This instrument prepared by
Justin P. Wilson
2100 One Commerce Pl.
Nashville, Tenn 37239

82-2
8DA-225
82-3
8DA-5

82-6
FDA-85
82-5-148
1W-4445
82-5-150
1W-337

WARRANTY DEED

(CORPORATE FORM)

ADDRESS NEW OWNER(S) AS FOLLOWS:	SEND TAX BILLS TO:	MAP PARCEL NUMBERS
Edward T. Herbert, Trustee	Edward T. Herbert, Trustee	82-5-149
(NAME)	(NAME)	1W-4450
1733 Church Street	1733 Church Street	82-5-151
(STREET ADDRESS OR ROUTE NUMBER)	(STREET ADDRESS)	1W-3370
Nashville TN 37203	Nashville TN 37203	
(CITY) (STATE) (ZIP)	(CITY) (STATE) (ZIP)	

FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars, and other good and valuable considerations by Edward T. Herbert, Trustee, paid, the receipt of which is acknowledged,

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Herbert Materials Incorporated and W. B. Bush and Company *has bargained and sold, and does hereby transfer and convey unto the said* Edward T. Herbert, Trustee, with full power and without the necessity of joinder of any other person, his *(successors), heirs and assigns,*

certain real estate in Davidson *County, Tennessee, as follows:,*

Land described in Exhibit A.

This tract is subject to a Deed of Trust executed by W. G. Bush and Company to First American National Bank of Nashville, Trustee of record in Book 4533, page 922, Register's Office, Davidson County, Tennessee, as amended, including documents of record in Book 4992, page 711, Book 5088, page 199; See Book 4992, page 893, Book 4533, page 922, Book 4922, page 979, said Register's Office.

This Deed is subject to all zoning, easements, restrictions, and rights affecting the premises.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value whichever is greater, for this transfer is $ 354,185.00

Subscribed and sworn to before me, this the 4th day of January 19 84.

Affiant

My commission expires: April 14 1984
(Affix Seal)

Notary Public

( ) unimproved ( )
This is improved ( ) property, known as (House Number) (Street) P. O. Address: (City or Town)

TO HAVE AND TO HOLD said real estate, with the appurtenances, estate, title and interest belonging to the said Edward T. Herbert, Trustee, his successors and assigns, forever.

(successors),

heirs and assigns forever. Grantor covenants that it is lawfully seized and possessed of said real estate in fee simple, has a good right to convey it, and that the same is unencumbered, except as herein disclosed.

Grantor further covenants and binds itself, its successors and representatives, to warrant and forever defend the title to said real estate to said Edward T. Herbert, Trustee

(successors), heirs and assigns, against the lawful claims of all persons.

Witness my *hand* this 4th *day of* January, 19 84, *the corporate party, having caused its name to be signed hereto by its duly authorized officers on said day and date.*

HERBERT MATERIALS INCORPORATED
By:

W. G. BUSH AND COMPANY
By:

CHECK 1014 42 405

3958

STATE OF TENNESSEE }
COUNTY OF DAVIDSON }

BOOK 6208 PAGE 224

Personally appeared before me, ... , *a Notary Public in and for said County and State,* .....

.....

the within named bargainor....., *with whom I am personally acquainted, and who acknowledged that* ..... *executed the within instrument for the purposes therein contained.*

Witness my hand and official seal at ..... *Tennessee, this* ..... *day of* ....., *19*.....

..... *Notary Public*

Commission expires .....

STATE OF TENNESSEE }
COUNTY OF DAVIDSON }

Before me, Justin P. Wilson, *a Notary Public of the State and County aforesaid, personally appeared* James A. Skinner, Jr., *with whom I am personally acquainted, and who, upon oath, acknowledged* himself *to be* President *of the* Herbert Materials Incorporated and W.G. Bush and Company *the within named bargainor, a corporation, and that* he *as such* President *being authorized so to do, executed the foregoing instrument for the purpose therein contained, by signing the name of the corporation by* himself *as* President.

