This instrument prepared by:

JOHN R. REYNOLDS (#2522)
Attorney at Law
Suite 2702, The Office Tower
611 Commerce Street
P. O. Box 190481
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Tel: (615) 256-2694
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Davidson County DEEDWARR
Recvd: 12/18/03 11:31 3pgs
Fees:17.00 Taxes:0.00
20031218-0180470

Address New Owner(s) as follows: James L. Caldwell, 131 Joshua's Run, Goodlettsville TN 37072

Name and Address of the person or entity responsible for payment of real property taxes: SAME

Field Book No. 15DZ 35960, Map No. 073-01-0, Parcel No. 266.00.

EXECUTOR'S DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT, for and in consideration of the sum of **TEN ($10.00) DOLLARS** cash in hand paid and other good and valuable considerations, the receipt and adequacy of which are hereby acknowledged, and as evidence of the devise of the within described real property to the undersigned under the Last Will and Testament of **NOVELLA SMITH CALDWELL**, now deceased, the undersigned, **JAMES L. CALDWELL**, Personal Representative under the Last Will and Testament of **NOVELLA SMITH CALDWELL**, deceased, hereinafter referred to as Grantor, has bargained and sold and by these presents does hereby transfer and convey to **JAMES L. CALDWELL**, individually, his heirs and assigns, hereinafter referred to as Grantee, that certain tract or parcel of land in **Davidson County, Tennessee**, being more particularly described on **EXHIBIT A** attached hereto and made a part hereof.

This is **improved** property located at and known as 3906 Moss Rose Drive, Nashville, Davidson County, Tennessee 37216.

TO HAVE AND TO HOLD said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said Grantee, **JAMES L. CALDWELL**, individually, his successors and assigns, forever; and Grantor does covenant with the said Grantee that he is lawfully seized and possessed of said land in fee simple, has a good right to convey it, and the same is unencumbered, except as shown herein. Grantor does further covenant and bind himself/his heirs and representatives, to warrant and forever defend the title to said land to the said

Grantee, as aforesaid, his heirs and assigns, against the lawful claims of all persons whomsoever.

Grantor and Grantee are used for singular or plural, as context requires.

IN WITNESS WHEREOF, the Grantor has duly executed this Executrix Deed on the 13th day of November 2003.

JAMES L. CALDWELL, Personal Representative under the Last Will and Testament of **NOVELLA SMITH CALDWELL,** deceased

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said State and County aforesaid, the within named **JAMES L. CALDWELL,** with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who, upon oath, acknowledged himself to be Personal Representative under the Last Will and Testament of **NOVELLA SMITH CALDWELL,** deceased, the within named Grantor, and that he as such Personal Representative executed the foregoing Executor's Deed for the purposes therein contained, by signing his name as Personal Representative.

Witness my hand and official seal at Nashville, Tennessee, this 13th day of November 2003.

Fran James Notary Public

My commission expires: 3-31-2007

FRAN JAMES NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value, whichever is greater, for this transfer, is $ 150,000.00 .

Affiant

Subscribed and sworn to before me this 13th day of November 2003.

Fran James Notary Public

My commission expires 3-31-2007

FRAN JAMES NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

NOTE TO REGISTER:

Upon recording, please return the recorded instrument to:

JOHN R. REYNOLDS
Attorney at Law
Suite 2702, The Office Tower
611 Commerce Street
P. O. Box 190481
Nashville TN 37219-0481
Tel: (615) 256-2694
Fax: (615) 256-2361

EXHIBIT A

3906 Moss Rose Drive,
Nashville, Davidson County, Tennessee 37216.
Field Book No. **15DZ 35960**
Map No. **073-01-0**
Parcel No. **266.00**

Land in **Davidson** County, Tennessee, being Lot Nos. **25** and **26** on the Map of B. E. Woodard's Subdivision of a part of the W. J. Tune Land, as of record in Book 974, pages 94 and 95, Register's Office for Davidson County, Tennessee, and being more particularly described as follows, to-wit:

Beginning at a point on the easterly margin of Moss Rose Drive at the intersection of the easterly margin of said Moss Rose Drive and the northern boundary line of the Riverwood Riding Academy; thence with the easterly margin of said Moss Rose Drive, northwardly 206.5 feet to the southwest corner of Lot No. 24 on said Map; thence with the line between said Lots Nos. 24 and 25, eastwardly 404 feet to the low water mark of the Cumberland River; thence with the low water mark of said Cumberland River, southwardly to the northern boundary line of said Riverwood Riding Academy; thence with the northern boundary line of said Riverwood Riding Academy, South 34 degrees, 43 minutes West, 433 feet to the beginning.

Being the same property conveyed to J. Loftis Caldwell and wife, Novella Caldwell, by Warranty Deed of record in Book **2046**, page **289**, Register's Office for **Davidson** County, Tennessee.

This description has been taken from that Warranty Deed.

The said J. Loftis Caldwell died 29 March 1995.

The said Novella Smith Caldwell died 02 August 2003, a resident of Nashville, Davidson County, Tennessee, leaving a Last Will and Testament which was admitted to probate as shown of record as Instrument No. **5443/1243553**, Seventh Circuit Court (Probate Division), Davidson County, Tennessee.

The said Novella Caldwell and Novella Smith Caldwell were one and the same person.

This Executor's Deed implements a Testamentary devise which is exempt from any recordation tax pursuant to ***Tennessee Code Annotated, Section 67-4-409 (a) (3) (D).***