(4)

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

THE ACTUAL CONSIDERATION OR VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS $ 600,000

Sandra L. Tomlin
Affiant

Sworn to and subscribed before me, the undersigned, a Notary Public this 10TH day of October, 2000.

Notary Public

K. THOMAS SIDWELL NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TENN.

My Commission Expires: 10/22/01

WARRANTY DEED

THIS INSTRUMENT WAS PREPARED BY

Sidwell & Barrett, P.C.
121 First Avenue South
Suite 200
Franklin, TN 37064

ADDRESS NEW OWNER(S) AS FOLLOWS:
HAURY & SMITH CONTRACTORS, INC.
2033 Richard Jones Road
Nashville, TN 37215

SEND TAX BILLS TO:
NEW OWNER

MAP-PARCEL NUMBERS:
160-000-110.00 and 160-000-067.00

For and in consideration of the sum of Ten Dollars ($10.00), cash in hand paid by the Grantees, and other good and valuable consideration, the receipt of which is hereby acknowledged, **Clara Mims, Tom Cash and Benjamin Cash** hereinafter referred to as Grantor, hereby transfers and conveys to **HAURY & SMITH CONTRACTORS, INC.** hereinafter referred to as Grantee, his heirs and assigns a certain tract or parcel of land in Davidson County, State of Tennessee described as follows, TO WIT:

SEE ATTACHED EXHIBIT A FOR COMPLETE LEGAL DESCRIPTION

County taxes for the year 2000 are a lien, now due and payable. Said taxes have been prorated between the parties as of the date of this instrument, with the GRANTEES paying their prorata share thereof to GRANTORS who will be responsible for payment of said taxes when they become due and payable.

Restrictive covenants contained in an instrument of record in Book 4020, page 59, Register's Office for Davidson County, Tennessee.

The Plan of record in Plat Book 3842, page 61, and Plat Book 5210, page 124, Register's Office for Davidson County, Tennessee.

Davidson County DEEDWARR
Recvd: 10/20/00 08:30 4pgs
Fees:19.00 Taxes:2220.00
20001020-0104021

Subject to all matters shown on the survey dated October 9, 2000 prepared by Daniels & Associates, Inc. (Gregory E. Daniels, TN RLS #1489).

This is improved property known as approximately 3.47 acres, Old Hickory Blvd., Brentwood, TN

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said **GRANTEE**, his heirs and assigns forever, and I do covenant with the said **GRANTEE** that I am 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 I do further covenant and bind myself, my heirs and representatives, to warrant and forever defend the title to the said land to the said **GRANTEE**, his 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 my hand this 10th day of October, 2000.

Clara Mims
CLARA MIMS

Tom Cash
TOM CASH

Benjamin Cash by Clara Mims
BENJAMIN CASH

William L. Weller, Jr.
WILLIAM L. WELLER, JR.

TOM MOON

Tom Moon joins in this transaction to convey any and all interest he may have in said property whether it be legal or equitable.

William L. Weller, Jr. joins in this transaction to convey any and all interest he may have in said property, whether it be marital or otherwise.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Clara Mims, Tom Cash, and Tom Moon with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, executed the forgoing instrument for the purposes therein contained.

Witness my hand and official seal this 10th day of October, 2000.

K. THOMAS SIDWELL
NOTARY PUBLIC AT LARGE
WILLIAMSON COUNTY, TENN.

Notary Public

10/22/01
My Commission Expires

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said county and state, Clara Mims, with whom I am personally acquainted, and who acknowledged that she is the attorney-in-fact of Benjamin Cash, and is authorized by Benjamin Cash to execute this instrument on behalf of Benjamin Cash.

Witness my hand, at Franklin, Tennessee, this 10th day of October, 2000.

THOMAS SIDWELL NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY

Notary Public

10/22/01
My Commission Expires:

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named William L. Weller, Jr. with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, executed the forgoing instrument for the purposes therein contained.

Witness my hand and official seal this 10th day of October, 2000.

THOMAS SIDWELL NOTARY PUBLIC DAVIDSON COUNTY TENN.

Notary Public

10/22/01
My Commission Expires

EXHIBIT A

A TRACT OF LAND IN THE FIRST CIVIL DISTRICT, NASHVILLE, DAVIDSON COUNTY, TENNESSEE, AS DESCRIBED ACCORDING TO A SURVEY BY DANIELS & ASSOCIATES, INC. DATED 10/9/00 (GREGORY E. DANIELS, TN R.L.S. #1489) AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIN SET AT THE SOUTHEASTERLY INTERSECTION OF OLD HICKORY BLVD. (STATE ROUTE 254) AND OAKES DRIVE; AND PROCEEDING AS FOLLOWS:

1. WITH THE SOUTHERLY MARGIN OF OLD HICKORY BLVD. S 79 DEG., 03' 00" E 200.00 FEET TO A POINT; THENCE,

2. S 09 DEG. 44'00"W 19.85 FEET TO AN EXISTING IRON PIN; THENCE,

3. S 79 DEG. 27' 13" E 104.40 FEET TO AN IRON PIN SET; THENCE,

4. LEAVING SAID SOUTHERLY MARGIN OF OLD HICKORY BLVD. AND WITH THE WESTERLY BOUNDARY OF LOT 2, BRENTWOOD GARDENS OF RECORD IN PLAT BOOK 3842, PAGE 61, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, S 11 DEG. 00' 46" W 395.79 FEET TO AN EXISTING IRON PIN; THENCE,

5. WITH THE WESTERLY BOUNDARY OF LOT 5, BRENTWOOD GARDENS S 64 DEG. 27' 23" W 117.05 FEET TO AN EXISTING IRON PIN;

6. CONTINUING WITH THE WESTERLY BOUNDARY OF LOT 5, BRENTWOOD GARDENS AND A PORTION OF LOT 6, BRENTWOOD GARDENS, S 09 DEG. 35' 35" W 52.95 FEET TO AN EXISTING IRON PIN THENCE,

7. WITH THE NORTHERLY BOUNDARY OF LOT 2, SECTION ONE, HELEN MIMS SUBDIVISION OF RECORD IN PLAT BOOK 5210, PAGE 124, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, N 79 DEG. 57' 18" W 202.22 FEET TO AN EXISTING IRON PIN ON THE EASTERLY MARGIN OF OAKES DRIVE; THENCE,

8. WITH SAID EASTERLY MARGIN OF OAKES DRIVE N 09 DEG. 57' 32" E 540.72 FEET TO THE POINT OF BEGINNING.

CONTAINING 151,251 SQUARE FEET OR 3.47 ACRES MORE OR LESS.

BEING A PORTION OF THE SAME PROPERTY CONVEYED TO PURYEAR MIMS AND WIFE, HELEN MOORE MIMS BY DEED OF RECORD IN BOOK 3641, PAGE 359; ALSO BEING THE SAME PROPERTY CONVEYED TO PURYEAR MIMS OF RECORD IN BOOK 4212, PAGE 671, AND BEING LOT 1 AS SHOWN ON THE PLAT OF BRENTWOOD GARDENS OF RECORD IN PLAT BOOK 3842, PAGE 61, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE. PURYEAR MIMS AND HELEN MOORE MIMS HAVING SINCE DIED LEAVING SAID PROPERTY TO CLARA MIMS, TOM CASH AND BENJAMIN CASH.