OMAN CONSTRUCTION COMPANY, INC.

WARRANTY DEED

6070 10/12 0101 03CHECK 9:00

Project:	County:	Tract:
19957-2536-04	8th C. D. DAVIDSON	12

KNOW ALL MEN BY THESE PRESENTS, That I/we,

MAIL ENV.

OCT 12 10 44 AM '88

7.5408

have bargained and sold, and by these presents do transfer and convey unto

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE

the land and/or land rights more particularly described as follows:

Beginning at the point of intersection of the existing west margin of 28th Avenue North and the south boundary of the Charles L. Waterston property; thence with said margin southwardly 277 feet more or less to a point which is 25 feet right of proposed 28th Avenue centerline station 2+46.344; thence with a curve left having a radius of 277.0 feet northwestwardly 148.251 feet; thence South 84 degrees 30 minutes 00 seconds West 43.04 feet; thence South 33 degrees 37 minutes 14 seconds West 74.0 feet thence South 27 degrees 53 minutes 14 seconds West 90.21 feet; thence with a curve left having a radius of 532.958 feet southwestwardly 57.362 feet; thence South 12 degrees 58 minutes 47 seconds West 104.96 feet; thence South 07 degrees 30 minutes 42 seconds West 107.26 feet; thence South 06 degrees 37 minutes 00.09 seconds West 815 feet more or less to a point in C. O. Lee's north boundary; thence with said boundary North 78 degrees 38 minutes 42 seconds East 80 feet more or less to a point in the proposed west margin of the 28th Avenue Connector; thence North 06 degrees 37 minutes 00.09 seconds East 806 feet more or less to a point which is 40 feet left of proposed centerline station 67+50.841; thence North 07 degrees 31 minutes 37 seconds East 111.03 feet; thence North 13 degrees 01 minutes 43 seconds East 116.53 feet; thence with a curve right having a radius of 612.958 feet northeastwardly 65.97 feet; thence North 28 degrees 21 minutes 37 seconds East 116.17 feet; thence North 33 degrees 52 minutes 02 seconds East 111.40 feet; thence North 34 degrees 47 minutes 00.02 seconds East 80 feet more or less to a point in Charles L. Waterston's south boundary; thence with said south boundary South 82 degrees 47 minutes 05 seconds East 130 feet more or less to the point of beginning and containing 2.881 acres and being part of the same property conveyed by David W. McMackin, Substitute Trustee; J. C. Brown, William H. Gillespie, and wife; and Dewey McCutcheon, and wife to Oman Construction Company, Incorporated, as of record in Book 6255, page 38; Book 3280, page 110; Book 3312, page 212; and Book 4293, page 767, Register's Office for Davidson County, Tennessee.

The above described property is hereby conveyed in fee simple and the lien for property taxes against the same is to be removed as provided for in Section 67-5-203, Tennessee Code Annotated.

The land upon which the drainage facility is to be constructed is to remain the property of the undersigned and may be used for any purpose desired, provided such use does not interfere with the use or maintenance of the drainage facility.

PARCEL 1
Beginning at a point in the proposed east margin of the 28th Avenue Connector described above, said point being 41.83 feet right of proposed centerline station 69+27.96; thence South 78 degrees 55 minutes 22 seconds East 19.429 feet; thence South 11 degrees 04 minutes 39 seconds West 52 feet; thence North 78 degrees 55 minutes 22 seconds West 21.147 feet to a point in the proposed east margin; thence with said east margin North 12 degrees 58 minutes 47 seconds East 54.71 feet to the point of beginning.

PARCEL 2
Beginning at a point in the proposed east margin of the 28th Avenue Connector, said point being 40 feet right of proposed centerline station 62+76; thence with said margin North 06 degrees 37 minutes 00.09 seconds East 48 feet; thence South 83 degrees 23 minutes 00 seconds East 36 feet; thence South 06 degrees 37 minutes 00 seconds West 48 feet; thence North 83 degrees 23 minutes 00 seconds West 36 feet to the point of beginning.

PARCEL 3
Beginning at the point in the proposed west margin of the 28th Avenue Connector, said point being 40 feet left of proposed centerline station 63+24; thence with said margin South 06 degrees 37 minutes 00.09 seconds West 48 feet; thence North 83 degrees 23 minutes 00 seconds West 25 feet; thence North 06 degrees 37 minutes 00 seconds East 48 feet; thence South 83 degrees 23 minutes 00 seconds East 48 feet; thence South 83 degrees 23 minutes 00 seconds East 25 feet to the point of beginning.

PARCEL 4
Beginning at a point in the proposed west margin of the 28th Avenue connector said point being 37.91 feet left of proposed centerline station 69+24.43; thence South 13 degrees 01 minutes 43 seconds West 49.76 feet; thence North 78 degrees 55 minutes 22 seconds West 28.984 feet; thence North 11 degrees 04 minutes 38 seconds East 52 feet; thence South 78 degrees 55 minutes 22 seconds East 30.756 feet to the point of beginning.

Parcels 1, 2, 3, and 4 together contains 5536 square feet.

