File 35
CTIC

This instrument prepared by:
Barbara R. Christy
Schell Bray Aycock Abel & Livingston P.L.L.C.
P.O. Box 21847
Greensboro, NC 27420

Davidson County DEEDWARR
Recvd: 10/05/01 09:20 5pgs
Fees:28.00 Taxes:58830.00
20011005-0108456

LIMITED WARRANTY DEED

ADDRESS NEW OWNER(s) AS FOLLOWS:	SEND TAX BILLS TO:	MAP PARCEL NUMBERS
Wyndchase Lake Gibson Parke Properties, GP a North Carolina general partnership a 65% undivided interest Johnston Concrete Products, Inc. a Nevada corporation a 14% undivided interest CSC Associates II, G.P. a Virginia general partnership a 12.35% undivided interest Lydia Owen Boesch an individual a 6.65% undivided interest Three Twelve LLC a Tennessee limited liability company a 2% undivided interest	c/o Steven D. Bell & Company	Map 142, Parcel 53
823 N. Elm Street, Suite 200	823 N. Elm Street, Suite 200	
Greensboro, NC 27420	Greensboro, NC 27420	

FOR AND IN CONSIDERATION of the sum of Ten dollars and no/100 ($10.00), cash in hand paid by the Grantee(s) and other good and valuable considerations accepted as cash, the receipt and sufficiency of which is hereby acknowledged, CT BELLEVUE LIMITED PARTNERSHIP, a Texas limited partnership (the "Grantor") has this day bargained and sold, and does hereby transfer and convey unto the said WYNDCHASE LAKE GIBSON PARKE PROPERTIES, GP, a North Carolina general partnership, a 65% undivided interest; JOHNSTON CONCRETE PRODUCTS, INC., a Nevada corporation, a 14% undivided interest; CSC ASSOCIATES II, G.P., a Virginia general partnership, a 12.35% undivided interest; LYDIA OWEN BOESCH, an individual, a 6.65% undivided interest; and THREE TWELVE LLC, a Tennessee limited liability company, a 2% undivided interest, the Grantees herein, their (successors), heirs and assigns, in and to that certain real estate in Davidson County, Tennessee as follows:

See Exhibit "A" attached hereto and incorporated herein by reference

STATE OF TENNESSEE
COUNTY OF Davidson

The actual consideration or value whichever is greater, for this transfer is $15,900,000

Affiant

Subscribed and sworn to before me this the 4TH day of October 2001

My commission expires: 1-26-05 (Affix Seal)

Notary Public

IVA J. PARKER NOTARY PUBLIC AT LARGE CHEATHAM COUNTY, TENN.

This is improved property, known as Wyndchase Bellevue Apartments, 7221 Highway 70 South, City of Bellevue, Davidson County, Tennessee

TO HAVE AND TO HOLD said real estate, with the appurtenance, estate, title and interest thereto belonging, to the Grantees their (successors), heirs and assigns forever we covenant that we are lawfully seized and possessed of said real estate in fee simple, have a good right to convey it, and that the same is unencumbered, except for those encumbrances set forth on Exhibit "B".

We further covenant and bind ourselves, our heirs and representatives, to warrant and forever defend the title to said real estate to said Grantees, their (successors), heirs and assigns, against the lawful claims of all persons, claiming by, through or under the Grantor.

Whenever 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 our hand as of this 4TH day of October, 2001, the corporate party, if any, having caused its name to be

signed hereto by its duly authorized officers on said day and date.

CT BELLEVUE LIMITED PARTNERSHIP
a Texas Limited Partnership

By: TC Residential Charlotte II, Inc.
general partner

By: _____
Name: Thomas J. Patterson
Title: Vice President

STATE OF TEXAS
COUNTY OF DALLAS

Personally appeared before me, Lee Ann Shamblin, a Notary Public in and for said County and State, Thomas J. Patterson, with whom I am personally acquainted ~~(or proved to me on the basis of satisfactory evidence)~~, and who acknowledged that he executed the within instrument for the purposes therein contained, and who further acknowledged that he is the Vice President of TC Residential Charlotte II, Inc., the general partner of the maker and is authorized by the maker or by its constituent, the constituent being authorized by the maker, to execute this instrument on behalf of the maker.

~~Witness my hand, at office~~, this 24th day of September, 2001.

