99 MAY -7 PM 3:32
REGISTER
COUNTY, TN.

SEE DEED BOOK & REFERENCE
05844433

BOOK 11470 PG. 1

This Instrument Prepared By:
Stokes & Bartholomew, P.A. (KCM)
424 Church Street, Suite 2800
Nashville, Tennessee 37219

# DEED OF CORRECTION

(Book 11024, page 43)

THIS DEED OF CORRECTION is made and entered into by METROPOLITAN DEVELOPMENT AND HOUSING AGENCY, a public body and body corporate and politic organized and existing in accordance with the provisions of Section 13-20-101, et. seq. Tennessee Code Annotated (hereinafter the "GRANTOR") and ADVENTURE 3 PROPERTIES, LLC, a Tennessee limited liability company (hereinafter the "GRANTEE").

**WITNESSETH:**

WHEREAS, by quitclaim deed dated July 15, 1998, of record in Deed Book 11024, page 43, in the office of the Register's Office of Davidson County, Tennessee (the "Quitclaim Deed"), GRANTOR conveyed to GRANTEE certain real property located in Davidson County, Tennessee, as more particularly described in said Quitclaim Deed; and

WHEREAS, through inadvertence and error the legal description of the property set forth in the Quitclaim Deed was incomplete; and

WHEREAS, the parties desire to amend the legal description of the property conveyed by the Quitclaim Deed to correct said error.

NOW, THEREFORE, in consideration of the sum of Ten Dollars ($10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, GRANTOR and GRANTEE agree to amend the Quitclaim Deed as follows:

1. The legal description in the Quitclaim Deed is amended and modified to read as set forth on Exhibit A, attached hereto and incorporated herein by reference.

2. Except as specifically modified or amended herein, all terms and provisions of the Quitclaim Deed, as heretofore existing, shall continue and remain in full force and effect.

IN WITNESS WHEREOF, GRANTOR and GRANTEE have caused this Deed of Correction to be executed by and through its duly authorized officer as of this 14th day of April, 1999.

**GRANTOR:**

METROPOLITAN DEVELOPMENT AND HOUSING AGENCY

By: _____
Calvin O. Atchison, Chairperson

ATTEST:

By: _____
Gerald F. Nicely, Secretary and
Executive Director

**GRANTEE:**

ADVENTURE 3 PROPERTIES, LLC

By: _____

Title: Chief Manager

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Calvin O. Atchison and Gerald F. Nicely, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged themselves to be Chairperson and Secretary and Executive Director, respectively, of Metropolitan Development and Housing Agency, the within named bargainor, and that they, as such Chairperson and Executive Director, respectively, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the agency by themselves as Chairperson and Executive Director, respectively.

WITNESS my hand and official seal at office in Nashville, Tennessee, this 14th day of April, 1999.

NOTARY PUBLIC

My Commission Expires:
9-29-2001

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Michael D. Shmerling, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Chief Manager of Adventure 3 Properties, LLC, a Tennessee limited liability company, the within named bargainor, and that he, as such Chief Manager, being authorized so to do, executed the fore going instrument for the purposes therein contained, by signing the name of the limited liability company by himself as Chief Manager.

WITNESS my hand and official seal at office in Nashville, Tennessee, this 6 day of May, 1999.

NOTARY PUBLIC

My Commission Expires:
January 25, 2003

91167.1

EXHIBIT A
[Property Description]

TRACT I

Beginning at the northeast corner of Church Street and Seventh Avenue (North), and running thence eastward with the northern margin of Church Street and with the southern margin of the store-house thereon (previously occupied by The Castner-Knott Dry Goods Co.) one hundred and eleven feet to the center of the eastern wall of said store-house; thence with the center of said wall one hundred and thirty-five feet to the northern margin of the northern wall of said store-house, and thence on in the same line and direction so as to include eleven feet of a private court in the rear of the said store-house, in all one hundred and forty-six feet from the southern margin of the southern wall of said house; thence westward, and parallel with the southern margin of said store-house one hundred and eleven feet and two inches, more or less, to the eastern margin of Seventh Avenue and to the southwest corner of a parking lot, a point eleven feet from the northwest corner of said store-house; thence southward with the eastern margin of said Avenue one hundred and forty-six feet to the beginning.

