BILL GARRETT, Davidson County
Trans:T20100036000 AFFIDAVIT
Recvd: 06/14/10 15:08 6 pgs
Fees:32.00 Taxes:0.00
20100614-0046127

AFFIDAVIT OF HEIRSHIP

The undersigned, James R. Smith, Jr., Geric Gaylon Smith, and Robert Kendall Smith, being first duly sworn, makes oath as follows:

1. That the Affiants are all over the age of eighteen (18) years.

2. That Affiant, James R. Smith, Jr., presently resides at the following address: 1710 Stewarts Ferry Pike, Hermitage, Tennessee 37076.

3. That Affiant, Geric Gaylon Smith, presently resides at the following address: 1704 Stewarts Ferry Pike, Hermitage, Tennessee, 37076.

4. That Affiant, Robert Kendall Smith, presently resides at the following address: 2443 Stewarts Ferry Pike, Hermitage, Tennessee, 37076.

5. That Affiant, James R. Smith, Jr., personally knew Gaylon Jenkins Smith, deceased, hereinafter referred to as Decedent, and has personal knowledge of the family of Decedent, by reason of the following circumstances: The Affiant was the Decedent's father.

6. That Affiant, Geric Gaylon Smith, personally knew Gaylon Jenkins Smith, deceased, hereinafter referred to as Decedent, and has personal knowledge of the family of Decedent, by reason of the following circumstances: The Affiant, Geric Gaylon Smith, was the Decedent's son.

7. That Affiant, Robert Kendall Smith, personally knew Gaylon Jenkins Smith, deceased, hereinafter referred to as Decedent, and has personal knowledge of the family of Decedent, by reason of the following circumstances: The Affiant, Robert Kendall Smith, was the Decedent's son.

8. That Affiants knew that at date of death said Decedent, Gaylon Jenkins Smith, owned a remainder interest and Affiant, James R. Smith, Jr., owned a life estate in the following described real estate in Davidson County, Tennessee:

Tract No. 3

The Farm of Mrs. Mollie Jenkins, John S. Jenkins and Osman T. Jenkins, located in the 4th., formerly the 16th., Civil District of Davidson County, Tennessee, and part formerly in the 25th. Civil District of Wilson County, Tennessee, about 13 miles east of the City of Nashville, on both sides of the Statesville or Stewart's Ferry Road and Suggs Creek, being the Homestead and Dower Tract set apart to the widow, out of the lands of Osman Jenkins, Sr., Dec'd., a Plan of which is of record in Plan Book No. 2 page

110, Chancery Court at Nashville, for said County, and described, according to a survey, made Oct. 18, 1934, by Erle Drake, County Surveyor, Davidson County, Tennessee, as follows:

Beginning at a black oak, the northeast corner of the Dower Tract, and running thence South 6^0 west 1605 feet; thence North 87^0 West 297 feet to an ironwood pointer; thence South 4-1/2^0 West 2475 feet to the center of the Statesville or Stewart's Ferry Road; thence North 84-3/4^0 West, with the center of said road 710 feet; thence leaving said road South 4-3/4^0 West 1551 feet to the center of the South Fork of Suggs Creek; thence with the center of said creek as follows: - North 88-1/2^0 West 221 feet, South 62-1/2^0 West 310 feet, South 86-1/4^0 West 142 feet North 81-3/4^0 West 195 feet, South 74^0 West 282 feet, North 73-3/4^0 West 210 feet, North 59-1/2^0 West 90 feet, North 11-1/2° West 386 feet, North 28-1/2° West 240 feet, North 56-1/4° West 216 feet, North 14-1/2° West 542 feet, North 18-3/4° East 391 feet, North 2-1/2° West 182 feet, North 46-1/2° West 306 feet and North 19-3/4° East 65 feet to the center of the Statesville or Stewart's Ferry Road; thence North 49-1/2° West, with the center of said road 43 feet to its intersection with the center of an old road running from the Statesville or Stewart's Ferry Road, northerly, along the western bank of the South Fork of Suggs Creek; thence with the center of said old road as follows: - North 8-1/2° East 352 feet, North 5° east 617 feet, North 7-3/4° East 151 feet, North 4° East 311 feet, North 7° West 352 feet, North 1° East 132 feet, North 12° West 316 feet; thence North 3-1/2° West, crossing said Old Road where it makes a turn to the West, 331 feet to the center of Suggs Creek; thence South 60-1/2° East with the center of Suggs Creek 60 ft.; thence leaving said Creek North 33-1/2° East 1394 feet to a post; thence South 40° East 164 feet to a double walnut; thence South 68-1/4° East 676 feet to the center of the North Fork of Suggs Creek; thence with the center of said Creek North 13-1/4° West 160 feet, North 15-1/4° East 113 feet and North 51-1/2° East 217 feet, and thence leaving said Creek, South 84-1/2° East 1774 feet to the beginning, containing 340.04 acres, more or less.

