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PICK-UP

Davidson County DEEDQC
Recvd: 11/10/04 14:32 4pgs
Fees:22.00 Taxes:0.00
20041110-0135686

THIS INSTRUMENT PREPARED BY:
BASS, BERRY & SIMS PLC (JCG)
315 Deaderick Street, Suite 2700
Nashville, Tennessee 37238-3001

EXECUTOR'S QUITCLAIM DEED

Address New Owner(s) As Follows:	Send Tax Bills to:	Map Parcel Numbers:
Robert E. McNeilly, Jr., Trustee 4323 Glen Eden Drive Nashville, Tennessee 37205	Same	Map: 116-15 Parcel: 19.00

WHEREAS, MARY KATHERINE MCNEILLY died testate on September 17, 2004, leaving a Last Will and Testament dated March 26, 1993, which has been probated and is properly recorded in Volume 5702\1655644, Probate Court Clerk's Office for Davidson County, Tennessee: and

WHEREAS, the Will appoints Robert E. McNeilly, Jr. as Executor, and he is the duly qualified and acting Executor of the Estate; and

WHEREAS, the said Will vests the power and responsibility in the Executor for allocating the assets of the decedent's residuary estate between the Family Share and the Marital Share; and

WHEREAS, the Executor has determined that an undivided 48.15 percent interest in the said real property should be allocated to the Mary Katherine McNeilly Family Trust and distributed to the Trustee of the Mary Katherine McNeilly Family Trust and that the remaining 51.85 percent interest in such property should be allocated to Marital Share and distributed to Robert E. McNeilly, Jr.; and

NOW, THEREFORE, FOR AND IN CONSIDERATION of ONE DOLLAR ($1.00), cash in hand paid, the receipt of which is hereby acknowledged, I, ROBERT E. MCNEILLY, JR., by these presents do hereby quitclaim and convey all of my right, title and interest as Executor of the Estate of MARY KATHERINE MCNEILLY in and to the property located in Davidson County, Tennessee, all as more particularly described on Exhibit A attached hereto, to the following Grantees:

An undivided 48.15 percent interest therein to ROBERT E. MCNEILLY, JR., as Trustee of the Mary Katherine McNeilly Family Trust, and his successors in trust and assigns, with full power to convey, sell, mortgage, lease or otherwise encumber the said property without the joinder or consent of any beneficiary;

An undivided 51.85 percent therein to ROBERT E. MCNEILLY, JR.,

The foregoing description is the same as that contained in the prior deed.

This is improved property known as 4323 Glen Eden Drive.

Said property is conveyed subject to such limitations, restrictions, and encumbrances as may affect the premises.

IN WITNESS WHEREOF, I have executed this instrument on this 3 day of November, 2004.

ROBERT E. MCNEILLY, JR. ,
EXECUTOR OF THE ESTATE OF MARY KATHERINE MCNEILLY

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for the State and County aforesaid, Robert E. McNeilly, Jr., the within named bargainor and Executor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS my hand, at office, this 3rd day of November, 2004.

Notary Public

My Commission Expires:

9/24/2005

DELORES RICHARDSON NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The actual consideration for this transfer is $-0-.

ROBERT E. MCNEILLY, JR., TRUSTEE

Subscribed and sworn to before me
this 3rd day of November, 2004.

Notary Public

My Commission Expires:

9/24/2005

2520800.1

EXHIBIT A

Land in the City of Belle Meade, being part of Lot Nos. 93, 94, 134, and that part of Fifth Street, now closed, lying between said Lot Nos. 93, 94 and 134 on the Plan of Paul M. Davis' property, as of record in Book 974, page 85, Register's Office for Davidson County, Tennessee, described together as follows:

Beginning at a point in the southerly margin of Glen Eden Drive, said point being north 57 degrees 08 minutes west, 210.21 feet as measured along said southerly margin, from the westerly margin of Westview Avenue; thence, leaving said southerly margin with the westerly line of the property conveyed to Frank W. Blair, III, et ux., by deed of record in Book 5577, page 311, Register's Office for Davidson County, Tennessee and Book 6295, page 355, Register's Office for Davidson County, Tennessee, south 17 degrees 57 minutes west, 309.68 feet to a point in the northerly line of the property conveyed to Paul M. Davis by deed of record in Book 5078, page 341, Register's Office for Davidson County, Tennessee; thence, with said northerly line, north 77 degrees 36 minutes west, 146.40 feet to an iron pin in the easterly line of Davis Estates, Section 2, of record in Book 3600, page 63, Register's Office for Davidson County, Tennessee; thence, with said easterly line, north 04 degrees 34 minutes east, 379.56 feet to an iron pin in the southerly margin of Glen Eden Drive; thence, with the southerly margin with a curve to the right, 133.90 feet to a point, said curve having a central angle of 13 degrees 58 minutes 56 seconds, a radius of 548.70 feet, a tangent of 67.29 feet, and a chord of south 64 degrees 07 minutes east, 133.57 feet; thence continuing with said southerly margin, south 57 degrees 08 minutes east, 104.79 feet to the point of beginning, containing 64,907 square feet, or 1.49 acres, more or less.

Being the same property conveyed to Mary K. McNeilly by deed of record in Book 7438, page 448, Register's Office of said County.