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LT

Davidson County DEEDQC
Recvd: 06/08/04 16:07 4pgs
Fees:22.00 Taxes:0.00
20040608-0067939

This Instrument prepared by:
Fred W. Gartside, Esq.,
c/o Jeffer, Mangels, Butler & Marmaro LLP,
1900 Avenue of the Stars, 7th Floor
Los Angeles, California 90067

PICK-UP

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that Real Estate Consulting, Inc., an Ohio corporation on this the 28th day of May, 2004, for and in consideration of the sum of One and no/100 Dollars, do(es) hereby bargain, sell, release, remise, quit claim and convey unto Greens of Rivergate* Partnership, a Kentucky limited partnership all its right, title and interest in and to the following described real estate, to wit:

*Limited

See Attached Exhibit "A"

Being the same property conveyed by Brisben Development, Inc., an Ohio corporation of record at Instrument No. 20031014-0151910, in the Register's Office of Davidson County, Tennessee.

IN TESTIMONY WHEREOF I/we have hereunto set my/our hand(s) this 28th day of May ___, 2004.

REAL ESTATE CONSULTING, INC.,
an Ohio corporation

By: _____
Name: William O. Brisben
Title: Pres

STATE OF Ohio
COUNTY OF Montgomery

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared William O. Brisben with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and upon oath acknowledged himself/herself/themselves to be the President of the Real Estate Consulting, Inc. a corporation, and that as such _____ being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the said corporation.

Witness my hand and official seal at office at Dayton, Ohio on this 28th day of May, 2004.

_____
Notary Public
Commission Expires: _____

NOTARIAL SEAL * STATE OF OHIO *

LISA S. PIERCE, Attorney at Law
Notary Public, State of Ohio
My Commission has no expiration date.
Section 147.03 O. R. C.

LA 3199770 v1

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for the transfer is $1.00.

Hillary BZ
V.P. of McCormack Inc., member of Affiant
MBS GP85, L.L.C., General partner

STATE OF MISSOURI
COUNTY OF ST. LOUIS

Subscribed and sworn before me this the 28th day of May, 2004.

Regina P. Beckles
Notary Public

My commission expires: July 11, 2004

REGINA P BECKLES
Notary Public - Notary Seal
STATE OF MISSOURI
ST. LOUIS COUNTY
MY COMMISSION EXP. JULY 11,2004

Property Address:

Owner's Name and Address:

Real Estate Consulting, Inc.
23 North Beach Rd.
Jupiter Island, Florida 33455

Parcel Number: 33-O-258 [redacted]

Mail Tax Bills to:

Greens of Rivergate Limited Partnership
c/o McCormack Baron Salazar, Inc.
1415 Olive Street, Suite 310
St. Louis, Missouri 63101
Attention: Hillary Zimmerman, Esq.

EXHIBIT A

Property Description

A TRACT OF LAND LYING IN THE SECOND CIVIL DISTRICT, ELEVENTH COUNCILMANIC DISTRICT OF DAVIDSON COUNTY, CITY OF GOODLETTSVILLE, TENNESSEE, BEING LOT 5A-2 ON THE PLAT OF SUBDIVISION OF 5A, SECTION 2 RIVERGATE ACRES LIMITED, WHICH PLAT IS RECORDED IN BOOK 9700, PAGE 338, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE ("R.O.D.C., TENNESSEE") AND BEING GENERALLY BOUNDED ON THE NORTH BY THE REMAINDER OF LOT 5A, ON THE EAST BY LOT 5C, RESUBDIVISION PLAT OF LOT 5, SECTION 2 RIVERGATE ACRES LIMITED AND INTERSTATE ROUTE 65, ON THE SOUTH BY INTERSTATE ROUTE 65, ON THE WEST BY LOT 5B, RESUBDIVISION PLAT OF LOT 5, SECTION 2 RIVERGATE ACRES LIMITED.