Being the same tracts of land set apart to Mrs. Mollie Jenkins, out of the lands owned by Osman Jenkins, Dec'd., by a decree of the Chancery Court at Nashville for said County, in the cause of Mrs. Mollie Jenkins VS. John S. Jenkins and others, No. 25065, entered in Minute Book No. 74 page 231.

9. That Decedent, Gaylon Jenkins Smith, died on February 19, 2009, and was at the time a resident of Davidson County, State of Tennessee;

10. That Decedent died Intestate;

11. That Affiant, James R. Smith, Jr., is the father of Decedent, Gaylon Jenkins Smith;

12. That Affiant, Geric Gaylon Smith, is the son of Decedent, Gaylon Jenkins Smith;

13. That Affiant, Robert Kendall Smith, is the son of Decedent, Gaylon Jenkins Smith;

14. That Decedent, Gaylon Jenkins Smith, had no surviving spouse as his marital status was divorced;

15. That Decedent's mother, Marie Jenkins Smith, is deceased. Decedent's mother, Marie Jenkins Smith died on May 21, 1973;

16. That Decedent's mother, Marie Jenkins Smith, died intestate leaving her husband, Affiant, James R. Smith, Jr. and her son, Decedent, Gaylon Jenkins Smith as her heirs-at-law;

17. That Decedent's grandfather, John S. Jenkins, died intestate on April 12, 1960 leaving his wife, Gertrude C. Jenkins, and daughter, Marie Jenkins Smith as his heirs-at-law;

18. That Decedent's grandmother, Gertrude C. Jenkins died intestate on May 11, 1972 leaving her daughter, Marie Jenkins Smith as her sole heir-at-law;

19. That the following persons constituted the entire heirs-at-law of Decedent, Gaylon Jenkins Smith, at his date of death: James R. Smith, Jr.; Geric Gaylon Smith, and Robert Kendall Smith;

20. That the following persons constitute, as of the date of execution of this affidavit, all of the heirs-at-law of Decedent, Gaylon Jenkins Smith:

NAME:	JAMES R. SMITH, JR.
DATE OF BIRTH:	November 15, 1914
RESIDENCE ADDRESS:	1710 Stewarts Ferry Pike, Hermitage, Tennessee 37076

NAME:	GERIC GAYLON SMITH
DATE OF BIRTH:	January 10, 1973
RESIDENCE ADDRESS:	1704 Stewarts Ferry Pike, Hermitage, Tennessee 37076

NAME:	ROBERT KENDALL SMITH
DATE OF BIRTH:	October 23, 1974
RESIDENCE ADDRESS:	2443 Stewarts Pike, Hermitage, Tennessee 37076

21. Additional information, if any, either known or understood to be true by Affiants:

Further the Affiants saith not.

James R. Smith Jr.
JAMES R. SMITH, JR., AFFIANT

STATE OF TENNESSEE)
COUNTY OF WILSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named **JAMES R. SMITH, JR.**, the Affiant, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who made oath that the statements contained in the foregoing Affidavit of Heirship are true of Affiant's own knowledge and who further acknowledged that **JAMES R. SMITH, JR.** executed same for the purposes therein contained.

Witness my hand and official seal at Mt. Juliet, Wilson County, Tennessee, this the 4th day of June, 2010.

Cynthia Rector
NOTARY PUBLIC

My Commission Expires: Sept. 28, 2011

CYNTHIA RECTOR
STATE OF TENNESSEE NOTARY PUBLIC
WILSON COUNTY

GERIC GAYLON SMITH, AFFIANT

STATE OF TENNESSEE)
COUNTY OF WILSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named **GERIC GAYLON SMITH**, the Affiant, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who made oath that the statements contained in the foregoing Affidavit of Heirship are true of Affiant's own knowledge and who further acknowledged that **GERIC GAYLON SMITH** executed same for the purposes therein contained.

Witness my hand and official seal at Mt. Juliet, Wilson County, Tennessee, this the 8th day of June, 2010.

NOTARY PUBLIC

My Commission Expires: Sept. 28, 2011

CYNTHIA RECTOR
STATE OF TENNESSEE NOTARY PUBLIC
WILSON COUNTY

Robert Kendall Smith

ROBERT KENDALL SMITH, AFFIANT

STATE OF TENNESSEE)
COUNTY OF WILSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named **ROBERT KENDALL SMITH**, the Affiant, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who made oath that the statements contained in the foregoing Affidavit of Heirship are true of Affiant's own knowledge and who further acknowledged that **ROBERT KENDALL SMITH** executed same for the purposes therein contained.

Witness my hand and official seal at Mt. Juliet, Wilson County, Tennessee, this the 4th day of June, 2010.

Cynthia Rector

NOTARY PUBLIC

CYNTHIA RECTOR
STATE OF TENNESSEE NOTARY PUBLIC
WILSON COUNTY

My Commission Expires: Sept. 28, 2011

This Instrument was Prepared By:
Yancy Belcher, Attorney
2306 N. Mt. Juliet Rd.
Mt. Juliet, TN 37122
(615) 773-2889