THIS INSTRUMENT WAS PREPARED BY:
M. NORRIS JENKINS, ATTORNEY AT LAW
Suite 230, 392 Harding Place, Nashville, TN 37211

# WARRANTY DEED

| Address of New Owner(s): | Send Tax Bills To: | Map/Parcel Numbers: |
|---|---|---|
| Cross Creek Construction<br>6564 Hillsboro Road<br>Brentwood, TN 37027 | Same | Map 91-6<br>Parcel 138 & 56 |

FOR AND IN CONSIDERATION of the exchange of like property of the same value by the hereinafter Grantee(s), and other good and valuable considerations, the receipt of which is hereby acknowledged;
Khoury-Costanza Partnership, a Georgia partnership

hereinafter called the Grantor(s), have bargained and sold, and by these presents do transfer and convey unto

Cross Creek Construction, a sole proprietorship,

hereinafter called the Grantee(s), their heirs and assigns, a certain tract or parcel of land in Davidson County, State of Tennessee, described as follows, to-wit:

Land in the 8th, formerly the 13th Civil District of Davidson County, Tennessee, consisting of two tracts described as follows:

Tract No. 1: Beginning at a concrete monument at the southwest corner of Lot No. 26 in West Park Addition; thence with the southerly boundary of said West Park Addition, south 58 deg. 54' east 329.2' to a concrete monument; thence south 31 deg. 10' west 51' to a concrete monument; thence south 58 deg 53' east 364.4' to a concrete monument thence north 31 deg 00' east 16' to a concrete monument; south 58 deg. 56' east 167' to a point in the centerline of Trice Drive; thence north 31 deg. 00' east 15' to a point; thence south 58 deg. 56' east 150' to a concrete monument in the line between West Park Addition and West Park Addition No. 2; thence with said line south 31 deg. 00' west 55' more or less to a point in the southeasterly boundary of property conveyed to Richard J. Eddy and wife, by deed of record in Book 2027, page 20, Register's Office for said County; thence with the boundary of the Eddy property northwestwardly 150' more or less to the northwestwardly boundary of property conveyed to Eddy and wife, as aforesaid; thence with the said boundary south 31 deg. west 145' more or less; to a point in the center of Richland Creek, being the southwest corner of the said Richard J. Eddy and wife, property; thence down Richland Creek with the meanders thereof to a point in the westerly line of West Park Addition as extended to Richland Creek; thence north 31 deg. 00' east with the extension of said westerly line of West Park Addition 450', more or less, to the beginning.

Tract No. 2: A tract of land in the 8th, formerly the 13th, Civil District of said County, described according to a survey made by George W. Watkins, Surveyor, January 26, 1952, as follows:

Beginning in the center of Richland Creek at the southwest corner of the property conveyed to G. W. Tyler and wife, by deed from Bransford Realty Company, of record in Book 900, page 11, Register's Office for said County, thence with Tyler's westerly line north 31 deg. east 500' to an iron pin; thence north 58 deg. west 400' to an iron pin in the easterly line of the property conveyed to the City of Nashville, by deed from Theo R. Cook, of record in Book 2023, page 121, said Register's Office; thence with their easterly line south 31 deg. west 630' to the center of Richland Creek; thence with the center of said Creek south 65 deg. east 200'; thence north 82 deg. east 135'; thence south 74 deg. east 100' to the beginning, containing 5.2 acres, more or less.

Excluded from the said Tract No. 1 and Tract No. 2 above described is the 2.5 acres more or less, vested in the Metropolitan Government of Nashville and Davidson County, Tennessee, by decree of the Second Circuit Court of said County, a certified copy of said decree being of record in Book 4378, page 910, said Register's Office.

Being the same property conveyed to Khoury-Costanza Partnership by deed from Barbara A. Costanza of record in Book 6005, page 773, Register's Office for Davidson County, Tennessee. Barbara Costanza having since remarried and now being Barbara Donald.

( ) unimproved
This is ( ) improved property at _____

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said Grantees, their heirs and assigns, forever; and we do covenant with the said Grantees that we are lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered, unless otherwise herein set out; and we do further covenant and bind ourselves, our heirs and assigns, against the lawful claims of all persons whomsoever. Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Witness our hands this 19th day of October, 1987.

KHOURY-COSTANZA PARTNERSHIP

By: David K. Khoury
DAVID K. KHOURY

KHOURY-COSTANZA PARTNERSHIP

By: Barbara Donald
BARBARA DONALD

STATE OF GEORGIA )
COUNTY OF Chatham )

Before me, the undersigned, of the State and County aforesaid, personally appeared David K. Khoury, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who, upon oath, acknowledged himself to be a partner of Khoury-Costanza Partnership, the within named bargainor, a partnership, and that he as such partner, executed the foregoing instrument for the purpose therein contained, by signing the name of the partnership by himself as a partner.