By this instrument the grantors hereby convey an easement for construction of slopes outside the proposed right-of-way line. The land on which the slopes are to be constructed remains the property of the grantors. This easement shall terminate upon completion of construction of the project.

PARCEL "A" - Beginning at a point in the proposed east margin of the 28th Avenue Connector described above said point being 25 feet right of proposed 28th Avenue centerline station 2+46.344; thence with the proposed east margin northwestwardly then southwardly 1382.74 feet to a point in C. O. LEE's north boundary; thence with said boundary South 78 degrees 38 minutes 42 seconds East 5 feet more or less; thence with the meander of the slope northwardly and southeastwardly 1383 feet more or less to a point in the existing west margin of 28th Avneue North thence with said margin northwardly 18 feet more or less to the point of beginning. Included but excluded is part of parcel 1 and 2 described above.

PARCEL "B" - Beginning at the point of intersection of the proposed west margin of the 28th Avenue Connector and the north boundary of the C. O. Lee's property; thence with C.O. Lee's north boundary NOrth 78 degrees 38 minutes 42 seconds West 1 foot more or less; thence with the meander of the slope northwardly 1350 feet more or less to a point in Charles L. Waterston south boundary; thence with said south margin South 82 degrees 47 minutes 05 seconds East 5 feet more or less to a point in the proposed west margin; thence with said margin southwardly 1353 feet more or less to the point of beginning. Included but excluded is part of Parcels 3 and 4 described above.

Parcels "A" and "B" together contains 20,850 square feet.

PARCEL 1 - Beginning at the point of intersection of the east margin of the easement described in Parcel "A" above;thence with the meander of the slope 1383 feet more or less northwardly and southeastwardly to a point in the existing west margin of 28th Avenue North; thence with a line which is at all points parallel to and 5 feet east of the toe of the slope described in Parcel "A: above northwestwardly and southwardly 1385 feet more or less to a point in C. O. Lee's north boundary; thence with Lee's north boundary North 78 degrees 38 minutes 42 seconds West 5 feet to the point of beginning. Included but excluded is part of Parcels 1 and 2 described above.

PARCEL 2 - Beginning at the point of intersection of the westmargin of the easement described in Parcel B above and C. O. Lee's north boundary; thence with said north boundary North 78 degrees 38 minutes 42 seconds West 5 feet; thnce with a line which is parallel to and at all points 5 feet west of the toe of the slope described in Parcel B above northwardly 1350 feet to a point in Charles L. Waterston's south boundary; thence with said south boundary North 82 degrees 47 minutes 05 seconds West 6 feet more or less to a point in the west margin of the Parcel B easement; thence with the meander of the slope in Parcel B southwardly 1350 feet more or less to the point of beginning. Included but excluded is part of parcels 3 and 4 described above.

Parcels 1 and 2 together contains 14,100 square feet.

By this instrument the grantors hereby convey an easement for the construction of working area outside of the proposed right-of-way line. The title to the above described land remains vested in the grantor and is to be used by the State of Tennessee,its contractors or assigns for a period of two years, from and after the commencement of construction.

The consideration mentioned herein includes payment for the property taken, also payment for incidental damages to the remainder compensable under eminent domain.

Thisinstrument was prepared by the State of Tennessee, Department of Transportation, Nashville, Tennessee.

The above described property is not improved and is located on the west side of 28th Avenue North 1000 feet north of Buchanan Street.

This conveyance is made in consideration of SIXTY FOUR THOUSAND SIX HUNDRED AND TWENTY FIVE DOLLARS ($64,625.00) Dollars, cash in hand paid, the receipt of which is hereby acknowledged.

TO HAVE AND TO HOLD said land, with the appurtenances, estate, title and interest thereto belonging, except as may be specified otherwise herein, to the said City or County. And I/we do covenant with the said City or County that I am/we are lawfully seized and possessed of said land in fee simple, have a right to convey it and the same is unencumbered.

And I/we do further covenant and bind myself/ourselves, my/our heirs and representatives, to warrant and forever defend the title to said easement to the said State of Tennessee against the lawful claims of all persons whomsoever.

Witness my/our hand(s), this 12th day of October, 1988

Omar Construction Co., Inc

D. F. Cole, Jr.

V. P.

STATE OF TENNESSEE

COUNTY OF Davidson

Personally appeared before me, Mary Lynn Hay a Notary Public in and for said County and State, the within named D. F. Cole, Jr. Vice President of Omar Construction Company, Inc

the bargainor(s), with whom I am personally acquainted, and who acknowledged that he/she/they executed the within instrument for the purposes therein contained.

Witness my hand and official seal, at Nashville, Tennessee, this 12th day of October, 1988.

Mary Lynn Hay
Notary Public

My commission expires:

May 13, 1990

MARY LYNN HAY NOTARY PUBLIC AT LARGE STATE OF TENNESSEE

RECORDER'S MEMO
LEGIBILITY OF WRITING, TYPING OR PRINTING IN THIS DOCUMENT UNSATISFACTORY WHEN RECEIVED

WARRANTY DEED

FROM

TO

Filed for record this ____ day of ____, A.D., 19____, at ____ o'clock ____ minutes ____ M.

Register.