rls427:02/06/86

BOOK6790 PAGE 280

THIS INSTRUMENT PREPARED BY:
DEARBORN & EWING, ATTORNEYS
Suite 1200, One Commerce Place
Nashville, Tennessee 37239

RE-RECORD
BOOK6791 PAGE 48

DEED OF CLARIFICATION

WHEREAS, by deed of record in Book 6772, page 654, Register's Office for Davidson County, Tennessee (the "Deed"), Clairmont Building & Development Co., Inc. and MCR Development Corp. (the "Grantors") conveyed all of their right, title and interest in and to a certain tract or parcel of land in Davidson County, Tennessee, to Clairmont Investors, a Tennessee joint venture composed of Clairmont Building & Development Co., Inc. and MCR Development Corp., a Tennessee corporation (the "Grantee"); and

WHEREAS, a question has been raised as to the identification of the Grantors in said Deed; and

WHEREAS, the Grantors and Grantees desire to remove any possibility of the misinterpretation of said Deed and to further clarify said Deed;

NOW, THEREFORE, Clairmont Building & Development Co., Inc., a Tennessee corporation, and MCR Development Corp., a Tennessee corporation, as tenants in common, in consideration of the sum of $1.00 to them in hand paid, have bargained and sold and by these presents do bargain, sell and convey unto Clairmont Investors, a Tennessee joint venture composed of Clairmont Building & Development Co., Inc. and MCR Development Corp., a Tennessee corporation, their heirs and assigns, all of their right, title and interest in and to the following parcel of real estate located in Davidson County, Tennessee, described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE AS FULLY AS THOUGH COPIED VERBATIM HEREIN

The said Grantors do hereby re-affirm and ratify the said deed of record in Book 6772, page 654, Register's Office for said County.

IN TESTIMONY WHEREOF, the said parties hereto have hereunto set their signatures on this the 21st day of February, 1986.

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CLAIRMONT INVESTORS

BY: Clairmont Building & Development Co., Inc.

BY: Douglas U. Kirk

ITS: Vice President

BY: MCR DEVELOPMENT CORP.

BY: William E. Rudolph

ITS: President

"GRANTEE"

CLAIRMONT BUILDING & DEVELOPMENT CO., INC.

BY: Douglas U. Kirk

ITS: Vice President

MCR DEVELOPMENT CORP.

BY: William E. Rudolph

ITS: President

"GRANTORS"

RE-RECORD BOOK 6791 PAGE 49

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, Wynelle Bastian, a Notary Public in and for the County and State aforesaid, personally appeared Douglas U. Kirk, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be Vice President of Clairmont Building & Development Co., Inc., the within named bargainor, a corporation, and that he as such Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Vice President.

Witness my hand and seal, at office in Nashville, Tennessee, this the 21 day of February, 1986.

Wynelle Bastian
NOTARY PUBLIC

My Commission Expires: 1-19-88

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, Wynelle Bastian, a Notary Public in and for the County and State aforesaid, personally appeared William E. Rudolph, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be President of MCR Development Corp., the within named bargainor, a corporation, and that he as such President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as President.

Witness my hand and seal, at office in Nashville, Tennessee, this the 21 day of February, 1986.

Wynelle Bastian
NOTARY PUBLIC

My Commission Expires: 1-19-88

BOOK 6791 PAGE 50

BOOK 6790 PAGE 282

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, Wynelle Bastian, a Notary Public in and for the County and State aforesaid, personally appeared Douglas H. Kirk, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be Vice President of Clairmont Building & Development Co., Inc., a corporation and a joint venturer of Clairmont Investors, the within named bargainor, a Tennessee joint venture, and that he as Vice President of Clairmont Building & Development Co., Inc., being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the joint venture by himself as Vice President of Clairmont Building & Development Co., Inc., a joint venturer.

Witness my hand and seal, at office in Nashville, Tennessee, this the 21 day of February, 1986.

Wynelle Bastian
NOTARY PUBLIC

My Commission Expires: 1-19-88

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, Wynelle Bastian, a Notary Public in and for the County and State aforesaid, personally appeared William E. Rudolph, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be President of MCR Development Corp., a corporation and a joint venturer of Clairmont Investors, the within named bargainor, a Tennessee joint venture, and that he as President of MCR Development Corp., being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the joint venture by himself as President of MCR Development Corp., a joint venturer.

Witness my hand and seal, at office in Nashville, Tennessee, this the 21 day of February, 1986.

Wynelle Bastian
NOTARY PUBLIC

My Commission Expires: 1-19-88

RUSH

IDENTIFICATION REFERENCE

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FELIX Z. WILSON, REGISTER
DAVIDSON COUNTY, TN

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EXHIBIT A

RE-RECORD
BOOK 6791 PAGE 51

A tract of land lying in the First Civil District of Davidson County, Tennessee, being more particularly described according to a survey made by Anderson-Delk &. Associates, Inc, dated July 5, 1985, as follows:

Beginning at an existing concrete monument on the Northerly margin of Tusculum Road, said concrete monument also being the most Southeasterly corner of The Cathey Enterprises, Inc. Property as of record in Book 6067, page 997, Register's Office for Davidson County, Tennessee; thence leaving the Northerly margin of Tusculum Road along the most Easterly margin of the said Cathey Enterprises, Inc. Property and the Melvin H. Cathey et. ux. Property as of record in Book 6066, page 651, said Register's Office, North 39 degrees 17 minutes 59 seconds East a distance of 1000.41 feet to an existing iron pin on the most Southerly margin of the Paul D. Hurd Property as of record in Book 5810, page 992, said Register's Office; thence along the Southerly margin of the said Paul D. Hurd Property South 81 degrees 43 minutes 48 seconds East a distance of 164.28 feet to an exsiting iron pin; thence continuing South 81 degrees 37 minutes 39 seconds East a distance of 108.91 feet to an existing iron pin; thence leaving the Southerly margin of the said Paul D. Hurd Property and along with the most Westerly margin of the Mary Elizabeth McPherson Property as of record in Book 5818, page 504, said Register's Office, and the Christian Center Assembly Property as of record in Book 5816, page 429, said Register's Office, South 24 degrees 50 minutes 21 seconds West a distance of 1248.28' to an existing iron pin lying on the Northerly margin of Tusculum Road; thence along the Northerly margin of Tusculum Road and around a curve to the right, having a radius of 788.51 feet, a chord bearing of North 45 degrees, 48 minutes 25 seconds West, and a chord distance of 68.21 feet to a point; thence continuing North 43 degrees 19 minutes, 40 seconds West a distance of 481.91 feet to the point of beginning, containing 10.04, more or less acres.

Being the same property convey to Clairmont Investors, a Tennessee joint venture composed of Clairmont Building & Development Co., Inc., A Tennessee corporation, and MCR Development Corp., a Tennessee corporation, by deed of record in Book 6772, page 654, said Register's Office.

RE-RECORD
7.8868

IDENTIFICATION REFERENCE

FEB 27 10 52 AM '86