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BOOK 30

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DEED OF CORRECTION

This Deed of Correction entered into the 18th day of April, 1987 by and between Edward Douglas Underwood and wife, Evelyn O. Underwood (herein "Underwood"), Gerald B. Smith and Sue Fuller Smith XXXXXXXXXXXXXXXXXXX (herein "Smith"), Sigurd E. Lee and wife, Kim Jones Lee (herein "Lee"), James L. Roberts, Trustee, for the use and benefit of Third National Bank assigned to Biscayne Federal Savings and Loan Association (herein "Biscayne").

0529 04/20 0201 CSCHECK 18.00

W I T N E S S E T H

WHEREAS, all the parties mentioned in the above caption have either a legal or beneficial interest in certain real property located in Nashville, Davidson County, Tennessee; and,

WHEREAS, through inadvertence, the legal description of record to said tract of land is incorrect as it describes the entire southerly boundry; and,

WHEREAS, Biscayne is the holder of a certain indebtedness evidenced by Promissory Notes secured by Deed of Trust of record in the Register's Office of Davidson County, Tennessee as hereinafter set forth; and,

WHEREAS, the parties to this Agreement all desire to amend and correct said legal description in order to correctly describe the metes and bounds of said tract of land; and,

WHEREAS, a certain Non-Exclusive Driveway Agreement and Easement has been entered by and between Underwood and Lee based upon said incorrect legal description, and the parties desire to amend the legal description as it applies to this subject tract of land and certain portions of the Non-Exclusive Driveway Agreement and Easement as hereinafter set forth.

NOW, THEREFORE, for and in consideration of the mutual covenants, considerations, and agreements, the parties hereinafter agree as follows:

23135

IDENTIFICATION REFERENCE

APR 20 2 41 PM '88

FILED WILKINS REGISTER DAVIDSON COUNTY, TN

1. Identification of Subject Property. The property hereinafter described is known as land in the 14th Civil District of Davidson County, Tennessee described as being bounded on the north by Madison Smith, et ux; on the east by Buffalo Road and on the south and west by Edward Douglas Underwood and wife, Evelyn Underwood. It is improved property located at Route 2, Buffalo Road.

2. Original Incorrect Legal Description. The original legal description of this property is contained in Book 5193, page 870, Register's Office for Davidson County, Tennessee, and is set forth as follows:

> Land in the 14th Civil District of Davidson County, Tennessee described as follows:
>
> Beginning at a point in the center of Buffalo Road, said point is the west boundry line of Albert Ewing property; thence with said line N 44° 55 min. W 1242 ft. to a point; thence south 5° E 553 ft. to a point; thence S 86° E 250 ft. to a point; thence S 42° 30 min. E 600 ft. to a point in the center of Buffalo Road; thence with the same, N 47° 30 min. E 250 ft. to the point of beginning and containing 6.3 acres, more or less.
>
> Being part of the property conveyed to Edward Douglas Underwood and wife, Evelyn O. Underwood by deed from Gordon Drake and wife, Irene W. Drake of record in Book 3570, page 255, Register's Office for Davidson County, Tennessee.

3. Correct Legal Description. The parties hereby agree that the correct legal description of said tract of land shall be as follows:

> Land in the 14 Civil District of Davidson County, Tennessee, as shown by the survey of Robert H. Cummings, Registered Land Surveyor (Tennessee License No. 693) dated July 27, 1987 and described as follows:
>
> Beginning at an iron pin in the westerly right-of-way of Buffalo Road (20 feet from the centerline) said iron pin being in the southwesterly boundary line of property owned by Madison Smith, et ux, ada of record in Deed Book 3954, Page 114, in the Register's Office of Davidson County, Tennessee (R.O.D.C.T.) said iron pin being located northerly along Buffalo Road from the intersection of said road with Charlotte Pike a distance of approximately 0.9 mile; thence, with the southwesterly boundary line of said Smith property north 44 degrees 55

