This instrument prepared by Commerce Union Bank, Donelson, Tenn 37214

MODIFICATION OF WARRANTY DEED

BOOK 5754 PAGE 896

This Modification made and executed this 30th day of April, 1981, by and between J. Gary Allen and wife, Teryl Lynn Allen, and Robert E. Earheart.

W I T N E S S E T H:

WHEREAS, by Warranty Deed dated August 8, 1979, and recorded in Book 5479, Page 458, Register's Office for Davidson County, Tennessee, J. Gary Allen and wife, Teryl Lynn Allen conveyed to Robert E. Earheart certain property in Davidson County, Tennessee, containing approximately 128.3 acres more of less; and

WHEREAS, said Warranty Deed contains the covenant that "said property is to be sold as tract and not by acre"; and

WHEREAS, Robert E. Earheart now desires to subdivide said property and sell it as separate tracts; and

WHEREAS, Robert E. Earheart and J. Gary Allen and wife, Teryl Lynn Allen, desire that said restrictive covenant be removed from the Warranty Deed;

NOW THEREFORE, in consideration of these premises, the parties agree hereto as follows:

1. The Warranty Deed recorded in Book 5479, Page 458, Register's Office for Davidson County, Tennessee, is hereby amended by deleting the following sentence from said Warranty Deed in entirety:

> "Said property is to be sold as a tract and not by the acre."

2. In all other respects, the Warranty Deed is to remain as is.

J. GARY ALLEN

TERYL LYNN ALLEN

"GRANTORS"

ROBERT E. EARHEART

"GRANTEE"

CHECK

05/09 6.

9587

STATE OF TENNESSEE

COUNTY OF DAVIDSON

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Personally appeared before me, Joyce A Lewis,
a Notary Public in and for said county and state, the within named
J. Gary Allen and wife, Teryl Lynn Allen, 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 30th day of April, 1981.

Joyce A Lewis
NOTARY PUBLIC

My Commission Expires:

10/21/84

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, Joyce A Lewis,
a Notary Public in and for said county and state, the within named
Robert E. Earheart, the bargainor, with whom I am personally acquain-
ted, and who acknowledged that he executed the within instrument for
the purposes therein contained.

Witness my hand and official seal at Nashville,
Tennessee, this 30th day of April, 1981.

Joyce A Lewis
NOTARY PUBLIC

My Commission Expires:

10/21/84

3.4.5.2.8.6

IDENTIF. REFERENCE

JUN 9 9 19 AM '81

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.