DANBURY, a Condominium
UNIT WARRANTY DEED

FROM: BVT COUNTRY PLACE, LTD.

BOOK 6698 PAGE 497

TO: SUSAN D. SMITH AND
R. SYDNEY SMITH

THIS INSTRUMENT PREPARED BY:
A. Harrison Johnson, Jr., Esquire
Baker Worthington Crossley Stansberry & Woolf
Thirtieth Floor, L & C Tower
Nashville, Tennessee 37219

| ADDRESS NEW OWNER(S) AS FOLLOWS: | SEND TAX BILLS TO: | MAP-PARCEL NUMBERS |
|---|---|---|
| Susan D. Smith & R. Sydney Smith | Fidelity Federal Savings & Loan Association | 161-131 |
| (NAME) | (NAME) | |
| 5316 Edmondson Pike<br>Unit No. 5316-#5 | 401 Union | (Part 9) |
| (STREET ADDRESS OR ROUTE NUMBER) | (STREET ADDRESS) | |
| Nashville, Tennessee 37211 | Nashville, Tennessee 37219 | |
| (CITY) (STATE) (P.O. ZIP) | (CITY) (STATE) (ZIP | |

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration or value, whichever is greater, for this transfer is $53,750.

Subscribed and sworn to before me, this the 28th day of October, 1985.

Affiant

My commission expires: 07-27-86 Notary Public
(Affix seal)

(FOR REGISTER'S USE)

FOR AND IN CONSIDERATION of the sum of TEN AND 00/100 ($10.00) DOLLARS and other good and valuable considerations, cash in hand paid by SUSAN D. SMITH AND R. SYDNEY SMITH, (the "Grantees" herein), the receipt whereof is hereby acknowledged, the undersigned Grantor, BVT COUNTRY PLACE, LTD., a Tennessee limited partnership, (the "Grantor" herein), has bargained and sold, and by these presents does transfer and convey unto the said Grantees, SUSAN D. SMITH AND R. SYDNEY SMITH, their heirs and assigns, a certain interest in land in Davidson County, State of Tennessee, described as follows, to-wit:

Being Unit No. 5316-#5 as shown on the Plat of Danbury of record in Book 6612, Page 122, Register's Office for Davidson County, Tennessee, together with an undivided interest in the common elements of the Danbury Homeowners' Association, all as described in Book 6612, Page 75, et seq., said Register's Office.

Being part of the same property conveyed to BVT Country Place, Ltd., a Tennessee limited partnership, by deed from Richard F. Schmidt, nominee for the trustees of Novus Property Company (formerly known as First Wisconsin Mortgage Trust), a Massachusetts business trust, of record in Book 5873, Page 908, Register's Office for Davidson County, Tennessee.

As part of the consideration for this transfer, Grantees agree to be bound by the terms, covenants, and restrictions set forth in Master Deed for the Danbury Homeowners' Association, of record in Book 6612, Page 75, and its attendant By-Laws, in said Register's Office.

Grantor does hereby transfer and sell unto Grantees all fixtures and appliances which might be owned by Grantor and located in the said Unit, including range, refrigerator, dishwasher and disposal.

This conveyance is given subject to the terms, covenants and conditions of a certain "Condominium Unit Sale Contract" (or "Apartment Reservation Agreement") by and between Grantor and Grantees wherein Grantor agreed to sell the Unit and Grantees agreed to purchase the Unit; a copy is available for examination at the office of First Management Services at Suite 575, 222 Third Avenue North, Nashville, Tennessee 37201. Such "Condominium Unit Sale Contract" (or "Apartment Reservation Agreement") is incorporated by reference as if fully copied herein.

Further, this conveyance is given subject to:

1. 1985 taxes, which have been prorated and adjusted as of the date hereof.

2. The terms and conditions of the Horizontal Property Act of Tennessee, the above Master Deed and By-Laws, the above Condominium Plat, and any amendments thereto.

This is improved property, known as 5316 Edmondson Pike, Unit No. 5316-#5, Nashville, Tennessee 37211.

TO HAVE AND TO HOLD the said Unit and undivided interest with the appurtenances, estate, title and interest thereto belonging to the said SUSAN D. SMITH AND R. SYDNEY SMITH, their heirs and assigns, forever.

And Grantor does covenant with the said Grantees, that it is lawfully seized and possessed of said Unit and undivided interest in fee simple; has a good right to convey it, and the same is unencumbered, except as herein set forth.

And Grantor does further covenant and bind itself, its successors and assigns, to warrant and forever defend the title to the said Unit and undivided interest to the said Grantees, their heirs and assigns against the lawful claims of all persons whomsoever.

WITNESS the Grantor's signature this 28th day of October, 1985.

BVT COUNTRY PLACE, LTD.,
A Tennessee Limited Partnership

By: _____
Harald von Scharfenberg, General Partner

By: _____
Willie K. Davis, his attorney-in-fact

By: BVT PROPERTIES, INC., General Partner

By: _____
Willie K. Davis, its attorney-in-fact

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Willie K. Davis, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be attorney-in-fact for Harald von Scharfenberg, a General Partner of BVT COUNTRY PLACE, LTD., the within named bargainor, a limited partnership, and that he, as such attorney-in-fact for such General Partner, executed the foregoing instrument in behalf of such General Partner for the purposes therein contained and as the free act and deed of such General Partner, by signing the name of the said Harald von Scharfenberg as General Partner on behalf of the limited partnership by himself as attorney-in-fact.

Witness my hand and seal, at office in Nashville, Tennessee, this 28th day of October, 1985.

Benita H. Upton
NOTARY PUBLIC

MY COMMISSION EXPIRES: 07-27-86.

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Willie K. Davis, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be attorney-in-fact for BVT Properties, Inc., a corporation, which corporation is a General Partner of BVT COUNTRY PLACE, LTD., the within named bargainor, a limited partnership, and that he, as such attorney-in-fact for such General Partner, executed the foregoing instrument in behalf of such General Partner for the purposes therein contained and as the free act and deed of such General Partner, by signing the name of the said corporation as General Partner on behalf of the limited partnership by himself as attorney-in-fact.

Witness my hand and seal, at office in Nashville, Tennessee, this 28th day of October, 1985.

Benita H. Upton
NOTARY PUBLIC

MY COMMISSION EXPIRES: 07-27-86.

IDENTIFICATION REFERENCE

48890

OCT 30 1 55 PM '85

FELIX P. LASSITER REGISTER
DAVIDSON COUNTY, TN

**OFFICIAL RECEIPT**

**FELIX Z. WILSON, II**

**REGISTER OF DAVIDSON COUNTY**
**NASHVILLE, TENNESSEE**

RECEIVED OF_____

FOR_____ BOOK 6696 PAGE 500

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

| DATE | SYMBOL | VALUATION | TAX AND FEES | TOTAL PAID |
|---|---|---|---|---|

53750.00- CAIT.
139.62 CSTAX
.50 PRFEE
9.00 WDEED
CHECK 149.12-
1813A10/30/85 BAL .00

RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK

4 8 6 9 0

IDENTIFICATION REFERENCE

Oct 30 1 55 PM '85

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

**No.** 187138