This Instrument Prepared By:
WILLIAM D. CASTLEMAN, ATTY.
807 American Trust Bldg.
Nashville, Tennessee 37201

MB

60-8-21

2659

INSTRUMENT FOR CORRECTION

OF

BOOK 5435 PAGE 372

WARRANTY DEED

25/14 6.00

CHECK

WHEREAS, by Deed of record in Book 5401, page 457, Register's Office for Davidson County, Tennessee, PIZZA INN OF DELAWARE, INC., conveyed the property described therein, to BARKO REALTY, INC., A Texas Corporation, to wit:

> "A Certain tract or parcel of land in Davidson County, State of Tennessee, being the northerly 100 feet of Lot No. 5 on the Map of E. A. Lindsley's Subdivision of the Dickerson Road, as of record in Book 547, page 144, Register's Office for Davidson County, Tennessee.
>
> BEGINNING at a point in the East right-of-way of Dickerson Pike, said point being 668' more or less South of Ewing Drive; thence with a line common to parcel # 76 S 79 deg. 16' 17" E 250.00' to a point; thence with a line common to parcel # 81 S 14 deg. 11' 04" W 100.22' to a point; thence N 79 deg. 16' 35" W 250.00' to a point in the East right of way of Dickerson Pike; thence along said right-of-way with a curve to the left having a radius of 2200 ft., a length of 100/22 feet to the point of beginning and containing 0.5737 acres, more or less."

WHEREAS, by said deed of record in Book 5401, page 457, Register's Office for Davidson County, Tennessee, the description cited therein was incorrect.

NOW, THEREFORE, in order to correct said error and inadvertence, this Instrument of Correction is made, and for the consideration expressed in said former deed, it is hereby understood and agreed that the correct description thereunder is, to wit:

> "A tract of land in the 1st Civil District of Metropolitan Nashville-Davidson County, Tennessee and BEING Lot No. 1 on the Plan of the Resubdivision of the northerly 100 feet of Lot No. 5, E. A. Lindsey's Subdivision recorded Book 5190, page 120, Register's Office for Davidson County, Tennessee and also being Metro Tax Parcel No. (76) on Tax Map 60-8 and being more particularly described as follows:

F 2 9 2 2 9

IDENTIF. REFERENCE

MAY 14 2 09 PM '79

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

BEGINNING at an iron pin on the easterly Right-of-way of Dickerson Pike (U.S. 41-31-W) at the common westerly corner of the herein described property and B. C. Webb Property (Parcel (20) Property Map 60-8) as of record in Deed Book 3436, page 461, Register's Office for Davidson County, Tennessee. Said pin being 594.71' (by Deed) South of the center line of Ewing Lane as measured along the easterly R.O.W. of Dickerson Pike; thence,

1) With the common line between the herein described tract and Webb Property (Parcel 20) S79 deg. 16' 35" E, 250.00 ft. to an iron pin, corner of Lot No. 2, E. A. Linsley Resubdivision as of record in Book 5210, page 131, Register's Office for Davidson County, Tennessee (being Parcel (22) Map 60-8); thence,

2) With the common line of said Lot No. 2 (Parcel 22) S 13 deg. 04' 53" W, 100.02 ft. to an iron pin, northeast corner of Lot No. 1 Cecilia Binkley's Resubdivision as of record in Book 5190, page 128, Register's Office for Davidson County, Tennessee and being Parcel 75 on the Map 60-8; thence,

3) With the common line between Parcels 75 and 76 N 79 deg. 16' 17" W, 250.00 ft. to an iron pin on the easterly R.O.W. of Dickerson Pike; thence,

4) With the easterly R.O.W. of Dickerson Pike with a curve to the left (radius 5200') northerly a distance of 100.00 ft. to the point of beginning and containing 0.573 acres.

IT IS EXPRESSLY AGREED that all other terms and provisions of said Deed of record in Book 5401, page 457, said Register's Office, shall remain in full force and effect.

IN WITNESS WHEREOF, we have set our hands this 7th day of May, 1979.

PIZZA INN OF DELAWARE, INC.

BY: _____

F. J. SPILLMAN, PRESIDENT

BARKO REALTY, INC.

BY: _____

RAY PHILLIPS, VICE PRESIDENT

STATE OF TEXAS
COUNTY OF DALLAS

BEFORE ME, the undersigned, personally appeared F. J. Spillman, President of Pizza Inn of Delaware, Inc., a Corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that same was the act and deed of said Corporation and that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 7th day of May, 1979.

Michael L. Dixon
Notary Public in and for Dallas County, Texas

NOTARY PUBLIC · COUNTY OF DALLAS · TEXAS

My Commission expires:
11/30/80

STATE OF TEXAS
COUNTY OF DALLAS

BEFORE ME, the undersigned, personally appeared Ray Phillips, Vice President of Barko Realty, Inc., a Corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that same was the act and deed of said Corporation and that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 7th day of May, 1979.

Jean Brown
Notary Public in and for Dallas County, Texas

NOTARY PUBLIC · COUNTY OF DALLAS · TEXAS

My Commission expires:
12/15/80