ALSO BEING LOT 5A-2 ON THE PROPOSED PLAT OF SUBDIVISION OF LOT 5A, SECTION 2, RIVERGATE ACRES LIMITED, WHICH PLAT IS TO BE RECORDED IN THE REGISTER'S OFFICE OF DAVIDSON COUNTY, TENNESSEE.

SAID PROPERTY IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN IRON ROD (OLD) IN THE SOUTHERLY MARGIN OF DRY CREEK ROAD BEING THE NORTHWESTERLY CORNER OF THE AFOREMENTIONED LOT 5A, SAME BEING THE NORTHEASTERLY CORNER OF LOT 5B;

THENCE LEAVING SAID MARGIN ALONG THE EASTERLY LINE OF LOT 5B SOUTH 14°14'10" EAST, 147.87 FEET TO AN IRON ROD (OLD);

THENCE SOUTH 19°28'07" WEST, 146.14 FEET TO AN IRON ROD (OLD);

THENCE SOUTH 34°06'38" WEST, 377.28 FEET TO AN IRON ROD (OLD);

THENCE SOUTH 23°22'02" EAST, 100.07 FEET TO AN IRON ROD (OLD);

THENCE SOUTH 28°33'55" EAST, 372.12 FEET TO THE TRUE POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT;

THENCE LEAVING THE EASTERLY LINE OF LOT 5B AND PROCEEDING WITH A NEW LINE AS FOLLOWS:

NORTH 61°26'05" EAST, 300.84 FEET
NORTH 58°28'57" EAST, 41.64 FEET;
SOUTH 78°41'45" EAST, 80.58 FEET;
NORTH 39°42'54" EAST, 600.80 FEET;
NORTH 81°45'55" EAST, 49.92 FEET;
NORTH 38°40'22" EAST, 85.92 FEET IN THE WESTERLY LINE OF LOT 5C, RESUBDIVISION PLAT OF LOT 5, SECTION 2, RIVERGATE ACRES LIMITED;

THENCE WITH SAID LINE SOUTH 51°19'37" EAST, 179.54 FEET TO AN IRON ROD (OLD) AT THE SOUTHWESTERLY CORNER OF LOT 5C, SAME BEING IN THE WESTERLY MARGIN OF A 50-FOOT ACCESS ROAD;

THENCE WITH SAID MARGIN SOUTH 38°40'23" WEST, 300.22 FEET TO AN IRON ROD (OLD);

THENCE CROSSING SAID ACCESS ROAD NORTH 76°44'46" EAST, 80.75 FEET TO AN IRON ROD (OLD) IN THE WESTERLY MARGIN OF INTERSTATE ROUTE 65;

THENCE WITH SAID MARGIN SOUTH 39°35'02" WEST, 163.19 FEET TO A CONCRETE MONUMENT (OLD);

THENCE WITH SAID MARGIN SOUTH 46°57'17" WEST, 549.30 FEET TO A CONCRETE MONUMENT (OLD);

THENCE WITH SAID MARGIN SOUTH 41°41'00" WEST, 128.70 FEET TO A CONCRETE MONUMENT (OLD);

THENCE WITH SAID MARGIN NORTH 48°26'11" WEST, 25.01 FEET TO A CONCRETE MONUMENT (OLD);

THENCE WITH SAID MARGIN SOUTH 41°53'11" WEST, 163.57 FEET TO AN IRON ROD (OLD) AT THE SOUTHWESTERLY CORNER OF THE HEREIN DESCRIBED TRACT, SAME BEING THE SOUTHEASTERLY CORNER OF LOT 5B, RESUBDIVISION PLAT OF LOT 5, SECTION 2 RIVERGATE ACRES LIMITED;

THENCE WITH THE EASTERLY LINE OF LOT 5B NORTH 16°21'43" WEST, 38.38 FEET TO AN IRON ROD (OLD);

THENCE WITH SAID LINE NORTH 28°33'55" WEST, 349.59 FEET TO THE TRUE POINT OF BEGINNING CONTAINING 7.13 ACRES, MORE OR LESS.