BILL GARRETT, Davidson County
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THIS INSTRUMENT PREPARED BY:
Carolyn W. Schott, Esq.
Baker Donelson Bearman Caldwell & Berkowitz, PC
Baker Donelson Center
211 Commerce Street, Suite 800
Nashville, TN 37201

AFFIDAVIT OF HEIRSHIP

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

The undersigned individuals, Andrea Birch, Angela Birch Cox, and Adolpho A. Birch III, having first been duly sworn according to law, hereby acknowledge and attest for the purpose of establishing the ownership of the within described real property that:

1. Affiants are of lawful age, and their addresses are as follows:

Andrea Birch
41 Green View
Nashville TN 37205

Angela Birch Cox
3643 Timberside Circle Drive
Houston TX 77025

Adolpho A. Birch III
375 Kingston Court
West New York NJ 07093

2. Adolpho A. Birch, Jr. died on August 25, 2011 in Davidson County, Tennessee. No probate estate was opened, as Adolpho A. Birch, Jr. had no assets subject to probate.

3. At the time of Mr. Birch 's death, he was survived by his children, Andrea Birch, Angela Birch Cox, and Adolpho A. Birch III.

4. Affiants as the children of Adolpho A. Birch, Jr., and sole surviving heirs take title to the following described property is in their names as tenants in common, each as to a one-third (1/3) undivided interest:

See Exhibit "A" attached hereto and by reference made a part hereof.

[Signature on following page.]

Further Affiant saith not.

Andrea Birch

Sworn to and subscribed before me this 1st day of September, 2011.

NOTARY PUBLIC

CAROLYN W. SCHOTT NOTARY PUBLIC STATE OF TENNESSEE DAVIDSON COUNTY, TENN.

My commission expires: My Commission Expires JULY 7, 2014

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, Carolyn W Schott, a Notary Public in and for said State and County, Andrea Birch, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal at office, on this 1st day of September, 2011.

Notary Public

CAROLYN W. SCHOTT NOTARY PUBLIC STATE OF TENNESSEE DAVIDSON COUNTY, TENN.

My Commission Expires:

My Commission Expires JULY 7, 2014

Further Affiant saith not.

Angela Birch Cox

Sworn to and subscribed before me this 1st day of September, 2011.

NOTARY PUBLIC

My commission expires: My Commission Expires JULY 7, 2014

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, Carolyn W. Schott, a Notary Public in and for said State and County, Angela Birch Cox, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal at office, on this 1st day of September, 2011.

Notary Public

My Commission Expires:
My Commission Expires JULY 7, 2014

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0-0 09/01/2011

Further Affiant saith not.

Adolpho A. Birch III

Sworn to and subscribed before me this 1st day of September, 2011.

NOTARY PUBLIC

CAROLYN W. SCHOTT
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

My commission expires: My Commission Expires JULY 7, 2014

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, Carolyn W Schott, a Notary Public in and for said State and County, Adolpho A. Birch III, 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 executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal at office, on this 1st day of September, 2011.

Notary Public

CAROLYN W. SCHOTT
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

My Commission Expires:

My Commission Expires JULY 7, 2014

EXHIBIT A

Real Property Owned by
Adolpho A. Birch, Jr.

1. Property Address: 401 Bowling Avenue, #78, Nashville TN 37205

Land in Davidson County, Tennessee, being Building Site No. 70, also designated as Unit No. 78 on the Plan of Richmeade Place, Section Four, a Planned Unit Development, of record in Plat Book 5210, Page 16, in the Register's Office for Davidson County, Tennessee, to which plan reference is made for a more complete and accurate description.

BEING the same property conveyed to Adolpho A. Birch, of record in Instrument No. 20050831-0104419, Register's Office for Davidson County, Tennessee.

2. Property Address: 2408 Buchanan Street, Nashville TN 37208

Land in the 8th Civil District of Davidson County, Tennessee, being part of Lot No. 17 on the Plan of the Nichol Property as of record in Book 31, Page 603, Register's Office for Davidson County, Tennessee; being Lot No. 5 on the Map showing Subdivision of the Conrad Santi Property, not of record, described according to a survey made by Z. J. Wilkinson, Surveyor, October 1941, as follows:

Beginning at a point in the northerly margin of Buchanan Street, 225 feet west of the westerly margin of 24th Avenue North, running thence north with the line between Lots Nos. 4 and 5, 149 feet to the common corner of Lots Nos. 5 and 8; thence west 50 feet with the southerly line of Lot No. 8 to the common corner of Lots No. 5 and 6; thence with the line between Lots Nos. 5 and 6, southerly 149 feet to the north margin of Buchanan Street; thence easterly with the northern margin of Buchanan Street eastwardly 50 feet to the point of beginning.

BEING the same property conveyed to Adolpho A. Birch, Jr. of record in Book 8103, Page 781, Register's Office for Davidson County, Tennessee.