THIS INSTRUMENT PREPARED BY:

Jim Corley
Corley & Kelly, PLLC
Attorneys at Law
230 N. Main Street
Dickson, Tennessee 37055
(615)441-0001

Davidson County DEEDWARR
Recvd: 07/02/04 13:41 2pgs
Fees:13.00 Taxes:577.20
20040702-0079193

1ST
Barbed

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of ONE HUNDRED FIFTY-SIX THOUSAND AND 00/100 DOLLARS ($156,000.00), the receipt of which is hereby acknowledged, I, **BEUFORD C. SMITH (a/k/a BUFORD C. SMITH), an unmarried widow, ("Grantor"),** have bargained and sold, and by these presents do transfer, convey and warrant unto **FRANK I. CHERRY, IV and wife, STEPHANIE E. CHERRY, ("Grantees")**, their heirs and assigns, a certain tract or parcel of land located in Davidson County, State of Tennessee, described as follows:

BEING Lot No. 255 on the Plan of Cross Timbers, Section V, as of record in Book 4175, Page 115, Register's Office for Davidson County, Tennessee,

SAID Lot No. 255 fronts 80 feet on the north margin of Harness Drive and runs back 177.1 feet on the east line and 177.2 feet on the west line to a dead line in the rear, measuring 80 feet thereon.

BEING the same property conveyed to Beuford C. Smith and wife, Pauline F. Smith, by Warranty Deed from Robert Hendley and Robert N. Gambill, d/b/a Hendley & Gambill, of record in Book 4671, Page 836, Register's Office for Davidson County, Tennessee. (see ** on page 2)

THIS conveyance is subject to covenants and restrictions of record in Book 4408, Page 761; This conveyance is further subject to all matters shown on the plan of record in Book 4175, Page 115; all in the Register's Office for Davidson County, Tennessee.

TO HAVE AND TO HOLD the granted premises, and all the rights, easements, and appurtenances belonging to the premises, unto the said Grantees, their heirs, successors and assigns, forever.

AND I DO, for myself and my heirs, executors, and administrators, covenant that I am lawfully seized and possessed of the said land in fee simple; that it is free from all encumbrances; that I have good right to sell and convey the same; and that I will, and my heirs, executors, and administrators shall, warrant and defend the same to the Grantees, Grantees' heirs and assigns forever, against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, I have set my hands to this instrument this 22 day of JUNE, 2004.

Michael A. Smith

BEUFORD C. SMITH
By MICHAEL A. SMITH, Attorney in Fact
POA recorded at Instrument # 20040511-0053816

STATE OF Arizona

COUNTY OF Maricopa

On this 22 day of June, 2004, before me personally appeared **MICHAEL A. SMITH**, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence to be the person who executed the foregoing instrument, in behalf of **BEUFORD C. SMITH**, and acknowledged that he executed the same as the free act and deed of said **BEUFORD C. SMITH.**

WITNESS MY HAND and official seal in said County this 22 day of June, 2004.

Susan Whetstone
NOTARY PUBLIC

My Commission Expires: March 4, 2007

OFFICIAL SEAL
SUSAN WHETSTONE
NOTARY PUBLIC - ARIZONA
MARICOPA COUNTY
My Comm. Expires Mar. 4, 2007

****

STATE OF Arizona

COUNTY OF Maricopa

AFFIDAVIT

I hereby swear or affirm that the actual consideration for this transfer or the value of the property transferred, whichever is greater, is $156,000.00, which amount is equal to or greater than the amount which the property transferred would command at a fair voluntary sale.

Michael A Smith
Affiant

Sworn to and subscribed to before me this 22 day of June, 2004.

Susan Whetstone
NOTARY PUBLIC

My commission Expires: March 4, 2007

OFFICIAL SEAL
SUSAN WHETSTONE
NOTARY PUBLIC - ARIZONA
MARICOPA COUNTY
My Comm. Expires Mar. 4, 2007

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THIS IS IMPROVED PROPERTY KNOWN AS:
7460 Harness Drive, Nashville, Tennessee 37221

** (from page 1)
Also being the same property title to which vested in Beuford C. Smith upon the death of his wife, Pauline F. Smith.

MAP - 142-2 **PARCEL** - 229

ADDRESS OF NEW OWNER:
Frank I. Cherry, IV and wife, Stephanie E. Cherry
7460 Harness Drive
Nashville, Tennessee 37221

SEND TAX BILLS TO: