This instrument prepared
By: Gary L. Dilliha, Esq.
516 South Main Street
Springfield, Tennessee

Karen Johnson Davidson County
Batch# 928227 AFFIDAVITH
10/12/2022 09:49:33 AM 10 pgs
Fees: $52.00 Taxes: $0.00



20221012-0111768

AFFIDAVIT OF HEIRSHIP

Comes now the affiants, Samuel David Hooper, Katherine Virginia Presley and John Michael Hooper, each being citizens and residents of the state of Tennessee; James Anderson Hooper, a citizen and resident of the state of South Carolina; and Kit Edmonds, a citizen and resident of the state of Alabama, each after being duly sworn according to law, would each make oath by this Affidavit of Heirship concerning RICHARD ANDERSON HOOPER, JR. (a/k/a Richard Anderson Hooper), pursuant to Tennessee Code Annotated 30-2-712 as follows:

1. Richard Anderson Hooper, Jr. died on September 3, 2014.
2. At the time of his death, Richard Anderson Hooper, Jr. was a resident of Davidson County, Tennessee.
3. Richard Anderson Hooper, Jr. was unmarried at the time of his death. His wife, Dorothy Dunlap Hooper died August 13, 2013.
4. Richard Anderson Hooper, Jr. was survived by four adult children, Samuel David Hooper, Katherine Virginia Presley, John Michael Hooper and James Anderson Hooper
5. No other children were born to or adopted by Richard Anderson Hooper, Jr..
6. A release from the Division of TennCare concerning the estate of Richard Anderson Hooper, Jr. is attached hereto as Exhibit "A".
7. Richard Anderson Hooper, Jr. had a Will that has not been, and will not be, admitted to probate. The reasoning is that the will leaves one parcel of real estate each to Samuel David Hooper and Katherine Virginia Presley. The only real estate that Richard Anderson Hooper, Jr. owned at the time he died is the house and lot at 102 Wiley Street, Madison, TN, which he left to Katherine Virginia Presley. A copy of the Will is attached hereto as Exhibit "B".
8. Samuel David Hooper, Katherine Virginia Presley, John Michael Hooper and James Anderson Hooper state the we have elected to proceed as if Richard Anderson Hooper, Jr. died without a will, and we will convey the real estate to Katherine Virginia Presley by Quitclaim Deed, in order to carry out father's wishes.
9. Kit Edmonds was Richard Anderson Hooper, Jr.'s sister-in law, and Dorothy Dunlap Hooper's sister. Kit Edmonds was well-acquainted with Richard Anderson Hooper, Jr. and his family for well over 50 years.
10. Samuel David Hooper, Katherine Virginia Presley, John Michael Hooper, James Anderson Hooper and Kit Edmonds are all over the age of majority, all have personal knowledge of the statements herein and all are legally competent to execute this document.
11. This affidavit is given freely and pursuant to the provisions of TCA 30-2-712 for the purpose of facts concerning the heirs of Richard Anderson Hooper, Jr..
12. Samuel David Hooper, Katherine Virginia Presley, John Michael Hooper, James Anderson Hooper and Kit Edmonds are each aware that Tennessee Code Annotated §30-2-712(f), provides that whoever willfully, corruptly and falsely swears to any statement in any Affidavit of Heirship, known by such person to be false, or about which such person does not have

sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E Felony.

13. Multiple pages, each with less than all signatures, may be collated to constitute one original of this instrument.

Further, Affiants sayeth not.

Executed on the dates indicated in the notary acknowledgements below.

Katherine Virginia Presley

State of Tennessee)
County of Robertson

Sworn to and subscribed before me by Katherine Virginia Presley on this the 12 day of Sept., 2022

Notary Public

My Commission Expires: _____

My Commission Expires
May 19, 2026

R D HOOPER
STATE OF TENNESSEE NOTARY PUBLIC
ROBERTSON COUNTY

STATE OF TENNESSEE)
COUNTY OF Robertson)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Katherine Virginia Presley, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who under oath acknowledged that he executed the foregoing instrument for the purposes and considerations therein contained.

