SPECIAL WARRANTY DEED

TO:	Beazer Homes Corp. d/b/a Phillips Builders	This Instrument Prepared By: C. Mark Carver, Esq. Sherrard & Roe, PLC 424 Church Street, Suite 2000 Nashville, TN 37219
FROM:	WDN Properties, Ltd.	

Address New Owner(s) as Follows:	Send Tax Bills To:	Map/Parcel Numbers
Beazer Homes Corp. d/b/a Phillips Homes 2910 Kraft Drive Nashville, TN 37204	Same	Tax Parcel #135-324

Davidson County DEEDWARR
Recvd: 05/07/02 15:13 4pgs
Fees:23.00 Taxes:4588.00
20020507-0056330

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration for this transfer is $1,240,000.00.

Affiant

Sworn to and subscribed before me, this 3rd day of May, 2002.

Notary Public

My Commission Expires: 9/28/02

CHERYL HOWELL NOTARY PUBLIC AT LARGE WILSON COUNTY TENN.

SPECIAL WARRANTY DEED

FOR AND IN CONSIDERATION OF the sum of Ten Dollars, cash in hand paid by the hereinafter named Buyer, and other good and valuable considerations, the receipt of which is hereby acknowledged **WDN Properties, Ltd.**, (hereinafter called the "Seller"), has bargained and sold, and by these presents does transfer and convey unto **Beazer Homes Corp. doing business as Phillips Builders** (hereinafter called the "Buyer"), and Buyer's successors and assigns all of Seller's interest in a certain tract of land in Davidson County, Tennessee, described on Exhibit A attached hereto and incorporated herein by reference, and any improvements thereon.

The above-referenced property is conveyed subject to the matters set forth on Exhibit B attached hereto and incorporated herein by reference. This property is commonly referred to as Tract 11 at Nashboro Village.

TO HAVE AND TO HOLD the said real property, together with all rights and appurtenances thereunto belonging or in any wise appertaining to Buyer, its successors and assigns, forever in fee simple.

Seller further covenants and binds itself, its representatives, successors and assigns to warrant specially and forever defend the title to said real estate to Buyer, and Buyer's successors and assigns, against the lawful claims of all persons claiming through and under Seller (other than claims arising out of the matters set forth above), but not further or otherwise. 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.

IN WITNESS WHEREOF, Seller has caused this Special Warranty Deed to be executed effective as of the 3rd day of May, 2002.

SELLER: WDN PROPERTIES, LTD.

By: Oly Hightop Subsidiary GP, LLC,
a Delaware limited liability company,
its general partner

By: Oly Hightop Parent GP, LLC,
a Delaware limited liability
company, its manager

By: _____

Name: Steve T. Lamberti

Title: Executive Vice President

STATE OF TEXAS)
COUNTY OF DALLAS)

Before me, Yolanda D. Nuncio the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Steve T. Lamberi with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be the Executive Vice President of Oly Hightop Parent GP, LLC, manager of Oly Hightop Subsidiary GP, LLC, a Delaware limited liability company, the general partner of WDN Properties, Ltd., the within named bargainor, a Texas limited partnership, and that he as such Executive Vice President of the manager, being authorized so to do, executed the foregoing instrument for the purposes therein contained.

Witness my hand and seal, at Office in ~~Dallas~~ Addison, Texas, this 30th day of April, 2002.

Yolanda D. Nuncio
Notary Public, State of Texas

My Commission Expires: 3/20/04

YOLANDA D. NUNCIO
Notary Public, State of Texas
My Comm. Expires 03/20/04

EXHIBIT A

PROPERTY DESCRIPTION

NASHBORO VILLAGE, TRACT 11
NASHVILLE, DAVIDSON COUNTY, TENNESSEE

PROPERTY LOCATED IN THE 28TH COUNCILMANIC DISTRICT OF NASHVILLE. DAVIDSON COUNTY, TENNESSEE BEING TRACT NUMBER ELEVEN OF NASHBORO VILLAGE AS OF RECORD IN PLAT BOOK 4660, PAGE 157 IN THE REGISTERS OFFICE FOR DAVIDSON COUNTY, TENNESSEE AND BEING PARCEL 324 ON METRO PROPERTY MAP NUMBER 136 AND BEING MORE PARTICULARLY DESCRIBED AS ACCORDING TO AN ALTA/ACSM AS-BUILT SURVEY PREPARED BY WAMBLE AND ASSOCIATES, P.L.L.C. DATED APRIL 17, 2002, REVISED APRIL 26, 2002, AS FOLLOWS:

