BOOK 9727 PG 201

# WARRANTY DEED

STATE OF TENNESSEE
COUNTY OF DAVIDSON
THE ACTUAL CONSIDERATION OR VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS $ 112,000.00

Affiant

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE 28th DAY OF June 19 95

Notary Public

MY COMMISSION EXPIRES: June 10
(AFFIX SEAL)

**THIS INSTRUMENT WAS PREPARED BY**
BEATY TITLE COMPANY, 5550 FRANKLIN ROAD SUITE 103, NASHVILLE, TN 37220

| ADDRESS NEW OWNER(S) AS FOLLOWS: | SEND TAX BILLS TO: | MAP-PARCEL NUMBERS |
|---|---|---|
| KIM KEILHOLZ (NAME) | Norwest Mortgage, Inc. (NAME) | MAP 147-01-0 |
| 333 Binkley Drive (ADDRESS) | P.O. BOX 5150 (ADDRESS) | PARCEL 216.00 |
| Nashville, Tennessee 37211 (CITY) (STATE) (ZIP) | SOUTHFIELD, MI 48086-5150 (CITY) (STATE) (ZIP) | |

FOR AND CONSIDERATION OF THE SUM OF TEN DOLLARS, CASH IN HAND PAID BY THE HEREINAFTER NAMED GRANTEES, AND OTHER GOOD AND VALUABLE CONSIDERATIONS, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, WE, JAMES H. KIRBY JR. AND WIFE, CARLA KIRBY AND ROBERT WOLERY AND WIFE, GAIL G. WOLERY

HEREINAFTER CALLED THE GRANTORS, HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO KIM KEILHOLZ, MARRIED

HEREINAFTER CALLED THE GRANTEES, THEIR HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN Davidson COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

LAND in Davidson County, Tennessee, being Lot No. 329 on the Plan of Section III, Caldwell Hall, as of record in Book 2900, Page 131, Register's Office for Davidson County, Tennessee.

SAID Lot No. 329 fronts 85 feet on the South side of Binkley Drive and extends back 183.1 feet on the East line and 176.7 feet on the West line to a dead line in the rear on which it measures 85.1 feet thereon.

BEING the same property conveyed to James H. Kirby, Jr. and wife, Carla Kirby, and Robert Wolery and wife Gail G. Wolery by deed from Sara Dean Richardson, unmarried of record in Book 7477, page 538, Register's Office of Davidson County, Tennessee.

This conveyance is made subject to a Deed of Trust wherein James H. Kirby, Jr. and wife, Carla Kirby and Robert Wolery and wife, Gail G. Wolery were the Grantors and Arnold M. Weiss, was Trustee to secure to Sears Mortgage Corporation, an Ohio Corporation of record in Book 7477, page 541, Register's Office for Davidson County, Tennessee, which said Deed of Trust the Grantee herein agrees to assume and pay according to its terms and conditions.

This conveyance is made subject to restrictive covenants of record in Book 3164, page 222, said Register's Office; easement and setback lines as set forth on the above plan of record; and taxes for the current year, which have been prorated and assumed by the Grantee(s) herein.

This instrument is being executed on behalf of Leona G. Wolery pursuant to a

CONTINUED

unimproved ( )
This is improved ( X ) property, known as 333 Binkley Drive, Nashville, Tennessee 37211
(House Number) (Street) (P.O. Address) (City or Town) (Postal Zip)

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEES, their heirs and assigns forever; and we do covenant with the said GRANTEES that we are lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered, unless otherwise herein set out; and we do further covenant and bind ourselves, our heirs and representatives, to warrant and forever defend the title to the said land to the said GRANTEES, their heirs and assigns, against the lawful claims of all persons whomsoever. Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Witness our hand s this 28th day of June, 19 95

James H. Kirby Jr. by Carla Kirby attorney — 6-28-95
JAMES H. KIRBY JR. BY HIS ATTORNEY IN FACT CARLA KIRBY

Carla Kirby
CARLA KIRBY

Robert H Wolery — 6-28-95
ROBERT WOLERY

Gail G Wolery by Robert H Wolery — 6-28-95
GAIL G. WOLERY, BY HER ATTORNEY IN FACT ROBERT C. WOLERY

STATE OF TENNESSEE
COUNTY OF

BOOK 9727 PG 202

Personally appeared before me, _____, a Notary Public in and for said County and State, the within named _____

_____

_____

the bargainor _____, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that _____executed the within instrument for the purposes therein contained. Witness my hand and official seal at _____, Tennessee, this _____day of _____19_____ .

Commission expires _____

_____
Notary Public

STATE OF TENNESSEE
COUNTY OF

Before me, _____ a Notary Public within and for the State and County aforesaid, personally appeared _____ and _____ with whom I am personally acquainted and who upon_____ oath(s) acknowledged _____to be the _____ and _____ respectively of the _____ the within named bargainor, and corporation, and that _____ as such _____ and _____ being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing the name of the corporation, by the said _____ as such _____, and attesting the same by the said _____ as such _____.

Witness my hand and official seal at office at _____ on this the _____ day of _____ 19_____ .

My commission expires _____

_____
Notary Public

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

On this 28TH day of June, 1995, before me personally appeared CARLA KIRBY, to me known to be the person who executed the foregoing instrument in behalf of JAMES H. KIRBY, JR. and acknowledged that she executed the same as the free act and deed of said JAMES H. KIRBY, JR.

Witness my hand and official seal at Nashville, Tennessee, this 28th day of June, 1995.

