Davidson County DEEDWARR
Recvd: 06/15/01 15:16 2pgs
Fees:11.00 Taxes:6937.50

20010615-0063751

Box 36
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THIS INSTRUMENT PREPARED BY:
Douglas A. Brace, Attorney
ORTALE, KELLEY, HERBERT & CRAWFORD
200 Fourth Avenue, North, 3rd Floor
Nashville, TN 37219

SPECIAL WARRANTY DEED

Name and Address of New Owner:

ESA Tennessee, Inc. #5045
450 E. LasOlas Blvd., Suite 1100, Ft. Lauderdale FL 33301

Send Tax Bills To:
ESA TENNESSEE, INC.

SAME

Map/Parcel:
104-06-168.00

Street Address of Subject Property:

3311 West End Avenue
Nashville, Tennessee 37203

FOR AND IN CONSIDERATION of Ten ($10.00) Dollars, cash in hand paid by the hereinafter named Grantee, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, **3311 West End Partners, a Tennessee general partnership, "Grantor",** has bargained and sold, and by these presents does transfer and convey unto **ESA Tennessee, Inc., a Tennessee corporation ,"Grantee",** a certain tract or parcel of land in **Davidson County, State of Tennessee,** more particularly described as follows:

Land in Davidson County, Tennessee, being a certain tract of land located on the southeast side of West End Avenue and the northwest side of Orleans Drive in the 18th Councilmanic District of Metropolitan Nashville, Davidson County, Tennessee, and being Lot No. 1, Parcel 168 on the Final Subdivision Plat of National Baptist Publishing Board of record in Book 9700, page 647, in the Register's Office for Davidson County, Tennessee, to which plat reference is made for a more complete and accurate description.

Being the same property conveyed to 3311 West End Partners, a Tennessee general partnership, by Special Warranty Deed from Atlantic Homestead Village Limited Partnership, a Delaware limited partnership, of record as Instrument No. 20000515004887S in the Register's Office for Davidson County, Tennessee.

The conveyance of the above described parcel of land is subject to the following:

1. Taxes and assessments for 2001 and subsequent years, a lien, but not yet due and payable.

2. Matters shown on plat of record in Plat Book 9700, page 647, in the Register's Office for Davidson County, Tennessee.

3. Any and all zoning regulations, setback lines, if any, easements and rights of way for public utilities that may be applicable to the lot in question.

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, its successors and assigns, forever, and GRANTOR does covenant with the said GRANTEE that it is lawfully seized and possessed of said land in fee simple, has a good right to convey it, and the same is unencumbered, unless otherwise herein set out; and GRANTOR does further covenant and bind itself, its successors, assigns and representatives, to warrant and forever defend the title to the said land to the said GRANTEE, its

successors and assigns, against the lawful claims of all persons claiming by or through Grantor. 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 its hand this 15th day of June, 2001.

3311 West End Partners,
a Tennessee General Partnership

By: _____
George N. Spiva, Authorized Agent and
General Partner

STATE OF TENNESSEE]
COUNTY OF DAVIDSON]

Before me, the undersigned, a Notary Public in and for said State and County, personally appeared George N. Spiva, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who, upon oath acknowledged himself to be Authorized Agent and General Partner of 3311 West End Partners, a Tennessee general partnership, the within named bargainor, and that as such Authorized Agent and General Partner, being authorized so to do, executed the foregoing instrument for the purpose therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this 15th day of June, 2001.

_____
NOTARY PUBLIC

My commission expires: 11-24-01

STATE OF TENNESSEE]
COUNTY OF DAVIDSON]

The actual consideration or value whichever is greater for this transfer is $1,875,000.00.

_____
Affiant

Subscribed and sworn to before me, this the 15th day of June, 2001.

My commission expires:
_____

_____
Notary Public

NOTARY PUBLIC
AT LARGE
Pamela B. Wilson
My Commission Expires
September 25 2004
STATE OF TENNESSEE

NOTARY PUBLIC
AT LARGE
Pamela B. Wilson
My Commission Expires
September 25, 2004
STATE OF TENNESSEE