Witness my hand and seal at office in Nashville, *this* 4th *day of* January, *19*84

..... *Notary Public*

Commission expires April 18, 1986

NOTARY PUBLIC DAVIDSON COUNTY

WARRANTY DEED

FROM
Herbert Materials Incorporated and W. G. Bush and Company

TO
Edward T. Herbert, Trustee

Compliments of
Chicago Title Insurance Company
First Floor — First American Center

Phone 255-4631
NASHVILLE, TENNESSEE 37238

TRACT I:

Being Lots Nos. 142, 143, 186 and part of 185 and part of the Bush 10 acre tract and Hume Street, formerly Carroll Street, Adams Street, formerly, Cumberland Street, now closed, in McGavock's City Park Plan of record in Book 57, page 101, Register's Office for Davidson County, Tennessee and being Lots Nos. 27 thru 32 inclusive 43 thru 46 inclusive and part of Lots 23, 24, 25, 26, 33, 34, 38, 39, 40, 41 and 42, also Burns Street and certain alleys, now closed, on the O'Shaughnessy Plan of record in Plan Book 21, page 119, Register's Office for Davidson County, Tennessee and being Lots Nos. 7, 8 and part of Lots 9, 10, 11, 14, 15 and 16, part of Burns Street and certain alleys, now closed, on the Hugh F. McGavock Plan of record in Book 21, page 119, Register's Office for Davidson County, Tennessee and described as a 7.82 more or less acre tract on a survey of Barry Greer & Associates, dated July 9, 1983, revised September 18, 1983, as follows:

Beginning at an iron pin in the northerly terminus of Burns Street, said pin being the northeast corner of Metro Ready Mix Concrete, Inc., of record in Book 6175, page 729, Register's Office for Davidson County, Tennessee; thence leaving said Burns Street with the northerly line of said property S 63°46'05" W, 61.40 feet to an iron pin; thence with the westerly line of said property the following courses and distances: S 02°11'41" W 94.36 feet to an iron pin, S 09°10'16" W 25.11 feet to an iron pin, S 17°27'11" W 161.06 feet to an iron pin and S 10°57'50" W 24.23 feet to an iron pin; thence with a curve to the left 183.40 feet to the northerly margin of an alley, said curve having a radius of 358.28 feet, a central angle of 29°19'45", and a tangent distance of 93.76 feet; thence with said alley S 56°47'46" W 64.34 feet to an iron pin; thence N 29°44'26" W 121.01 feet to an iron pin, the northeast corner of TOSCO-LION, Inc., of record in Book 4688, page 429, Register's Office for Davidson County, Tennessee; thence with the northerly line of said property S 56°56'52" W 349.02 feet to an iron pin; thence North 33°47'14" W 127.59 feet to an iron pin in the southeasterly margin of 2nd Avenue North (Cement Plant Road); thence with said margin N 13°50'15" E 394.74 feet to an iron pin; thence with a curve to the left 234.25 feet to an iron pin, said curve having a radius of 1,487.71 feet, a central angle of 09°01'18" and a tangent distance of 117.37 feet; thence with a curve to the right 51.91 feet to an iron pin, said curve having a radius of 79.50 feet, a central angle of 37°24'28", and a tangent distance of 26.92 feet; thence N 41°46'06" east 27.76 feet to an iron pin; thence S 03°20'26" W 32.06 feet to an iron pin in the southerly margin of 2nd Avenue North; thence with said margin N 41°13'13" E 176.48 feet to an iron pin; thence with a curve to the left 43.59 feet to an iron pin, said curve having a radius of 261.64 feet, a central angle of 09°32'44", and a tangent distance of 21.85 feet; thence continuing with said margin N 31°40' 29" E 159.37 feet to an iron pin in the center of the former R.O.W. of Burns Street, now closed; thence with said former R.O.W. S 26°20'38" E 439.70 feet to the point of beginning, containing 7.82 acres ±.

