RETURN TO:

BOOK 10342 PG 298

47

Prepared by:
WILLIAM D. CASTLEMAN, ATTORNEY
110 Glancy Street, Suite 112
Goodlettsville, Tennessee 37072

NEW OWNER:
THELMA M. WHITWORTH
184 Woodson Lane
Nashville, TN 37211

TAX NOTICES TO:
SAME

11D 12035
42-15-43

97 FEB -6 AM 10:36
FELIX A. ... REGISTER
DAVIDSON COUNTY, TN.

IDENTIF. & REFERENCE
02 70780

INSTRUMENT FOR CORRECTION

OF

WARRANTY DEED

WHEREAS, by Warranty Deed of record in **Book 8843, Page 432**, Register's Office for Davidson County, Tennessee, **HOWARD LEROY JACKSON, ATTORNEY-IN-FACT FOR ALICE MARIE BIRK, EXECUTRIX OF THE ESTATE OF L. D. BIRK, deceased,** conveyed the property described therein, to **THELMA M. WHITWORTH,** to-wit:

> Land in Davidson County, Tennessee, being Lot No. 2 on the Plan of Resubdivision of Lots 56 and 64, Block "B", Marthonna, as of record in Book 8250, page 49, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate description.

WHEREAS, in said Warranty Deed of record in Book 8843, Page 432, Register's Office for Davidson County, Tennessee, the following errors were discovered:

1. The name of the Grantor in the conveyance clause was shown incorrectly.

2. The derivation clause was incorrect.

3. The notary acknowledgment was incorrect.

NOW THEREFORE, in order to correct said errors and inadvertence, this Instrument of Correction is made, and for the consideration expressed in said former deed, it is hereby understood and agreed that the aforesaid errors are corrected as follows:

1. The name of the Grantor is:

ALICE MARIE BIRK, EXECUTRIX OF THE ESTATE OF L. D. BIRK, DECEASED, AND ALICE MARIE BIRK, INDIVIDUALLY

2. The correct derivation clause is as follows:

Being the same property conveyed to L. D. Birk by deed of record in Book 8459, page 228, Register's Office for Davidson County, Tennessee. The said L. D. Birk having since died testate, and pursuant to the Last Will and Testament of L. D. Birk, deceased, probated October 19, 1976, #63471, in Will Book 118, page 383, Probate Court of Davidson County, Tennessee, Alice D. Birk, was appointed Executrix of said Estate, and was named as devisee under The Last Will and Testament of L. D. Birk, deceased.

The said Alice Marie Birk, Alice D. Birk and Alice M. Birk being one and the same person.

Pursuant to the Power of Attorney of record in Book 8843, page 430, Register's Office for said County, Howard Leroy Jackson executed said warranty deed of record in Book 8843, page 432, on behalf of The Estate of L. D. Birk in error, and in order to correct said error, this Deed of Correction has been prepared.

IT IS EXPRESSLY AGREED that all other terms and provisions of said Warranty Deed of record in Book 8843, Page 432, Register's Office for Davidson County, Tennessee, shall remain in full force and effect.

IN WITNESS WHEREOF, this instrument has been executed on this the 28 day of January, 1997.

3871 02/06 0101 03CHECK 12-00

Alice Marie Birk
Alice Marie Burke, Individually

By: Howard L Jackson
Howard Leroy Jackson, Attorney-in-Fact

STATE OF Alabama)

COUNTY OF Mobile)

BK 10342 PG 300

On this 28 day of January, 1997, Personally appeared before me, the undersigned, a Notary Public in and for said County and State, **HOWARD LEROY JACKSON**, to me known to be the person who executed the foregoing instrument on behalf of ALICE MARIE BIRK, and acknowledged that he executed the same as the free act and deed of the said ALICE MARIE BIRK as of December 17, 1992.

WITNESS my hand and official seal at Mobile, Al, this the 28 day of January, 1997.

E. Howard Jackson
Notary Public

My Commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Apr. 25, 1997.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

~~STATE OF TENNESSEE~~
~~COUNTY OF DAVIDSON~~

~~Personally appeared before me, the undersigned, a Notary Public in and for~~

~~said County and State, THELMA M. WENTWORTH~~

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value for this transfer, whichever is greater, is -0-.

Vicki Cooley
Affiant

Subscribed and sworn to before me, this 3rd day of February, 1997.

JOYCE B. DONEHUE NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENNESSEE

Joyce B. Donehue
Notary Public

Commission expires: 1-29-2000