Map 150 Parcel 116

Davidson County DEEDWARR
Recvd: 05/11/01 13:00 3pgs
Fees:15.00 Taxes:1208.79
20010511-0049131

This Instrument Was Prepared By:
Patricia Quinn Robertson, Attorney
Yost and Robertson PLC
133 Holiday Court, Suite 208
Franklin, TN 37067
(615) 790-9678

Send Tax Bills To New Owner:
HAMILTON HILLS FUNERAL HOME, LLC
a Tennessee Limited Liability Company
2930 Murfreesboro Pike
Antioch, TN 37013

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of TEN DOLLARS ($10.00) cash in hand paid and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, HEARTLAND NASHVILLE LIMITED PARTNERSHIP, a Washington Limited Partnership, Grantor, has bargained and sold and by these presents does transfer and convey unto HAMILTON HILLS FUNERAL HOME, LLC, Grantee, its successors and assigns, the property located in Davidson County, Tennessee being described as follows:

A parcel of land located on Murfreesboro Road in the 29th Council District of Nashville, Davidson County, Tennessee being further described according to a survey by Walter Davidson & Associates, Walter H. Davidson, Tenn. RLS No. 1467, 5127 Marc Court, Nashville, TN, dated 3/12/98, as follows:

Commencing at the intersection of the center line of Murfreesboro Road and Hamilton Church Road thence South 44 degrees 05 minutes 24 seconds East a distance fo 872.71 feet to an iron rod in the northern right of way of Murfreesboro Road said rod also being the common corner between the property belonging to Hamilton United Methodist Church as of record in Book 4880 Page 434 and the subject tract and being the true point of beginning; thence North 41 degrees 45 minutes 32 seconds East a distance of 202.40 feet to a small pipe in a fence; thence North 47 degrees 31 minutes 43 seconds East a distance of 232.71 feet to an iron rod; thence South 80 degrees 10 minutes 06 seconds East a distance of 120.47 feet to an iron rod in concrete; thence South 08 degrees 55 minutes 15 seconds West a distance of 337.66 feet to an iron rod; thence South 82 degrees 04 minutes 23 seconds East a distance of 155.00 feet to a point; thence South 48 degrees 47 minutes 00 seconds West a distance of 131.49 feet to a point; thence South 41 degrees 13 minutes 00 seconds East a distance of 375.00 feet to a point; thence South 48 degrees 47 minutes 00 seconds West a distance of 220.00 feet to a point in the right of way of Murfreesboro Road; thence with said right of way North 41 degrees 13 minutes 00 seconds West a distance of 514.00 feet to a concrete right of way monument; thence continuing with said right of way North 41 degrees 13 minutes 00 seconds West a distance of 258.49 feet to the Point of Beginning. Containing 239995.15 square feet or 5.5095 acres more or less.

TOGETHER WITH easement rights for ingress-egress and parking, as established in Easement of record in Book 7049, page 346, said Register's Office, as those rights pertain to a parcel of land located on Murfreesboro Road, in the 29th Councilmanic District of Nashville, Davidson County, Tennessee being further

described according to a survey by Walter Davidson & Associates, as follows:

Beginning at an iron rod at the southwest corner of the property belonging to Metropolitan Government of Nashville and Davidson County, Tennessee (Electric Power Board) as of record in Book 3434 page 71, RODCT; thence with the common line with Heartland Nashville Limited Partnership as of record in Book 7242, page 574, RODCT and corrected by Deed of Record in Book 10044, page 936, RODCT, North 08 degrees 55 minutes 15 seconds East a distance of 264.52 feet to an iron rod in concrete at the Northeast corner of the Heartland property; thence South 06 degrees 37 minutes 24 seconds East a distance of 273.24 feet to a point; thence North 82 degrees 04 minutes 23 seconds West a distance of 73.23 feet to the Point of Beginning, containing 9684.57 square feet or 0.222 acres more or less.

Being a portion of the property conveyed to Heartland Nashville Limited Partnership by deed of record in Book 7242, page 574, Register's Office of Davidson County, Tennessee and corrected by Deed of record in Book 10044, Page 936, said Register's Office. Heartland Nashville Limited Partnership and Hartland of Nashville Limited Partnership are one and the same entity.

TO HAVE AND TO HOLD the said property, together with all improvements and appurtenances thereunto belonging unto the said Grantee, its successors and assigns forever.

AND GRANTOR DOES COVENANT with the said Grantee that it is lawfully seized and possessed of said property in fee simple, has a good and lawful right to sell and convey the same, and that it is free from any lien or encumbrance whatsoever, except as follows:

1. Easement and right of way to Electric Power Board of record in Book 3434, page 71, Register's Office of Davidson County, Tennessee.

2. Easement for sanitary sewer and/or storm drainage of record in Book 4896, page 538, Register's Office of Davidson County, Tennessee.

3. Permanent over-hang easement and ingress and egress easement of record in Book 7049, page 346, Register's Office of Davidson County, Tennessee.

4. Restrictions of record in Book 8705 page 438, said Register's Office.

5. 2001 taxes are a lien but not yet due and payable. Said taxes have been prorated at closing and will be paid by Grantee when due and payable.

AND GRANTOR DOES FURTHER COVENANT and bind itself, its successors and representatives, to warrant and forever defend the title to said property, to the said Grantee, its successors and assigns, against the lawful claims and demands of all persons whomsoever.

WITNESS the execution of this Warranty Deed on this the 8th day of May, 2001.

HEARTLAND NASHVILLE LIMITED PARTNERSHIP

BY: HEARTLAND GROUP, INC., its General Partner

BY: _____
Stephen P. Walker, III, President

STATE OF FLORIDA)
)
COUNTY OF MANATEE)

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared STEPHEN P. WALKER, III, with whom I am personally acquainted, and who upon his oath acknowledged that he executed the within instrument for the purposes therein contained, and who further acknowledged that he is the President of HEARTLAND GROUP, INC., General Partner of HEARTLAND NASHVILLE LIMITED PARTNERSHIP, a Washington Limited Partnership and is authorized by HEARTLAND GROUP, INC., as General Partner of HEARTLAND NASHVILLE LIMITED PARTNERSHIP, to execute this instrument on behalf of HEARTLAND GROUP, INC. as General Partner of HEARTLAND NASHVILLE LIMITED PARTNERSHIP.

Witness my hand and seal, at office, this 8th day of May, 2001.

Diann Woodfield
MY COMMISSION # CC830832 EXPIRES
June 17, 2003
BONDED THRU TROY FAIN INSURANCE, INC.

NOTARY PUBLIC DIANN WOODFIELD

My Commission Expires: _____

STATE OF Tennessee)
)
COUNTY OF Williamson)

I hereby swear or affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater, is Three Hundred Twenty Six Thousand Seven Hundred Dollars ($326,700.00) which amount is equal to or greater than the amount which the property transferred would command at a fair voluntary sale.

AFFIANT

Sworn to and subscribed before me this 10th day of May, 2001.

NOTARY PUBLIC

My Commission Expires: 5-18-2002

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