Being the same property conveyed to George A. Shwab, III, Elizabeth Shwab Stephen (formerly Elizabeth Shwab Kenny), Enid Lindenberg Daniel, Elise Lindenberg Houston, Paul M. Davis, Jr., Peter Davis, Benjamin E. Tate, Jr., Paul E. Shwab, Emma S. Fletcher, Hugh M. Shwab, Jr., Elizabeth Shwab Sanders, William P. Shwab and Robert D. Shwab, by Deed of Record in Book 10132, Page 473, Register's Office for Davidson County, Tennessee. The said Enid Lindenberg Daniel having since died, and her interest having now vested in Marie C. Reed and Linda Russell pursuant to her last will and testament. The said Elise Lindenberg Houston having since died, and her interest having now vested in P. D. Houston, III and First American National Bank, Trustee, pursuant to her last will and testament. Paul M. Davis, Jr. having since died, and his interest having now vested in Barbara D. Johnston and Katherine D. Murfree pursuant to his last will and testament. The interest of Peter Davis having now vested in Ruth D. Davis, as Trustee of the inter vivos trust he created prior to his death. Paul E. Shwab having since died, and his interests having now vested in First American National Bank and Jack N. Shwab as Trustees under Irrevocable Trust Agreement of Paul E. Shwab dated June 8, 1983. Emma S. Fletcher having since died and her interest having now vested in Equitable Trust Company as Successor Trustee and in Barry Fletcher (formerly known as Barry Fletcher Lock) and Minos Fletcher, IV pursuant to her last will and testament.

Also being the same property conveyed to Michael D. Shmerling and Co., LLC by instrument of record in Book 10868, Page 958, said Register's Office.

TRACT II

Land in Davidson County, Tennessee, being Lot No. 125, on the Original Plan of the Town of Nashville, not of record, described according to a survey made by W. B. Southgate, Surveyor, April 16, 1924, as follows:

Beginning on the northerly margin of Church Street, at a point 111 feet East of the easterly margin of 7th Avenue North said point being West of the eastern edge of the wall of the Castner Knott Building; thence with the northerly margin of Church Street, eastwardly 27 feet 11 inches to the westerly margin of Capitol Boulevard; thence with the westerly margin of said Boulevard northwardly 146 feet 1 ½ inches to the southeast corner of the property conveyed to the Standard Property and Investment Company by deed from Elizabeth R. Eakin of record in Book 508, page 541, Register's Office for Davidson County, Tennessee; thence with said Company's southerly line westerly 26 feet 11 inches; thence southwardly and parallel with the westerly margin of Capitol Boulevard 11 feet 1 ½ inches to the northeast corner of the Castner Knott Building; thence westwardly and parallel with the northerly margin of Church Street, 1 foot to a point 1 foot West of the eastern edge of the wall of the Castner Knott Building; thence southwardly and parallel with the westerly margin of Capitol Boulevard 135 feet to the beginning.

Being the same property conveyed to Alvin T. Armstrong, by Deed of Record in Book 1142, page 175, Register's Office for Davidson County, Tennessee. By Deed of Record in Book 1585, page 446, the said Alvin T. Armstrong conveyed a one-half (½) undivided interest to George D. Brengelman and wife, Sarah P. Brengelman. The said Alvin T. Armstrong having since died. By his Will his interest then vested in American National Bank, of Nashville, Tennessee, Genevieve R. Armstrong and George D. Brengelman, as Trustees. The said George D. Brengelman has since died. The said Genevieve R. Armstrong has since died. The said American National Bank of Nashville, Tennessee is now known as First American National Bank of Nashville. By Deed of Record in Book 8892, page 856, the said Sarah P. Brengelman, now known as Sarah P. Washington conveyed her one-half (½) undivided interest to Sarah P. Washington and Edna B. Rush, as Trustees under the Sarah P. Washington Revocable Trust Agreement dated March 4, 1993, now known as The Family Trust. The said Sarah P. Washington having since died.

3351 05/07 0101 CHECK 22.00