Instr:200004070035219 Page: 1 OF 5
REC'D FOR REC 04/07/2000 12:07:47PM
RECORD FEE: $23.00
M. TAX: $0.00 T. TAX: $925.00

00-4-3-Q

FILE BOX 19B

WARRANTY DEED

PETER WEISS NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN

STATE OF TENNESSEE
COUNTY OF DAVIDSON
THE ACTUAL CONSIDERATION OR VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS $ 250,000.00

Affiant

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 6th DAY OF April 2000

Notary Public

MY COMMISSION EXPIRES: May 28, 2003
(AFFIX SEAL)

THIS INSTRUMENT WAS PREPARED BY
PETER WEISS, ATTORNEY AT LAW, 761 Old Hickory Blvd, Suite 102, Brentwood, TN 37027

ADDRESS NEW OWNER(S) AS FOLLOWS:	SEND TAX BILLS TO:	MAP-PARCEL NUMBERS
MICHAEL D. SHMERLING CO., (NAME)	"New Owner" (NAME)	MAP 092-12
1900 Church Street, #400 (ADDRESS)	(ADDRESS)	PARCEL 041
Nashville, TN 37203 (CITY) (STATE) (ZIP)	(CITY) (STATE) (ZIP)	F.B.#: 09W-00660

FOR AND CONSIDERATION OF THE SUM OF TEN DOLLARS, CASH IN HAND PAID BY THE HEREINAFTER NAMED GRANTEES, AND OTHER GOOD AND VALUABLE CONSIDERATIONS, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, WE, MOORE WOOTEN PROPERTIES, A PARTNERSHIP

HEREINAFTER CALLED THE GRANTORS, HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO MICHAEL D. SHMERLING CO., G.P., A TN GENERAL PARTNERSHIP

HEREINAFTER CALLED THE GRANTEES, THEIR HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN Davidson COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

LAND in Davidson County, Tennessee, being parts of Lot Nos. 1 and 2 on the Plan of the Subdivision of the Kerrigan Property of Lot 268, Boyd Home Tract, as of record in Plan Book 2, Page 102, Chancery Court at Nashville, described as follows:

BEGINNING on the southerly margin of Charlotte Avenue, formerly Cedar Street as widened on the line between Lot Nos. 2 and 3 on said Subdivision; thence with the line between said two lots southwardly 82 feet more or less to the northerly margin of an alley; thence with said alley eastwardly 79.4 feet to the westerly margin of 19th Avenue North; thence with said avenue northwardly 48.75 feet more or less to the beginning of a curve; thence around said curve in a northwestly direction 19.5 feet to the southerly margin of Charlotte Avenue as widened; thence with said Avenue westwardly 70 feet to the beginning.

INCLUDED in this conveyance is that portion of Alley No. 888 acquired by Grantor as a result of Ordinance No. 097-925, a copy of which is attached hereto as Exhibit "A".

BEING the same property conveyed to Moore Wooten Properties, a Partnership, by Deed from James N. Stansell, Russell A. Stansell and Marvin A. Stansell d/b/a

CONTINUED

unimproved ( )
This is improved (X) property, known as 1901 Charlotte Avenue, Nashville, TN 37203
(House Number) (Street) (P.O. Address) (City or Town) (Postal Zip)

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEES, their heirs and assigns forever; and we do covenant with the said GRANTEES that we are lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered, unless otherwise herein set out; and we do further covenant and bind ourselves, our heirs and representatives, to warrant and forever defend the title to the said land to the said GRANTEES, their heirs and assigns, against the lawful claims of all persons whomsoever. Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Witness our hand s this 6th day of April, 2000

MOORE WOOTEN PROPERTIES, A PARTNERSHIP
By:
ERNEST P. MOORE, JR., GENERAL PARTNER
By:
RICHARD M. WOOTEN, GENERAL PARTNER

DCTN01WC

STATE OF TENNESSEE
COUNTY OF

Personally appeared before me, _____, a Notary Public in and for said County and State, the within named _____

the bargainor _____, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that _____executed the within instrument for the purposes therein contained. Witness my hand and official seal at _____, Tennessee, this _____ day of _____ 19__.

