Davidson County AFFIDAVIT
Recvd: 08/05/08 14:24 4 pgs
Fees:22.00 Taxes:0.00
20080805-0080735

This Instrument Prepared By:
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Suite 333, The Pilcher Building
144 Second Avenue North
Nashville, TN 37201

AFFIDAVIT OF HEIRSHIP TO REAL ESTATE

MADE PURSUANT TO TENNESSEE CODE ANNOTATED § 30-2-712

Decedent:	Charles R. Smith, Sr.
Heirs:	Calvin Daune Smith, Tamula LaRhea Crawford, Charles R. Smith, Aniya LaRhea Crawford, Steve Lamonte Crawford II, Emmanuel Elijah Duff Smith and Murnr Rhea VanTrease
Property:	House and land located at 3173 Hamilton Church Road, Antioch, Tennessee; House and land located at 4012 Ox Bow Drive, Nashville, Tennessee; One acre of land on Linwood Road, Watertown, Tennessee; House and 4.5 acres of land on Linwood Road, Watertown, Tennessee
Counties:	**Davidson County and Wilson County**

STATE OF TENNESSEE)
COUNTY OF Davidson)

The undersigned, Calvin Daune Smith, after being duly sworn according to law, being 18 years of age or older, and being of sound mind, and as permitted under T.C.A. 30-2-712, makes oath as follows:

1. On the 14th day of December, 2007, Charles R. Smith, Sr. (the "Decedent") died a resident of Davidson County, State of Tennessee.

2. At the time of the Decedent's death, the Decedent owned four tracts of real property, three of which with improvements thereon, which are fully described in Exhibit A attached hereto, and which are identified therein as *Tract No. 1, Tract No. 2, Tract No. 3* and *Tract No. 4,* respectively, (collectively, the "Property").

3. The Decedent left a will which was admitted to probate by the Seventh Circuit Court of Davidson County, Tennessee, in Case No. 08P190.

4. Calvin Daune Smith and Tamula LaRhea Crawford were appointed by the Court to serve as Co-Executors of the Decedent's estate.

5. Under his will, the Decedent bequeathed *Tract No. 1* to his son, Calvin Daune Smith, *Tract No. 2* to his daughter, Tamula LaRhea Crawford and his grandchildren Aniya LaRhea Crawford and Steve Lamonte Crawford II, *Tract No. 3* to his son, Charles R. Smith and his grandchild Emmanuel Elijah Duff Smith, and *Tract No. 4* to his sister, Murnr Rhea VanTrease.

6. As provided under T.C.A. 31-2-103, title to the said tracts of land vested in the said heirs of the Decedent at the moment of the Decedent's death. The Decedent's estate is being administered and the closing of Decedent's estate is anticipated soon.

7. The Decedent's estate is solvent, and the Executors will not take any action to subject the Property to any debts of the Decedent.

8. All of the Decedent's debts as well as the expenses of administration of the Estate, including taxes, have been fully paid or adequate provision has been made for the payment of same.

WITNESS my hand this 25 day of July, 2008.

Affiant

Sworn to and subscribed before me this 25 day of July, 2008.

Notary Public

My Commission Expires:

8-23-11

CRISTINA MEEKE
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

My Commission Expires AUG. 23, 2011

EXHIBIT A

Tract No. 1

Land in Davidson County, Tennessee, described as follows:

Land in the 2nd, formerly the 3rd Civil District of Davidson County, Tennessee, being part of Lot No. 5 in the subdivision of the land of Thomas J. Miller, deceased, as partitioned among his heirs at law, of record in Book 115, page 324, Register's Office for said county, being part of Lot No. 4 on the Plan of the Pope Farm, not of record, described according to a survey made by George W. Watkins, Surveyor, February 28, 1951, as follows:

BEGINNING in the center of Hamilton Church Road, at the northeast corner of the property conveyed to Harold L. Harden and wife, by deed from Hallie H. Coffey, of record in Book 2017, page 156, said Register's office; being the corner of Lots Nos. 3 and 4 on said survey; thence with the line between said two lots southwardly 200 ft.; thence eastwardly 150 ft.; thence northwardly 200 ft. to the center of Hamilton Church Road; thence with the center of same North 85 degrees 45' West 150 ft. to the beginning.

