PREPARED BY (AND RETURN TO):
WILKINS & IVEY, Attorneys
2405 Crestmoor Road; P.O. Box 150157
Nashville, Tennessee 37215-0157
Ph. (615) 298-3312 - Fax. 292-8746

W & I Ref: (cmw) (Title No: 35265)
Dav. Co. File: Box 8

State of Tennessee
County of Davidson
The actual consideration or value, whichever is greater, for this transfer is: $ 60666.66

Affiant

Sworn and subscribed before me this 27th day of May, 1994.

Notary Public

My Comm. Expires: 1-25-97

ADDRESS NEW OWNER:

Robert D. Lymburner
Mary J. Lymburner
147 Harpeth Trace Drive
Nashville, TN 37221

RESPONSIBLE FOR PAYMENT OF TAXES:
SAME

MAP-PARCEL NUMBERS
143-03-0-D 147.00

# *WARRANTY DEED*

**FOR AND IN CONSIDERATION** of the sum of Ten Dollars, cash in hand paid by the hereinafter named Grantee, and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Sara F. Eberle, a one-half undivided interest and Mark Forward Eberle, a one-sixth undivided interest**, hereinafter called the **Grantor**, has bargained and sold, and by these presents does hereby transfer and convey unto **Robert D. Lymburner and spouse, Mary J. Lymburner**, hereinafter called the **Grantee**, Grantee's heirs and assigns, a certain tract or parcel of land in Davidson County, Tennessee, described as follows: To Wit:

A certain condominium apartment in Davidson County, Tennessee, being Unit No. 147 on the revised plan of Harpeth Trace Highrise Condominium Apartments, of record in Book 5050, page 47, Register's Office for said County to which plan record thereof are incorporated herein and made a part hereof by reference.

BEING the same property conveyed to Sara F. Eberle, a one-half (1/2) undivided interest and to Mark Forward Eberle, Helen Eberle Daly, Dauphin Deposit Bank and Trust, Trustee under agreement with Joseph F. Eberle, Jr., for the Benefit of Thomas W. Eberle, a one-sixth (1/6) undivided interest, all as tenants in common by deed from Scott Austin Smith, a single person, of record in Book 8450, page 733, Register's Office fro Davidson County, Tennessee.

**Description Reference:** The description is the same as that used in the last deed prior to this transaction..

The property herein conveyed is subject to an easement for ingress and egress granted to Davidson County, David L. Pollack by Harpeth Glen Corp., a Tennessee Corporation as described by instrument of record in Book 4734, page 901, said Register's Office, agreement for dedication of easement for access roads, reservoir and pumping station site, water mains and appurtenances granted Metro Government of record in Book 5099, page 783, said Register's Office, the restrictions, easements, liens and other matters set forth in the Master Deed and By-Laws of record in Book 5116, Page 751 and Book 5120, page 918, said Register's Office, and to the matters set forth in the referenced Condominium Plan of record.

Emily Eberle, the spouse of Mark Forward Eberle, joins in this conveyance solely to convey any marital interest she may have in subject property.

**This is improved property, known as:** 147 Harpeth Trace Drive, Nashville, TN 37221

**TO HAVE AND TO HOLD** the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said Grantee, Grantee's heirs or assigns, forever.

**GRANTOR COVENANTS** with the said Grantee that Grantor is lawfully seised and possessed of said land in fee simple, has a good right to convey it, and the same is unencumbered, unless otherwise herein set out.

**GRANTOR FURTHER COVENANTS** and binds Grantor, Grantor's heirs and representatives, to warrant and forever defend the title to the said land to the said Grantee, Grantee's heirs and assigns, against the lawful claims of all persons whomsoever.

**WITNESS THE EXECUTION HEREOF** this 26 day of May, 1994.

Sara F. Eberle
**Sara F. Eberle**

Mark F. Eberle
**Mark Forward Eberle**

Emily F. Eberle
**Emily Eberle**

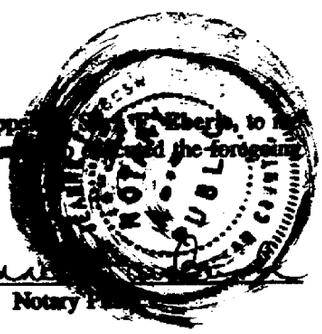
55535
IDENTIF. ↑ REFERENCE

94 MAY 31 PM 2:04
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN.

RECORDERS MEMO
LEGIBILITY OF WRITING, TYPING OR PRINTING IN THIS DOCUMENT UNSATISFACTORY WHEN RECEIVED

State of Tennessee
County of Davidson

On this 26 day of May, 1994, before me the undersigned authority, personally appe[illegible] Eberle, to me known (or proved to me on the basis of satisfactory evidence) to be the person(s) described in and who executed the foregoing instrument, and acknowledged the execution as a free act and deed.



