0149813

IDENTIFICATION REFERENCE

Box 35
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This Instrument Prepared By:
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Westlake & Marsden, P.C.
SunTrust Center
424 Church Street, Suite 1400
Nashville, TN 37219
(615) 726-3400

BOOK 9945 PG 849

96 FEB 12 PM 3:41

REGISTER
DAVIDSON COUNTY, TN.

INSTRUMENT OF CORRECTION OF DEED

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration or value whichever is greater for this transfer is none.

AFFIANT

NOTARY PUBLIC

My Commission Expires: 9/18/99

WHEREAS, by a deed of record in Book 9931, Page 893 Register's Office for Davidson County, Tennessee, Morris Massry and Norman Massry, individually and as partners of Watervliet Shores Associates, a New York general partnership, conveyed a certain parcel of land in Davidson County, Tennessee, to WATERVLIET SHORES ASSOCIATES, L.L.C. (hereinafter "Grantee"); and

WHEREAS, the correct Grantor should have been WATERVLIET SHORES ASSOCIATES, a New York general partnership (hereinafter "Grantor"), by Morris Massry, a partner; and

WHEREAS, due to the incorrect designation of the Grantor, the quitclaim deed of record in Book 9931, Page 893 has been incorrectly indexed; and

WHEREAS, in addition by inadvertence and mutual mistake, said deed contained an error in the description of the land intended to be conveyed which was therein described as described on the attached **Exhibit A**; and

WHEREAS, an easement benefitting the property was inadvertently omitted from the property description; and

WHEREAS, the Grantee has requested the Grantor to correct these errors, and Grantor has agreed to do so.

NOW, THEREFORE, the Grantor, WATERVLIET SHORES ASSOCIATES, for the purpose of correcting these errors and in consideration of the sum of Ten and No/100 ($10.00) Dollars cash in hand paid, the receipt and sufficiency of which is hereby acknowledged, has bargained and sold and by these presents does transfer and convey unto the Grantee, WATERVLIET SHORES ASSOCIATES, L.L.C., its successors and assigns, a certain parcel of land in Davidson County, Tennessee, described on the attached **Exhibit B.**

IN WITNESS WHEREOF, the said parties hereto have hereunto set their signatures on this the 9th day of February, 1996.

BOOK 9945 PG 850

GRANTOR:

WATERVLIET SHORES ASSOCIATES

By:
Its:

GRANTEE:

WATERVLIET SHORES ASSOCIATES, L.L.C.

By:
Its: Chief Manager

STATE OF Tennessee)
COUNTY OF Davidson)

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared MORRIS MASSRY, with whom I am personally acquainted (or proved to be on the basis of satisfactory evidence), and who, upon oath, acknowledged such person to be Partner (or other officer authorized to execute the instrument) of WATERVLIET SHORES ASSOCIATES, the within named bargainor, a general partnership, and that as Partner, executed the foregoing instrument for the purpose therein contained.

WITNESS my hand and seal, at office, this 9th day of February, 1996.

NOTARY PUBLIC

My Commission Expires: 11/22/97

STATE OF Tennessee)
COUNTY OF Davidson)

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared MORRIS MASSRY, with whom I am personally acquainted (or proved to be on the basis of satisfactory evidence), and who, upon oath, acknowledged such person to be Chief Manager (or other officer authorized to execute the instrument) of WATERVLIET SHORES ASSOCIATES, L.L.C., the within named bargainor, a limited liability company, and that as Chief Manager, executed the foregoing instrument for the purpose therein contained.

WITNESS my hand and seal, at office, this 9th day of February, 1996.

NOTARY PUBLIC

My Commission Expires: 11/22/97

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The property is described as follows:

Being a parcel of land in the First Civil District of Nashville, Davidson County, Tennessee, located on the south margin of Thompson Place, east of Murfreesboro Road being designated as Lot No. 1 of Lavista Villa Apartments of record in Plat Book 4060, page 29, Register's Office for Davidson County, Tennessee, and being more particularly described as follows:

Beginning at a point in the south margin of Thompson Place, said point being the northwest corner of Jerome B. Guttman property of record in Deed Book 3981 page 142, said Register's Office, and the northwest corner of herein described property: BOOK 9945PG851

Thence with said southerly margin and a curve concave to the south having a radius of 2839.79 feet, a central angle of 04 degrees 04' 04" and a chord of N 77 degrees 14' 53" E 201.58 feet for an arc length of 201.62 feet to a point;

Thence continuing with said margin, N 79 degrees 16' 55" E, 138.42 feet to a point;

Thence, leaving said margin with the west line of John Gianikas of record in Deed Book 9507, page 751, said Register's Office, S 12 deg. 43' 17" E, 181.71 feet to a point;

