AFFIDAVIT OF HEIRSHIP

I, **Timothy W. Waldon**, hereinafter referred to as Affiant, being first duly sworn, makes oath as follows:

1. That Affiant presently resides at the following address: 1065 Holcomb Cir Kingston Springs

2. That Affiant personally knew **Roy B. Durham**, deceased, hereinafter referred to as Decedent, and has personal knowledge of the family of Decedent.

3. That Affiant, **Timothy W. Waldon,** knew that at date of death said Decedent, **Roy B. Durham**, owned the following described real estate in **Davidson** County, Tennessee: **1213 Dalemere Drive, Nashville, TN 37207.**

4. That Decedent died on **January 24, 2008**, and was at that time a resident of **Davidson** County, State of **Tennessee**;

5. That Decedent died **testate**.

6. That **Roy B. Durham** was not married at the time of his death.

7. That the following persons are all of the children born to or adopted by Decedent during the Decedent's lifetime: **Marie D. Waldon (deceased) and Sandra Knight**. That the following persons constitute, as of the date of execution of this affidavit, all of the heirs-at-law of Decedent: **Sandra Knight and the children of Marie D. Waldon; Glenda W. Griffin, Alan T. Waldon a/k/a Tye Waldon, and Timothy W. Waldon.**

8. Additional information, if any, either known or understood to be true by Affiant:

FURTHER AFFIANT SAITH NOT.

Timothy W. Waldon
Affiant's Signature

Davidson County AFFIDAVIT
Recvd: 02/13/08 10:33 5 pgs
Fees:27.00 Taxes:0.00
20080213-0014461

STATE OF Tennessee
COUNTY OF Davidson
Before me, Mary Frances Rudy, a Notary Public in and for the State and County aforesaid, personally appeared the within named Affiant, Timothy W. Waldon with whom I am personally acquainted, who made oath that the statements contained in the foregoing affidavit are true of Affiant's own knowledge.

WITNESS my hand and official seal at Nashville, (city) Tennessee (state) this 8th day of February, 2008.

Mary Frances Rudy
Notary Public
My Commission expires: 7-24-10

NOTARY PUBLIC AT LARGE
MARY FRANCES RUDY
DAVIDSON COUNTY, TENN.

Return to: *Prepared by:
Rudy Title & Escrow
2012 21st Ave. South
Nashville, TN 37212

Last Will and Testament

OF

ROY BURTON DURHAM

I, ROY BURTON DURHAM, a citizen and resident of Davidson County, Tennessee, being of sound mind and disposing memory, do make, publish and declare this to be my Last Will and Testament, hereby revoking any prior Wills or Codicils hereto made by me.

ITEM I

PAYMENT OF DEBTS, TAXES AND COSTS OF ADMINISTRATION

I direct that all of my just debts, funeral expenses, the cost of administration of my estate and any taxes owing by me at the time of my death be paid as soon as practicable after my death from my general estate. I further direct my Executor or Executrix to pay out of my general estate as an expense of administration, all estate, inheritance, succession, and other taxes which may be assessed against my estate or any of the beneficiaries thereof by reason of my death, without apportionment or proration among the several legatees and devisees.

ITEM II

EXECUTOR/EXECUTRIX

I hereby nominate and appoint my foster daughter, SANDRA KNIGHT, as Executrix under this my Last Will and Testament. I direct that my Executrix be permitted to serve without bond in this or any other jurisdiction and that the requirements for inventory and interim accountings be waived. I grant to my Executrix the express power to treat my real estate as a probate asset and to sell, transfer, lease or convey any real estate I own at my death, without the joinder of any beneficiary and without the approval of any probate court. I further direct that my Executor or Executrix shall have the power to execute leases,

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deeds, affidavits, closing statements and other documents relating, in any manner, to the lease or sale of such real property. I direct that my Executor or Executrix shall pay all of the costs of upkeep, maintenance, insurance and any other expenses associated with my real property during the administration of my estate and that such costs be treated as an administrative expense thereof.

ITEM III

CHILDREN

MARIE DURHAM WALDON, now deceased, is the only child born to or adopted by me during my lifetime. SANDRA KNIGHT, having been raised by me since infancy, is considered the same as a birth child.

ITEM IV

DISPOSITION OF HOUSE & LOT

I presently own a one-half (½) interest in a house and lot located at 1213 Dalemere Drive, Nashville, TN 37207, the other one-half (½) having been vested in MARIE D. WALDON, who is now deceased, and by operation of law, her children Glenda Griffin, Timothy Waldon and Tye Waldon. I give and devise my interest in the said real property as follows: one-half (½) to SANDRA KNIGHT, or to her bodily heirs, per stirpes and one-half (½) to GLENDA GRIFFIN, TIMOTHY WALDON AND TYE WALDON in substantially equal shares or to their respective bodily heirs, per stirpes, to the end that the said real property will be owned as follows: one-fourth (1/4) by SANDRA KNIGHT, or her bodily heirs, per stirpes; one-fourth (1/4) by GLENDA GRIFFIN, or her bodily heirs, per stirpes; one-fourth (1/4) by TIMOTHY WALDON, or his bodily heirs, per stirpes; and one-fourth (1/4) by TYE WALDON, or his bodily heirs, per stirpes.

ITEM V

RESIDUARY ESTATE

All of the rest, residue and remainder of my estate, whether the same be real, personal or mixed, and wheresoever situated, shall go into and form my residuary estate. I give, devise and bequeath all of my residuary estate, to SANDRA KNIGHT or to her bodily heirs, per stirpes.

IN WITNESS WHEREOF, I hereunto subscribe my name, this the 6th day of December, 2007.

Roy Burton Durham
ROY BURTON DURHAM

ROY BURTON DURHAM, signed the foregoing instrument in our presence, publishing and declaring it to be his Last Will and Testament, and as witnesses whereof, we do now, at his request and in his presence and in the presence of each other, hereto subscribe our names on the date above mentioned, this attestation clause having been read by us and we having noted that the events herein enumerated took place as stated.

WITNESS:

Patsy C. Davidson
PATSY C. DAVIDSON

ADDRESS:

126 Camino Circle
Hendersonville, TN 37075

Laura G. Ayers
LAURA G. AYERS

104 Carriage Lane
Hendersonville, TN 37075

R.B.D

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

AFFIDAVIT

We, PATSY C. DAVIDSON and LAURA G. AYERS , being adult citizens and residents of the State of Tennessee, after being duly sworn according to law, depose and state that this date ROY BURTON DURHAM signed the foregoing instrument in our presence, publishing and declaring it to be his Last Will and Testament, and as witnesses, we, at his request, subscribed our names in his presence and in the presence of each other, and in our opinion the said ROY BURTON DURHAM was at the time and is at this time of sound mind and disposing memory. This Affidavit is executed in accordance with T.C.A. § 32-2-110 at the request of the said ROY BURTON DURHAM.

This the 6th day of December, 2007.

Patsy C. Davidson
PATSY C. DAVIDSON

Laura G. Ayers
LAURA G. AYERS

SUBSCRIBED AND SWORN TO BEFORE ME
THIS THE 6TH DAY OF DECEMBER, 2007.

NOTARY PUBLIC

HOMER R. AYERS
NOTARY PUBLIC AT LARGE
STATE OF TENNESSEE
MY COMMISSION EXPIRES SEPTEMBER 7, 2009

R.B.D