(1)

Bk 36

This instrument prepared by:
Robert G. Holt, Esq.
Holt Ney Zatcoff & Wasserman, LLP
100 Galleria Parkway, Suite 600
Atlanta, Georgia 30339
770-956-9600

Davidson County DEEDQC
Recvd: 01/02/01 15:06 7pgs
Fees:30.00 Taxes:0.00
20010102-0000638

QUITCLAIM DEED

Address New Owner(s)	Send Tax Bills To:	Map-Parcel Number(s)
CMS Brentwood, LLC c/o Gables Realty Limited Partnership Suite 1450 2859 Paces Ferry Road Atlanta, GA 30339 Attn: Marvin R. Banks, Jr.	CMS Brentwood, LLC c/o Gables Realty Limited Partnership Suite 1450 2859 Paces Ferry Road Atlanta, GA 30339 Attn: Marvin R. Banks, Jr.	171-35.0

FOR AND IN CONSIDERATION OF THE SUM OF TEN AND NO/100 ($10.00) DOLLARS, and other good and valuable consideration, receipt of all of which is hereby acknowledged, **GABLES-TENNESSEE PROPERTIES, L.L.C.** ("Grantor"), a Tennessee limited liability company, successor to Gables-Tennessee Properties, a Tennessee general partnership, does hereby transfer, remise, release, quitclaim, and convey unto **CMS BRENTWOOD, LLC** ("Grantee"), a Delaware limited liability company, certain real property in Davidson County, Tennessee, described on **Exhibit "A"** attached hereto and incorporated herein:

This is improved property known as:
570 East Church Street
Brentwood, TN 37027

TO HAVE AND TO HOLD the said real property together with all appurtenances and hereditaments thereunto belonging or in any wise appertaining to Grantee, its successors and assigns, forever, subject to the matters set forth on **Exhibit "B"** attached hereto and incorporated herein.

As used herein, the singular number shall include the plural, and the masculine gender all other genders.

IN WITNESS WHEREOF, Grantor executed this instrument on this 28th day of December, 2000.

GABLES-TENNESSEE PROPERTIES, L.L.C., a Tennessee limited liability company, successor to Gables-Tennessee Properties, a Tennessee general partnership

By: GABLES REALTY LIMITED PARTNERSHIP, a Delaware limited partnership, Member

By: Gables GP, Inc., a Texas corporation, Sole General Partner

By: _____
Marvin R. Banks, Jr.
Senior Vice President

[CORPORATE SEAL]

STATE OF GEORGIA

COUNTY OF COBB

Before me, the undersigned Notary Public in the State and County aforesaid, personally appeared Marvin R. Banks, Jr., with whom I am personally acquainted, and who, upon oath, acknowledged himself to be the Senior Vice President of Gables GP, Inc., a Texas corporation, which is the sole General Partner of Gables Realty Limited Partnership, a Delaware limited partnership, which is a member of Gables-Tennessee Properties, L.L.C., a Tennessee limited liability company, the within named Grantor, and that he as such officer of said member, being duly authorized so to do, executed the foregoing instrument on behalf of said member on behalf of Grantor for the purposes therein contained, by signing the name of the Grantor by said member by himself as such officer.

WITNESS my hand and official seal at office, this 28th day of December, 2000.

_____
Notary Public

JEANNA M. HAMPSTEAD
NOTARY PUBLIC
GEORGIA
JAN. 15, 2002
COBB COUNTY

My Commission Expires:

January 15, 2002

I hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer is Zero ($0.00).

MARVIN R. BANKS, JR. Affiant

Subscribed and sworn to before me this 28th day of December, 2000.

Notary Public

EXHIBIT "A"

LEGAL DESCRIPTION

BRENTWOOD GABLES
NASHVILLE, DAVIDSON COUNTY, TENNESSEE

Being a parcel of land in the First Civil District, Thirty-Second Councilmanic District, Nashville, Davidson County, Tennessee, located on the northerly side of Church Street East and east of Overlook Boulevard, and being property conveyed to Overlook II Partners by deed of record in Book 8999, Page 290, R.O.D.C. and being more particularly described as follows:

BEGINNING at a point in the northerly right-of-way line of Church Street East, said point being the southwest corner of the herein described parcel and the southeast corner of property conveyed to J. W. Hendricks as of record in Book 8115, Page 926, R.O.D.C;

THENCE, with the easterly line of said J. W. Hendricks property N 02° 42′ 47" E, 677.40 feet to a point in the southerly line of property conveyed to Brentwood Highlands, LTD. as of record in Book 6542, Page 456, R.O.D.C;

THENCE, with the southerly line of said Brentwood Highlands property and the southerly line of Highlands of Brentwood, Section Two as of record in Book 5050, Page 36, R.O.D.C. and the southerly line of Highlands of Brentwood, Section Four as of record in Book 5800, Page 232, R.O.D.C. the following calls:

S 87° 21′ 28" E, 216.85 feet to an iron pin;

S 87° 27′ 00" E, 253.54 feet to an iron pin;

S 86° 32′ 41" E, 62.95 feet to an iron pin;

S 87° 07′ 51" E, 409.74 feet to an iron pin, said iron pin being the northwest corner of property conveyed to Robert N. Hutcheson as of record in Book 5134, Page 390, R.O.D.C;

THENCE, with the westerly line of said Robert N. Hutcheson property, S 04° 07′ 24" W, 666.40 feet to a point in the northerly right-of-way line of Church Street East, as widened;

THENCE, with said northerly right-of-way line the following calls:

N 85° 49′ 39" W, 183.52 feet to a point;

along a curve to the left 249.56 feet to a point, said curve having a central angle of 04° 08′ 05", a radius of 3,458.25 feet, a tangent of 124.84 feet, and a chord of N 87° 53′ 42" W, 249.51 feet;

N 89° 57′ 44" W, 242.29 feet to a point;

N 87° 30′ 32" W, 251.89 feet to the point of beginning.

Containing 625,470 square feet or 14.36 acres, more or less.

Being the same property conveyed to Gables-Tennessee Properties, a Tennessee general partnership, by Deed from Overlook II Partners, a Tennessee general partnership, of record in Book 9392, page 276, and by Quitclaim Deed of record in Book 9392, page 281, in the Register's Office for Davidson County, Tennessee.

EXHIBIT "B"

PERMITTED ENCUMBRANCES

(Brentwood)

1. Taxes and assessments for 2000 and subsequent years, a lien, but not yet due and payable.

2. Matters shown on a plan of record in Book 7900, page 778, Register's Office for Davidson County, Tennessee.

3. Restrictions appearing in Deed of record in Book 6893, page 639, re-recorded in Book 6938, page 736, in said Register's Office, with regard to a small cemetery on subject land which cannot be disturbed and which must be used as open or green space, leaving the trees and grass. Subject also to the rights of the public in general for ingress/egress thereto.

4. Lease and Easement Agreement and Memorandum of Agreement by and between Interactive Cable Systems, Inc. Realty Limited Partnership, of record in Book 10147, page 26, in said Register's Office.

5. Subject to any and all zoning regulations, building restrictions, setback lines, if any, and easements and rights of ways for public utilities applicable to this property.