minutes west 1233.19 feet to an iron pin in a fence corner; thence, with the easterly boundary line of property owned by Edward D. Underwood, et ux, Evelyn of record in Deed Book 3570 Page 253 (R.O.D.C.T.) as follows: South 05 degrees zero minutes east 553.00 feet to a point• south 74 degrees 41 minutes 20 seconds east 262.69 feet to an iron pin; south 42 degrees 30 minutes east 579.96 feet to an iron pin in the westerly right-of-way of Buffalo Road (20 feet from the centerline); thence, with said right-of-way north 43 degrees 48 minutes 40 seconds east 159.09 feet to the beginning of a curve concave to the East having a radius of 567.74 feet; thence, with said curve an arc distance of 90.04 feet through a central angle of 09 degrees and 05 minutes to the beginning containing 6.39 acres.

4. Instruments to be Amended. The legal description in the following instruments is to be amended by the corrected legal description as set forth in paragraph 3 of this Deed of Correction as follows:

(a) Warranty Deed from Edward Douglas Underwood and wife, Evelyn O. Underwood to Gerald B. Smith and wife, Sue Fuller Smith of record in Book 5193, Page 870, Register's Office for Davidson County, Tennessee.

(b) Deed of Trust from Gerald B. Smith, et ux, to James Roberts, Trustee, of record in Book 5372, Page 100, rerecorded in Book 5374, Page 592. Register's Office for Davidson County, Tennessee, assigned to Biscayne Federal Savings and Loan Association, of record in Book 5380, page 742, Register's Office for Davidson County, Tennessee.

(c) Warranty Deed from Gerald B. Smith and wife, Sue Fuller Smith to Sigurd Edward Lee and wife, Kim Jones Lee, of record in Book 5531, Page 730, Register's Office for Davidson County, Tennessee.

(d) Non-Exclusive Driveway Agreement and Easement between Underwood and Lee, of record in Book 6272, page 690, Register's Office for Davidson County, Tennessee.

5. It is expressly agreed that all other terms and provisions of said Deeds, Deeds of Trust and Driveway Agreement shall remain in full force and effect without amendment.

The parties hereto have executed the foregoing Deed of Correction this the 18th day of April, 1987.

Edward Douglas Underwood

Edward Douglas Underwood

Evelyn O. Underwood

Evelyn O. Underwood

Gerald B. Smith

Gerald B. Smith

Sue Fuller Smith

Sue Fuller Smith

Sigurd E. Lee

Sigurd E. Lee

Kim Jones Lee

Kim Jones Lee

BISCAYNE FEDERAL SAVINGS AND LOAN ASSOCIATION, now known as CITICORP SAVINGS OF FLORIDA by THIRD NATIONAL MORTGAGE COMPANY, its Servicing Agent

by: Rodney B. Hartman

Rodney B. Hartman
Vice President

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Edward Douglas Underwood and wife, Evelyn O. Underwood, the within named bargainors, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged that they have executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this the 4th day of March, 1987.

Notary Public

My commission expires: July 18, 1988

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Gerald B. Smith and Sue Fuller Smith ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~, the within named bargainors, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged that they have executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this the 18th day of April, 1987.

NOTARY PUBLIC

My commission expires: 7-2-89

STATE OF TEXAS)
)
COUNTY OF Dallas)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Sigurd E. Lee and wife, Kim Jones Lee, the within named bargainors, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged that they have executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal at Dallas, Texas, this the 16th day of March, 1987.

NOTARY PUBLIC

My commission expires: 4-5-91

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

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Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Rodney D. Hartman, Vice President for Third National Mortgage Company, servicing agent for Biscayne Federal Savings and Loan Association, now known as Citicorp Savings of Florida, the within named bargainor, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged that he has executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this the 29th day of March, 1988.

Victoria Hambers
NOTARY PUBLIC

My Commission Expires JAN. 21, 1990

My commission expires: _____

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared David B. Herbert, Trustee for Mildred Jarrett, the within named bargainor, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged that he has executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and official seal at _____, Tennessee, this the _____ day of _____, 1988.

NOTARY PUBLIC

My commission expires: _____