WARRANTY DEED

THIS FORM FURNISHED BY ATTORNEYS TITLE CO.

For and in consideration of the sum of Ten and No/100 --
---------------------------------($10.00) ------------------------------ **DOLLARS**
Cash in hand paid by Robert L. Martin and wife, Mattie Belle Martin, and John E. Martin and wife, Margaret Ann Martin, and other good and valuable considerations, the receipt of all of which is hereby acknowledged,

BANNER CONSTRUCTION COMPANY,
a Tennessee Corporation with its principal office and place of business at Nashville, Tennessee

has ~~have~~ **bargained and sold, and by these presents** ~~do~~ **does transfer and convey unto the said** Robert L. Martin and wife, Mattie Belle Martin, and John E. Martin and wife, Margaret Ann Martin,
their **heirs and assigns, a certain tract or parcel of land in Davidson County, State of Tennessee, described as follows to wit:**

Land in Davidson County, Tennessee, being Lot No. 5 on the Plan of Whispering Hills, Section IV, as of record in Book 2900, page 22, Register's Office for said County.

Said Lot No. 5 fronts 78.0 feet on the northerly margin of Cherrywood Drive and extends back 224.4 feet on the westerly line and 235.6 feet on the easterly line to a dead line in the rear, measuring 78.8 feet thereon.

Being part of the same property conveyed to Banner Construction Company, by deed from Southland Construction Company, of record in Book 2992, page 309, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to all restrictive covenants, easements and set back lines that are applicable to the above described property.

To have and to hold the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said Robert L. Martin and wife, Mattie Belle Martin, and John E. Martin and wife, Margaret Ann Martin, their **heirs and assigns, forever.**

And it does ~~I~~ **covenant with the said** Robert L. Martin, Mattie Belle Martin, John E. Martin and Margaret Ann Martin **that** it is **lawfully seized and possessed of said land in fee simple; have a good right to convey it, and the same is unencumbered.**

And Banner Construction Company
~~do~~ **does further covenant and bind** itself, its successors ~~heirs~~ **and representatives, to warrant and forever defend the title to the said land to the said** Robert L. Martin, Mattie Belle Martin, John E. Martin and Margaret Ann Martin, their **heirs and assigns against the lawful claims of all persons, whomsoever.**

IN WITNESS WHEREOF BANNER CONSTRUCTION COMPANY, a Corporation aforesaid has caused ~~Witness hand this day of 19~~ this instrument to be executed by its duly authorized officer on this 29th day of December 1961.

BANNER CONSTRUCTION COMPANY

By: Charles L. Morris, President.