OF SAID LOTS; AND BEING THE SAME PROPERTY CONVEYED TO A.R.RUCKSRAND WIFE, MAMIE B.RUCKS, BY DEED OF A.P.BRISCOE AND WIFE, RECORDED IN BOOK NO.639, PAGE 88, REGISTERS OFFICE FOR SAID COUNTY.

TO HAVE AND TO HOLD SAID TRACT OR PARCEL OF LAND WITH THE APPURTENANCES, ESTATE, TITLE AND INTEREST BELONGING TO THE SAID H.PHELPS SMITH A 2/3 INTEREST AND C.D.GANG, A 1/3 INTEREST, THEIR HEIRS AND ASSIGNS, FOREVER.

I HEREBY TRANSFER AND CONVEY TO THE SAID H.PHELPS SMITH AND C.D.GANG, ALL THE RIGHTS AND BENEFITS OF THE COVENANTS AND WARRANTIES IN SAID DEED OF TRUST TO ME CONTAINED IN AS FULL AND AMPLE A MANNER AS UNDER IT I COULD OR CAN DO, BUT I CONVEY AND ASSIGN AS TRUSTEE AND NOT OTHERWISE.

WITNESS MY HAND THIS 25 DAY OF MARCH, 1940.

D.P.WRENNE, JR.,
TRUSTEE.

STATE OF TENNESSEE,
COUNTY OF DAVIDSON.

PERSONALLY APPEARED BEFORE ME, FLETCHER HOOVER, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, THE WITHIN NAMED D.P.WRENNE, JR., TRUSTEE, THE BARGAINOR, WITH WHOM I AM PERSONALLY ACQUAINTED, AND WHO ACKNOWLEDGED THAT HE AS TRUSTEE EXECUTED THE WITHIN INSTRUMENT FOR THE PURPOSES THEREIN CONTAINED.

WITNESS MY HAND AND OFFICIAL SEAL AT NASHVILLE, TENNESSEE, THIS 5TH DAY OF APRIL, 1941.

(SEAL) FLETCHER HOOVER,
NOTARY PUBLIC.

MY COMMISSION EXPIRES: OCT. 5, 1941.

U.S.R.S. $1.65

RECD APRIL 7, 1941 AT 9:01 A.M.

.....

NUMBER 57283 - RECORDED APR 8, 1941

U.S. OF A.

VS

WM. GERST BREWING CO. INC.

IN THE MATTER OF THE UNITED STATES, IN AND FOR
THE MIDDLE DISTRICT OF TENNSSEE, NASHVILLE DIVISION

UNITED STATES OF AMERICA
PETITION FOR CONDEMNATION

VS

CERTAIN PARCELS OF LAND IN THE COUNTY OF DAVIDSON, STATE OF TENNESSEE, AND THE WILLIAM GERST BREWING COMPANY, INC., ET AL
DEFENDANTS

DECLARATION
OF
TAKING
195-CIVIL
FILED 3:05 P.M. MAR 25, 1941
L. D. ORMES, CLERK
BY H. LONDON - D. C.

I, JOHN M. CARMODY, FEDERAL WORKS ADMINISTRATOR OF THE FEDERAL WORKS AGENCY OF THE UNITED STATES OF AMERICA, DO HEREBY DECLARE THAT:

1. (A) THE LANDS DESCRIBED IN SCHEDULE A HERETO ATTACHED ARE HEREBY TAKEN FOR THE USE OF THE UNITED STATES UNDER THE AUTHORITY OF THE ACT OF AUGUST 1, 1888, 25 STAT 357 (U.S.C. TITLE 40, SEC 257) THE ACT OF FEBRUARY 26, 1931, 46 STAT. 1421 (U.S.C. TITLE 40, SECS. 258 (A) TO 258 (D) THE ACT OF OCTOBER 14, 1940 (PUBLIC NO. 849, 76TH CONGRESS) AND THE JOINT RESOLUTION OF OCTOBER 14, 1940 (PUBLIC RESOULTION NO. 106, 76TH CONGRESS). (B) THE PUBLIC USE FOR WHICH SAID LANDS ARE TAKEN IS THE PURPOSES PRESCRIBED IN SAID ACT OF OCTOBER 14, 1940.

