This instrument prepared by:
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Davidson County AFFIDAVIT
Recvd: 07/20/07 14:43 2 pgs
Fees:12.00 Taxes:0.00
20070720-0086701

AFFIDAVIT OF HEIRSHIP

Now comes the Affiant, Diane D. McNabb, of Davidson County, Tennessee, who after being first duly sown, states the following:

1. That Edward T. McNabb died testate on February 28, 2007 in Davidson County, Tennessee.

2. That, at the time of his death, Edward T. McNabb, had three lawful heirs, Diane D. McNabb, spouse; Edward T. McNabb, son; and Margaret L. McNabb, daughter.

3. That, at the time of his death, Edward T. McNabb, was seized of real property situation in Davidson County, Tennessee described as follows:

> Unit No. I-2, Parcel No. 129, in a horizontal property regime which is located on the plat of Villager Condominium, of record in Book 5200, Page 154, Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Edward T. McNabb and Diane D. McNabb, husband and wife, by deed from Andrews Properties, Inc., and Cherokee Properties, Inc., of record in Book 5461, Page 391, Register's Office of Davidson County, Tennessee.
>
> This conveyance is made subject to the provisions of the Tennessee "Horizontal Property Act", as the same is set out in Section 64-2701 et seq. of the Tennessee Code Annotated, and is subject to the provisions and requirements thereof; also subject to easements, rights and interest in favor of other unit owners, and all sewer, water, electric al, telephone and other

utility easements, now or hereafter established over, through or upon the land embracing the regime and building thereof; and also including without limitations all conditions, covenants, restrictions, options, burdens, assessments, and other undertakings contained in the Master Deed Establishing a Horizontal Property Regime of Villager Condominiums of record in Book 5434, Page 665, Register's Office for Davidson County, Tennessee, and is subject to the By-Laws for the administration thereof, which are appended to the Master Deed as Exhibit "C" thereto of record in Book 5434, Page 708, said Register's Office, including among other conditions and requirements, assessments, liens, use and occupancy restrictions and other undertakings all as set out and provided in said Master Deed and exhibits appended thereto reference to which is here made. Said property is further subject to the two deeds of trust. The title Insurance Company of Minnesota has issued affirmative title insurance against the enforcement or attempted enforcement of these deeds of trust.

4. That under the Last Will and Testament of Edward T. McNabb the remainder of his property, including real property, was bequeathed to his wife, Diane D. McNabb.

6. That full title and possession of the said real property now vests in the Affiant.

Further, Affiant sayeth not.

Diane D. McNabb

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Sworn to and subscribed by me this 16 day of July, 2007.

Notary Republic

MOLLY B. GATES NOTARY PUBLIC AT LARGE STATE OF TENN.

My Commission Expires: 9/30/08