BILL GARRETT, Davidson County
Trans:T20130084519 AFFIDAVITH
Recvd: 10/01/13 08:51 2 pgs
Fees:12.00 Taxes:0.00
20131001-0102673

This instrument was prepared by:
Ryan Simmons
The Higgins Firm
116 Third Ave. S.
Nashville, TN 37201-2002
615-353-0930

GRANTEE(S): ROBERT NICHOLAS MITCHELL, DIANE TOEDTER, CHRISTOPHER PERRY MITCHELL, AND JAMES WESLEY DURHAM

SEND TAX NOTICES TO: 314 MELPAR DRIVE
NASHVILLE, TENNESSEE 37221
MAP / PARCEL NUMBER: 10203015200

AFFIDAVIT OF HEIRSHIP

Tennessee Code Annotated § 30-2-712.

STATE OF TENNESSEE

COUNTY OF DAVIDSON

The undersigned, being duly sworn, deposes and says:

1. My full name is John Noe. I will refer to myself in this Affidavit as the Affiant.

2. I reside at 5705 Collinwood Court, Nashville, Tennessee 37013.

3. I am a close friend of Diane Toedter, daughter of Robert and Sue Mitchell, and the Toedter family.

4. I have personal knowledge of the matters stated in this Affidavit.

5. Denise Mitchell was the daughter of Robert M. and Sue P. Mitchell and sister of Christopher P. Mitchell, Robert N. Mitchell, and Diane Toedter.

6. On September 1, 2007 Denise Mitchell died in Davidson County, Tennessee. I will refer to this person as the Decedent.

7. The real property to which this Affidavit applies is located at 424 Annex Avenue in Nashville, Davidson County, Tennessee, more fully described as:

   Land in the 8th Civil District of Davidson County, Tennessee, being Lot No. 1222 on the Plan of Charlotte Park, Section 21, as of record in Book 3700, pages 10 and 11, Register's Office for Davidson County, Tennessee.

   Said Lot No. 1222 fronts 79.20 feet on the easterly side of Annex Avenue and extends back 158.7 feet on the northerly line and 156.9 feet on the southerly line, to a line in the rear on which it measures 61.71 feet.

   Being the same property conveyed to Gertrude M. Sholey and Margaret M. Farless, a life estate with remainder with power to sell, convey and encumber without the joinder of any beneficiary to revert to Robert M. Mitchell and wife, Sue Perry Mitchell, by quitclaim deed from Gertrude M. Sholey and Margaret M. Farless of record in Book 10283, Page 802 in the Register's Office of Davidson County, Tennessee. Gertrude M. Sholey, Margaret M. Farless, Robert M. Mitchell, Sue Perry Mitchell, and Denise Mitchell having since died.

8. At the time of the Decedent's death, the Decedent resided at 78 Shannon Creek Road, New Concord, Kentucky 42076.

9. Decedent died intestate leaving James Wesley Durham residing at 22 East 82nd Street, New York, New York 10028 as her only heir at law.

10. The estate of the Decedent was not administered in a proceeding supervised by a court.

Affiant

Sworn to and subscribed before me this 25 day of September, 2013

My Commission expires: 11-4-13

ANN C. WARPOOLE
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

Notary Public