This Instrument Prepared By:
Alfred E. Abbey
Trabue, Sturdivant & DeWitt
2500 Nashville City Center
Nashville TN 37219-1738

BOOK 9484 PG 265

Address of New Owner:	**Send Tax Bills To:**	**Map/Parcel Nos.:**
H.M. & L. Company, L.P.	H.M. & L. Company, L.P.	129-08-082
c/o Albert Werthan	535 Baxter Lane	130-01-047
P. O. Box 1310	Nashville, TN 37220	
Nashville, TN 37202		

QUITCLAIM DEED

WHEREAS, Albert Werthan and NationsBank of Tennessee, N.A. (successor to Commerce Union Bank), as trustees under the will of Howard M. Werthan, deceased, Leah Rose Werthan, and Mary Jane Werthan own a portion of the hereinafter described property as tenants-in-common, and H.M. and L. Co., a partnership composed of Albert Werthan and NationsBank of Tennessee, N.A. (successor to Commerce Union Bank), as trustees under the will of Howard M. Werthan, deceased, Leah Rose Werthan, and Mary Jane Werthan, owns the remaining portion of said property (all of said parties being hereinafter sometimes referred to as the "Grantors"); and

WHEREAS, Grantors desire to convey all of the hereinafter described property to the Grantee herein being a limited partnership formed under the laws of the State of Tennessee.

NOW, THEREFORE, for and in consideration of the premises, and for no monetary consideration, the Grantors do hereby quitclaim and convey unto H.M. & L. Company, L.P., a Tennessee limited partnership, its successors and assigns, all of their right, title and interest in and to the following described real property in Davidson County, Tennessee, to wit:

Being Lots 11, 12, 13 and 14 and the northerly 150 feet of Lot 10 of Block "C" on the Revised Plan of Highlands of Belle Meade No. 2, of record in Book 843, Page 18, Register's Office for Davidson County, Tennessee, and being more particularly described according to a survey, dated September 15, 1969, made by James A. Hamilton, Jr., Registered Land Surveyor, Tennessee No. 1, as follows:

Beginning at a point in the northwesterly right-of-way line of State Highway 100, said point begin 250 feet measured northeasterly along said right-of-way line from a common corner of Lots 8 and 9 of the aforesaid subdivision; thence, from said point of beginning, North 64° 39′ 14.65″ West 249.02 feet to a point in the southeasterly right-of-way line of the Louisville & Nashville Railroad (formerly N.C. & St. L. Rwy.); thence, with said railroad right-of-way line, North 25° 24′ East 762.1 feet to a point in the southeasterly right-of-way line of Harding Road (U.S. Highway 70 South, State Route 1); thence, with said right-of-way line, the following calls and distances: North 52° 03′ East 166.29 feet; South 37° 57′ East 20 feet; North 52° 03′ East 136.1 feet; thence, with a slight curve being almost a continuation of the last mentioned line, a distance of 67.25 feet; thence, in a northwesterly direction along a line approximately parallel to the previous 20 foot call, a distance of 20 feet; thence, continuing with said right-of-way line, in a northeasterly direction with a curve to the left having a radius of 1185.92 feet, a distance of 232.87 feet to the point of intersection of the southeasterly right-of-way line of Harding Road and the northwesterly right-of-way line of State Highway 100; thence, with said northwesterly right-of-way line of State Highway 100, in a southwesterly direction with a curve to the right having a radius of 3696.68 feet, a distance of 356.91 feet to a point; thence, continuing with said northwesterly right-of-way line, South 25° 26′ 08.40″ West 953.11 feet to the point of beginning.

Being the same property conveyed to Howard M. Werthan, Leah Rose Werthan, and Mary Jane Werthan by two deeds from H. R. Young, Trustee, et al., of record in Book 1058, page 496, and Book 1113, page 100, Register's Office for Davidson County, Tennessee, toether with the same property conveyed to H.M. and L. Co., a partnership composed of Howard M. Werthan, Mary Jane Werthan, and Leah Rose Werthan, by deed from Henry Neuhoff, of record in Book 3135, page 359, said Register's Office, the said Howard M. Werthan having since died with his will being of record in Will Book 87, page 414, Probate Court for said County, with Albert Werthan and NationsBank of Tennessee (successor to Commerce Union Bank) being the surviving trustees under said will of Howard M. Werthan.

