BK 2959

50237

INSTALLMENT DEED

FROM

W. B. Comer

TO

Webber B. Earthman ET UX

REGISTER'S OFFICE
STATE OF TENNESSEE
DAVIDSON COUNTY
Received for record 9 of SEP A.D. 1959
at 1:53 o'clock P.M.
Noted in Book 714 Page 35
Recorded in Book Page
Recording Fee 2.50
JAMES P. WILSON, Register
By M. Smith Dep. Reg.

BROOKS REALTY CO.
L & C TOWER
NASHVILLE, TENNESSEE

For and in Consideration of the sum of Twenty-six thousand and 00/100 - Dollars,

of which One thousand five hundred and 00/100 - - - - - - - - - - - Dollars,

has been paid in cash by Webber B. Earthman and wife, Mary R. Earthman,

the receipt of which is hereby acknowledged, and for the remainder Twenty-four thousand and 00/100 - Dollars,

the said Webber B. Earthman and wife, Mary R. Earthman, have assumed and agreed to pay the balance owing upon an indebtedness to Provident Trust Company, which indebtedness is secured by a deed of trust executed by W. B. Comer and wife to James B. Turner, Trustee, of record in Book 2526, page 336, Register's Office for Davidson County, Tennessee; and have executed two promissory notes of even date herewith, payable to W. B. Comer, each in the amount of $5,870.01, the first being due on or before October 31, 1959, and the second being due on or before December 31, 1959,

all of said notes bearing six per cent interest from date, and providing for payment of attorney's fees, and to secure the payment of said notes, principal and interest, and attorney fees, a lien is expressly retained on the land herein conveyed, I, W. B. Comer, a widower,

have this day bargained and sold, and do hereby transfer and convey unto the said Webber B. Earthman and wife, Mary R. Earthman, their heirs and assigns, certain real estate in the 7th Civil District of Davidson County, Tennessee, as follows:

Being part of Lot No. 4 on the Plat of Billington Subdivision, of record in Book 547, page 116, Register's Office for said County, and being Lot No. 3 on the Plan of Hymor Subdivision of said Lot No. 4, not of record, described according to a survey made by George W. Watkins, Surveyor, June 30, 1949, as follows:

Beginning on the westerly margin of Hilldale Drive, at a point 406 feet north of the corner of lots Nos. 3 and 4 on the Plat of said Billington Subdivision, and being the corner of lots Nos. 3 and 4 on said unrecorded plan; thence with the line between lots Nos. 3 and 4 on the unrecorded plan, westwardly 208.7 feet; thence north 4½ degrees east 100 feet to the corner of lots Nos. 2 and 3; thence with the line between said two lots, eastwardly 211.3 feet to the westerly margin of Hilldale Drive; thence with the margin of Hilldale Drive, southwardly 100 feet to the beginning.

Being the same property conveyed to W. B. Comer and wife, Margaret W. Comer, by deed of Cecil Fox and wife, Sara L. Fox, of record in Book 2542, page 615, Register's Office for Davidson County, Tennessee

This conveyance is made subject to restrictive covenants contained in deed of record in Book 2101, page 348, said Register's Office.

31 May 1960
third note paid

PG 176