03
Tax # 35420 Scott

Realty Title
Box 484

Prepared by and return to: Realty Title & Escrow Company, Inc., 1187 Old Hickory Blvd., Suite , Brentwood, Tennessee 37027

AFFIDAVIT OF HEIRSHIP

Davidson County AFFIDAVIT
Recvd: 09/02/08 16:08 2 pgs
Fees:12.00 Taxes:0.00
20080902-0089907

State of Tennessee
County of Davidson

On this 28th day of August, 2008 before me personally appeared:

Bette Carter who resides at 162 Lake Park Drive, Hendersonville, Tennessee 37075 County of Sumner, State of Tennessee, to me personally known who being duly sworn under oath and penalty of perjury did state that:

I, the Affiant, am familiar with the family history of: Ray O. Swatzell aka Ray Swatzell (the deceased) who was the owner of the following property: 4118 Edwards Avenue, Nashville, Tennessee 37216;

And that said decedent died on the 6th day of December, 2007, and that the place of residence and homestead at the time of death was as follows: 4118 Edwards Avenue, Nashville, Tennessee 37216, Davidson County, State of Tennessee.

And Affiant further states that said decedent left surviving the following persons, as heirs or otherwise interested in the estate:

Name of the Heir	Relation to the Deceased	Over the Age of 21
Edsel Ray Swatzell	**Son**	**Yes**
Ronald Edward Swatzell	**Son**	**Yes**

And Affiant further states that said decedent left no other children or adopted children or descendants of deceased children or adopted children, or other heirs at law. Decedent left an unprobated Last Will and Testament which named his heirs at law as his devisees. Said Last Will and Testament is not being, nor is it intended to be, probated.

That said **son, Edsel Ray Swatzell,** died testate on May 17, 2008 leaving Bette Carter, Trustee of the Ray Swatzell Trust under will dated May 19, 2003 as his sole devisee. Bette Carter was granted Letters Testamentary in the Matter of the Estate of E. Ray Swatzell, deceased, in the Chancery Court for Sumner County, Tennessee Probate Division Docket No. 2008P-194.

Bette Carter was appointed conservator of the person and estate of **Ronald E. Swatzell, an adult,** and an Order Approving Sale of Property in the Matter of Conservatorship for Ronald Edward Swatzell, respondent, an adult, in the Chancery Court for Sumner County, Tennessee Probate Divisoin Docket No. 2009P-220 has been entered giving Bette Carter authority to sell 4118 Edwards Avenue, Nashville, Tennessee 37216 on his behalf.

The Affiant understands: Whoever willfully, corruptly, and falsely swears to any statement in any such affidavit known by such person to be false, or about which such person does not have sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E felony T.C.A. 30-2-712(f). Penalty for a Class E is: not less than (1) year nor more than (6) years in prison. In addition, the jury may assess in a fine not to exceed three thousand dollars ($3,000.00) unless other wise provided by statue T.C.A. 40-35-111(5). Furthermore, this Affidavit of Heirship is being used to authenticate the ownership of the above mentioned property. This affidavit is being relied upon buy the Lender, Settlement Agent, and Title Company for the purpose of proceeding with the closing of a loan and issuing title insurance on the above mentioned property. The Affiant hereby agrees to indemnify the Lender, Settlement Agent, Title Company, and any other entity that incurs damages that arise from any false misleading statements (intentional or not) stated in this Affidavit. Said damages may include but not be limited to: the Loan Amount, the cost of collection and correction, and any and all attorney fees.

Bette Carter

Bette Carter, Affiant

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, duly commissioned and qualified, Bette Carter, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he/she/they executed the within instrument for the purpose therein contained.

Witness my hand and seal at office this 28 day of August, 2008.

My Commission Expires: 11/15/2010

Notary Public