My Commission Expires: 3/22/97

Notary Public

State of Tennessee
County of Davidson

On this 24th day of May, 1994, before me the undersigned authority, personally appeared Mark Forward Eberle, to me known (or proved to me on the basis of satisfactory evidence) to be the person(s) described in and who executed the foregoing instrument, and acknowledged the execution as a free act and deed.

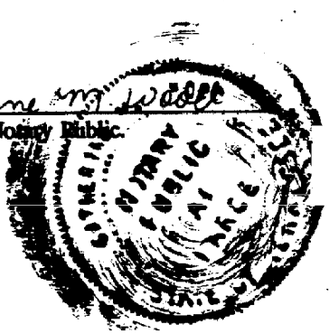


My Commission Expires: 1-25-97

Notary Public

State of Tennessee
County of Davidson

On this 24th day of May, 1994, before me the undersigned authority, personally appeared Emily Eberle, to me known (or proved to me on the basis of satisfactory evidence) to be the person(s) described in and who executed the foregoing instrument, and acknowledged the execution as a free act and deed.

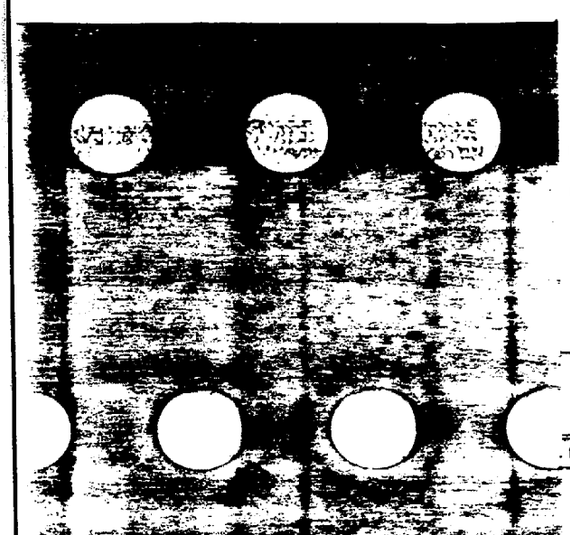


My Commission Expires: 1-25-97

Notary Public

1990 05/31 0101 03CHECK 233.50

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



RECEIVED OF _____

FOR _____

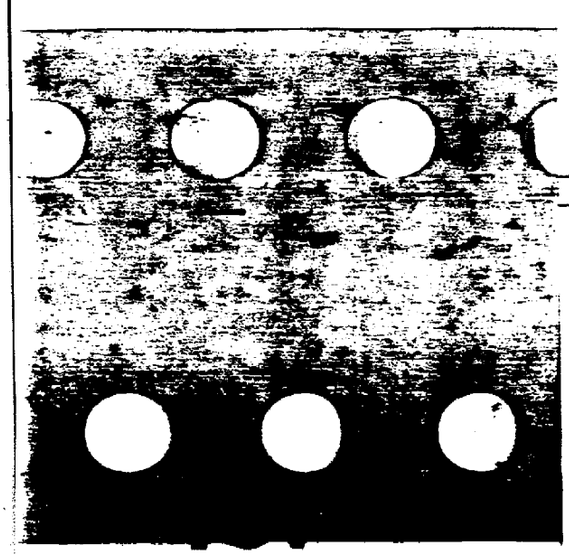
BOOK 9361 PAGE 276

CO - CONVEYANCE
MO - MORTGAGE
WD - WARRANTY DEED
TD - TRUST DEED

CC - CERTIFIED COPY
REL - RELEASE
UCC - UNIFORM COMMERCIAL CODE

MISC - MISCELLANEOUS
CO TX - STATE TAX CONVEY
MO TX - STATE TAX MORT
PRFEE - PROBATE FEE

| DATE | SYMBOL | VALUATION | TAX AND FEES | TOTAL PAID |
|---|---|---|---|---|
| | | | CAPIT | ~~60000.00~~ |
| | | | CON TX | 224.59 |
| | | | PRFEE | 1.00 |
| | | | WDEED | 8.00 |
| | | | TOTAL | 233.59 |
| | | | CHECK | 233.59 |
| 05/31/94 | 01 | 14:03 | 0001 | 1990 |



RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK

55535
IDENTIF. ↑ REFERENCE

94 MAY 31 PM 2:04
FELIX Z. WILSON, II REGISTER
DAVIDSON COUNTY, TN.

No. 796954