LEE ANN SHAMBLIN
MY COMMISSION EXPIRES
February 20, 2002

Lee Ann Shamblin
Notary Public

My Commission Expires:

2-20-02

Exhibit A

BEING A TRACT OF LAND LYING IN BELLEVUE, DAVIDSON COUNTY, TENNESSEE, ALSO BEING FIRST REVISION LOT 1 OF THE C T BELLEVUE LIMITED PARTNERSHIP SUBDIVISION PLAT, AS OF RECORD IN PLAT BOOK 9700, PAGE 473, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT AN EXISTING IRON ROD, IN THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD, 60 FEET IN WIDTH, AT A CORNER COMMON WITH ASHLEY GREEN, AS OF RECORD IN PLAT BOOK 6900, PAGE 978, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE LEAVING THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD, WITH THE EASTERLY PROPERTY LINE OF ASHLEY GREEN, NORTH 27 DEG 22 MIN 45 SEC WEST, 502.71 FEET TO A 21 INCH HACKBERRY TREE, AT A CORNER COMMON WITH LOT 2 OF THE H.B. HOWS PROPERTY SUBDIVISION PLAT, AS OF RECORD IN PLAT BOOK 5190, PAGE 195, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, ALSO BEING THE PROPERTY OF BELLEVUE ASSEMBLY OF GOD, AS OF RECORD IN DEED BOOK 6420, PAGE 587, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE WITH THE SOUTHERLY PROPERTY LINE OF SAID LOT 2, NORTH 63 DEG 02 MIN 32 SEC EAST, 165.34 FEET TO AN IRON ROD SET, AT A CORNER COMMON WITH LOT 1 OF SAID H.B. HOWS PROPERTY SUBDIVISION PLAT, ALSO BEING THE PROPERTY OF BELLEVUE GRACE ASSEMBLY OF GOD CHURCH, AS OF RECORD IN DEED BOOK 10067, PAGE 154, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE WITH THE SOUTHERLY PROPERTY LINE OF SAID LOT 1, AND BELLE GLEN CONDOMINIUMS, AS OF RECORD IN PLAT BOOK 8250, PAGE 929, NORTH 63 DEG 01 MIN 14 SEC EAST, 219.38 FEET TO AN EXISTING IRON ROD, IN THE WESTERLY PROPERTY LINE OF 70 SOUTH ASSOCIATES, LLC., AS OF RECORD IN INSTRUMENT NUMBER 200002220017374 AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE WITH THE WESTERLY PROPERTY LINE OF 70 SOUTH ASSOCIATES, LLC., SOUTH 26 DEG 37 MIN 00 SEC EAST, 40.17 FEET TO AN IRON ROD SET;

THENCE WITH THE SOUTHERLY PROPERTY LINE OF 70 SOUTH ASSOCIATES, LLC., NORTH 64 DEG 14 MIN 42 SEC EAST, 220.12 FEET TO AN IRON ROD SET;

THENCE WITH THE EASTERLY PROPERTY LINE OF 70 SOUTH ASSSOCIATES, LLC., NORTH 28 DEG 45 MIN 51 SEC WEST, 74.00 FEET TO A POINT;

THENCE NORTH 28 DEG 50 MIN 46 SEC WEST, 297.86 FEET TO AN EXISTING IRON ROD, IN THE SOUTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 70 SOUTH, 84 FEET IN WIDTH;

THENCE WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 70 SOUTH, NORTH 82 DEG 00 MIN 00 SEC EAST, 583.99 FEET TO AN IRON ROD SET, AT A CORNER COMMON WITH LOT 1 ON THE RESUBDIVISION OF LOT 2 C T BELLEVUE LIMITED PARTNERSHIP FIRST REVISION, AS OF RECORD IN INSTRUMENT NUMBER 2001020812390, ALSO BEING THE PROPERTY OF JOHN B. JEWELL, ET AL, AS OF RECORD IN DEED BOOK 10788, PAGE 416, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE LEAVING THE SOUTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 70 SOUTH, WITH THE WESTERLY PROPERTY LINE OF SAID LOT 1, SOUTH 08 DEG 00 MIN 00 SEC EAST, 315.07 FEET TO AN IRON ROD SET;

THENCE SOUTH 31 DEG 06 MIN 52 SEC EAST, 157.94 FEET TO AN IRON ROD SET IN THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD;

EXHIBIT A (Continued)

THENCE WITH THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD, SOUTH 56 DEG 52 MIN 04 SEC WEST, 242.19 FEET TO AN EXISTING IRON ROD, AT A CORNER COMMON WITH LOT 3, OF SAID C T BELLEVUE LIMITED PARTNERSHIP SUBDIVISION PLAT, ALSO BEING THE PROPERTY OF MADELINE R. HOLDEN, AS OF RECORD IN DEED BOOK 4840, PAGE 299, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE;

