THIS DEED OF GIFT, W I T N E S S E T H:

That FOR AND IN CONSIDERATION of the keeping of the terms, covenants and conditions, hereinafter expressed, WOODHAVEN HOMES, INC., a corporation organized and existing under the laws of the State of Tennessee, with its principal office and place of business at Nashville, Tennessee, has bargained and sold, and by these presents, does transfer and convey unto THE TENNESSEE HISTORICAL SOCIETY, a Tennessee Corporation, its successors and assigns, all that tract of land in the 7th Civil District of Davidson County, Tennessee, being marked "Reserved" on the Plan of Section One, Seven Hills Subdivision, of record in Book 2133, pages 81 and 82, of the Register's Office for said County, lying east of Lots Nos. 8 to 11 and West of Lots Nos. 15 to 18 both inclusive on said plan, and described as follows:

> BEGINNING at a point, a concrete monument at the common corner of Lots Nos. 11, 12, 13 and 15; thence along the westerly line of Lots Nos. 15 and 16, southeasterly 264 feet to the corner of Lot No. 17; thence with the line of Lot No. 17 southwesterly 170 feet to a corner of Lot No. 18; thence with the line of Lot No. 18, southwesterly 221.6 feet to a concrete monument in the south line of said Subdivision; thence with the line of the same westerly 116 feet to the southeast corner of Lot No. 8; thence with the east line of Lots Nos. 8, 9 and 10, northerly 374.2 feet to a concrete monument, and continuing with the easterly line of Lot No. 10, and along the easterly line of Lot No. 11, northeasterly 265 feet to the point of beginning, together with an easement 10 feet wide lying along the north line of Lot No. 17, of said Subdivision, running from the westerly margin of Benton Smith Road to the east line of the tract above described. Being a part of the property conveyed to Woodhaven Homes, Inc. by deed from Lillie Armstrong Burton and husband, of record in Book 2135, page 185, said Register's Office.

It is distinctly understood and agreed by and between Woodhaven Homes, Inc., the grantor herein, and The Tennessee Historical Society, the grantee herein, that the following covenants, terms and conditions shall be covenants running with the land, binding upon The Tennessee Historical Society, its successors and assigns, for a period of seventy-five (75) years from the date hereof:

1. The right granted, being a 10-foot easement along the North line of Lot 17, is for the right of ingress and egress from Benton Smith Road to the tract herein conveyed, and is for pedestrian travel or access only, and not for roadway purposes.

2. This conveyance is made subject to all easements for public utilities that may cross said tract hereinabove conveyed, and particularly subject to those rights that were granted to Nashville Suburban Utility District, by instrument of record in Book 2333, page 263, of said Register's Office, dated September 17, 1954, from Woodhaven Homes, Inc.

3. This property shall never be used by said The Tennessee Historical Society, its successors and assigns, for any other purpose than the placing of historical monuments or for park purposes, and not otherwise, all of which area is generally known as "The Summit of Shy's Hill," which was a position in the Battle of Nashville.

4. Certain conditions were imposed on this property in a set of restrictions laid out by Woodhaven Homes, Inc., of record in Book 2249, page 192, of said Register's Office, which do not affect the land herein conveyed save and except at Provision No. 20 of said restrictions, wherein it is provided that such markers and monuments referring to the Battle of Nashville may be installed with the written consent and approval of the grantor (Woodhaven Homes, Inc.) and under such terms and conditions as the grantor (Woodhaven Homes, Inc.) shall from time to time prescribe.

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said The Tennessee Historical Society, its successors and assigns, forever.

And Woodhaven Homes, Inc. does hereby covenant with the said The Tennessee Historical Society, that it is lawfully seized and possessed of said land, in fee simple, has a good right to convey the same, and that the same is unencumbered except as herein set forth and described.

And Woodhaven Homes, Inc. does further covenant and bind itself, its successors and assigns, to warrant and forever defend the title to the said The Tennessee Historical Society, its successors and assigns, against the lawful claims of all persons claiming by or through Woodhaven Homes, Inc. and not otherwise.