"THIS INSTRUMENT PREPARED BY JAMES L. VANCE BERRY
ATTORNEY, 21st - FLOOR FIRST AMERICAN CENTER
NASHVILLE, TENNESSEE 37238"

SPECIAL WARRANTY DEED

BOOK 5349 PAGE 733

Address New Owner(s) as Follows:	[Send Tax Bills To:]	Map and Parcel Number.
Taro Properties, Incorporated	[Same]	Map 163
110 James Street	[ ]	Parcel 236
St. Catherine, Ontario L2R7E8	[ ]	

FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars, and other good and valuable consideration, the receipt of which is hereby acknowledged, from Taro Properties, Incorporated, hereinafter referre to as "Grantee," to HICKORY HOLLOW MALL, INC., a Georgia corporation, duly authorized to do business in Tennessee, and INTEREAL COMPANY, a Tennessee corporation, together doing business as HICKORY HOLLOW ASSOCIATES, a joint venture, hereinafter referred to as "Grantor."

GRANTOR HAS BARGAINED AND SOLD, and by these presents does transfer and convey unto the said Grantee, its successors and assigns, that certain parcel of land described in Exhibit "A" which is attached hereto and hereby incorporated herein by reference; provided, however, this conveyance is expressly subject to the following:

1. Declaration of Protective Covenants for Hickory Hollow as of record in Book 5125, page 769, Register's Office for Davidson County, Tennessee, as amended by an Amendment to Declaration of Protective Covenants for Hickory Hollow as of record in Book 5189, page 947, said Register's Office, and by a Second Amendment to Declaration of Protective Covenants for Hickory Hollow of record in Book 5337, page 933, said Register's Office;

2. Easements, setback lines, conditions of the Owner's Certificates and other matters shown on the plan of Hickory Hollow Mall, Section Two (Revised), a plat of which is of record in Book 5200, page 34, said Register's Office, which plan includes the following notations:

> a. No building permit shall be issued for any lot indicated on this plat until a final development plan has been approved by the Metropolitan Planning Commission for each and every lot. Joint access with adjacent lots may be required based on the final development plans.
>
> b. No direct access will be permitted to Bell Road from any lot. Limited access may be permitted to Hickory Hollow Parkway from lots.
>
> c. No building permit shall be issued for any lot unless utilities and roads are constructed or a Performance Bond posted with the Metropolitan Planning Commission.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value whichever is greater for this transfer is $ 200,000.00

Affiant

Subscribed and sworn to before me, this the 10th day of October 19 78.

Notary Public

My commission expires: 4/18/82 (Affix Seal)

NOTARY PUBLIC AT LARGE STATE OF TENN. MY COMMISSION EXPIRES

3. 1978 Metropolitan Nashville and Davidson County real property taxes, a lien but not due and payable, provided, said taxes has been prorated between Grantor and Grantee as of the date of this instrument;

TO HAVE AND TO HOLD the said parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said Grantee, its successors and assigns, forever.

AND GRANTOR DOES COVENANT with the said Grantee that it has good right to convey said land and that the same is unencumbered except as provided above. The Grantor does further covenant and bind itself, and its successors and legal representatives, to warrant and forever defend the title to the said land to the said Grantee, its successors and assigns, against the lawful claims of all persons claiming by, through or under Grantor, but not otherwise.

THIS DEED is executed, delivered and accepted on condition that the property conveyed hereby shall be used by the Grantee, its successors and assigns, as a restaurant, an office building, or a financial institution and unless the consent of the Grantor be obtained, for no other purpose, for a period of ten (10) years from and after the date hereof.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by the undersigned duly authorized officers of its Joint Venturers on this 6th day of October, 1978.

HICKORY HOLLOW ASSOCIATES

By: INTEREAL COMPANY, Joint Venturer

By.

By: HICKORY HOLLOW MALL, INC., Joint Venturer

By.