_____
Notary Public

My Commission Expires: 6-11-98



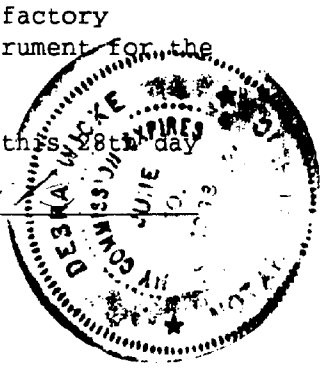

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named CARLA KIRBY, the bargainors, with whom I am personally acquainted or proved to be on the basis of satisfactory evidence, and who acknowledged that she executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 28th day of June, 1995.

_____
Notary Public

My Commission Expires: 6-11-98



STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

On this 28TH day of June, 1995, before me personally appeared ROBERT C. WOLERY, to me known to be the person who executed the foregoing instrument in behalf of GAIL G. WOLERY and acknowledged that he executed the same as the free act and deed of said GAIL G. WOLERY.

Witness my hand and official seal at Nashville, Tennessee, this 28th day of June, 1995.

Notary Public

My Commission Expires: 2 11 11

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named ROBERT WOLERY, the bargainor, with whom I am personally acquainted or proved to be on the basis of satisfactory evidence, and who acknowledged that he executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 28th day of June, 1995.

Notary Public

My Commission Expires: 1 11 1

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LEGAL DESCRIPTION CONTINUATION

Power of Attorney executed by same on the 11 day of July, 1995, and being filed for record simultaneously herewith.

This instrument is being executed on behalf of James H. Kirby, Jr. pursuant to a Power of Attorney executed by same on the 11 day of July, 1995 and being filed for record simultaneously herewith.

Leona G. Wolery and Gail G. Wolery are one and the same person.

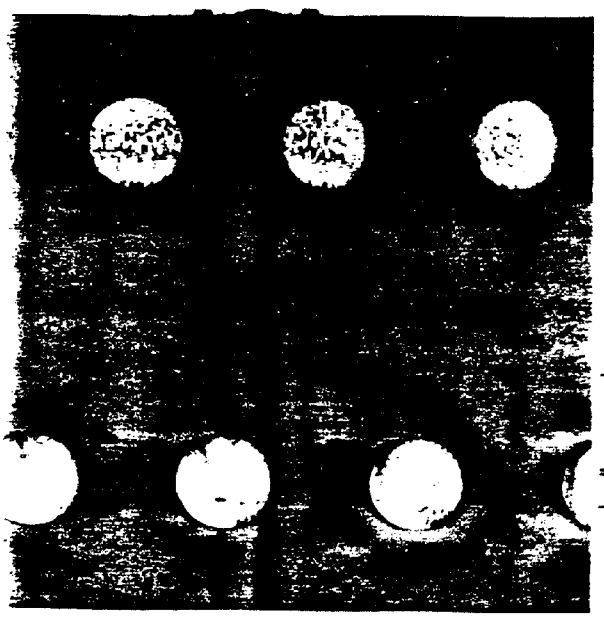
0077850

IDENTIFICATION REFERENCE

95 JUL 11 AM 9:20

PEGGY ALLEN REGISTER
DAVIDSON COUNTY, TN.

9771 9711 0101 330 ECK 432.40



**OFFICIAL RECEIPT**

**FELIX Z. WILSON, II**

**REGISTER OF DAVIDSON COUNTY**
**NASHVILLE, TENNESSEE**

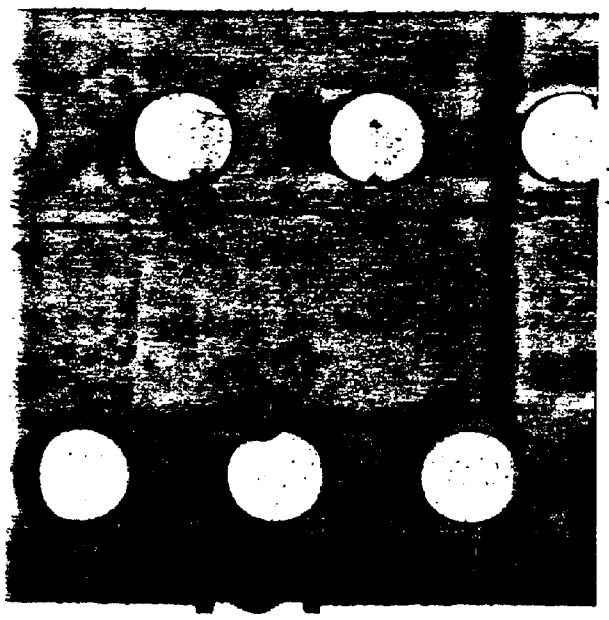
**RECEIVED OF** _____

**FOR** _____

BOOK 9727 PG 205

| | | |
|---|---|---|
| CO - CONVEYANCE | CC - CERTIFIED COPY | MISC - MISCELLANEOUS |
| MO - MORTGAGE | REL - RELEASE | CO TX - STATE TAX CONVEY |
| WD - WARRANTY DEED | UCC - UNIFORM COMMERCIAL CODE | MO TX - STATE TAX MORT |
| TD - TRUST DEED | | PRFEE - PROBATE FEE |

| DATE | SYMBOL | VALUATION | TAX AND FEES | TOTAL PAID |
|---|---|---|---|---|



CAMT
112000.00
CON TX 414.40
PRFEE 1.00
TDEED 16.00
ERR CO
TDEED 16.00-
PRFEE 16.00-
TOTAL 431.40
CHECK 431.40

**RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK**

07/11/95 01 09:20 0001 9771

0077850
IDENTIFICATION REFERENCE

95 JUL 11 AM 9:20

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN.

**No.** 928898