CONTINUED

TRACT II:

Being part of Lots 10, 11, 12, part of an alley, part of Burns Avenue on the plan of Hugh F. McGavock of record in Book 21, page 119, Register's Office for Davidson County, Tennessee, together with an acreage tract, north of and adjacent to said McGavock plan, described together as an 8.46, more or less acres tract on a survey of Barge, Waggoner, Sumner & Cannon, dated August 10, 1981, as follows:

Beginning at an iron pin in the northerly margin of Second Avenue North, said iron pin being in the westerly boundary of Marquette Cement Manufacturing Company of record in Book 4661, Page 451, Register's Office for Davidson County, Tennessee;

Thence, with the northerly margin of Second Avenue North S 6° 55' 32" W, 180.98 feet;

Thence, along a curve to the right 81.83 feet, said curve having a radius of 190.00 feet, a central angle of 24° 40' 30" and a tangent distance of 41.56 feet;

Thence, S 31° 36' 02" W, 286.98 feet;

Thence, along a curve to the right 31.86 feet, said curve having a radius of 190.00 feet, a central angle of 9° 36' 30" and a tangent distance of 15.97 feet;

Thence, S 41° 12' 32" W, 108.53 feet;

Thence, N 12° 12' 32" W, 150.77 feet;

Thence, N 21° 16" 32" W, 125.90 feet;

Thence, N 39° 56' 32" W, 259.80 feet;

Thence, N 39° 28' 32" W, 125.50 feet;

Thence, N 34° 28' 32" W, 123.50 feet;

Thence, N 29° 28' 32" W, 138.70 feet;

Thence, N 26° 35' 56" W, 225.10 feet to an existing concrete monument;

Thence, N 28° 52' 33" E, 90.66 feet to an existing concrete monument in the herebefore mentioned westerly boundary of the Marquette Cement Manufacturing Company;

Thence, with said westerly boundary S 61° 31' 06" E, 399.81 feet;

Thence, S 59° 52' 46", 528.66 feet to the point of beginning.

Containing 368,578 square feet or 8.46 acres, more or less.

Tracts I and II being property conveyed to W. G. Bush and Company by deed from W. B. Herbert et al of record in Book 502, page 79, by deed from the City of Nashville of record in Book 626, page 734, Register's Office for Davidson County, Tennessee and as to part of lot 185 on McGavock's City Park Plan of record in Book 57, page 101,

continued

said Register's Office, said lot was originally vested in the devisees under the will of Sallie B. Herbert whose will is of record in Will Book 39, page 161, County Court Clerk's Office of Davidson County, Tennessee and is now vested in Herbert Materials Incorporated by adverse possession of said property since the time of said will.

RUSH
IDENTIFICATION REFERENCE
JAN 6 10 AM '84
M 9 5 6 1 9

OFFICIAL RECEIPT
FELIX Z. WILSON, II
REGISTER OF DAVIDSON COUNTY
NASHVILLE, TENNESSEE

RECEIVED OF _____

FOR _____

BOOK 6208 PAGE 228

CO - CONVEYANCE	CC - CERTIFIED COPY	MISC - MISCELLANEOUS
MO - MORTGAGE	REL - RELEASE	CO TX - STATE TAX CONVEY
WD - WARRANTY DEED	UCC - UNIFORM COMMERCIAL CODE	MO TX - STATE TAX MORT
TD - TRUST DEED		PRFEE - PROBATE FEE

DATE	SYMBOL	VALUATION	TAX AND FEES	TOTAL PAID
			384185.00- CAMT.	
			998.92 CSTAX	
			.50 PRFEE	
			15.00 WDEED	
			CHECK 1014.42-	
			3956A01/05/84 BAL .00	

RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK

45619

IDENTIFICATION REFERENCE

JAN 5 10 AM '84

No. 4441