K 2859

1st. To the payment of all costs, charges, and expenses of executing this conveyance and enforcing said lien as herein provided; also reasonable attorney's fees for advise in the premises, or for instituting or defending any litigation which may arise on account of the execution of this conveyance, or the enforcement of said lien; also the expenses of any such litigation.
2nd. To the payment of all taxes which may be unpaid on said premises.
3rd. To the payment of all unpaid notes herein secured, and any and all sums expended in the protection of said property, as herein authorized.
4th. The residue, if any, will be paid to the grantees herein, their heirs, representatives or assigns.

In case of the death, absence, inability or refusal to act of said Trustee at any time when action under the foregoing power and trusts may be required, the lawful owner and holder of said lien notes, or, if more than one, then of the first-maturing unpaid note, is hereby authorized and empowered to name and appoint a successor to execute this trust by an instrument in writing to be recorded in the Register's Office for Davidson County, Tennessee, and the title herein conveyed to the said Trustee shall be vested in said successor.

Whenever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Said trustee shall execute this trust without being required to give bond, and he shall not be required to file any account or settlement in relation to his trusteeship.

IN WITNESS WHEREOF, we, the said grantors and grantees, have hereunto set our hands this the 27 day of [illegible] 19

Joe E. Sutherland — Gwendolyn Duke Sutherland

WESTERN HILLS DEVELOPMENT COMPANY

By: Charles A. Wheeler, Jr., President

Attest: Alice T. Wheeler, Secretary

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, H. T. Vance, Sr., a Notary Public in and for said County and State, the within named JOE E. SUTHERLAND AND WIFE, GWENDOLYN DUKE SUTHERLAND the bargainor S, with whom I am personally acquainted, and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tenn. this 29th day of October, 1958.

Commission Expires 7/15/61. Notary Public At Large, State of Tennessee

STATE OF TENNESSEE
DAVIDSON County

Before me, H. T. Vance, Sr., a Notary Public within and for the State and County aforesaid, personally appeared Charles A. Wheeler, Jr. and Alice T. Wheeler, with whom I am personally acquainted and who upon { their several oaths } acknowledged { themselves } to be the President and Secretary respectively of the WESTERN HILLS DEVELOPMENT COMPANY the within named bargainor, a corporation, and that { they } as such President and Secretary being authorized so to do, executed the foregoing instrument for the purpose therein contained by signing the name of the corporation by Charles A. Wheeler, Jr. as such President and attesting the same by the said Alice T. Wheeler as such Secretary.

WITNESS my hand and official seal at office in Nashville, Tennessee on this the 29th day of October, 1958.

My commission expires 7/15/61. Notary Public At Large, State of Tennessee

$ TOTAL
PROBATE
$ STATE TAX

INSTALLMENT DEED

FROM 11082
E. JOE/SUTHERLAND ET UX

TO
WESTERN HILLS DEVELOPMENT COMPANY

REGISTER'S OFFICE
STATE OF TENNESSEE
DAVIDSON COUNTY
Received for record this 12 day of Dec A. D. 1958
at 2:31 o'clock P M,
Noted in Book 21 Page 279
Recorded in Book Page
Recording Fee $2.75
County Register
By

DOCUMENTARY
UNITED STATES INTERNAL REVENUE
165
ONE DOLLAR AND SIXTY FIVE CENTS

TENNESSEE TITLE

PARTIAL RELEASE

PG 58