Witness my hand and seal, this 19th day of October, 1987, at Savannah, Georgia.

My Commission Expires:
JENNY B. GENTRY
Notary Public, Georgia, State at Large
My Commission Expires Oct. 24, 1988

Jenny B. Gentry
NOTARY PUBLIC

STATE OF GEORGIA )
COUNTY OF [illegible] )

Before me, the undersigned, of the State and County aforesaid, personally appeared Barbara Donald, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who, upon oath, acknowledged herself to be a partner of Khoury-Costanza Partnership, the within named bargainor, a partnership, and that she as such partner, executed the foregoing instrument for the purpose therein contained, by signing the name of the partnership by herself as a partner.

Witness my hand and seal, this [illegible] day of October, 1987, at [illegible], Georgia.

My Commission Expires:
Notary Public, DeKalb County, Georgia
My Commission Expires July 6, 1990

[illegible]
NOTARY PUBLIC

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

The actual consideration or value whichever is greater, for this transfer is $ 37,500.00 .

[illegible]
AFFIANT

Subscribed and sworn to before me this 5TH day of NOV 1987.

My Commission Expires:
7-31-89

[illegible]
NOTARY PUBLIC

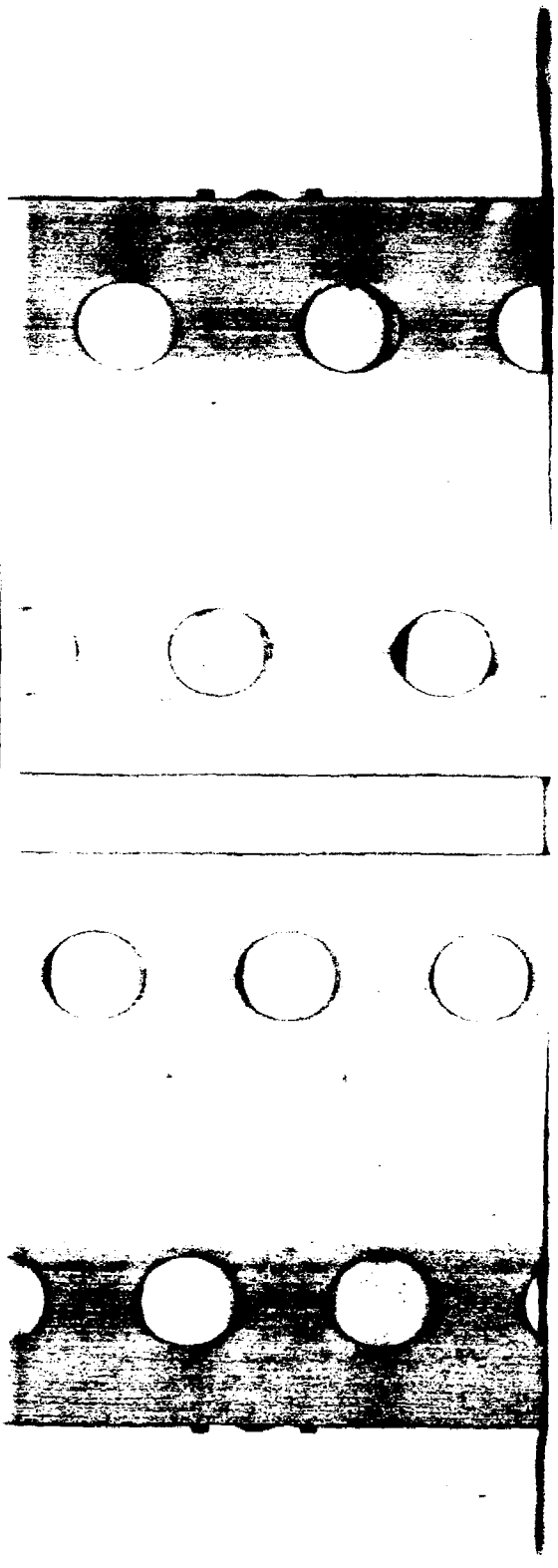
80851

IDENTIFICATION REFERENCE

Nov 9 10 55 AM '87

FELIX Z. WILSON JR. REGISTER
DAVIDSON COUNTY, TN

RUSH



**OFFICIAL RECEIPT**

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

RECEIVED OF _____

FOR _____

BOOK 7398 PAGE 902

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

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

37500.00- CAMT.
105.00 CSTAX
.50 PRFEE
9.00 *DEED
CHECK 114.50-
0672A11/09/87 BAL .00

RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK

T 38 03

Nov 9 10 55 AM

No. 33925