Karen Johnson Davidson County
Batch# 917184 AFFIDAVITH
09/15/2022 02:59:30 PM 5 pgs
Fees: $27.00 Taxes: $0.00
20220915-0103189

AFFIDAVIT OF HEIRSHIP

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, duly commissioned and qualified, the within named Affiants, Ricky Lee Stewart and Michael Steven Christy, (herein "Affiants"), who being first duly sworn, did depose and say:

1. That Ricky Lee Stewart, Affiant, declares he is a resident of the County of Davidson, State of Tennessee.
2. That Michael Steven Christy, Affiant, declares he is a resident of the County of Sumner, State of Tennessee.
3. That Affiants declare that we have personal knowledge of the heirs-at-law of **Evelyn Faye Stewart (herein "Decedent").**
4. That **Decedent** died without a will intestate on **February 4, 2019**, a resident of Davidson County, Tennessee.
5. That Decedent was married to Samuel D. Stewart.
6. That said Samuel D. Stewart predeceased **Decedent.**
7. That **Decedent** was a widow at the time of her death.
8. The only children born to or adopted by **Decedent** are the following:
   a. **Samuel D. Stewart, Jr., and**
   b. **Ricky Lee Stewart.**
9. That said Samuel D. Stewart, Jr., predeceased **Decedent**; and
   a. That said Samuel D. Stewart, Jr., had no children born to or adopted by him during this lifetime.
10. That said Ricky Lee Stewart survived **Decedent.**
11. That said Ricky Lee Stewart is the only heir-at-law having an estate of inheritance in Decedent's land.
12. That at the time of **Decedent's** death, she owned certain real property, to wit:

Land in Davidson County, Tennessee, being Lot No. 19 on the Map of Rosebank Park, as of record in Book 1835, page 26, Register's Office for said County, and described as follows:

Beginning at a point in the north margin of Rosebank Avenue as shown on said plan at the corner of Lots Nos. 19 and 20; thence with the line between said lots northerly 145 feet to a corner of Lot No. 18; thence with the line between Lots 18 and 19, westerly 112.9 feet to the easterly margin of Preston Drive; thence with the margin of the same, southerly 122.8 feet to the beginning of a curve; thence around said curve southeasterly 30.93 feet to the north margin of Rosebank Avenue; thence with the margin of the same, easterly 89.9 feet to the beginning.

Being the same property conveyed to Samuel D. Stewart and wife, Evelyn Faye Stewart, from Douglas M. Lankford and wife, Margaret H. Lankford, by Installment

Deed recorded on November 9, 1979, in Book 5527, Page 534, Register's Office for Davidson County, Tennessee.

This property has a common address of 500 Rosebank Avenue, Nashville, TN 37206 (Map & Parcel 08304021700).

13. See TennCare releases on Evelyn Faye Stewart and Samuel D. Stewart attached hereto and made a part hereof.

Further, Affiants sayeth not.

IN TESTIMONY WHEREOF, we hereunto subscribe our names this 15th day of September 2022.

Ricky Lee Stewart, Affiant

Michael Steven Christy, Affiant

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, the within named Ricky Lee Stewart and the within named Michael Steven Christy, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who acknowledged that s/he executed the within instrument for the purposes therein contained.

Witness my hand and official seal at office, this 15th day of Sept. 2022.

Notary Public
My Commission Expires: _____

CINDY S. SMITH
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
My Commission Expires JULY 9, 2024

Prepared by:
Cindy S. Smith, P.C., Attorney at Law
P.O. Box 292004, Nashville, TN 37229
(No title search was performed.)

TN Division of TennCare

RFR PROCESSING UNIT
310 GREAT CIRCLE RD., 3W
NASHVILLE, TN 37243
Phone: (615) 741-0636, Fax (615) 413-1941
Email: RFR.TENNCARE@TN.GOV

#

September 1, 2022

Cindy S. Smith
PO Box 292004
Nashville, TN 37229

RE: Stewart, Samuel Dean Date of Death: 12/28/2003 SSN: xxx-xx-1632
Our File Number: 76723

Cindy S. Smith:

The referenced decedent did not receive TennCare Long-Term Services and Supports. Therefore, the State of Tennessee hereby releases the TennCare claim against this estate pursuant to Tenn. Code Ann. § 71-5-116(c)(2). This release is not a waiver of the right of the State of Tennessee to pursue criminal or civil penalties if fraud or abuse is found to exist pursuant to Tenn. Code Ann. § 71-5-2601, et seq.

This document is only relevant to TennCare's claim against the Decedent's probate estate. It does not apply to any Special Needs Trusts, Pooled Special Needs Trust, Qualified Income Trusts, or any other type of trust that contains a Medicaid payback provision. If you need a payoff for this type of trust, you must contact TennCare at 844-629-0941, 2 at prompt, or via email at estate.recovery@tn.gov. Please provide the Decedent's death certificate and copy of the trust when making such a request.

Sincerely,

Joan Jackson

TennCare RFR Processing Unit

202209150103189

TN Division of TennCare

RFR PROCESSING UNIT
310 GREAT CIRCLE RD., 3W
NASHVILLE, TN 37243
Phone: (615) 741-0636, Fax (615) 413-1941
Email: RFR.TENNCARE@TN.GOV

#

September 1, 2022

Cindy S. Smith
PO Box 292004
Nashville, TN 37229

RE: Stewart, Evelyn Faye Date of Death: 2/4/2019 SSN: xxx-xx-9099
Our File Number: 76725

Cindy S. Smith:

The referenced decedent did not receive TennCare Long-Term Services and Supports. Therefore, the State of Tennessee hereby releases the TennCare claim against this estate pursuant to Tenn. Code Ann. § 71-5-116(c)(2). This release is not a waiver of the right of the State of Tennessee to pursue criminal or civil penalties if fraud or abuse is found to exist pursuant to Tenn. Code Ann. § 71-5-2601, et seq.

This document is only relevant to TennCare's claim against the Decedent's probate estate. It does not apply to any Special Needs Trusts, Pooled Special Needs Trust, Qualified Income Trusts, or any other type of trust that contains a Medicaid payback provision. If you need a payoff for this type of trust, you must contact TennCare at 844-629-0941, 2 at prompt, or via email at estate.recovery@tn.gov. Please provide the Decedent's death certificate and copy of the trust when making such a request.

Sincerely,

Joan Jackson

TennCare RFR Processing Unit

202209150103189

AFFIDAVIT FOR RECORDING

I, Cindy S. Smith, do hereby make oath that I am a licensed attorney and/or the custodian of the original version of the electronic document tendered for registration herewith and that this electronic document is a true and exact copy of the original document executed and authenticated according to law on September 15th, 2022 (date of document).

Cindy S. Smith, Affiant

9/15/2022

Date

State of Tennessee

County of Davidson

Sworn to and subscribed before me on this 15th day of Sept., 2022.

Notary

MY COMMISSION EXPIRES:

SARAH CUNNINGHAM
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY
My Commission Expires MARCH 21, 2026