BEGINNING AT A POINT, SAID POINT BEING AN IRON ROD (OLD) ON THE EASTERLY RIGHT-OF-WAY LINE OF FLINTLOCK COURT, SAID ROD ALSO BEING A NORTHWEST CORNER OF OPEN SPACE TRACT NUMBER FOUR AS CONVEYED TO LINKSCORP TENNESSEE SIX, L.L.C. AS OF RECORD IN DEED BOOK 11599, PAGE 472, R.O.D.C., TN AND AS SHOWN ON THE REVISED FINAL PLAT OF THE NASHBORO VILLAGE OPEN SPACE AND RECREATIONAL AREAS AS OF RECORD IN PLAT BOOK 4860, PAGES 74 AND 75; THENCE, FOLLOWING SAID EASTERLY RIGHT-OF-WAY LINE WITH A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 05 DEGREES 28 MINUTES 42 SECONDS, A RADIUS OF 1527.28 FEET, AN ARC LENGTH OF 146.03 FEET, AND A CHORD BEARING AND DISTANCE OF NORTH 08 DEGREES 27 MINUTES 54 SECONDS EAST 145.97 FEET TO AN IRON ROD (NEW); THENCE, NORTH 05 DEGREES 43 MINUTES 33 SECONDS EAST 60.00 FEET TO AN IRON ROD (OLD), THENCE, LEAVING SAID EASTERLY RIGHT-OF-WAY LINE AND FOLLOWING THE COMMON LINE BETWEEN HEREIN DESCRIBED TRACT ELEVEN AND THE AFOREMENTIONED OPEN SPACE TRACT NUMBER FOUR SOUTH 83 DEGREES 16 MINUTES 27 SECONDS EAST 744.00 FEET TO AN IRON ROD (OLD); THENCE, NORTH 75 DEGREES 10 MINUTES 33 SECONDS EAST 455.00 FEET TO AN IRON ROD (OLD); THENCE, NORTH 32 DEGREES 54 MINUTES 33 SECONDS EAST 342.00 FEET TO AN IRON ROD (OLD); THENCE, SOUTH 89 DEGREES 10 MINUTES 27 SECONDS EAST 664.00 FEET TO AN IRON ROD (OLD); THENCE, SOUTH 10 DEGREES 52 MINUTES 04 SECONDS EAST 70.07 FEET TO AN IRON ROD (OLD); THENCE, SOUTH 63 DEGREES 58 MINUTES 33 SECONDS WEST 305.00 FEET TO AN IRON ROD (OLD); THENCE, SOUTH 51 DEGREES 58 MINUTES 33 SECONDS WEST 113.00 FEET TO AN IRON ROD (OLD); THENCE, SOUTH 47 DEGREES 55 MINUTES 33 SECONDS WEST 656.00 FEET TO AN IRON ROD (OLD); THENCE, NORTH 89 DEGREES 53 MINUTES 27 SECONDS WEST 448.00 FEET TO AN IRON ROD (OLD); THENCE, NORTH 80 DEGREES 14 MINUTES 27 SECONDS WEST 487.00 FEET TO AN IRON ROD (OLD); THENCE, NORTH 68 DEGREES 01 MINUTES 27 SECONDS WEST 314.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 663,550 SQUARE FEET OR 15.23 ACRES.

BEING PART OF THE SAME PROPERTY CONVEYED TO WDN PROPERTIES, LTD., AS OF RECORD IN DEED BOOK 10307, PAGE 82 IN THE REGISTERS OFFICE FOR DAVIDSON COUNTY, TN.

EXHIBIT B

PERMITTED EXCEPTIONS

1. Taxes for the year 2002, a lien, which are not yet due and payable. Tax Map No. 135, Parcel No. 324.

2. Easement as established and reserved in Book 10110, page 854.

3. Easement to Metropolitan Government of Nashville and Davidson County as set forth in instrument recorded in Book 4821, page 105.

4. Easements to Metropolitan Government of Nashville and Davidson County as set forth in instrument recorded in Book 4821, page 111.

5. Covenants, conditions, restrictions, reservations, easements, liens for assessments, options, power of attorney, and limitations on title created by the Tennessee "Horizontal Property Act" Tennessee Code Annotated and as set forth in the Master Deed recorded in Book 4827, page 14, as supplemented by instruments recorded in Book 5469, page 840 and Book 7751, page 907.

6. That portion of the subject property which lies within the right-of-way of Flintlock Court as dedicated in Plat Book 4660, page 74 (Flintlock Court).

7. ALL matters shown on Plat recorded in Book 4660, page 157.

8. ALL matters shown on Plat recorded in Book 4860, page 72.

9. ALL matters shown on Plat recorded in Book 4860, page 74.

10. ALL matters shown on Plat recorded in Book 4860, page 75.

11. Survey Number 486-0202, dated 4/17/02 last revised 4/26/02, prepared by Jimmy C. Yates, TN RLS #1597 of Wamble & Associates, PLLC, Surveyors, indicates the following:

    (a) 30' Minimum Building Setback Line

    ALL as more particularly shown on said survey.