40088 MARSHALL & BRUCE CO NASHVILLE

Book No. 1148

For and in consideration of the sum of SEVENTY-FOUR AND 25/100 ($74.25) DOLLARS

ONE ($1.00) DOLLAR OF WHICH HAS BEEN PAID TO ME IN CASH BY JAMES OSCAR BURGE, III, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, AND FOR THE REMAINDER, SEVENTY-THREE AND 25/100 ($73.25) DOLLARS, THE SAID JAMES OSCAR BURGE, III HAS EXECUTED HIS TWELVE (12) PROMISSORY LIEN NOTES OF EVEN DATE HEREWITH, PAYABLE TO THE ORDER OF EUGENE H. FLETCHER.

THE FIRST ONE OF SAID NOTES IS FOR THE SUM OF $7.25 AND THE LAST 11 BEING FOR $6.00 EACH, ALL BEARING INTEREST FROM DATE AT 6%.

THE FIRST ONE OF SAID NOTES WILL MATURE ON FEBRUARY 1, 1941 AND ONE ON THE FIRST DAY OF EACH SUCCEEDING MONTH THEREAFTER UNTIL ALL ARE DUE AND PAID. SAID NOTES PROVIDE FOR PAYMENT OF ATTORNEY'S FEES, A LIEN IS EXPRESSLY RETAINED ON THE LAND HEREIN CONVEYED. and to secure payment of said note principal interest and attorney's fees

I, EUGENE H. FLETCHER, UNMARRIED HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO THE SAID JAMES OSCAR BURGE, III, HIS HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIEED AS FOLLOWS, TO WIT:

BEING A TRACT OF LAND IN THE RE-SUBDIVISION OF EASTDALE PLACE IN THE 11TH CIVIL DISTRICT OF DAVIDSON COUNTY, TENNESSEE, OF RECORD IN BOOK 974, PAGE 22, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, DESCRIBED AS FOLLOWS:

BEGINNING AT A STAKE THE NORTHEAST CORNER OF LOT NO. 43 RUNNING THENCE IN A NORTH-EASTERLY DIRECTION 121 FEET TO A STAKE IN NEWMAN CHEEK'S LINE; THENCE IN A WESTERLY DIRECTION WITH SAID LINE 129 FEET TO A STAKE; THENCE IN A LINE SOUTHERLY 76.5 FEET TO ASTAKE, THE NORTHWEST CORNER OF LOT NO. 43; THENCE ON A CURVE RUNNING WITH THE NORTHERN BOUNDARY LINE OF SAID LOT NO. 43 115.4 FEET TO THE POINT OF BEGINNING, CONTAINING 0.27 OF ONE ACRE, MORE OR LESS.

LOVELL & COX, A PARTNERSHIP COMPOSED OF CHAS. F. LOVELL AND W. H. COX, JR., BEING THE TRUE AND LAWFUL OWNER AND HOLDER OF A CERTAIN NOTE EXECUTED BY EUGENE H. FLETCHER FOR TWENTY-TWO HUNDRED ($2200.00) DOLLARS, SECURED BY DEED OF TRUST TO CHAS. F. LOVELL, TRUSTEE, OF RECORD IN BOOK 1128, PAGE 185, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, IN CONSIDERATION OF THE PREMISES AND ONE DOLLAR CASH IN HADN PAID, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, JOINS HEREIN FOR THE PURPOSE OR RELEASING FROM THE LIEN OF THE ABOVE DESCRIBED DEED OF TRUST, THE PROPERTY HEREIN DESCRIBED, BUT NO FURTHER OR OTHERWISE.

I declare that I am the true owner of the within instrument and that the same was not recorded at my request for the purpose of giving it a fictitious credit or to secure the same by false appearance.

Attest: [illegible]

To Have and to Hold the said tract or parcel of land, with the appurtenances, estate, title, and interest thereto belonging to the said JAMES OSCAR BURGE, III, HIS heirs and assigns, forever, and I do covenant with the said JAMES OSCAR BURGE, III, that I AM lawfully seized and possessed of said land in fee simple, have a good right to convey it, and the same is unincumbered,

And I, EUGENE H. FLETCHER, do further covenant and bind MYSELF, MY heirs and representatives, to warrant and forever defend the title to said land to the said JAMES OSCAR BURGE, III, HIS heirs and assigns, against the lawful claims of all persons whomsoever.

Witness MY hand, this 9TH day of DECEMBER, 1940.

EUGENE H. FLETCHER
LOVELL & COX,
BY CHAS. F. LOVELL,
PARTNER

STATE OF TENNESSEE, DAVIDSON COUNTY.

Personally appeared before me, ALMA HILL, a Notary Public in and for said County and State, the within-named EUGENE H. FLETCHER, UNMARRIED AND CHAS. F. LOVELL MEMBER OF FIRM OF LOVELL & COX, the bargainor, with whom I am personally acquainted, and who acknowledged that THEY executed the within instrument for the purposes therein contained.

And XX wife of the said XX, having appeared before me privately and apart from husband, the said XX acknowledged the execution of the said instrument to have been done by XX freely, voluntarily, and understandingly, 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 DECEMBER, 1940.

Commission Expires 5 day of OCT., 1941 (Seal.) ALMA HILL
Notary Public.

RECEIVED DEC. 13, 1940, AT 3:05 P.M.