
Roger Capley

Robin Robinson
Robin Robinson

With regard to Carole Worrell, subscribed and sworn to before me this 7 day of June 2007.

Notary Public

KATHLEEN A. TOMLINSON NOTARY PUBLIC AT LARGE WILSON CO. TENN.

My commission expires 2-24-08

With regard to Elizabeth Searcy, subscribed and sworn to before me this 4 day of June 2007.

Notary Public

KATHLEEN A. TOMLINSON NOTARY PUBLIC AT LARGE WILSON CO. TENN.

My commission expires 2-24-08

With regard to Charlene Morgan, subscribed and sworn to before me this 4 day of June, 2007.

Notary Public

KATHLEEN A. TOMLINSON NOTARY PUBLIC AT LARGE WILSON CO. TENN.

My commission expires 2-24-08

With regard to Roger Capley, subscribed and sworn to before me this 5th day of June, 2007.

Notary Public

My commission expires 2-24-08

With regard to Robin Robinson, subscribed and sworn to before me this 4 day of June, 2007.

Notary Public

My commission expires 2-24-08