Being the same property conveyed to Claude E. Simmons and Wife, Ive Nelle Simmons, by Deed from Estell Lambert, Gary C. Lambert, Linda Lee Lambert, William C. Lambert and wife, Romona Lambert of record in Book 4609, page 630, Register's Office for Davidson County, Tennessee.

Being also the same property devised to Claude Simmons pursuant to the Last Will and Testament of Nell Simmons, which Will was probated in the Probate Court for Davidson County, Tennessee, Docket No. 92707, which will was admitted to Probate on May 12, 1987. Nell Simmons and Ive Nelle Simmons are one in the same person. Claude E. Simmons and Claude Simmons are also one in the same person.

Being also the same property devised to Charles R. Smith, Sr. pursuant to the Will of Claude Simmons, which Will was probated in the Probate Court for Davidson County, Tennessee, Docket No. 92899, which was admitted to Probate on June 20, 1989, and being also the same property conveyed to Charles R. Smith, Sr. by Executor's Quitclaim recorded in Book 8047, Page 753, Register's Office for Davidson County, Tennessee.

Tract No. 2

Land in Davidson County, Tennessee, described as follows:

Being Lot No. 26 on the Plan of Bellshire Estates, Section I, of record in Plat Book 2133 at page 124, Register's Office for Davidson County, Tennessee, to which reference is hereby made for a more complete description.

Being the same property conveyed to Marvin E. Buck, Jr. and wife, Virginia Faye Buck by deed recorded in Book 5154 at page 908, Register's Office for Davidson County, Tennessee.

Being also the same property conveyed to Charles R. Smith, Sr. by warranty deed recorded in Book 8144, Page 829, Register's Office for Davidson County, Tennessee.

Tract No. 3

Land in Wilson County, Tennessee, described as follows:

Situated in the Sixteenth Civil District of Wilson County, Tennessee, and more particularly described as follows to-wit: Being bounded on the North by Taamon Malone: S. by Donnell Road: East by Linwood Road: and West by Amzi Donnell: and containing by estimation one (1) acre, more or less, acreage not guaranteed.

Being the same property conveyed to Jack Starks and Wife, Mina Starks (Kelley), by Deed from Hobson Osborne of record in Book 102, page 134, Register's Office for Wilson County, Tennessee.

Being also the same property devised to Nell Simmons by the Last Will and Testament of Mina Kelly, probated in the General Sessions Court of Wilson County, Tennessee, Probate Section, Docket No. EM-30-51 of record in Will Book GG, page 145, which Will was admitted to Probate on February 12, 1985. Mina Kelley, Mina Kelly and Mina Starks are one in the same person.

Being also the same property devised to Claude Simmons pursuant to the Last Will and Testament of Nell Simmons, which Will was probated in the Probate Court for Davidson County, Tennessee, Docket No. 92702, which Will was admitted to Probate on May 12, 1989.

Being also the same property devised to Charles R. Smith, Sr. pursuant to the Will of Claude Simmons, which Will was probated in the Probate Court for Davidson County, Tennessee, Docket No. 92899, which was admitted to Probate on June 20, 1989, and being also the same property conveyed to Charles R. Smith, Sr. by Executor's Quitclaim Deed recorded in Book 418, Page 891, Register's Office for Davidson County, Tennessee.

Tract No. 4

Land in Wilson County, Tennessee, described as follows:

A house and lot situated and lying on the westerly side of the WATERTOWN-LINWOOD ROAD in the 16th Civil District of Wilson County, Tennessee, bounded North by Donnell; East by Watertown-Linwood Road; South by other property of Mina Kelly; West by other property of Mina Kelly, said lot being 144 feet, more or less, along the westerly line.

Being also the same property conveyed to Mina Starks and husband, Jack Starks, by deed of Marjorie Vantrease dated June 11, 1947, of record in Deed Book 135, Page 453, Register's Office of Wilson County, Tennessee.

Being also the same property conveyed to Charles R. Smith and Charles R. Smith, Jr., in equal shares as tenants in common, by deed dated October 14, 1981, of record in Deed Book 388, Page 706, Register's Office of Wilson County, Tennessee.