40-A

Davidson County DEEDWARR
Recvd: 08/29/03 16:19 2pgs
Fees:13.00 Taxes:233.10
20030829-0126086

THIS INSTRUMENT PREPARED BY:
David W. Kious, Attorney
1535 W. Northfield Blvd., Suite 16
Murfreesboro, TN 37129

NAME & ADDRESS OF NEW OWNER
Joseph M. Schnaufer
201 Gillespie Drive
Unit 6108
Franklin, TN 37067

SEND TAX BILLS TO:
Same

MAP & PARCEL
Map 160-16-B
Parcel 128

SPECIAL WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of TEN AND NO/100 ($10.00) DOLLARS, cash in hand paid and other good and valuable consideration, the receipt of all of which is hereby acknowledged, Wilson Concord, L.P. has bargained and sold and does hereby transfer and convey unto Joseph M. Schnaufer and wife, Laura R. Schnaufer, their heirs, successors and assigns, forever, that certain property located and situated in Davidson County, Tennessee, and more particularly described as follows, to-wit:

> Land in Davidson County, Tennessee, being all of Lot No. Lot 68, on the Plan of Revision One, Section Two, Brentwood Chase, as shown by plat appearing of record in Plat Book 9700, Pages 945-948, of the Register's Office of Davidson County, Tennessee, to which plat reference is hereby made for more complete details of said lot.
>
> Being a part of the same property conveyed to Wilson Concord, L.P. by Special Warranty Deed dated June 15, 1998 of record in Book 10978, Page 644, Register's Office for Davidson County, Tennessee.

TO HAVE AND TO HOLD the said real estate together with all appurtenances, estate and title thereunto belonging unto the said grantees, their heirs and assigns, forever.

And the Grantor, for itself and its successors and assigns, does hereby covenant with the said grantees, their heirs and assigns, that it has not made, done, executed or suffered any act or thing whereby the above described property or any part thereof now are or at any time hereafter shall or may be imperiled, charged or encumbered in any manner whatsoever; and the title to the above granted property against all persons lawfully claiming the same from, through or under the Grantor will forever warrant and defend.

WITNESS ITS HAND AND SIGNATURE on this the 28th day of August, 2003.

WILSON CONCORD, L.P.
By: Toll TN GP Corp.,
its general partner

By: Bert Carrick (SEAL)
Bert Carrick, Regional Manager

STATE OF Tennessee
COUNTY OF Williamson

Before me, the undersigned Notary Public, of the state and county aforesaid, personally appeared Bert Carrick, 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 Regional Manager of TOLL TN GP Corp., a Tennessee corporation, which is the sole general partner for WILSON CONCORD, L.P., a Tennessee limited partnership, the within named bargainor, and as such Regional Manager of the sole general partner, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Regional Manager.

Witness my hand and official seal, this 28th day of August, 2003.

Carol R Rivers
Notary Public

My Commission Expires: 11/30/04

CAROL R. RIVERS
NOTARY PUBLIC AT LARGE
WILLIAMSON CO., TENN.
MY COMMISSION EXPIRES: NOVEMBER 30, 2004

STATE OF TENNESSEE)
COUNTY OF WILLIAMSON)

I, or we, hereby swear or affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater, is $63,000.00, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

AFFIANT

Sworn to and subscribed before me this 28th day of August, 2003.

NOTARY PUBLIC

My Commission Expires: 1/29/05

CATHERINE H. GWYN
Notary Public At Large
DAVIDSON COUNTY, TENN.
My Commission Expires January 29, 2005