PREPARED BY:
FOLEY & WEISS, ATTYS.
1208 FIDELITY FEDERAL BLDG.
NASHVILLE, TN 37219

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MAP 91-1-51
ADD
MAP 91-1-47

INSTRUMENT OF CORRECTION

This instrument made and entered into this the 26TH. day of June, 1981, by and between Zack R. Cheek and wife, Emelyn T. Cheek and Karen E. Cheek, a single person, hereinafter referred to as "the parties of the first part", James F. Pirtle and wife, Jewell E. Pirtle, hereinafter referred to as "the parties of the second part", all residents of Nashville, Davidson County, Tennessee and Government National Mortgage Association, a corporation organized under an Act of Congress and existing pursuant to Title III of the National Housing Act.

WITNESSETH:

THAT WHEREAS, the "parties of the first part", Zack R. Cheek and wife, Emelyn T. Cheek, and Karen E. Cheek, a single person, are the registered owners of Lot No. 12 on the Plan of Brownlee, as of record in Book 2663, page 88, Register's Office for Davidson County, Tennessee, to which plan reference is made for a complete legal description and being the same property conveyed to the said Zack R. Cheek and wife, Emelyn T. Cheek, and Karen E. Clark, a single woman (the said Karen E. Clark and Karen E. Cheek being one and the same person) by deed from Associates Financial Services Company of record in Book 5702, page 469, in said Register's Office; and,

WHEREAS, the "parties of the second part", James F. Pirtle and wife, Jewell E. Pirtle, are the registered owners of Lot No. 8 on the Plan of Brownlee as of record in Book 2663, page 88, Register's Office for Davidson County, Tennessee, to which plan reference is made for a complete legal description, and being the same property conveyed to the said James F. Pirtle and wife, Jewell E. Pirtle, by deed from S & G Realty Company, of record in Book 3164, page 435, in said Register's Office; and,

WHEREAS, the said "parties of the second part" executed a deed of trust to Ferriss C. Bailey, Trustee, and Murphree Mortgage Company said instrument being of record in Book 3175, page 383, in said Register's Office; the said deed of trust and note having been assigned to Government National Mortgage Association; and,

WHEREAS, the "parties of the first part" and the "parties of the second part" have discovered that through inadvertence and mutual mistakes the property which each actually owns and intends to occupy is that property recorded in the

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others' name; and,

WHEREAS, the "parties" wish to correct the said mutual mistake so as to prevent any future misunderstanding or disputes.

NOW THEREFORE, the said Zack R. Cheek and wife, Emelyn T. Cheek, and Karen E. Cheek, a single person, for the purpose of correcting the heretofore recited error and in consideration of the sum of One Dollar to them paid, have bargained and sold and by these presence do bargain, sell, and convey unto James F. Pirtle and wife, Jewell E. Pirtle, the grantees, their heirs and assigns, a certain tract or parcel of land located in Davidson County, Tennessee, and described as follows:

> Being Lot No. 12 on the Plan of Brownlee, as of record in Book 2663, page 88, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 12 fronts 47.9 feet on the northerly side of Morrow Road, and extends back between parallel lines 150 feet to an alley.
>
> Being the same property conveyed to Karen E. Clark, a single woman, Zack R. Cheek and Emelyn T. Cheek, by deed from Associates Financial Services Company of record in Book 5702, page 469, Register's Office for Davidson County, Tennessee. The said Karen E. Clark and Karen E. Cheek being one and the same person.

To have and to hold said land, together with all the privileges and appurtenances thereto belonging to the said grantees, their heirs and assigns, in fee simple forever and the said grantors do hereby affirm and ratify all covenants, warranties and stipulations made and provided in said deed of record in Book 5702, page 469, Register's Office for said County; being improved property located at 6120 Morrow Road, Nashville, Tennessee, and,

WHEREAS, the said James F. Pirtle and wife, Jewell E. Pirtle, by deed of trust of record in Book 3175, page 383, Register's Office for Davidson County, Tennessee, conveyed to Ferriss C. Bailey, Trustee, Lot No. 8 on the Plan of Brownlee Subdivision, as of record in Book 2663, page 88, Register's Office for Davidson County, Tennessee, as herein above described, in trust for the purpose of securing the payment of a certain note which is described in said deed of trust, and for the purpose of making certain agreements, provisions, conditions and stipulations for the security of said note; and,

