8303 03/13 10.00- CASH

THIS INSTRUMENT PREPARED BY:
WILKINS, ADAMS & SPICER, ATTYS.
1100 Fidelity Federal Bldg.
401 Union Street
Nashville, Tennessee 37219

81-12-454
81-12-455

INSTRUMENT OF CORRECTION

BOOK 5404 PAGE 594

This instrument entered into this the 8th day of March, 1979, by and between Ruth Marie Arendall, hereinafter referred to as Arendall, Hugh D. Martin, and wife, Margaret Ann Martin, hereinafter referred to as Martin, J. G. Palmer, Trustee, hereinafter referred to as Trustee, and Commerce Union Bank, hereinafter referred to as Bank, as follows:

W I T N E S S E T H

Whereas by instrument of record in Book 4559, Page 788, in the Register's Office for Davidson County, Tennessee, certain real property was conveyed to Arendall and her former husband, Tommy Joe Arendall, Sr., by O. W. Cooper, and wife, Helen B. Cooper; and

Whereas the property so conveyed is subject to a first mortgage Deed of Trust executed by Tommy Joe Arendall, Sr., and wife, Ruth Marie Arendall, to J. G. Palmer, Trustee, securing a promissory note in the original principal balance of $15,700.00 to Noel Palmer Mortgage Company, Inc., which Deed of Trust is of record in Book 4559, Page 790, in the Register's Office for Davidson County, Tennessee; and

Whereas by Deed of record in Book 4542, Page 858, in the Register's Office for Davidson County, Tennessee, certain property was conveyed to Hugh D. Martin, and wife, Frances G. Martin, from O. W. Cooper, and wife, Helen B. Cooper; and

Whereas said property is subject to a first mortgage Deed of Trust executed by Hugh D. Martin, and wife, Frances G.

Martin, to J. G. Palmer, Trustee, to secure the payment of a promissory note in the original principal amount of $15,700.00, payable to Commerce Union Bank, which Deed of Trust is of record in Book 4542, Page 860, in the Register's Office for Davidson County, Tennessee; and

Whereas Commerce Union Bank is the owner and holder of both of the aforementioned promissory notes; and

Whereas it has now come to the attention of the parties to this Instrument that by mistake and inadvertence at the time of the conveyances hereinbefore referred to, the property intended to be conveyed to Arendall was in fact conveyed to Martin, and that the property intended to be conveyed to Martin was in fact conveyed to Arendall; and

Whereas by the same inadvertence and mistake, the properties referred to in the above referenced Deeds of Trust were also set out incorrectly,

NOW THEREFORE, in consideration of the foregoing premises and other good and valuable considerations, the receipt of which is hereby acknowledged by all parties hereto, and in order to carry out the original intent of the parties, I, Ruth Marie Arendall, do by these presents quitclaim and convey unto Hugh D. Martin, and wife, Margaret Ann Martin, their heirs and assigns, the following described tract or parcel of land as follows:

> Land in Davidson County, Tennessee, being Lot No. 2, on the re-subdivision of the plan of W. S. Settle's Subdivision, of record in Book 4470, Page 49, Register's Office for said County.
>
> Said Lot No. 2 fronts 44.0 feet on the Northeasterly margin of Delta Avenue and extends back 113.00 feet on the Southeasterly line and 127.05 feet on the Northwesterly line to the Southwesterly margin of Jenkins Street, measuring 41.0 feet thereon.

Being the same property conveyed to Tommy Joe Arendall, Sr., and wife, Ruth Marie Arendall, by Deed from O. W. Cooper, and wife, Helen B. Cooper, of record in Book 4559, Page 788, said Register's Office. Ruth Marie Arendall and Tommy Joe Arendall, Sr., having been divorced by Decree of the Circuit Court for said County, of record in Minute Book 116A, Page 504, Clerk's Office for said Court, Tommy Joe Arendall, Sr.'s interest in the premises was divested out of him and vested in Ruth Marie Arendall.