Thence, N 77 degrees 26' 23" E, 195.00 feet to a point;

Thence, with the west line of Crestview, Ltd. of record in Deed Book 6194, page 922, said Register's Office, S 12 degrees 50' 17" E, 72.20 feet to an iron pin;

Thence, S 82 degrees 24' 53" W, 74.94 feet to an iron pin;

Thence, S 07 degrees 10' 00" E, 144.69 feet to an iron pin;

Thence, with the north line of A. C. Service and Installation of record in Deed Book 8634, page 786, said Register's Office, S 76 degrees 43' 52" W, 50.16 feet to a point;

Thence, S 61 degrees 28' 55" W, 31.00 feet to a point;

Thence, with the north line of Farris D. Snoddy of record in Deed Book 9388, page 653, said Register's Office, S 56 degrees, 08' 55" W, 59.00 feet to a point;

Thence, South 53 degrees 55' 56" W, 121.64 feet to a point;

Thence, with the east line of the NES Power Board and Mrs. R. E. Martin of record in Deed Book 8699, page 827, said Register's Office, N 25 degrees 51' 45" W, 292.56 feet to a point;

Thence, with the north line of aforementioned Jerome Guttman, N 47 degrees 45' 14" W, 232.02 feet to the point of beginning, containing 127,002 square feet or 2.92 acres, more or less.

Being the same property conveyed to Watervliet Shores Associates, a New York general partnership, by deed from Rustic Village, as New York general partnership, of record in Book 6502, page 589, Register's Office for Davidson County, Tennessee.

EXHIBIT **B**

Being a parcel of land in the First Civil District of Nashville, Davidson County, Tennessee, located on the south margin of Thompson Place, east of Murfreesboro Road being designated as Lot No. 1 of Lavista Villa Apartments of record in Plat Book 4060, page 29, Register's Office for Davidson County, Tennessee, and being more particularly described as follows:

Beginning at an iron pin in the south margin of Thompson Place, said point being the northwest corner of Jerome B. Guttman property of record in Deed Book 3981 page 142, said Register's Office, and the northwest corner of herein described property:

Thence with said southerly margin and a curve concave to the south having a radius of 2839.79 feet, a central angle of 04 degrees 07' 31" and a chord of N 77 degrees 02' 37" E 204.42 feet for an arc length of 204.47 feet to a point;

Thence continuing with said margin, N 79 degrees 16' 55" E, 138.42 feet to a point;

Thence, leaving said margin with the west line of John Gianikas of record in Deed Book 9507, page 751, said Register's Office, S 12 deg. 03' 59" E, 176.03 feet to a point;

Thence, N 79 degrees 05' 31" E, 197.11 feet to a point;

Thence, with the west line of Crestview, Ltd. of record in Deed Book 6194, page 922, said Register's Office, S 12 degrees 50' 17" E, 72.20 feet to an iron pin;

Thence, S 82 degrees 24' 53" W, 74.94 feet to an iron pin;

Thence, S 07 degrees 10' 00" E, 144.69 feet to an iron pin;

Thence, with the north line of A. C. Service and Installation of record in Deed Book 8634, page 786, said Register's Office, S 76 degrees 43' 52" W, 50.16 feet to a point;

Thence, S 61 degrees 28' 55" W, 31.00 feet to a point;

Thence, with the north line of Farris D. Snoddy of record in Deed Book 9388, page 653, said Register's Office, S 56 degrees, 08' 55" W, 59.00 feet to a point;

Thence, South 53 degrees 55' 56" W, 121.64 feet to a point;

Thence, with the east line of the NES Power Board and Mrs. R.E. Martin of record in Deed Book 8699, page 827, said Register's

Office, N 25 degrees 51' 45" W, 292.56 feet to a point;

Thence, with the north line of aforementioned Jerome Guttman, N 48 degrees 25' 47" W, 233.08 feet to the point of beginning, containing 127,629 square feet or 2.93 acres, more or less.

Together with a non-exclusive 25 foot easement to be used as a private road, established in deed of record in Book 3035, page 55, Register's Office for Davidson County, Tennessee, and shown on ALTA/ACSM Land Title Survey dated 01/04/96, revised February 8, 1996 by Crawford Land Surveyors, P.C.

Being the same property conveyed to Watervliet Shores Associates, L.L.C., a Tennessee limited liability company, by deed from Watervliet Shores Associates, a New York general partnership, of record in Book 9931, page 893, ~~and corrected~~ ROD C, 24. ~~and re-recorded in Book ____, page ___, Register's Office for Davidson County, Tennessee.~~ and corrected herein.

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