(2)

Karen Johnson Davidson County
Batch# 224782 AFFIDAVITH
05/02/2019 10:25:15 AM 5 pgs
Fees: $27.00 Taxes: $0.00
20190502-0040809

Return To:
McCann & Hubbard
1804 Williamson Ct, Suite 201
Brentwood, TN 37027
615-377-3319

This Instrument Prepared by:
A. Scott Hubbard
McCann & Hubbard
1804 Williamson Court, Suite 201
Brentwood, Tennessee 37027

AFFIDAVIT OF HEIRSHIP

This Affidavit is being given for the purpose of establishing the true heirs of Jo Ann Fuqua who resided in Davidson County, Tennessee.

We, Jeffrey Lee Fuqua and Jacqueline Ann Lee have personal knowledge of the matters stated in this Affidavit and being first duly sworn, make oath as follows:

1. We reside at the following addresses:
Jeffrey Lee Fuqua: 835 Thatcher Way, Franklin, Tennessee 37064
Jacqueline Ann Lee: 2018 Hidden Cove Road, Mt. Juliet, Tennessee 37122

2. Jo Ann Fuqua was our mother. She died on July 6, 2018. She resided at 202 Weldon Drive, Hermitage, Tennessee 37076, until her death; and,

3. Jo Ann Fuqua was not married at the time of her death. Her husband and our father, Billy L. Fuqua, died July 25, 2016, and she did not remarry; and,

4. Jo Ann Fuqua had two children: Jeffrey Lee Fuqua and Jacqueline Ann Lee. No other sibling of ours died leaving children. Jo Ann Fuqua had no other children nor did she legally adopt any other children; and,

5. The following real property was owned by Jo Ann Fuqua at her death and is the real property to which this Affidavit applies:

202 Weldon Drive, Hermitage, Tennessee 37076

6. Jo Ann Fuqua left a Last Will and Testament, a copy of which is attached to this Affidavit as Exhibit A, through which she devised all of her estate to us, her children, Jeffrey Lee Fuqua and Jacqueline A. (Ann) Lee. In addition, a copy of said Will, along with a small estate Affidavit, is filed in the Seventh Circuit Court for Davidson County, Tennessee, Case No.18P-1518 ; and,

8. That we do hereby swear and/or affirm that the foregoing statements made in this Affidavit are true and correct to the best of our knowledge and belief.

FURTHER, AFFIANTS SAITH NOT.

As provided in Tennessee Code Annotated 30-2-712, "Whoever willfully, corruptly and falsely swears to any statement in any such affidavit known by the person to be false, or about which the person does not have sufficiently definite knowledge to justify the making of such a sworn statement, and the statement is false, commits a Class E felony.

WITNESS OUR HANDS THIS 23 DAY OF April, 2019.

Jeffrey Lee Fuqua, Affiant

Jacqueline Ann Lee

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named Affiant, Jeffrey Lee Fuqua, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), who made oath that the statements contained in the foregoing affidavit are true to the best of Affiant's own knowledge.

WITNESS my hand and official this 24 day of April, 2019.

Notary Public

My Commission Expires: 11-23-2021

A. SCOTT HUBBARD STATE OF TENNESSEE NOTARY PUBLIC WILLIAMSON COUNTY

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named Affiant, Jacqueline Ann Lee, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), who made oath that the statements contained in the foregoing affidavit are true to the best of Affiant's own knowledge.

WITNESS my hand and official this 23 day of April, 2019.

Notary Public

My Commission Expires: 11-23-2021

A. SCOTT HUBBARD STATE OF TENNESSEE NOTARY PUBLIC WILLIAMSON COUNTY

EXHIBIT A

Copy

18p1518

FILED

2018 AUG 28 AM 11:59

RICHARD R. ROOKER, CLERK

D.C.

LAST WILL AND TESTAMENT

OF

JO ANN FUQUA

I, Jo Ann Fuqua, presently a resident of Hermitage, Davidson County, Tennessee, being of sound mind and disposing memory, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils by me heretofore made.

FIRST: I declare at the date of the execution of this Will that I am married and my husband's name is Billy Lee Fuqua and that at the date of the execution of this Will, I have two (2) children, namely: Jeffrey L. Fuqua and Jacqueline A. Lee.