WITNESS my hand and official seal of office this the 12 day of Sept, 2022.

Notary Public

My Commission Expires: _____

My Commission Expires
May 19, 2026

R D HOOPER
STATE OF TENNESSEE NOTARY PUBLIC
ROBERTSON COUNTY

sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E Felony.

13. Multiple pages, each with less than all signatures, may be collated to constitute one original of this instrument.

Further, Affiants sayeth not.

Executed on the dates indicated in the notary acknowledgements below.

Kit Edmonds

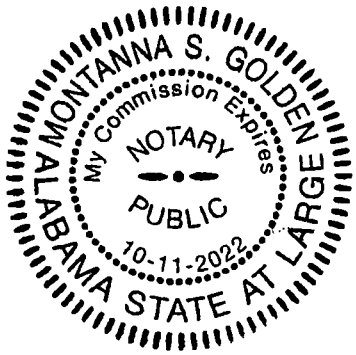
Kit Edmonds

State of Alabama)
County of Lee)

Sworn to and subscribed before me by Kit Edmonds on this the 5 day of Aug 2022

My Commission Expires: 10/11/2022

Notary Public



STATE OF ALABAMA)
COUNTY OF _____)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Kit Edmonds, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who under oath acknowledged that he executed the foregoing instrument for the purposes and considerations therein contained.

WITNESS my hand and official seal of office this the ___ day of _____, 2022.

My Commission Expires: _____

Notary Public

sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E Felony.

13. Multiple pages, each with less than all signatures, may be collated to constitute one original of this instrument.

- Further, Affiants sayeth not.

Executed on the dates indicated in the notary acknowledgements below.

Samuel David Hooper

State of Tennessee)
County of Robertson)

Sworn to and subscribed before me by Samuel David Hooper on this the 14 day of September, 2022

My Commission Expires: _____

My Commission Expires
May 19, 2026

Notary Public

R D HOOPER
STATE OF TENNESSEE NOTARY PUBLIC
ROBERTSON COUNTY

STATE OF TENNESSEE)
COUNTY OF ROBERTSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Samuel David Hooper, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who under oath acknowledged that she executed the foregoing instrument for the purposes and considerations therein contained.

WITNESS my hand and official seal of office this the 14 day of September, 2022.

My Commission Expires _____

My Commission Expires
May 19, 2026

Notary Public

R D HOOPER
STATE OF TENNESSEE NOTARY PUBLIC
ROBERTSON COUNTY

sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E Felony.

13. Multiple pages, each with less than all signatures, may be collated to constitute one original of this instrument.

Further, Affiants sayeth not.

Executed on the dates indicated in the notary acknowledgements below.

John Michael Hooper

State of Tennessee)
County of Knox)

Sworn to and subscribed before me by John Michael Hooper on this the 22nd day of July, 2022

My Commission Expires: November 23, 2025 Notary Public

JENNIFER SUZANNE CHAVIRA
STATE OF TENNESSEE NOTARY PUBLIC
KNOX COUNTY

STATE OF TENNESSEE)
COUNTY OF Knox)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, John Michael Hooper, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who under oath acknowledged that he executed the foregoing instrument for the purposes and considerations therein contained.

WITNESS my hand and official seal of office this the 22nd day of July, 2022.

My Commission Expires: November 23, 2025 Notary Public

JENNIFER SUZANNE CHAVIRA
STATE OF TENNESSEE NOTARY PUBLIC
KNOX COUNTY

sufficiently definite knowledge to justify the making of such a sworn statement, and such statement is false, commits a Class E Felony.

13. Multiple pages, each with less than all signatures, may be collated to constitute one original of this instrument.

Further, Affiants sayeth not.

Executed on the dates indicated in the notary acknowledgements below.