Hugh D. Martin, and wife, Margaret Ann Martin, do by these presents hereby quitclaim and convey to Ruth Marie Arendall, her heirs and assigns, the following described property as follows:

Land in Davidson County, Tennessee, being Lot No. 1 on the re-subdivision of the plan of W. S. Settle's Subdivision, of record in Book 4470, Page 49, Register's Office for said County.

Said Lot No. 1 fronts 42.0 feet on the Northeasterly margin of Delta Avenue and extends back 127.05 feet on the Southeasterly line and 140.55 feet on the Northwesterly line to the Southwesterly line of Jenkins Street measuring 39.0 feet thereon.

Being the same property conveyed to Hugh D. Martin, and wife, Frances G. Martin, by Deed of record in Book 4542, Page 858, said Register's Office. The said Hugh D. Martin and Frances G. Martin having since been divorced by Decree of Circuit Court for Davidson County, Tennessee, and the interest of the said Frances G. Martin having been vested in Hugh D. Martin by final decree of record in Minute Book 82A, Page 4, in the Clerk's Office for said County. By instrument of record in Book 5064, Page 624, said Register's Office, the said Hugh D. Martin did convey the property into a tenancy by entirety vested in Hugh D. Martin and wife, Margaret Ann Martin.

The said Ruth Marie Arendall in order to correct the legal description in the Deed of Trust of record in Book 4559, Page 790, in said Register's Office, hereby quitclaims to J. G. Palmer, Trustee, the property herein conveyed to her, subject to the terms and conditions of that Deed of Trust set forth in Book 4559, Page 790, said Register's Office.

The said Hugh D. Martin and wife, Margaret Ann Martin, in order to correct the legal description in the Deed of Trust of record in Book 4542, Page 860, in said Register's Office, hereby quitclaims to J. G. Palmer, Trustee, the property herein conveyed to them subject to the terms and conditions of that Deed of Trust set forth in Book 4542, Page 860, said Register's Office.

J. G. Palmer, Trustee, and Commerce Union Bank join in this Instrument for the purpose of consenting to the corrections hereinbefore carryed out, and in order to release the lien of said Deed of Trust insofar as the property originally described in said Deeds of Trust, but no further or otherwise.

In witness whereof we have hereunto set our hands on this the 8th day of March, 1979.

Ruth Marie Arendall
Ruth Marie Arendall

Hugh D. Martin
Hugh D. Martin

Margaret Ann Martin
Margaret Ann Martin

J. G. Palmer
J. G. Palmer, Trustee

COMMERCE UNION BANK

Attest:

By: J. Robert Cannon
J. Robert Cannon

By: J. G. Palmer
J. G. Palmer

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Ruth Marie Arendall, the bargainor, with whom I am personally acquainted, and who acknowledged that she executed the within instrument for the purposes therein contained. Witness my hand and official seal at Nashville, Tennessee, this the 8th day of March, 1979.

Commission Expires 9-8-79

Notary Public

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me the undersigned, a Notary Public in and for said County and State, the within named Hugh D. Martin and Margaret Ann Martin, the bargainors, 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, Tennessee, this the 8th day of March, 1979.

Commission Expires 9-8-79

Notary Public

FILED
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IDENTIF. REFERENCE
HENRY Z. WILSON JR. REGISTER
DAVIDSON COUNTY, TENN.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me the undersigned, a Notary Public in and for said County and State, the within named J. G. Palmer, Trustee, the bargainor, with whom I am personally acquainted, and who acknowledged that he executed the within instrument for the purposes therein contained. Witness my hand and official seal at Nashville, Tennessee, this the 8th day of March, 1979.

Commission Expires 5-10-81

Notary Public

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared J. G. Palmer and J. Robert Cannon with whom I am personally acquainted and who upon (his oath) (their oaths) acknowledged (himself) (themselves) to be the Senior Vice President and Vice President respectively of the Commerce Union Bank, the within named bargainor, a corporation, and that (he) (they) as such Senior Vice President and Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by the said J. G. Palmer, as such Senior Vice Presider and attesting the same by the said J. Robert Cannon, as such Vice President.

Witness my hand and official seal at office at Nashville, Tennessee on this the 8th day of March, 1979.

Commission Expires 5-10-81

Notary Public