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BOOK 11075 PAGE 349 IDENTIF. # REFERENCE

This Instrument Prepared By:
D. Jefferson Herring, Attorney
Suite 200, The Pilcher Building
144 Second Avenue North
Nashville, TN 37201

98 AUG 20 PM 1:53

PICK-UP

REGISTER
DAVIDSON COUNTY, TN.

EXECUTOR'S DEED

Address of New Owner:

Mary Patrice Smith
2308 Dundee Lane
Nashville, TN 37214

Send tax Bills To:

Same

9839 08/20 0101 03CHECK 18.00

Map and Parcel No.(s):
73-11

THIS EXECUTOR'S DEED is executed on this the 20th day of July, 1998, by Mary Patrice Smith, the grantor hereunder (the "Grantor").

R E C I T A L S:

WHEREAS, the Grantor is the duly qualified personal representative ("Executor") of her deceased mother's estate, the Estate of Mary Patrice Smith, Deceased (the "Decedent"), which estate was opened on January 30, 1998, in the Probate Court of Davidson County, Tennessee, at which time the Decedent's last will and testament (the "Decedent's Will") was admitted to probate, Case No.98P-157, and is lodged in Will Book 218, Page 186; and

WHEREAS, at the time of the Decedent's death, the Decedent owned the real property described in Exhibit A attached hereto (the "Property"); and

WHEREAS, Article IV of the Decedent's Will provides that real estate is subject to the Executor's power to sell, transfer or convey same, and Article V incorporates the Tennessee statutory powers of fiduciaries including the power to sell real estate; and

WHEREAS, Article III of the Decedent's Will names the Decedent's children, MARY PATRICE FERGUSON (who, as of the date of this Deed, is known as "MARY PATRICE SMITH") and MICHAEL WILLIAM SMITH, as residuary legatees of the Decedent's estate.

NOW, THEREFORE, IN CONSIDERATION of the premises and for other good and valuable consideration, the receipt of which is hereby acknowledged, and to fulfill the Decedent's bequest to her daughter of a share of the residuary estate, the Grantor has this day bargained and sold, and does hereby transfer and convey unto MARY

PATRICE SMITH, the grantee hereunder (the "Grantee"), the Grantee's successors, heirs and assigns, all of the Grantor's right, title and interest in and to the Property.

TO HAVE AND TO HOLD the Property with appurtenances, estate, title and interest thereto belonging to the Grantee, the Grantee's successors, heirs and assigns forever. The Grantor has made this conveyance in the Grantor's capacity as Executor and personal representative of the Decedent's estate only, and not individually, and the Grantor makes no covenants or warranties hereunder, express or implied, with the exception that the Grantor warrants that it has not conveyed the Property or any interest therein to any other party. The Property is conveyed subject to such limitations, restrictions and encumbrances as may affect the Property. The Grantor transfers and conveys to the Grantee all of the Grantor's right and benefit that it may possess under any and all covenants and warranties set out in any prior deed conveying the Property to the Decedent.

IN WITNESS WHEREOF, the Grantor has executed this instrument on the day and year first above written.

Mary Patrice Smith

MARY PATRICE SMITH
Personal Representative
(Executor) of the Estate
of Mary Patrice Smith,
Deceased

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, Tracy M. Doolittle, a Notary Public of the state and county aforesaid, personally appeared MARY PATRICE SMITH, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged herself to be the Personal Representative (Executor) of the Estate of Mary Patrice Smith, Deceased, the within named bargainor, and that she as such Personal Representative executed the foregoing instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 20th day of July, 1998.

Tracy M Doolittle

Notary Public

My Commission Expires:

My Commission
Expires March. 23, 2002

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The undersigned hereby offers this instrument for recording pursuant to Section 67-4-409(a)(3)(D), Tennessee Code Annotated, which exempts this conveyance from any transfer tax.

Mary Patrice Smith

MARY PATRICE SMITH
Personal Representative
(Executor) of the Estate
of Mary Patrice Smith,
Deceased

Subscribed and sworn to before me, this 15th day of July, 1998.

Sara M. Doolittle

Notary Public

My Commission Expires:

My Commission
Expires March. 23, 2002

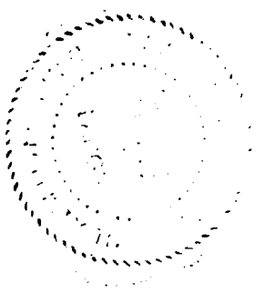


EXHIBIT A

Land in Davidson County, Tennessee, described as follows:

Being Lot No. 181 on the Plan of Sunset View, as of record in Book 2331, page 100 and 101, as revised in Book 2663, pages 27 and 28, Register's Office for said County.

Said Lot No. 181 fronts 70 feet on the northerly side of Dundee Lane and extends back 162 feet on the westerly line and 147.3 feet on the easterly line as corrected by an instrument of record in Book 2706, page 333, said Register's Office, to a dead line, measuring 110.3 feet thereon.

Being the same property conveyed to Mary Patrice Smith from James P. Guenther, Trustee, by deed of record in Book 5601, page 751, Register's Office for Davidson County, Tennessee.

This is improved property known as 2308 Dundee Lane, Nashville, Tennessee 37214.

The legal description above was taken from the deed by which the property was conveyed to the Decedent and was not surveyed at the time of this conveyance.