James A. Hooper
James Anderson Hooper

State of South Carolina)
County of Spartanburg)

Sworn to and subscribed before me by James Anderson Hooper on this the 8th day of August, 2022

My Commission Expires: 5-16-2028 Notary Public

SOPHIA BANNER
COMM. EXP.
NOTARY
PUBLIC
05-16-2028
SOUTH CAROLINA

STATE OF SOUTH CAROLINA)
COUNTY OF _____)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, James Anderson Hooper, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who under oath acknowledged that he executed the foregoing instrument for the purposes and considerations therein contained.

WITNESS my hand and official seal of office this the ___ day of _____, 2022.

My Commission Expires: _____ Notary Public

EXHIBIT F1

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
#

June 22, 2022

Gary Dilliha
516 S. Main Street
Springfield, TN 37172

RE: Hooper Jr., Richard Anderson Date of Death: 9/3/2014 SSN: xxx-xx-9298
Our File Number: 69947

Gary Dilliha:

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

EXHIBIT C

Last Will and Testament
Of
Richard A. Hooper

I, **Richard A. Hooper**, of Madison, Tennessee, revoke my former Wills and Codicils and declare this to be my Last Will and Testament.

Article I
Identification of Family

I am married to **Dorothy D. Hooper** and all references in this Will to "my spouse" are references to Dorothy D. Hooper.

The names of my children are **Samuel David Hooper, Katherine Virginia Presley, John Michael Hooper** and **James Anderson Hooper**. All references in this Will to "my children" are references to the above named children.

Article II
Payment of Debts and Expenses

I direct that my just debts, funeral expenses be paid first from my estate.

Article III
Disposition of Property

A. Specific Bequests. I direct that the following specific bequests be made from my estate. However, such bequests (other that bequests, if any, to my spouse) shall be made only if my spouse, **Dorothy D. Hooper**, does not survive me.

1. Realty and two houses located at **748 Howse Avenue**, Madison, Tennessee shall be distributed to my son **Samuel David Hooper**. If this beneficiary does not survive me, this bequests shall be distributed to my daughter-in-law Rosemarie D. Hooper.
2. The house and lot at **102 Wiley Street**, Madison Tennessee shall be distributed to my daughter **Katherine Virginia Presley**.

Article IV
Nomination of Personal Representative

I nominate **Samuel David Hooper**, of Madison Tennessee as the Personal Representative, without bond or security.

Article V
Personal Representative Powers

My Personal Representative, in additional to other powers and authority granted by law or necessary or appropriate for proper administration, shall have the right and power to lease, sell, mortgage, or otherwise encumber any real or personal property that may be included in my estate, without order of court and without notice to anyone.

My Personal Representative shall have the right to administer my estate using "informal", "unsupervised", or "independent" probate or equivalent legislation designed to operate without unnecessary intervention by the probate court.

Article VI
Miscellaneous Provisions

In the event of simultaneous deaths of myself and my wife by common accident or disaster and if being uncertain as to which of us died first, then in such event, absent convincing evidence to the contrary, it shall be presumed that my wife **Dorothy D. Hooper** shall have survived me.

In Witness Whereof, I have signified to the undersigned attesting witnesses that the foregoing instrument is my LAST WILL AND TESTAMENT; and, do in their sight and presence set my hand on this 4 day of Feb., 2011.

Richard A. Hooper

Richard A. Hooper
Testator

ATTESTATION

Signed and published by the Testator, Richard A. Hooper who has signified to us that the foregoing instrument if his LAST WILL AND TESTAMENT; and, who is now clothed in his right mind, is of disposing memory and is absolutely free from any undue influence whatsoever.

Witness

Tim Lankford
Name

101 Castle Ct
Address

Hendersonville, TN 37075
City, State, Zip

Witness

Name

Address

City, State, Zip

Witness

Jeff Barnes
Name

585 Hidden Acres Dr.
Address

Madison, TN 37115
City, State, Zip

HEATHER E. BERTSCH
STATE OF TENNESSEE NOTARY PUBLIC
SUMNER COUNTY, TENN.

State of Tennessee
County of Davidson

Subscribed, sworn to and acknowledged before me by Richard A. Hooper the Testator and witnesses on this 4th day of February, 2011

Heather E. Bertsch
Notary

October 21, 2014
My commission expires