Box 60 R.O.D.C.T.

This Instrument Prepared By:
BOTTORFF & KAVIN, Attorneys
5110 Maryland Way, Suite 200
Brentwood, Tennessee 37027
(615) 371-0800

# SPECIAL WARRANTY DEED

BOOK 9867 PG 397

| Address New Owner: | Send Tax Bills To: | Map-Parcel Nos. |
|---|---|---|
| Holigan Homes, Inc. | Owner | 176-5-A-5.00 176-5-A-61.00 |
| 101 Holland Ridge Drive | | 176-5-A-25.00 175-8-11 |
| Lavergne, Tennessee 37086 | | 176-5-A-50.00 175-8-14 |
| | | 176-5-A-60.00 |

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

I hereby swear or affirm that the actual consideration or true value of this transfer whichever is greater, is $ 126,000.00.

Affiant

Subscribed and sworn to before me this 22nd day of November, 1995.

Notary Public

My Commission Expires:
July 28, 1997

**********

FOR AND IN CONSIDERATION OF Ten Dollars ($10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, **T & T PARTNERS I, a Texas general partnership,** ("Grantor") by these presents does hereby transfer, sell and convey to HOLIGAN HOMES, INC., a Texas corporation authorized to do business in Tennessee, ("Grantee") its successors and assigns, a certain tract or parcel of real property located in DAVIDSON County, State of Tennessee, and all improvements located thereon (such land and improvements are hereinafter collectively referred to as the "Property"), more particularly described as follows:

BEING Lot No. 2 and Lot No. 21 on the Plan of Hickory Woods Section One, of record in Plat Book 6900, page 509, Register's Office for Davidson County, Tennessee, and further
BEING Lot No. 22, Lot No. 42, Lot No. 67, Lot No. 77 and Lot No. 310 on the Plan of Hickory Woods, Section C, of record in Plat Book 6900, page 885, page 886 and page 887, Register's Office for Davidson County, Tennessee, reference to which is hereby made for a more complete description thereof.

BEING part of the same property conveyed to T & T Partners I, a Texas general partnership, by deed from Southern Development Corporation, of record in Book 9616, page 481, and re-recorded in Book 9668, page 701, and as corrected in Book 9701, page 443, and FURTHER BEING part of the same property conveyed to the said T & T Partners I, by Successor Trustee's deed recorded at Book 9656, page 488, as corrected in Book 9701, page 443, Register's Office for Davidson County, Tennessee.

This is unimproved property being known as:

| | |
|---|---|
| Lot 2: | Hickory Way, Nashville, TN |
| Lot 21: | 4720 Hickory Way, Nashville, TN |
| Lot 22: | 6524 Wild Grove Drive, Nashville, TN |
| Lot 42: | 6744 Birchbrook Drive, Nashville, TN |
| Lot 67: | 5409 Sunnyvale Drive, Nashville, TN |
| Lot 77: | 5500 Hickory Woods Drive, Nashville, TN |
| Lot 310: | 5377 Sunnyvale Drive, Nashville, TN |

1165 11/22 0101 03CHECK 475.20

This conveyance is subject to: Property taxes for 1996 and subsequent years; The plan of record at Plat Book 6900, page 509; The plan of record at Plat Book 6900, page 885, The plan of record at Plat Book 6900, page 887, R.O.D.C.T.; Amended and Re-Stated Restrictive Covenants of record at Book 9678, page 187; Bylaws of the Hickory Woods Homeowners Association, of record at Book 7932, page 648, as corrected in Book 9616, page 470, Book 9616, page 477, and Book 9678, page 213; and easements and assignments of public record, Register's Office for Davidson County, Tennessee.

For the same consideration, Grantor further transfers to Grantee all of Grantor's rights, titles and interests (if any) appurtenant solely to the Property (including any rights of Grantor to water service, sewer service and other utility services) without warranty of any kind, either express or implied, except that Grantor has not previously transferred the same to any other party.

This Special Warranty and the conveyance hereinabove set forth is executed by Grantor and accepted by Grantee subject to the matters described herein, to the extent the same are validly existing and applicable to the Property (herein referred to collectively as the "Permitted Encumbrances").

TO HAVE AND TO HOLD the said property, with the appurtenances, estate, title and interest thereto belonging to Grantee, HOLIGAN HOIMES, INC., its successors and assigns forever.

AND the Grantor does hereby covenant with HOLIGAN HOMES, INC., that it is lawfully seized and possessed of the said land in fee simple, has a good right to convey it, and the same is unencumbered except for those matters herein mentioned.

