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20131010-0106382

This Instrument was prepared by:
Rudy Title and Escrow, LLC
Attn: Laura Mitchell
2012 21st Avenue South
Nashville, TN 37212
(615) 383-2903
Ref. No. H-LAKE-01-1173

AFFIDAVIT

I, **Laura Mitchell**, an employee of Rudy Title and Escrow, LLC, hereinafter referred to as Affiant, being first duly sworn, makes oath as follows:

1. That Affiant presently works at Rudy Title and Escrow, LLC located at 2012 21st Avenue South, Nashville, TN 37212.

2. That Affiant's Company conducted a real estate closing on February 13, 2001 for the property known as 629 Poplar Place, Nashville, TN 37216 whereby said property was conveyed by Warranty Deed recorded on February 15, 2001 in **Instrument No. 20010215-0014558** in the Register's Office for Davidson County, Tennessee from **Christopher M. Wiley and wife, Heidimarie N. Wiley** (Grantors) to **Rita Moore and Nathaniel Thomas** (Grantees).

3. That the Grantor, **Heidimarie N. Wiley also known as Heidimarie Nancy Wiley** executed a Durable Power of Attorney on November 30, 2000 appointing **Christopher Michael Wiley also known as Christopher M. Wiley** as her Attorney-in-Fact and authorizing **Christopher M. Wiley** to sign said Warranty Deed on her behalf.

4. That said original Durable Power of Attorney executed by **Heidimarie Nancy Wiley** was received and reviewed by Affiant's Company but Affiant's Company failed to have said original Durable Power of Attorney recorded.

5. That Affiant is now unable to locate said original Durable Power of Attorney but has evidence of its existence in the form of a photocopy (See Attached Exhibit "A").

6. That Affiant has prepared and recorded this Affidavit for the purpose of proving that the Durable Power of Attorney authorizing **Christopher M. Wiley** to sign the aforementioned Warranty Deed in behalf of **Heidimarie N. Wiley** was properly executed.

FURTHER AFFIANT SAITH NOT.

Laura Mitchell

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named Affiant, Laura Mitchell, with whom I am personally acquainted, who made oath that the statements contained in the foregoing affidavit are true of Affiant's own knowledge.

Witness my hand and official seal this 9th day of October, 2013.

Notary Public

C. LOY CARNEY
STATE OF TENNESSEE NOTARY PUBLIC
COUNTY OF DAVIDSON
My Commission Expires August 23, 2016

My Commission Expires: _____

Exhibit "A"

DURABLE GENERAL POWER OF ATTORNEY

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

SS.

KNOW ALL MEN BY THESE PRESENTS, that I, Heidemarie Nancy Wiley, of Nashville, Davidson County, Tennessee, do hereby appoint and constitute Christopher Michael Wiley, my true and lawful attorney for me and in my name and on my behalf:

To receive, endorse and deposit any and all checks or other payments received from any source; to ask, demand, sue for, collect, recover and receive all sums of money, debts, dues, accounts, interest, dividends, annuities, merchandise and demands whatsoever, as are now, or shall hereafter become due, owing, payable or belonging to me, and have, use and take all lawful ways and means in my name or otherwise for the recovery thereof, and to compromise and agree for the same or otherwise discharge the same for me and in my name on such terms and condition as Christopher Michael Wiley shall think fit; to receive, accept and acknowledge on my behalf any and all funds and other property of every nature to which I may be entitled as a beneficiary, legatee, or heir-at-laws with respect to the estate of my decedent; to bargain, contract, agree for, buy , sell, mortgage, encumber, hypothecate and in any and every way and means deal in and with real property, goods, services, merchandise, commodities, bonds, stocks, securities, chooses in action and other property in possession or in action and to release mortgages or other encumbrances on lands or chattels all upon such terms and conditions as Christopher Michael Wiley shall think fit; to bargain, lease, contract, agree for, purchase, sell, convey, receive, mortgage, take and release lands, and all interest therein and to execute and deliver all deeds, deeds of trust and other assurances of title upon which terms and conditions and under such covenants as Christopher Michael Wiley shall think fit; to transact all my banking business at any bank or banks, to make and withdraw deposits, enter lock boxes, open and close accounts, draw and endorse checks, make and give guaranties of payment or performance, draw, make and endorse promissory notes, drafts, bills of exchange and any other negotiable instruments; to transact all insurance business on my behalf, to apply for or continue policies, collect profits, file claims, make demands, enter into compromise and settlement agreements, file suits or actions and take any other action necessary or proper in this regard; to transact, conduct and operate any business on my behalf, to vote any shares of stock owned by me in any corporation or in any mutual fund, to execute proxies and waivers, to receive and receipt for any benefits accruing to me from the ownership of any investment or business interest, and generally do anything and everything necessary and proper for the furtherance, promotion and protection of any interest in any business or any investment owned by me; to execute tax and other returns, apply for licenses, keep records and accounts, make reports, give statements, receive and give out information pertaining to me or to any business interest I may own; and for me and in my name and as my act and deed to sign, seal, execute, deliver and acknowledge such instruments in writing of whatever kind or character as may be proper in the premises.

Giving and granting unto the said Christopher Michael Wiley, my said attorney, full power and authority to do, execute and perform all and every other act and thing whatsoever, without limitation whatever and without being confined to the specific acts herein above set out, requisite or necessary to be done in and about the premises as fully and to all intents and purposes as I might or could do and I hereby ratify and confirm all that Christopher Michael Wiley, my said attorney, shall lawfully do or cause to be done by virtue of these presents, and for

me and in my name and on my behalf. This power of attorney shall not be affected by any subsequent disability or incapacity of mine if such should occur. It is my express intent that the authority herein conferred upon my said attorney shall exercisable in all events notwithstanding my subsequent disability or incapacity.

IN WITNESS WHEREOF, I have executed this instrument on this 30th day of November, 2000.

Heidemarie Nancy Wiley

Heidemarie Nancy Wiley

Sworn to and subscribed before me, this 30th day of November, 2000.

Notary Public

My Commission Expires: 9/25/04

THIS INSTRUMENT WAS PREPARED BY:

Keith W. Blair, Atty
Mink & Blair
P.O. Box 190584
Nashville, Tennessee 37219