2. A DESCRIPTION OF SAID LANDS SUFFICIENT FOR THE IDENTIFICATION THEREOF IS SET FORTH IN SCHEDULE A, ANNEXED HERETO AND MADE A PART HEREOF,

3. THE ESTATE TAKEN FOR SAID PUBLIC USE IS THE FULL FEE SIMPLE TITLE IN AND TO SAID LANDS.

4. A PLAN SHOWING SAID LANDS IS ANNEXED HERETO AS SCHEDULE B AND MADE A PART HEREOF

5. THE SUM OF MONEY ESTIMATED BY ME TO BE JUST COMPENSATION FOR SAID LANDS, INCLUDING ALL BUILDINGS AND IMPROVEMENTS THEREON, IF ANY, ALL APPURTENANCES THERETO, AND ALL INTEREST THEREIN SET FORTH IN SCHEDULE A ANNEXED HERETO AND MADE A PART HEREOF. SAID SUM I HEREWITH DEPOSIT IN THE REGISTRY OF THIS COURT TO THE USE OF THE PERSONS ENTITLED THERETO. I AM OF THE OPINION THAT THE ULTIMATE AWARD OF COMPENSATION FOR THE TAKING OF SAID LANDS WILL BE WITHIN ANY LIMITS PRESCRIBED BY LAW TO BE PAID AS THE PRICE THEREFOR.

IN WITNESS WHEREOF, I, JOHN M. CARMODY, FEDERAL WORKS ADMINISTRATOR, THEREUNTO DULY AUTHORIZED HAVE SIGNED THIS DECLARATION OF TAKING, AS FEDERAL WORKS ADMINISTRATOR THIS 18TH DAY OF MARCH 1941, IN THE CITY OF WASHINGTON, DISTRICT OF COLUMBIA.

UNITED STATES OF AMERICA
BY: JNO M. CARMODY
FEDERAL WORKS ADMINISTRATOR

SCHEDULE "A"

A TRACT OF LAND LYING AND BEING IN THE COUNTY OF DAVIDSON, STATE OF TENNESSEE, AND DESCRIBED AS FOLLOWS:

ALL THAT PROPERTY LYING IN THE STATE OF TENNESSEE, COUNTY OF DAVIDSON, BOUNDED ON THE WEST BY THE RIGHT OF WAY OF THE LOUISVILLE AND NASHVILLE RAILROAD, ON THE NORTH BY BENTON AVENUE, ON THE EAST BY MORTON AVENUE AND ON THE SOUTH BY A LINE PARALLEL WITH BENTO AVENUE AT A DISTANCE OF 1344.19 FEET FROM THE SOUTHERN BOUNDARY OF BENTON AVENUE MEASURED ALONG THE WESTERN BOUNDARY OF MORTON AVENUE AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT FORMED BY THE INTERSECION OF THE SOUTHERN BOUNDARY OF BENTON AVENUE AND THE WESTERN BOUNDARY OF MORTON AVENUE, THENCE SOUTH 19° 15' EAST ALONG THE WESTERN BOUNDARY OF MORTON AVENUE 1344.19 FEET TO A POINT; THENCE NORTH 86° 30' WEST 1483.05 FEET TO THE EASTERN BOUNDARY OF THE RIGHT OF WAY OF THE LOUISVILLE AND NASHVILLE RAILROAD; THENCE IN A NORTHWESTERLY DIRECTION 1229.20 FEET, ALONG THE EASTERN BOUNDARY OF SAID LOUISVILLE AND NASHVILLE RAILROAD RIGHT OF WAY, TO A POINT; THENCE NORTH 72° 52' EAST 135.7 FEET TO A POINT IN THE SOUTHERN BOUNDARY OF BENTON AVENUE, THENCE SOUTH 86° 45' EAST 423.4 FEET ALONG THE SOUTHERN BOUNDARY OF BENTON AVENUE, TO A POINT, THENCE SOUTH 86° 30' EAST 865.27 FEET, ALONG SAID SOUTHERN BOUNDARY OF BENTON AVENUE, TO THE WESTERN BOUNDARY OF MORTON AVENUE AND THE PLACE OF BEGINNING, AS SHOWN BY PLAT "LAND BEING ACQUIRED FOR DEFENSE HOUSING PROJECT IN DAVIDSON COUNTY, TENNESSEE" PHOTOSTAT OF WHICH IS ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF, TOGETHER WITH THE IMPROVEMENTS THEREON, IF ANY.

THE SUM OF MONEY ESTIMATED BY THE ACQUIRING AUTHORITY TO BE JUST COMPENSATION FOR THE AFORESAID LAND IN THIS PROCEEDING AND HEREBY TAKEN IS $35,000.