Commission expires _____

_____
Notary Public

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, the undersigned a Notary Public within and for the State and County aforesaid, personally appeared ERNEST F. MOORE, JR. and RICHARD M. WOOTEN with whom I am personally acquainted and who upon their oath(s) acknowledged themselves to be the GENERAL PARTNER and GENERAL PARTNER respectively of the MOORE WOOTEN PROPERTIES the within named bargainor, and corporation, and that they as such GENERAL PARTNER and GENERAL PARTNER being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing the name of the corporation, by the said ERNEST F. MOORE, JR. as such GENERAL PARTNER, and attesting the same by the said RICHARD M. WOOTEN as such GENERAL PARTNER.

Witness my hand and official seal at office at Brentwood, TN on this the 6th day of April 2000

My commission expires May 28, 2003

_____
Notary Public

PETER WEISS
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN

LEGAL DESCRIPTION CONTINUATION

J.R. & M. Company, of record in Book 6588, Page 127, Register's Office for Davidson County, Tennessee.

THIS conveyance is subject to any and all zoning regulations, building restrictions and setback lines, if any, and easements and rights for public utilities applicable to this property; and taxes for the current year which have been prorated and assumed by the Grantee(s) herein.

EXHIBIT "A"

ORDINANCE NO. 097-925

AN ORDINANCE TO AMEND THE OFFICIAL STREET AND ALLEY ACCEPTANCE AND MAINTENANCE MAP FOR THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, BY CLOSING ALLEY NO. 888 BETWEEN 19TH AVENUE NORTH AND ITS WESTERN TERMINUS, (PROPOSAL NO. 97M-088U), ALL OF WHICH IS MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS: It is the desire of all the abutting property owners that said closure be accomplished; and

WHEREAS: There is no future need for said portion of said alley for alley purposes.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

SECTION 1. That the Official Street and Alley Acceptance and Maintenance Map for The Metropolitan Government of Nashville and Davidson County, as enacted by Ordinance No. O96-582, be and is hereby amended, as follows:

That Alley No. 888 between 19th Avenue North and its western terminus, all of which is more particularly described by lines, words and figures on the sketch which is attached to and made a part of this ordinance as though copied herein, is hereby closed.

SECTION 2. BE IT FURTHER ENACTED, That easements are herein retained by The Metropolitan Government of Nashville and Davidson County, its agents, servants, and/or contractors and utility companies operating under franchise from the Metropolitan Government for the right to enter, construct, operate, maintain, repair, rebuild, enlarge, and patrol its now existing or future utilities, including drainage facilities, together with their appurtenances, and the doing of any and all things necessary and incidental thereto.

SECTION 3. BE IT FURTHER ENACTED, That in the event there is proposed any construction over, above, or under said existing utilities that said construction shall have the approval of the Director of Public Works and/or the Director of Water and Sewerage Services, together with the approval of the Nashville Electric Service, Nashville Gas Company, BellSouth Telecommunications, Inc., and InterMedia.

SECTION 4. BE IT FURTHER ENACTED, That the Director of the Department of Public Works be and is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on said Map as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

SECTION 5. BE IT FURTHER ENACTED, That this ordinance take effect immediately after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO LEGALITY
OF FORM AND COMPOSITION:

METROPOLITAN ATTORNEY

Introduced by:

Willis McCallum
MEMBER OF THE METROPOLITAN COUNCIL

APPROVED BY THE METROPOLITAN PLANNING COMMISSION. (7-0)