By:

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Before me, Stephen C Small, a Notary Public of the State and County aforesaid, personally appeared Joseph J Ferrell, with whom I am personally acquainted, and who, upon oath, ackowledged himself to be Senior Vice President of Intereal Company, the within named bargainor, a corporation, and that he as such Senior Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Senior Vice President.

WITNESS my hand and seal, at office in Nashville, Tennessee, this 6th day of October, 1978.

Stephen C Small
NOTARY PUBLIC

My Commission Expires: 10-24-81

STEPHEN C. SMALL NOTARY PUBLIC DAVIDSON COUNTY, TENN.

STATE OF Tennessee

COUNTY OF Davidson

Before me, Sue F Humphrey, a Notary Public of the State and County aforesaid, personally appeared Henry E. Kaemel, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be Vice-President of Hickory Hollow Mall, Inc., the within named bargainor, a corporation, and that he as such Vice-President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Vice-President.

WITNESS my hand and seal, at office in Nashville, Tennessee, this 9th day of October, 1978.

Sue F Humphrey
NOTARY PUBLIC

My Commission Expires. 4/19

SUE F. HUMPHREY NOTARY PUBLIC AT LARGE STATE OF TENNESSEE

STATE OF Tennessee

COUNTY OF Davidson

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Before me, Sue F. Humphreys, a Notary Public of the State and County aforesaid, personally appeared George Volkert, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be Vice President of Hickory Hollow Mall, Inc., the within named bargainor, a corporation, and that he as such Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Vice President.

WITNESS my hand and seal, at office in Nashville, Tn, this 9th day of October, 1978.

Sue F. Humphreys
NOTARY PUBLIC

My Commission Expires 5/19/82

SUE F. HUMPHREYS NOTARY PUBLIC AT LARGE TENNESSEE

E 9389.4

IDENTIF. REFERENCE

Oct 12 10 36 AM '78

FELIX Z. WILSON CLERK & REGISTER
DAVIDSON COUNTY, TENN.

OCT 12 78	CONV	90,000.00			
OCT 12 78	CONV	90,000.00			
OCT 12 78	CONV	20,000.00			
OCT 12 78	S'TAX		B*	520.00	
OCT 12 78	PR'FEE		B*	.50	
OCT 12 78	W'DEED		B*	10.00	* 530.50

EXHIBIT A

Being a parcel of land in the 2nd Civil District, Nashville, Davidson County, Tennessee, being Commercial Site G-2 in Plat Book 5200, page 34, Register's Office for Davidson County, Tennessee, bounded on the south by Bell Road, on the north by Hickory Hollow Mall and lying between Mt. View Road and L & N Railroad, more particularly described according to a survey made by Barge, Waggoner, Sumner and Cannon, dated August 9, 1977 (File No. 4420-15), as follows:

Beginning at a point in the northerly margin of Bell Road, 1,137.46 feet from the easterly margin of Hickory Hollow Parkway; thence, N 43° 34' 27" W. 184.18 feet to the point in the southeasterly line of Hickory Hollow Associates property; thence, with a curve to the left in a northeasterly direction, said curve having a central angle of 14° 47' 53", a radius of 550 feet, 142.05 feet to a point; thence, N 71° 35' E, 34.36 feet to a point; thence, S 63° 25' E, 85.00 feet to a point; thence, with a curve to the right having a central angle of 42° 43' 55", a radius of 240 feet, 179.00 feet to a point; thence, S 24° 18' 25" W, 35.36 feet to a point in the northerly margin of Bell Road; thence, with Bell Road, S 69° 18' 55" W, 175.64 feet to the point of beginning, containing 1.10 acres, more or less.

Being part of the property conveyed to Hickory Hollow Mall, Inc., (undivided 50% interest) and Intereal Company (undivided 50% interest), doing business as Hickory Hollow Associates, a joint venture, by deed from Cousins Properties of Tennessee, Inc., of record in Book 4920, page 916, Register's Office for Davidson County, Tennessee, and by Quitclaim Deed from Cousins Properties of Tennessee, Inc., of record in Book 4920, page 933, said Register's Office.