BOOK 10865 PG 172

This Instrument Was Prepared By:
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Tuke Yopp & Sweeney, PLC
NationsBank Plaza, Suite 1100
414 Union Street
Nashville, Tennessee 37219

Map 118-12
Parcel 1

INSTRUMENT OF CORRECTION

This Instrument of Correction is made this 31st day of March, 1998, by and between **SHONEY'S, INC.**, a Tennessee corporation (the "Grantor"), and **COMMISSARY OPERATIONS, INC.**, a Tennessee corporation (the "Grantee").

WHEREAS, by Warranty Deed recorded in Book 10715, Page 493, in the Office of the Register of Deeds for Davidson County, Tennessee (the "Original Deed"), Grantor conveyed certain real property in Davidson County, Tennessee to Grantee; and

WHEREAS, by inadvertence and mutual mistake, the Original Deed contained a scrivener's error in one paragraph thereof; and

WHEREAS, Grantor and Grantee desire to correct such error;

NOW, THEREFORE, for and in consideration of these premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and for the purpose of correcting the Original Deed, Grantor and Grantee hereby acknowledge and agree that the paragraph on page two of the Original Deed reading

> "And Grantor does covenant with Grantee that Grantor is lawfully seized and possessed of the Property in fee simple, has a good right to convey it, subject to the matters set forth herein to which this conveyance is made subject."

is hereby deleted and the following is substituted in lieu therefor:

> "And Grantor does covenant with Grantee that Grantor is lawfully seized and possessed of the Property in fee simple, and has a good right to convey it, subject to the matters set forth herein to which this conveyance is made subject."

IN WITNESS WHEREOF, Grantor and Grantee have executed this Instrument of Correction on the date set forth above, to be effective as of December 2, 1997, the date on which the Original Deed was delivered.

Grantor:

SHONEY'S, INC., a Tennessee corporation

By: _____
Name: Lloyd W. Baldridge, Jr.
Title: Vice President and Treasurer

Grantee:

COMMISSARY OPERATIONS, INC., a Tennessee corporation

By: _____
Name: Lloyd W. Baldridge, Jr.
Title: Vice President, Treasurer and Assistant Secretary

04 19773
IDENTIF. & REFERENCE

98 APR -1 PM 1:21
DAVIDSON COUNTY, TN.
REGISTER'S OFFICE

PICK-UP

37209 6101 CHECK 8-00

217732.1 3/31/98

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, the undersigned, a Notary Public of the state and county mentioned, personally appeared Lloyd W. Baldridge, Jr., with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Vice President and Treasurer of Shoney's, Inc., the within named bargainor, a corporation, and that he as such Vice President and Treasurer, executed the foregoing instrument for the purpose therein contained, by personally signing the name of the corporation by himself as Vice President and Treasurer.

Witness my hand and seal, at office in Nashville, Tennessee, this 31ST day of March, 1998.

Wanda H. Parsons
Notary Public

My Commission Expires:

July 28, 2001

[NOTARIAL SEAL]



STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, the undersigned, a Notary Public of the state and county mentioned, personally appeared Lloyd W. Baldridge, Jr., with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Vice President, Treasurer and Assistant Secretary of Commissary Operations, Inc., the within named bargainor, a corporation, and that he as such Vice President, Treasurer and Assistant Secretary, executed the foregoing instrument for the purpose therein contained, by personally signing the name of the corporation by himself as Vice President, Treasurer and Assistant Secretary.

Witness my hand and seal, at office in Nashville, Tennessee, this 31ST day of March, 1998.

Wanda H. Parsons
Notary Public

My Commission Expires:

July 28, 2001

[NOTARIAL SEAL]

