NUMBER 45508 RECORDED SEPT. 16, 1940. WILLIAM C. TERRY, E T UX TO ROBERT O. ELAM, ET UX.

49099 MARSHALL & BRUCE CO. NASHVILLE

Book No. 1148

For and in consideration of the sum of ONE HUNDRED FIFTY ($150.00) DOLLARS, CASH, TO US PAID B. ROBERT O. ELAM AND WIFE, LENA M. ELAM, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, TOGETHER WITH THEIR ASSUMPTION AND AGREEMENT TO PAY AN INDEBTEDNESS OF TWENTY FOUR HUNDRED ($2400.00) DOLLARS WHICH IS EVIDENCED BY ONE PROMISSORY NOTE PAYABLE TO THE SPRING HILL CEMETERY, TRUSTEE, AND SECURED BY A DEED OF TRUST, DATED JUNE 7TH, 1938, AND RECORDED IN BOOK 791, PAGE 523, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, SAID PAYMENT AND PAYMENTS TO BE MADE IN ACCORDANCE WITH THE TERMS OF SAID NOTE AND DEED OF TRUST. ALSO,

THEIR ASSUMPTION AND AGREEMENT TO PAY AN INDEBTEDNESS OF EIGHT HUNDRED EIGHT ($808.96) DOLLARS AND NINETY SIX CENTS TO W. C. MONCRIEF & CO., EVIDENCED BY A SERIES OF PROMISSORY NOTES PAYABLE MONTHLY, AND SECURED BY A DEED OF TRUST, WHICH IS OF RECORD IN BOOK 791, PAGE 530, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, SAID PAYMENTS TO BE MADE IN ACCORDANCE WITH THE TERMS OF THE SAID SERIES OF NOTES AND DEED OF TRUST;

IN ADDITION, THE ASSUMPTION OF THE PAYMENT OF ALL TAXES AGAINST THE PROPERTY HEREIN CONVEYED, BY THE CONVEYEES HEREIN, FOR THE YEAR 1939.

WE HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO THE SAID ROBERT O. ELAM AND WIFE, LENA M. ELAM, THEIR HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO WIT:

TRACT 26, BLOCK 'A' OF CEDARCREST ESTATES, A SUBDIVISION IN THE COUNTY OF DAVIDSON, STATE OF TENNESSEE; A PLAT OF WHICH IS OF RECORD IN BOOK 974, PAGE 15, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

SAID TRACT 26, FRONTS 75 FEET ON THE WESTERLY SIDE OF DELEWARE AVENUE AND RUNS BACK BETWEEN PARALLEL LINES 191.5 FEET TO A DEAD LINE, AND BEING THE SAME PROPERTY CONVEYED TO W. C. TERRY AND WIFE, VIRGINIA TERRY, BY DEED OF REALTY SALES COMPANY, AS OF RECORD IN BOOK 1090, PAGE 49, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

To Have and to Hold the said tract or parcel of land, with the appurtenances, estate, title, and interest thereto belonging to the said ROBERT O. ELAM AND WIFE, LENA M. ELAM, THEIR ....., heirs and assigns, forever, and WE do covenant with the said ROBERT O. ELAM AND WIFE, LENA M. ELAM, that WE ARE lawfully seized and possessed of said land in fee simple, have a good right to convey it, and the same is unincumbered EXCEPT AS HEREINABOVE STATED.

And WE, W. C. TERRY AND WIFE, VIRGINIA THRESA TERRY do further covenant and bind OUR heirs and representatives, to warrant and forever defend the title to said land to the said ROBERT O. ELAM AND WIFE, LENA M. ELAM, - heirs and assigns, against the lawful claims of all persons whomsoever.

Witness OUR hand S, this 13TH day of JULY, 1940.

VIRGINIA THERESA TERRY

W. C. TERRY

STATE OF TENNESSEE, DAVIDSON COUNTY.

Personally appeared before me, JOHN F. BILLINGTON, a Notary Public in and for said County and State, the within-named W. C. TERRY AND WIFE, VIRGINIA THRESA TERRY

the bargainor S, with whom I am personally acquainted, and who acknowledged that THEY executed the within instrument for the purposes therein contained.

And X wife of the said X, having appeared before me privately and apart from husband, the said X acknowledged the execution of the said instrument to have been done by X freely, voluntarily, and understandingly X without compulsion or constraint from said husband and for the purposes therein expressed.

Witness my hand and official seal at Nashville, Tennessee, this 13TH day of JULY, 1940.

Commission Expires 6 day of APRIL, 1941 (Seal.) JOHN F. BILLINGTON
Notary Public.

U.S.R.S. $0.55
RECEIVED SEPT. 14, 1940, AT 11:35 A.M.