BILL GARRETT, Davidson County
Trans:T20090087380 AFFIDAVIT
Recvd: 12/30/09 10:47 3 pgs
Fees:17.00 Taxes:0.00
20091230-0118259

This Instrument Prepared By:
Karen G. Ashworth, Esq.
Manier & Herod,
A Tennessee Professional Corporation
One Nashville Place, Suite 2200
150 Fourth Avenue, North
Nashville, TN 37219

AFFIDAVIT OF HEIRSHIP TO REAL PROPERTY

KNOW ALL MEN BY THESE PRESENTS, that the undersigned heir of HERSCHEL CLARENCE BLACKBURN and ROBBIE EDNA BLACKBURN, MIRIAN ROBERTA HALMONTALLER, after being duly sworn, makes oath as follows:

1. That HERSCHEL CLARENCE BLACKBURN died on the 5th day of April, 1982, a resident of Davidson County, Tennessee;

2. That HERSCHEL CLARENCE BLACKBURN was survived by a spouse, ROBBIE EDNA BLACKBURN, and a daughter, MIRIAN ROBERTA HALMONTALLER;

3. That ROBBIE EDNA BLACKBURN died on the 17th day of October, 1991, a resident of Davidson County, Tennessee;

4. That ROBBIE EDNA BLACKBURN was survived by a daughter, MIRIAN ROBERTA HALMONTALLER. There are no other surviving heirs of HERSCHEL CLARENCE BLACKBURN or ROBBIE EDNA BLACKBURN;

5. That at the time of the death of HERSCHEL CLARENCE BLACKBURN and wife, ROBBIE EDNA BLACKBURN, they owned certain real property located in Davidson County, Tennessee, which is more fully described in Exhibit A attached hereto ("the Property"); this property is the same property conveyed to them by Warranty Deed dated July 18, 1962, from LUTHER JAMES HALMONTALLER and wife, MIRIAN ROBERTA HALMONTALLER, of record in Deed Book 3405, page 300, Register's Office of Davidson County, Tennessee; this property is known as **128 Gordon Terrace, Nashville, Tennessee 37207.**

6. That at the time of the death of HERSCHEL CLARENCE BLACKBURN, he owned no property subject to probate administration; and that at the time of the death of ROBBIE EDNA BLACKBURN, she owned no property subject to probate administration;

7. That the estate of HERSCHEL CLARENCE BLACKBURN was not insolvent and that no Administrator has taken any action to subject the Property to debts of HERSCHEL CLARENCE BLACKBURN; and that the estate of ROBBIE EDNA BLACKBURN was not insolvent and that no Administrator has taken any action to subject the Property to debts of ROBBIE EDNA BLACKBURN;

8. That in accordance with Tennessee law, upon the death of HERSCHEL CLARENCE BLACKBURN and then ROBBIE EDNA BLACKBURN, the undersigned, MIRIAN ROBERTA HALMONTALLER, acquired an ownership interest in the Property through intestate succession; and

9. The address for forwarding all future tax assessments regarding the Property is:

Lisa Wachter, Trustee of the Mirian R. Halmontaller Living Trust
819 Old Dickerson Pike
Goodlettsville, TN 37072

WITNESS MY HAND this 29th day of December, 2009.

Mirian Roberta Halmontaller
MIRIAN ROBERTA HALMONTALLER, Affiant

STATE OF TENNESSEE)
COUNTY OF Davidson)

On this 29th day of December, 2009, before me personally appeared MIRIAN ROBERTA HALMONTALLER, to me known or proved to me on the basis of satisfactory evidence to be the person herein described, and who executed the foregoing instrument for the purposes therein contained and acknowledged that she executed the same as his/her free act and deed.

WITNESS MY HAND and notarial seal.

ELIZABETH HAMILTON STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TENN.

Notary Public My Commission Expires SEPT. 3, 2012
My Commission Expires: _____

EXHIBIT A

Being the easterly 20 feet of Lot No. 32 and the westerly 80 feet of Lot No. 34 on the Map of John L. Gordon's Subdivision, as of record in Book 843, page 61, Register's Office for said County.

Said parts of lots adjoin and front together 100 feet on the southerly side of Gordon Terrace and run back between lines, 269 feet more or less on the easterly line of said part of Lot No. 34, and 265 feet more or less on the westerly line of said part of Lot No. 32, to a dead line in the rear, measuring 100 feet more or less thereon. Being the same property conveyed to LUTHER JAMES HALMONTALLER AND WIFE, MIRIAN ROBERTA HALMONTALLER AND H. C. BLACKBURN AND WIFE, ROBBIE EDNA BLACKBURN, by Warranty Deed dated January 19, 1952, from H. LOYD SCOBEY AND WIFE, CORINNE S. SCOBEY, of record in Book 2034, page 485, said Register's Office.

The above described property is being conveyed subject to restrictions in Book 1380, page 221, said Register's Office.

Said property is improved and known as: 128 Gordon Terrace, Nashville, Tennessee 37207.

Also being the same property conveyed to H. C. BLACKBURN AND WIFE, ROBBIE EDNA BLACKBURN, as tenants by the entirety, by Warranty Deed dated July 18, 1962, from LUTHER JAMES HALMONTALLER AND WIFE, MIRIAN ROBERTA HALMONTALLER, of record in Book 3405, page 300, in said Register's Office.