Davidson County DEEDWARR
Recvd: 10/18/04 10:33 2pgs
Fees:13.00 Taxes:321.90
20041018-0124675

**STATE OF TENNESSEE**
**COUNTY OF WILLIAMSON**

THE ACTUAL CONSIDERATION OR VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS $87,000.00

Affiant

Sworn to and subscribed before me, the undersigned, a Notary Public this 15th day of October, 2004.

Notary Public

My Commission Expires: 11-22-05

**WARRANTY DEED**

**THIS INSTRUMENT WAS PREPARED BY**
Sidwell & Barrett, P.C.
121 First Avenue South
Suite 200
Franklin, TN 37064

ADDRESS NEW OWNER(S) AS FOLLOWS:
Chimen Tayip and Sabah Mohammed
5056 Cherrywood Drive
Nashville, Tennessee 37211

SEND TAX BILLS TO:
Same

MAP-PARCEL NUMBERS:
147-15-173

For and in consideration of the sum of Ten Dollars ($10.00), cash in hand paid by the Grantees, and other good and valuable consideration, the receipt of which is hereby acknowledged, **Nita F. Harville, Trustee of the Testementary Trust created under the Last Will and Testament of Alyce Lenora Todd, Trustee and Gary Todd Harville, individually,** hereinafter referred to as Grantors, hereby transfers and conveys to **Chimen Tayip and husband, Sabah Mohammed** hereinafter referred to as Grantees, their heirs and assigns a certain tract or parcel of land in Davidson County, State of Tennessee described as follows, TO WIT:

Being Lot No. 10 on the Plan of Whispering Hills, Section Four, of record in Book 2900, Page 22, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete description.

Being the same property conveyed to James Burns Todd and wife, Alyce Campbell Todd by deed from Haskel Allen Bryant and wife, Mary H. Bryant, of record in Book 3530, Page 611, Register's Office for Davidson County, Tennessee. The said James Burns Todd having since died and Alyce Lenora Todd having subsequently died, the property was devised to Nita F. Harville, Trustee in Trust under the Last Will and Testament of Alyce Lenora Todd.

THIS CONVEYANCE IS MADE SUBJECT TO THE FOLLOWING:

Taxes for the year 2005, and subsequent years, a lien not yet due and payable.

The Plan of record in Plat Book 2900, Page 22, Register's Office for Davidson County, Tennessee.

Restrictive covenants contained in an instrument of record in Book 2930, Page 75, Register's Office for Davidson County, Tennessee.

Subject to uses and purposes designated Nita F. Harville under Last Will and Testament of Alyce Lenora Todd.

Any and all visible easements lying on or across the property.

Rights or claims of parties in possession not shown by the public records.

Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.

County and/or City taxes for the year 2004, a lien now due and payable. Said taxes have been prorated between the parties as of the date of this instrument, with the GRANTEES paying their prorata share thereof to GRANTORS who will be responsible for payment of said taxes.

This is improved property known as 5056 Cherrywood Drive, Nashville, Tennessee 37211.

**TO HAVE AND TO HOLD** the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said **GRANTEES**, their heirs and assigns forever, and I do covenant with the said **GRANTEES** that I am lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered, unless otherwise herein set out; and I do further covenant and bind myself, my heirs and representatives, to warrant and forever defend the title to the said land to the said **GRANTEES**, their heirs and assigns, against the lawful claims of all persons whomsoever. 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.

Witness my hand this 15th day of October, 2004.

Nita F. Harville

**Nita F. Harville**, Trustee

Gary Todd Harville

**Gary Todd Harville**

**STATE OF TENNESSEE**
**COUNTY OF WILLIAMSON**

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Gary Todd Harville with whom I am personally acquainted, and who acknowledged they executed the forgoing instrument for the purposes therein contained.

Witness my hand and official seal this 15th day of October, 2004.

Notary Public

My Commission Expires: 11/22/05

**STATE OF TENNESSEE**
**COUNTY OF WILLIAMSON**

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Nita F. Harville with whom I am personally acquainted, and who proved herself to be the Trustee of the Alyce Lenora Todd Testamentary Trust and, who, being authorized to do so, acknowledged she executed the forgoing instrument for the purposes therein contained.

Witness my hand and official seal this 15th day of October, 2004.

Notary Public

My Commission Expires: 11/22/05

11494-BP