CLEMENCE THUSS, HER HEIRS AND ASSIGNS, AGAINST THE LAWFUL CLAIMS OF ALL PERSONS WHOMSOEVER.

A. J. THUSS
ISABELLE GETZ THUSS

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

PERSONALLY APPEARED BEFORE ME, MARTHA C.BROWN, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, THE WITHIN NAMED A.J.THUSS AND WIFE, ISABELLE GETZ THUSS, THE BARGAINORS, WITH WHOM I AM PERSONALLY ACQUAINTED, AND WHO ACKNOWLEDGED THAT THEY EXECUTED THE WITHIN INSTRUMENT FOR THE PURPOSES THEREIN CONTAINED.

AND ISABELLE GETZ THUSS, WIFE OF THE SAID A.J.THUSS, HAVING APPEARED BEFORE ME, PRIVATELY AND APART FROM HER HUSBAND, THE SAID A.J.THUSS, THE SAID ISABELLE GETZ THUSS ACKNOWLEDGED THE EXECUTION OF THE SAID INSTRUMENT TO HAVE BEEN DONE BY HER FREELY, VOLUNTARILY AND UNDERSTANDINGLY, WITHOUT COMPULSION OR CONSTRAINT FROM HER SAID HUSBAND, AND FOR THE PURPOSES THEREIN EXPRESSED.

WITNESS MY HAND AND OFFICIAL SEAL, AT NASHVILLE, THIS 30 DAY OF FEBRUARY, 1934.

(SEAL) MARTHA C.BROWN,
NOTARY PUBLIC.

MY COM.EX. FEB.10, 1937.

U.S.R.S. $7.50.

RECD FEB. 3, 1934 AT 9:06 A.M.

.....

NUMBER 37057 RECORDED FEB. 5, 1934.

NASHVILLE & AMERICAN TRUST CO., TR.,

TO DEED

NASHVILLE TRUST CO. TR.

WHEREAS, E.S.GARDNER DIED ON JULY 10, 1917, IN SUMNER COUNTY, TENNESSEE, LEAVING A LAST WILL AND TESTAMENT, WHICH WAS PROBATED ON JULY 17, 1917, AS OF RECORD IN WILL BOOK 7, PAGES 56-65, INCLUSIVE, OF THE COUNTY COURT OF SUMNER COUNTY, TENNESSEE; AND

WHEREAS, FOURTH AND FIRST NATIONAL BANK AND MRS.EDWIN S.GARDNER, MOTHER OF TESTATOR, WERE APPOINTED EXECUTORS AND TESTAMENTARY TRUSTEES OF SAID WILL ON JULY 17, 1917, AS OF RECORD IN MINUTE BOOK 24, PAGES 67-74, INCLUSIVE, OF SAID COURT, AND QUALIFIED AS SUCH AND WERE ISSUED LETTERS TESTAMENTARY ON SAID DATE, AS OF RECORD IN EXECUTORS' BOND BOOK 1, PAGE 277, SAME OFFICE; AND

WHEREAS, SAID EXECUTORS WERE DISCHARGED AS SUCH ON AUGUST 6, 1931, AS OF RECORD IN MINUTE BOOK 27, PAGE 355, SAME OFFICE; AND WERE DISCHARGED AS TESTAMENTARY TRUSTEES ON FEBRUARY 27, 1932, AS OF RECORD IN MINUTE BOOK 62, PAGE 430, OFFICE OF THE COUNTY COURT CLERK OF DAVIDSON COUNTY, TENNESSEE; AND

WHEREAS, THE HEREINAFTER DESCRIBED PARCEL OF REAL ESTATE, DESIGNATED "PARCEL NO.1", CAME INTO THE HANDS OF THE FOURTH AND FIRST NATIONAL BANK, AS SUCH EXECUTOR AND TESTAMENTARY TRUSTEE, AMONG THE ASSETS OF SAID ESTATE; AND

WHEREAS, THE NASHVILLE AND AMERICAN TRUST COMPANY WAS APPOINTED TRUSTEE OF THE ESTATE OF THE SAID E.S.GARDNER TO SUCCEED FOURTH AND FIRST NATIONAL BANK

IN THE LAST NAMED DECREE, AND, PURSUANT TO SAID DECREE, SAID FOURTH AND FIRST NATIONAL BANK CONVEYED SAID REAL ESTATE HELD BY IT IN THIS ESTATE TO ITS SAID SUCCESSOR IN TRUST BY DEED OF RECORD IN BOOK 904, PAGE 292, R.O.D.C., TENNESSEE; AND