WHEREAS, through inadvertence, and by mutual mistake the same error which was made in the description contained in the heretofore recited deed was also made in the deed of trust; and,

WHEREAS, the said James F. Pirtle and wife, Jewell E. Pirtle, desire to restate and reaffirm all the obligations contained in the said deed of trust and

desire to make them applicable to the property herein conveyed from Zack R. Cheek and wife, Emelyn T. Cheek and Karen E. Cheek, a single person, as herein above described, and desire the entire contents of said deed of trust to be ratified, as fully and as effectually as if the entire instrument were copied herein, the said instrument being incorporated herein by reference.

And in exchange for the hereabove recited conveyance, the said James F. Pirtle and wife, Jewell E. Pirtle, for the purpose of correcting the heretofore recited error and in consideration for the sum of One Dollar to them in hand paid, have bargained and sold and by these presence due bargain, sell, and convey unto Zack R. Cheek and wife, Emelyn T. Cheek, and Karen E. Cheek, a single person, as grantees, their heirs and assigns, a certain tract or parcel of land in Davidson County, Tennessee, described as follows:

> Being Lot No. 8 on the plan of Brownlee Subdivision as of record in Book 2663, page 88, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 8 fronts 47.8 feet on the northerly side of Morrow Road and extends back between parallel lines 150 feet to an alley.
>
> Being the same property conveyed to James F. Pirtle and wife, Jewell E. Pirtle, by deed from S & G Realty Company, of record in Book 3164, page 435, in said Register's Office.

To have and to hold said land, together with all the privileges and appurtenances thereunto belonging to the said grantees, their heirs and assigns, in fee simple, forever and the said grantors do hereby affirm and ratify all covenants, warranties and stipulations made and provided in said deed of record in Book 3164, page 435, Register's Office for Davidson County, Tennessee.

Being improved property located at 6204 Morrow Road, Nashville, Tennessee.

The said Government National Mortgage Association hereby joins in the execution of this agreement in order to indicate its approval and acceptance of the terms of this instrument and acknowledge the reaffirmation of the deed of trust between the "parties of the second part" and itself as heretofore recited.

In testimony whereof, the said "parties" hereto have set their signatures on this the 24th. day of June, 1981.

James F. Pirtle
James F. Pirtle

Jewell E. Pirtle
Jewell E. Pirtle

Zack R. Cheek
Zack R. Cheek

Emelyn T. Cheek
Emelyn T. Cheek

Karen E. Cheek
Karen E. Cheek

Government National Mortgage Association

by: Patricia M. Langley
PATRICIA M. LANGLEY
ATTORNEY-IN-FACT

STATE OF TENNESSEE
DAVIDSON COUNTY

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Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named James F. Pirtle and wife, Jewell E. Pirtle, 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 26TH. day of June, 1981.

Commission expires 4/22/84

NOTARY PUBLIC

STATE OF TENNESSEE
DAVIDSON COUNTY

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Zack R. Cheek and wife, Emelyn T. Cheek, and Karen E. Cheek, a single person, 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 26TH. day of June, 1981.

Commission expires 4-22-84

NOTARY PUBLIC

STATE OF GEORGIA
COUNTY OF AT LARGE

Before me, the undersigned, a Notary Public within and for the State and County, aforesaid, personally appeared PATRICIA M. LANGLEY with whom I am personally acquainted and who upon his oath acknowledged himself to be the ATTORNEY-IN-FACT of Government National Mortgage Association the within named bargainor, a corporation, and that he as such ATTORNEY-IN-FACT being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by the said PATRICIA M. LANGLEY as such ATTORNEY-IN-FACT.

Witness my hand and official seal at office at STATE OF GEORGIA on this the 26TH day of June, 1981.

My Commission expires _____

Notary Public, Georgia, State at Large
My Commission Expires June 25, 1982

NOTARY PUBLIC

PUSH

IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

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