RERECORD _____

This instrument prepared by:
Thomas C. Scott, Attorney
Tune, Entrekin & White
26th Floor, First American Center
Nashville, Tennessee 37238

Map Parcel
161. 29

BOOK 5731 PAGE 236

SPECIAL CORPORATE WARRANTY DEED re-record
BOOK 5826 PAGE 711

FOR AND IN CONSIDERATION OF THE SUM OF TEN AND NO/100 DOLLARS ($10.00) cash in hand paid by the Grantee hereinafter named, and other good and valuable consideration, the receipt of which is hereby acknowledged, AMERICAN FLETCHER NATIONAL BANK AND TRUST COMPANY, a national banking association, has bargained and sold, and by these presents, does transfer and convey to HICKORY VIEW ASSOCIATES, LTD., a Limited Partnership, their successors and assigns forever, that certain tract or parcel of Land in Davidson County, State of Tennessee, described in Exhibit "A" attached hereto, subject to the exceptions stated herein.

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to HICKORY VIEW ASSOCIATES, LTD., a Limited Partnership, their successors and assigns forever.

AMERICAN FLETCHER NATIONAL BANK AND TRUST COMPANY further covenants and binds itself and its successors and assigns, except as to encumbrances described in Exhibit "A", to warrant and forever defend the title to said tract or parcel of land to the said HICKORY VIEW ASSOCIATES, LTD., a Limited Partnership, their successors and assigns, against the lawful claims of all persons claiming by, through or under the AMERICAN FLETCHER NATIONAL BANK AND TRUST COMPANY, but against none other.

WITNESS our hands this 30th day of March, 1981.

AMERICAN FLETCHER NATIONAL BANK
AND TRUST COMPANY

By: Robert D Kearns
Vice President

ATTEST:

CHARLES L. FALVEY,
Vice President and Counsel

STATE OF INDIANA)
COUNTY OF MARION)

BEFORE me a Notary Public in and for the State and County aforesaid, personally appeared R. D. Kearns and Charles L. Falvey with whom I am personally acquainted, who, upon oath, acknowledged themselves to be Vice President and Vice President and Counsel, respectively, of American Fletcher National Bank and Trust Company, the within named bargainor. a national banking association, and that they, as such Vice President and Vice President and Counsel, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the association, by R. D. Kearns, as such Vice President, and affixing the corporate seal of the association thereto by Charles L. Falvey. as such Vice President and Counsel.

WITNESS my hand and seal at office in Indianapolis, Indiana, this the 30th day of March, 1981.

NOTARY PUBLIC

Resident of Marion County

My commission expires: 3/4/85

Clf-1501B-4/2/81

04/10 34.50- CHECK

9518

BOOK 5731 PAGE 237

EXHIBIT A

re-recorded
BOOK 5826 PAGE 712

Being Lot No. 1 on the Plat of Hickory View Apartments of record in Book 5190, Page 506, Register's Office for Davidson County, Tennessee, and more particularly described as follows:

Beginning at a monument in the westerly right-of-way terminus of Hickoryview Drive, said monument being the northeasterly corner of the herein described tract; thence with a cul-de-sac curve to the left having a radius of 50.00 feet, a central angle of 120 degrees 00 minutes, southeasterly a distance of 104.72 feet to a monument; thence, south 84 degrees 14 minutes 54 seconds east, 50.64 feet to a point, being in the westerly boundary line of Turtle Creek Apartments property; thence, leaving said Hickoryview Drive with Turtle Creek Apartments westerly line, south 05 degrees 15 minutes 29 seconds west, 69.67 feet to an iron pin; thence, south 48 degrees 58 minutes 52 seconds west, 988.42 feet to an iron pin; thence, leaving said Turtle Creek Apartments, north 81 degrees 17 minutes 52 seconds west, 100.00 feet to an iron pin, being in the easterly boundary line of the American Fletcher National Bank and Trust Company property; thence with said easterly boundary line, north 08 degrees 45 minutes 17 seconds east, 859.62 feet to an iron pin in the southerly line of the Episcopal Retirement Center, Inc. property of record in Book 5499, Page 458, Register's Office for Davidson County, Tennessee; thence with the southerly line of said Episcopal Retirement Center property, south 84 degrees 21 minutes 40 seconds east, 637.28 feet to the point of beginning, containing 9.21 acres, more or less.

Being a portion of the same property conveyed to American Fletcher National Bank and Trust Company by deed of record in Book 5207, Page 426, and re-recorded in Book 5319, Page 119, Register's Office for Davidson County, Tennessee.

RUSH

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
DEC 3 11 08 AM '81

IDENTIF. REFERENCE

G 3 7 0 6 1 6

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration, or value, whichever is greater, for this transfer is $130,000.00.

Subscribed and sworn to before me this 10th day of April, 1981.

NOTARY PUBLIC

AFFIANT

My commission expires: July 21, 1984

RUSH

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
APR 10 9 42 AM '81

IDENTIF. REFERENCE

G 3 6 8 6 2

Buyer:
Hickory View Assoc Ltd
40 L H Hardaway Jr.
615 Main St Nash-Tenn

Jay Bies:
American Fletcher Natl Bank
4/10 Town Pearl Ctr. 1st Amer Ctr &

12/03 9.00- CHECK

178

re-record

EXHIBIT B

BOOK 5826 PAGE 713

Use of the real estate conveyed herein is restricted in accordance with the agreement of record in Book 5497, Page 230, between American Fletcher National Bank and Trust Company and Cities Service Company, said agreement being recorded in the Register's Office for Davidson County, Tennessee, wherein the grantor agrees that use of any property of the grantor lying within 1,000 yards of Reserve Parcel "B" of the Hickory View Commercial Park, of record in Book 5200, Page 130, said Register's Office, is restricted to exclude the sale of gasoline or a convenience food store for a period of 25 years from the date of the aforesaid agreement, or for so long as Reserve Parcel "B" of Hickory View Commercial Park shall be used for the sale of gasoline or a convenience food store, whichever shall first occur.

Grantor warrants that Grantor has not violated the above agreement prior to the date of the conveyance of the said real estate to Hickory View Associates, Ltd. on April 10, 1981.