PREPARED BY (AND RETURN TO):

WILKINS & IVEY
Attorneys At Law
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W & I Ref: (sk) Title No: 42409
Dav. Co. File: Box 8

Davidson County DEEDWARR
Recvd: 07/03/01 14:22 3pgs
Fees:18.00 Taxes:847.30
20010703-0070585

ADDRESS NEW OWNER:	RESPONSIBLE FOR TAX PAYMENT:
Rebecca Diane Whalley 4400 Belmont Park Terrace #244 Nashville, TN 37215	

TAX MAP-PARCEL NUMBERS: 131-07-B-244

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of **$ 229,000.00,** cash in hand paid by the hereinafter named Grantee, and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Joseph R. Curcio, Jr. and spouse, Katherine S. Curcio,** hereinafter called the **Grantor**, has bargained and sold, and by these presents does hereby transfer and convey unto **Rebecca Diane Whalley,** hereinafter called the **Grantee**, Grantee's heirs and assigns, a certain tract or parcel of land in Davidson County, Tennessee, described as follows: **To Wit:**

LAND in Davidson County, Tennessee, being Building Site No. 244 on teh Plan of Arden Place, Section X of record in Book 5210, page 218, Register's Office for said County, to which plan and record thereof are incorporated herein and made a part hereof by reference thereto.

BEING the same property conveyed to Joseph R. Curcio, Jr. and spouse, Katherine S. Curcio by deed from Howard R. Isaacs and spouse, Nella F. Isaacs of record in Book 10068, page 203, Register's Office for Davidson County, Tennessee.

Description Reference: The description is the same as that used in the last deed prior to this transaction.

This conveyance is subject to: Taxes for 2001, and subsequent years; The Plan, with Owner's Certificate, of record in Plat Book 5210, Page 218, said Register's Office; The Declaration of Covenants, Conditions and Restrictions of record in Book 4754, page 455, Book 4819, page 564, book 4916, page 277, Book 5019, page 942, Book 5091, page 66, Book 5129, page 120, Book 5763, page 384, Book 5231, page 375, Book 5351, page 592 and Book 5514, page 636, said Register's Office, which sets forth assessments, liens and other matters, to which Declaration reference is hereby made for more particulars; Restrictive Covenants of record in Book 4628, page 473, said Register's Office.

This instrument is executed on behalf of Joseph R. Curcio, Jr. by Katherine S. Curcio as Attorney in Fact pursuant to a Power of Attorney being recorded # 20010703-0070584 The affidavit of said Attorney in Fact is attached as "Exhibit A" to or on this instrument and incorporated herein by reference.

This is improved property, known as: 4400 Belmont Park Terrace #244, Nashville, TN 37215

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, Grantee's heirs or assigns, forever.

GRANTOR COVENANTS with the said Grantee that Grantor is lawfully seised 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.

GRANTOR FURTHER COVENANTS and binds Grantor, Grantor's heirs and representatives, to warrant and forever defend the title to the said land to the said Grantee, Grantee's heirs and assigns, against the lawful claims of all persons whomsoever.

WITNESS THE EXECUTION HEREOF this 29th day of June, 2001.

Joseph R. Curcio Jr. by Katherine S. Curcio — Katherine S. Curcio

Joseph R. Curcio, JR., By:
Katherine S. Curcio, Atty-In-Fact

Katherine S. Curcio

State of Tennessee
County of Davidson

On this 29th day of June, 2001, before me the undersigned authority, personally appeared **Katherine S. Curcio**, to me known (or proved to me on the basis of satisfactory evidence) to be the person(s) described in and who executed the foregoing instrument, and acknowledged the execution as a free act and deed.

My Commission Expires: _____

CHRISTY WILKINS IVEY NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

My Commission Expires 7/26/2003

Notary Public

State of Tennessee
County of Davidson

A F F I D A V I T

The undersigned declares under oath that the actual consideration or value, whichever is greater, for this transfer is: $ 229,000.00

Rebecca Diane Whalley
Affiant

Sworn and subscribed before me on the 29th day of June, 2001.

My Commission Expires: _____

CHRISTY WILKINS IVEY NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

Notary Public

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 **Katherine S. Curcio**, with whom I am personally acquainted (or whose identity was proved to me on the basis of satisfactory evidence), and who acknowledged the execution of the within instrument on behalf of **Joseph R. Curcio, Jr.**, as Attorney-in-Fact, as a free act and deed of the said Principal(s).

Witness my hand and official seal at Nashville, Tennessee, this the 29th day of June, 2001.

CHRISTY WILKINS IVEY NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

Notary Public

My Commission Expires:

My Commission Expires 7/26/2003

EXHIBIT "A"
To
WARRANTY DEED

FROM: Joseph R. Curcio, Jr. and Katherine S. Curcio

TO: Rebecca Diane Whalley

A F F I D A V I T

The undersigned Affiant, being first duly sworn, deposes and says as follows:

1. That the document to which this affidavit is exhibited was executed by the undersigned as attorney-in-fact for the principal(s) thereon shown.

2. That the execution is proper and within the scope of the power-of-attorney referenced in the instrument.

3. Pursuant to the provisions of *Tennessee Code Annotated*, Section 34-6-105(c), of the Uniform Durable Power of Attorney Act, the undersigned Affiant certifies that at the time of execution of said document the Affiant had no knowledge or notice of the termination of the power-of-attorney, either by revocation or by a principal's death, disability, or incapacity.

Further the Affiant Saieth not.

Katherine S. Curcio

Katherine S. Curcio, Affiant

Sworn to and subscribed before me this

29th day of June, 2001.

CHRISTY WILKINS IVEY NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

Notary Public

My Commission Expires:

My Commission Expires 7/26/2003