BOOK 9409 PAGE 979

THIS INSTRUMENT PREPARED BY:

J. C. DALE, JR., ATTORNEY
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STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration or value, whichever is greater, for this transfer is $0.00.

Subscribed and sworn to before me this 15th day of July, 1994.

Nell Burklin Smiley
AFFIANT

Tracey S. Becker
NOTARY PUBLIC

MY COMMISSION EXPIRES: Jan. 24, 1998

72042

IDENTIFICATION REFERENCE

94 JUL 18 PM 1:48

D E E D

ADDRESS NEW OWNERS:	SEND TAX BILLS TO:	MAP/PARCEL NO.
Nell Burklin Smiley 4011 Marydale Drive Nashville, Tennessee 37207	SAME	Map (TO BE Parcel ASSIGNED)

As directed by Item Two(a) of the Will of Mary B. Lain, deceased, Probated March 1, 1993, and recorded in Will Book 183, Page 567 of the records of the Probate Court Clerk for Davidson County, Tennessee, I do hereby transfer and convey to Nell Burklin Smiley, her heirs and assigns, the lands described according to a survey of Ray G. Cole, Registered Land Surveyor #924, dated February 24, 1994, as follows:

> Lands in Davidson County, Tennessee being Map #_____, Parcel #_____, beginning at an iron pin (new) in the westerly margin, 30 feet from the center line of Whites Creek Pike, the most southeast corner of this tract, and being a corner to Forrest Grove Methodist Church Cemetery (deed book 157, page 352); thence, leaving said pike and with said cemetery, N. 85° 07' 26" W. 936.68 feet to an iron pin (new); thence, S. 06° 10' 18" E. 447.10 feet to an iron pin (new), corner to said cemetery and in the northerly line of H.E. Baxter (deed book 4868, page 517); thence, with the line of said Baxter, N. 84° 29' 43" W. 586.63 feet to an 18 inch Poplar tree in the line of said Baxter; thence, N. 01° 08' 25" E. 687.65 feet to an iron pin (new); thence, N. 78° 10' 10" E. 728.31 feet to an iron pin (new); thence, N 11° 49' 50" W. 40.00 feet to an iron pin (new); thence, N. 78° 10' 10" E. 480.63 feet to an iron pin (new) in the margin of said Whites Creek Pike; thence, with said pike and a curve to the left having a radius of 1958.78 feet, an arc length of 117.80 feet, and a chord of S. 21° 23' 39" E. 117.82 feet to a point; thence, continuing with said pike, S. 23° 07' 02" E. 604.77 feet to the beginning, containing 19.61 acres more or less.

Being part of the property conveyed to F.R. Lain, now deceased, by deeds of record in Book 621, page 596, in Book 919, page 71, in Book 1115, page 35, and in Book 9256, page 417, Register's Office for Davidson County, as devised to Mary B. Lain, now also deceased, by Will of F. Roland Lain of record in Will Book 90, page 33, Probate Court Clerk's Office for said County, and being part of the property conveyed to F.R. Lain and wife, Mary B. Lain, by deeds of record in Book 1081, page 647, and in Book 1110, page 118, said register's Office, all as vested in Nell Burklin Smiley, Executrix under the Will of Mary B. Lain, with full power to convey without the joinder of any beneficiary.

Said lands are improved with a house and store building located at #8099 Whites Creek Pike, Davidson County, Tennessee, but this transfer is without consideration and this Deed is executed by Nell Burklin Smiley in her capacity as Executrix of the Will of Mary B. Lain, deceased, without covenants or warranties, for the purpose of identifying and recording the property transferred.

Included in the twenty acres devised to Ms. Smiley is a tract of .39 acres described separately by the survey of Ray G. Cole as follows:

Beginning at an iron pin (new) in the northerly line of Mrs. H.E. Baxter (deed book 4868, page 517), the most southwest corner of Forrest Grove Methodist Church Cemetery (deed book 157, page 352), and being the most southerly point of this tract; thence, N. 06° 10' 18" W. 447.10 feet to an iron pin (new); thence, S. 85° 07' 26" E. 77.08 feet to a point, corner to said cemetery; thence, with said cemetery, S. 03° 45' 15" W. 438.90 feet to the beginning, containing 0.39 acres more or less. (See derivation clause noted above.)

The Grantee, Ms. Smiley, has dedicated the above described 0.39 acres to the use of Forrest Grove Cemetery so long as this property is used for cemetery purposes. Should this area cease to be used as a cemetery, it will revert to Nell Burklin Smiley, her heirs and assigns.

IN WITNESS WHEREOF, I, the undersigned, Nell Burklin Smiley, Executrix, have executed this Deed of transfer on this 15th day of July, 1994, at Nashville, Tennessee.

Nell Burklin Smiley
NELL BURKLIN SMILEY, EXECUTRIX
of the estate of Mary B. Lain,
deceased

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, Tracey S. Becker, a Notary Public in and for said County and State, the within named NELL BURKLIN SMILEY, with whom I am personally acquainted, and who, upon oath, acknowledged herself to be Executrix of the Estate of Mary B. Lain, deceased, and that as such Executrix being authorized so to do in accordance with Item Three of said Will, she executed the foregoing instrument for the purposes therein contained, by signing the same as Executrix of the Estate of Mary B. Lain, Deceased.

WITNESS my hand and seal at office in Nashville, Tennessee, this 15th day of July, 1994.

Tracey S. Becker
NOTARY PUBLIC

MY COMMISSION EXPIRES: Jan. 24, 1998

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