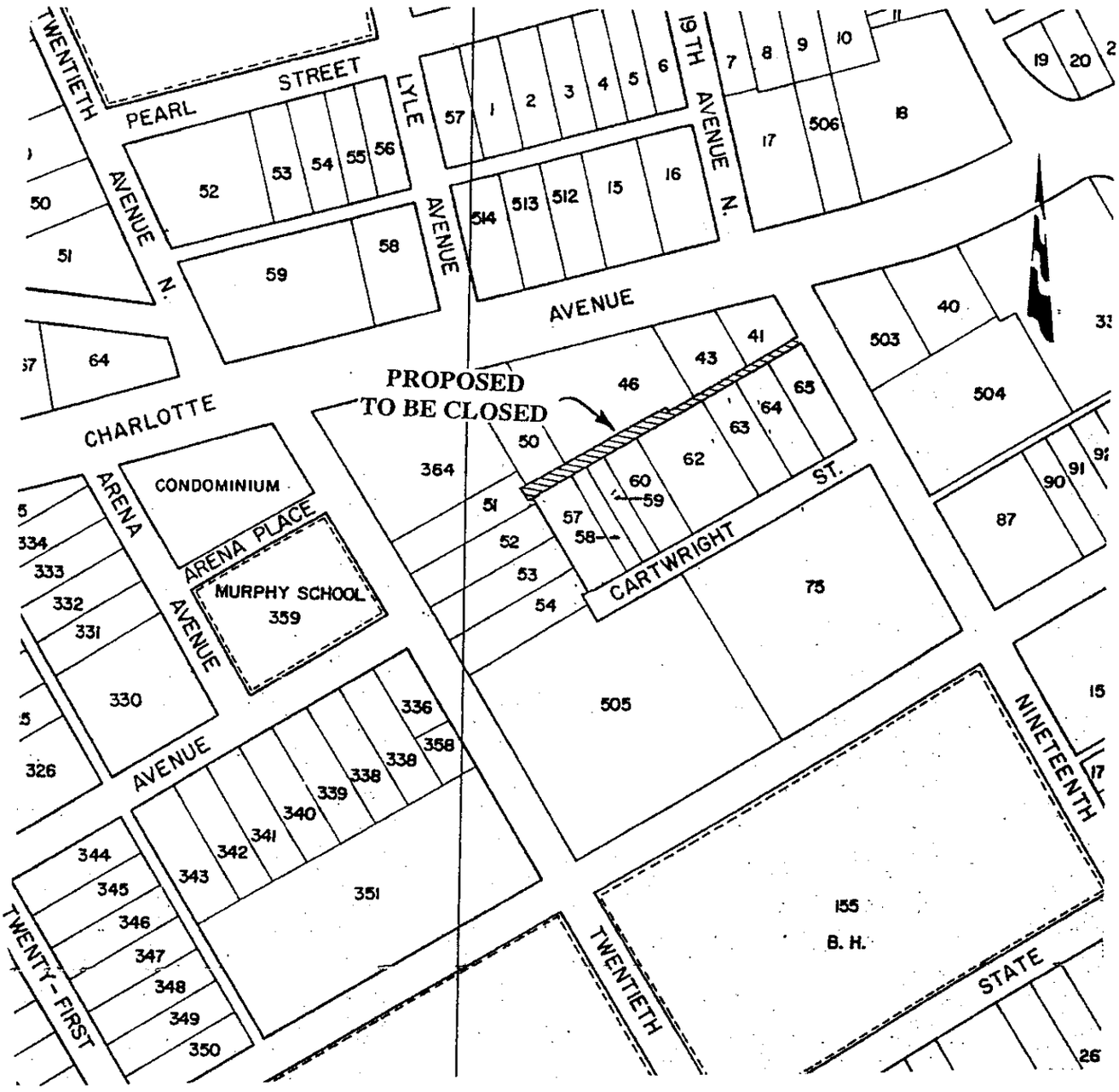
DATE: 8/21/97

J. Jeff Browning
EXECUTIVE DIRECTOR & SECRETARY

MEMBER OF THE METROPOLITAN COUNCIL

Proposal 97M-088U
Alley No. 888 Closure
Maps 092-11 and 092-12
Subarea 10
District 21

A proposal to close Alley No. 888 between 19th Avenue North and its western terminus, requested by Tony Manci for Gambro Health Care, adjacent property owner. Easements are to be retained.



FILED
METROPOLITAN
COUNCIL
AUG 26 4 06 PM '97

DUPLICATE

METROPOLITAN COUNTY COUNCIL

Bill No. 097-925

AN ORDINANCE TO AMEND THE OFFICIAL STREET AND ALLEY ACCEPTANCE AND MAINTENANCE MAP FOR THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, BY CLOSING ALLEY NO. 888 BETWEEN 19TH AVENUE NORTH AND ITS WESTERN TERMINUS, (PROPOSAL NO. 97M-088U), ALL OF WHICH IS MORE PARTICULARLY DESCRIBED HEREIN.

APPROVED BY PLANNING COMMISSION

Introduced SEP 2 1997

Passed first Reading SEP 2 1997

Referred to TRAFFIC & PARKING; PUBLIC WORKS PLANNING & ZONING COMMITTEES

Amended _____

Passed second Reading SEP 16 1997

Referred to _____

Passed third Reading OCT 7 1997

Approved OCT 10 1997

By _____

Metropolitan Mayor

Departments Notified OCT 10 1997

Advertised _____