Included in the above description but EXCLUDED from this conveyance is a small triangular piece of land located in the southerly quadrant of the intersection of Harding Road (U.S. Highway 70 South, State Route 1) and State Highway 100, described as follows:

> Beginning at the point of intersection of the southeasterly margin of Harding Road and the northwesterly margin of State Highway 100; thence, with said margin of State Highway 100, with a curve to the right having a radius of 3736.68 (sic) feet and a central angle of 01° 41′ 12″, a distance of 110.00 feet to a point; thence, leaving said margin, in a northwesterly direction, 35 feet, more or less, to the southeasterly margin of Harding Road; thence, with said margin, in a northeasterly direction with a curve to the left having a radius of 1185.92 feet and a central angle of 05° 18′ 52″, a distance of 110.00 feet to the point of beginning; containing 0.05 acre, more or less.
>
> Being the same property conveyed to the State of Tennessee by deed from Mary Jane Werthan for Howard M. Werthan, et al., HM&L Company, of record in Book 6483, page 470, Register's Office for Davidson County, Tennessee.

This is improved property known as 6000 Highway 100, Nashville, Tennessee 37205.

SUBJECT TO:

(1) Lease dated November 2, 1971, to The Lewis Grocer Company, as lessee, a short form of which lease is of record in Book 4752, page 946, Register's Office for Davidson County, Tennessee, as such lease has been heretofore modified and amended, and with the present lessee under such lease being Crook's Supermarkets, Inc.

(2) Lease dated August 1, 1988 to McClures Stores, Inc., as tenant, providing for a term and certain renewal options expiring on July 31, 2013.

(3) Conveyance of water main to the Metropolitan Government of Nashville and Davidson County, Department of Water and Sewerage Services, of record in Book 4720, page 500, said Register's Office.

(4) Conveyance of sanitary sewer to the Metropolitan Government of Nashville and Davidson County, Department of Water and Sewerage Services, of record in Book 4749, page 957, said Register's Office.

The above described property is conveyed subject to such other conditions and limitations as may affect the same.

IN WITNESS WHEREOF, the Grantors have executed this instrument, this 3rd day of October, 1994.

Albert Werthan, Trustee U/W
Howard M. Werthan

NATIONSBANK OF TENNESSEE, Trustee U/W
Howard M. Werthan

By: _____
Vice President

Leah Rose Werthan

Mary Jane Werthan

H. M. AND L. CO., a Partnership

By: _____
Albert Werthan, Trustee U/W
Howard M. Werthan, General Partner

By: NationsBank of Tennessee, Trustee U/W
Howard M. Werthan, General Partner

By: _____
Vice President

By: _____
Leah Rose Werthan, General Partner

By: _____
Mary Jane Werthan, General Partner

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The actual consideration for this transfer is $ (NONE).

Affiant

Subscribed and sworn to before me,
this 3rd day of October, 1994.

Notary Public

My commission expires: 11-20-96

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Albert Werthan, Trustee, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he, as such Trustee, executed the within instrument, on behalf of the Trust and as a general partner of H.M. and L. Co., for the purposes therein contained.

Witness my hand and seal, at office in Nashville, Tennessee, this 3rd day of October, 1994.

Sharron C. Couch
Notary Public

My commission expires: 11-20-96

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Charlotte A. Csabi, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged herself to be Vice President of NationsBank of Tennessee, Trustee, the within named bargainor, a corporation, and that she as such Vice President, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation, as such Trustee, on behalf of the Trust and as a general partner in H.M. and L. Co., by herself as Vice President.

Witness my hand and seal, at office in Nashville, Tennessee, this 3rd day of October, 1994.

Sharron C. Couch
Notary Public

My commission expires: 11-20-96

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Leah Rose Werthan, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within instrument, individually and as a general partner of H.M. and L. Co., for the purposes therein contained.

Witness my hand and seal, at office in Nashville, Tennessee, this 3rd day of October, 1994.

Sharron C. Couch
Notary Public

My commission expires: 11-20-96

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STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Mary Jane Werthan, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the within instrument, individually and as a general partner of H.M. and L. Co., for the purposes therein contained.

Witness my hand and seal, at office in Nashville, Tennessee, this 3rd day of October, 1994.

Sharron C. Couch
Notary Public

My Commission expires: 11-20-96

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IDENTIF. & REFERENCE

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FELIX [illegible] REGISTER
DAVIDSON COUNTY, TN.

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