WHEREAS, by deeds of record in Book 1044, page 588, and Book 1109, page 160, of the Register's Office for Davidson County, Tennessee, A. B. Scruggs and wife conveyed to Mary Frances Hibbett the property hereinafter described; and,

WHEREAS, at the time of said conveyance, and subsequent thereto, in discharge of the deferred payments of purchase money, B. K. Hibbett, Jr., husband of the said Mary Frances Hibbett, paid and discharged part of said consideration for acquisition of said property and, thereafter, the present residence and other improvements were erected on said property and the cost and expense of which were shared by said parties, with the result that in the acquisition of said property and the erection of said improvements thereon each of them paid approximately one-half of the total consideration, cost and expense, and it has been understood that title to said property was to be vested in the parties, as tenants by the entireties, and it is now desired to create such an estate and carry out the intention and understanding of the parties,

NOW, THEREFORE, for and in consideration of the premises, for the purposes aforesaid, and in order to vest title to the property hereinafter described in my husband, the said B. K. Hibbett, Jr., and myself, as tenants by the entireties, so that, upon the death of either, the survivor will take, in fee, I, the said Mary Frances Hibbett, have bargained and sold and by these presents transfer and convey unto the said B. K. Hibbett, Jr., his heirs and assigns, a one-half undivided interest in and to the following tracts or parcels of land, to-wit:

Two tracts of land in the 7th, formerly the 11th, Civil District of Davidson County, Tennessee, being part of the Edward Scruggs tract of land lying in the Counties of Davidson and Williamson, partitioned in the County