THENCE LEAVING THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD, WITH THE EASTERLY PROPERTY LINE OF SAID LOT 3, NORTH 28 DEG 59 MIN 28 SEC WEST, 253.97 FEET TO AN EXISTING IRON ROD;

THENCE WITH THE NORTHERLY PROPERTY LINE OF SAID LOT 3, SOUTH 62 DEG 07 MIN 52 SEC WEST, 97.74 FEET TO AN EXISTING IRON ROD;

THENCE SOUTH 36 DEG 00 MIN 08 SEC WEST, 139.87 FEET TO AN EXISTING IRON ROD;

THENCE WITH THE WESTERLY PROPERTY LINE OF SAID LOT 3, SOUTH 27 DEG 16 MIN 59 SEC EAST, 213.91 FEET TO AN EXISTING IRON ROD IN THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD;

THENCE WITH THE NORTHERLY RIGHT-OF-WAY LINE OF OLD HARDING ROAD, WITH A CURVE TO THE LEFT, ALONG AN ARC LENGTH OF 595.39 FEET, THE CENTRAL ANGLE OF WHICH IS 11 DEG 47 MIN 04 SEC, THE RADIUS OF WHICH IS 2894.75 FEET, THE CHORD OF WHICH IS SOUTH 50 DEG 05 MIN 49 SEC WEST, 594.34 FEET TO THE POINT OF BEGINNING. CONTAINING 468,849 SQUARE FEET OR 10.763 ACRES MORE OR LESS.

BEING THE SAME PROPERTY CONVEYED TO C T BELLEVUE LIMITED PARTNERSHIP, A TEXAS LIMITED PARTNERSHIP BY GENERAL WARRANTY DEED AS OF RECORD IN BOOK 10307, PAGE 455, PAGE 460, PAGE 465, PAGE 470, PAGE 476, PAGE 481, (RE-RECORDED IN BOOK 10408, PAGE 362), AND PAGE 486, AT THE REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

EXHIBIT "B"

Permitted Exceptions

1. Taxes for the year of 2001, a lien, but not yet due and payable.

2. Terms, provisions, covenants, conditions, restrictions, easements, charges, assessments and liens provided in the Covenants, Conditions and Restrictions of record in Book 10307, Page 497, Register's Office for Davidson County, Tennessee.

3. Subject to all matters shown on the Plan of record in Plat Book 9700, page 473, Register's Office for Davidson County, Tennessee.

4. Sanitary Sewer Easements of record in Book 10774, Page 593 ~~and Book 10702, Page 84,~~ Register's Office of Davidson County, Tennessee.

5. Agreement for Dedication of Easement for Public Utilities granted to Harpeth Valley Utilities District of Davidson and Williamson Counties, Tennessee, of record in Book 7542, Page 302, Register's Office for Davidson County, Tennessee in the location shown on the survey.

6. Items shown on survey of Cherry Land Surveying, dated July 18, 2001, last revised August 28, 2001, including, without limitation, the following matters:

    a. 10-foot and 12-foot future right-of-way widenings for Old Harding Boulevard;

    b. 20-foot Nashville Electric Service easements;

    c. 30-foot drainage easement;

    d. 10-foot drainage easement;

    e. 15-foot public utility and drainage easement;

    f. 10-foot future right-of-way widening from U.S. Highway 70 South;

    g. 30-foot minimum building setback line from U.S. Highway 70 South;

    h. 15-foot parking setback from Old Harding Road, north line, east line, and west line of Lot No. 3;

    i. 20-foot landscape buffer;

    j. fence encroachments; and

    k. 11-foot parking setback from the east line of Parcel 47 and north and east line of Lot No. 3.

7. Sanitary sewer and/or storm drainage easement of record in Book 9183, Page 206, said Register's Office

8. Easement granted to the Metropolitan Government, of record in Book 9183, Page 200, said Register's Office.

9. Sanitary sewer and/or storm drainage easement of record in Book 9183, Page 197, said Register's Office.

10. Sanitary sewer and/or storm drainage easement of record in Book 9183, Page 203 said Register's Office.

11. Memorandum of Lease by and between CT Bellevue Limited Partnership, a Texas limited partnership (Lessor), and Web Service Company, Inc., (Lessee) of record in Book 11461, page 740, Register's Office for Davidson County, Tennessee.

12. Cable Television Installation and Service Agreement of record as Instrument No. 200004180038817, Register's Office of Davidson County, Tennessee.

13. Tenants in possession under unrecorded leases for apartment units.

14. Easement for telecommunications equipment, cable, and terminals in favor of BellSouth Telecommunications, Inc. of record in Book 10702, page 84, in said Register's Office.