SECOND: Any reference to my Executor/Executrix shall also include any Co-Executor. I hereby nominate and appoint my husband, Billy Lee Fuqua, as the Executor of this my Will and direct that he serve without bond. If he shall predecease me or be unable to serve for any reason, I nominate and appoint my son, Jeffrey Fuqua to serve as Alternate Executor of this Will without bond. If he shall predecease me or be unable to serve for any reason, I nominate and appoint my daughter, Jacqueline Lee to serve as Second Alternate Executrix of this Will without bond.

THIRD: I grant to my Executor/Executrix all powers conferred on executors under Section 3, Chapter 110 of the Tennessee General Assembly, T.C.A. §35-50-100, as amended from time to time, and all powers conferred upon executors whenever my Executor/Executrix may act. I also grant to my Executor/Executrix power to retain, sell at public or private sale, exchange, grant options on, invest and reinvest, and otherwise deal with any kind of property for cash or on credit; to divide and distribute property in cash or in kind; to exercise all powers of an absolute owner of property; to compromise and release claims with or without consideration; and to employ attorneys, accountants and other persons for services or advise.

Jo Ann Fuqua

JO ANN FUQUA

Copy

FOURTH: I direct all my lawful debts, including my funeral expenses and the cost of administration of my estate, be paid by my Executor/Executrix as soon as practicable after my death.

FIFTH: I give, devise and bequeath unto my husband, Billy Lee Fuqua, if he survives me, absolutely and in fee simple all of the rest, residue and remainder of my estate of every kind and description, both real and personal and wheresoever situated including all property over which I may have any general power of appointment.

SIXTH: In the event my said husband shall predecease me or shall die simultaneously with me or so nearly so that it cannot be readily determined which of us survived the other and in such latter case it shall be conclusively presumed that he did predecease me, then and in either such event, I give, devise and bequeath all of my said estate, in equal shares, to my child(ren), and if any of them not be living at the time of my death the share which such deceased child would have taken had she or he survived me shall go to the child or children of such deceased child, who survive me, per stirpes, but if there be no such child or children living at my death, then the share of such child dying without children surviving me shall go to my surviving child.

SEVENTH: In the event my said wife, child(ren) and grandchild(ren) shall predecease me or shall die simultaneously with me or so nearly so that it cannot be readily determined which of us survived the other and in such latter case it shall be conclusively presumed that they did predecease me, then and in either such event, I give, devise and bequeath all of my said estate to the Alzheimers Association.

I retain the right to alter, amend or revoke my Will at any time.

IN WITNESS WHEREOF, I Hereunto set my hand this 13 day of Nov., 2002.

Jo Ann Fuqua
JO ANN FUQUA

Copy

The foregoing instrument, consisting of two (2) typewritten pages, was subscribed, published and declared by Jo Ann Fuqua to be her Last Will and Testament in our presence and in the presence of each of us, and we at the same time, at her request, in her presence, and in the presence of each other, hereunto subscribe our names as attesting witnesses, this 13th day of November, 2002.

Elizabeth Goodman
WITNESS

Hermitage, TN 37076
City, State, Zip Code

Amanda Minor
WITNESS

Hermitage, TN 37076
City, State, Zip Code

AFFIDAVIT

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

We, the undersigned, being first duly sworn, make oath that Jo Ann Fuqua, on the day and date above written, declared and signified to us that this instrument is her Last Will and Testament; that she then signed said instrument in our sight and presence; that we, at her request and in her sight and presence, and in the sight and presence of each other, then subscribed our names hereto as attesting witnesses; that at the time of the execution the Testator was more than eighteen (18) years of age, of sound mind and disposing memory, and did not appear under any undue influence; and that the undersigned, each being more than eighteen (18) years of age, make and sign this Affidavit at the Testators request on the day and date above written.

Amanda Minor
WITNESS

Elizabeth Goodman
WITNESS

Sworn to and subscribed before me this 13th day of November, 2002.

Anna M. Whaley
NOTARY PUBLIC

My Commission Expires:
July 26, 2003

Jo Ann Fuqua
JO ANN FUQUA