AND the Grantor does further covenant and bind itself, its successors and assigns to warrant and forever defend the title to the said real property to the said HOLIGAN HOMES, INC. and its successors and assigns, against the lawful claims of all persons whomsoever lawfully claiming or to claim the same, or any part thereof, by, through or under Grantor, but not otherwise, subject to the Permitted Encumbrances.

IN WITNESS WHEREOF, I have hereunto set my hand as of this the 21ST day of NOVEMBER, 1995.

GRANTOR:

T & T PARTNERS I, a Texas general partnership

By: TWD TENNESSEE, LTD., a Texas limited partnership, its Managing General Partner

By: TAYLOR-DUNCAN INTERESTS, INC., its sole general partner

By: Larry R. Taylor
Name: LARRY R. Taylor
Title: PRES

STATE OF TEXAS )
COUNTY OF DALLAS )

Personally appeared before me, Nancy K. Watkins, a Notary Public in and for said county and state, the within named Larry R. Taylor, with whom I am personally acquainted and who, upon oath, acknowledged that he executed the within instrument for the purposes therein contained and further acknowledged Taylor-Duncan Interests, Inc., a Texas corporation, to be the sole general partner of TWD Tennessee, Ltd., a Texas limited partnership, and that said limited partnership is the managing general partner of T & T Partners I, a Texas general partnership, and is authorized by said partnership to execute this instrument on behalf of said partnership.

WITNESS my hand and seal at office on this 21ST day of November, 1995.

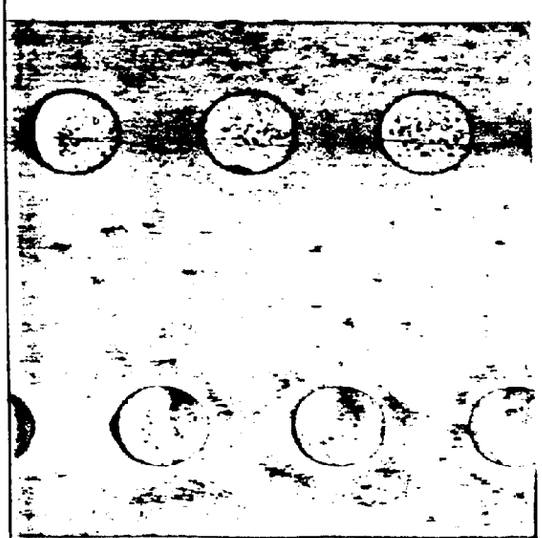
My Commission Expires:
11/26/98

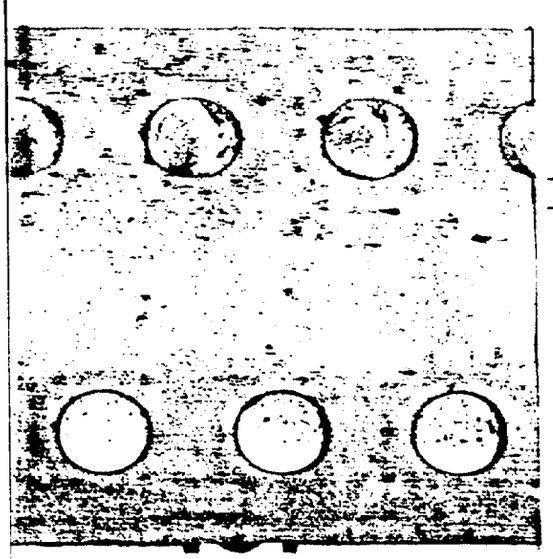
Nancy K. Watkins
Notary Public

NANCY K. WATKINS
NOTARY PUBLIC
STATE OF TEXAS
My Commission Expires 11-26-98

0125529
IDENTIF. # REFERENCE

95 NOV 22 PM 2:26
COUNTY CLERK





**OFFICIAL RECEIPT**

**FELIX Z. WILSON, II**

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

**RECEIVED OF** _____

**FOR** _____

BOOK 9867 PG 399

| | | |
|---|---|---|
| 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
126000.00
CON TX 466.20
PRFEE 1.00
WDEED 8.00
TOTAL 475.20
CHECK 475.20

11/22/95 01 14:30 0001 1165

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

0125529
IDENTIF. & REFERENCE

95 NOV 22 PM 2:28
FELIX Z. WILSON REGISTER
DAVIDSON COUNTY, TN.

**No.** 97