38875

IDENTIFICATION REFERENCE

35

This Instrument Prepared By:
W. Russell Wilson
FROST & JACOBS
2500 PNC Center
201 East Fifth Street
Cincinnati, Ohio 45202
(513) 651-6800

94 APR 13 PM 3:54

FELIX A. [illegible] REGISTER
DAVIDSON COUNTY, TN.

BOOK 9311 PAGE 687

Address New Owner(s):
Allied Stores General Real Estate Co.
Seven West Seventh Street
Cincinnati, Ohio 45202
Attn: Real Estate Department

Send Tax Bills To:
New Owner

Map: 093-06-1
Parcel: 08600

QUIT-CLAIM DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars ($10.00), cash in hand paid, and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, **CAIN SLOAN, INC.**, a Delaware corporation (the "Grantor"), does hereby release, quit claim and convey unto **ALLIED STORES GENERAL REAL ESTATE COMPANY**, a Delaware corporation (the "Grantee"), all right, title and interest of the undersigned in and to a tract or parcel of land situated and being in Davidson County, Tennessee, and described according to a survey dated April 29, 1991, made by Barge, Waggoner, Sumner and Cannon, Engineers, Nashville, Tennessee, bearing No. 8659-04, as follows:

> Being a parcel of land in the First Civil District of Nashville, Davidson County, Tennessee, located on the southerly side of Church Street between Fourth Avenue North and Fifth Avenue North and being more particularly described as follows:
>
> Beginning at a point in the southerly margin of Church Street, said point being 102.98 feet easterly from the easterly margin of Fifth Avenue North; thence, FROM SAID POINT OF BEGINNING, with the southerly margin of Church Street, North 59° 30' 52" East 28.05 feet to a point; thence, leaving said margin, South 29° 56' 41" East 140.13 feet to a point; thence, South 60° 03' 01" West 28.37 feet to a building corner; thence, North 29° 48' 35" West 139.87 feet to the point of beginning; containing 3,950 square feet or 0.09 acre, more or less.
>
> The above legal description was prepared from a boundary survey prepared by Wendell H. Talley, Sr., Tennessee License No. 785, Barge, Waggoner, Sumner and Cannon, 162 Third Avenue North, Nashville, Tennessee 37201.

Such property was previously described in a deed to The Cain-Sloan Company by deed from The Crescent Amusement Company, of record in Book 1732, Page 311, Register's Office for Davidson County, Tennessee as follows:

Part of Lot No. 78 in the plan of the Original Town of Nashville, not of record, described as follows:

Beginning on the southerly margin of Church Street at the northeast corner of the First Presbyterian Church property; thence with their easterly line, southwardly 140 feet to a point; thence at right angles in an easterly direction, 28 feet, more or less, to the westerly line of Crescent Amusement Company's property; thence with their westerly line northwardly 140 feet, more or less, to the southerly margin of Church Street; thence with the southerly margin of said Street, westwardly 28 feet to the point of beginning.

The Cain-Sloan Company is now (continued below)*

The above property is conveyed SUBJECT TO: (i) taxes for the current year which are assumed by the Grantee, (ii) any applicable zoning ordinances and building and environmental regulations, (iii) such facts as a more recent survey would show, and (iv) easements, covenants and restrictions of record, if any.

This is improved property known as 421 Church Street, Nashville, Tennessee.

IN WITNESS WHEREOF, the Grantor has caused this instrument to be executed by its duly authorized officer or officers, this 28th day of February, 1994.

CAIN SLOAN, INC.,
a Delaware corporation

By: _____

James E. Darr, Jr.

Title: ~~Vice President & Secretary~~

*(continued from above) known as Cain Sloan, Inc. by Articles of Merger, of record in Book 7644, page 50, Register's Office for Davidson County, Tennessee.

STATE OF Arkansas)
)
COUNTY OF Pulaski)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared James E. Dare Jr, 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 **CAIN SLOAN, INC.**, a Delaware corporation, the within named bargainor, a corporation, and that he as such Vice President 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 Little Rock, Arkansas, this 28 day of February, 1994.

Marie Whiteaker
Notary Public

MARIE WHITEAKER NOTARY PUBLIC JEFFERSON COUNTY, ARKANSAS

My Commission Expires:

1-13-2002

3841 04/13 0101 03CHECK 12.00

STATE OF Ohio)
)
COUNTY OF Hamilton)

The actual consideration or value, whichever is greater, for this transfer is $ -0-.

Allied Stores General Real Estate Company

Affiant

Subscribed and sworn to before me, this 29th day of March, 1994.

Carol A. Heitfeld
Notary Public

My Commission Expires:

CAROL A. HEITFELD
Notary Public, State of Ohio
My Commission Expires Aug. 17, 1995

HAMILTON COUNTY, OHIO

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