WHEREAS, DURING HIS LIFETIME THE SAID E.S.GARDNER, BY DEED DATED FEBRUARY 4, 1901, AND RECORDED IN BOOK 255, PAGE 493, R.O.D.C., TENNESSEE, CONVEYED CERTAIN PROPERTY TO NASHVILLE TRUST COMPANY, IN TRUST, FOR GRANTOR'S MOTHER, MRS. ELIZABETH P.GARDNER, FOR HER LIFE, WITH REVERSION TO GRANTOR AND HIS ESTATE, AND WITH CERTAIN POWERS OF SALE AND OF REINVESTMENT IN SAID NASHVILLE TRUST COMPANY, TRUSTEE; AND,

WHEREAS, PURSUANT TO SAID POWERS OF REINVESTMENT, SAID NASHVILLE TRUST COMPANY, TRUSTEE, PURCHASED A TWO-THIRDS INTEREST IN CERTAIN PROPERTY IN NASHVILLE, DAVIDSON COUNTY, TENNESSEE, AS AN INVESTMENT OF SAID TRUST, BEING THE PROPERTY HEREINAFTER DESCRIBED AS "PARCEL NO.2"; AND

WHEREAS, SAID NASHVILLE TRUST COMPANY, BY CORPORATE MERGER UNDER AND PURSUANT TO CHAPTER 29 OF THE PUBLIC ACTS OF TENNESSEE FOR THE YEAR 1931, BECAME NASHVILLE AND AMERICAN TRUST COMPANY, THE LEGAL SUCCESSOR OF SAID NASHVILLE TRUST COMPANY, AS TRUSTEE, EXECUTOR AND IN ALL OTHER FIDUCIARY CAPACITIES; AND

WHEREAS, SAID MRS.ELIZABETH P.GARDNER DIED ON MARCH 1, 1932, AND THE REVERSION IN SAID PROPERTY DESCRIBED HEREINAFTER AS "PARCEL NO.2" BECAME VESTED IN THE INDIVIDUAL TRUSTEES AND IN NASHVILLE AND AMERICAN TRUST COMPANY, AS CORPORATE TRUSTEE UNDER THE WILL OF THE SAID E.S.GARDNER, DECEASED; AND

WHEREAS, NASHVILLE AND AMERICAN TRUST COMPANY WAS DISCHARGED AS TESTAMENTARY TRUSTEE UNDER THE WILL OF THE SAID E.S. GARDNER ON THE _____ DAY OF _____, 193__, AS OF RECORD IN MINUTE BOOK ____, PAGE ____, OFFICE OF THE COUNTY COURT CLERK OF DAVIDSON COUNTY, TENNESSEE, AND BY SAID DECREE NASHVILLE TRUST COMPANY WAS APPOINTED TRUSTEE UNDER THE WILL OF THE SAID E.S.GARDNER TO SUCCEED SAID NASHVILLE AND AMERICAN TRUST COMPANY, AND SAID NASHVILLE AND AMERICAN TRUST COMPANY WAS DIRECTED THEREIN TO CONVEY ALL OF ITS INTEREST IN THE REAL ESTATE IN THIS ESTATE TO ITS SUCCESSOR CORPORATE TRUSTEE.

NOW, THIS INSTRUMENT WITNESSETH:

THAT PURSUANT TO SAID DECREE AND FOR AND IN CONSIDERATION OF FIVE ($5.00) DOLLARS AND OTHER VALUABLE CONSIDERATION PAID TO NASHVILLE AND AMERICAN TRUST COMPANY BY NASHVILLE TRUST COMPANY, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, SAID NASHVILLE AND AMERICAN TRUST COMPANY, AS TRUSTEE, AS ABOVE STATED, HAS BARGAINED AND SOLD AND BY THESE PRESENTS DOES TRANSFER AND CONVEY UNTO NASHVILLE TRUST COMPANY, ONE OF THE TRUSTEES UNDER THE WILL OF THE SAID E.S.GARDNER, AS ABOVE STATED, AND ITS SUCCESSORS IN TRUST, ALL OF ITS RIGHT, TITLE AND INTEREST WHICH IT, AS TRUSTEE UNDER SAID WILL, HAS IN AND TO CERTAIN TRACTS OR PARCELS OF LAND IN DAVIDSON COUNTY, TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

PARCEL NO.1:

THE WESTERLY PART OF LOT NO.49 AND THE EASTERLY PART OF A STREET IMMEDIATELY WEST OF SAID LOT NO.49 AS SHOWN ON THE PLAN OF N.A.MCNAIRY'S WEST NASHVILLE LOTS, OF RECORD IN MINUTE BOOK C, PAGES 136 AND 137, CHANCERY COURT OF NASHVILLE, DESCRIBED AS FOLLOWS:

BEGINNING ON THE NORTHEAST CORNER OF BROAD STREET AND 15TH AVE. (FORMERLY