Box 50-B

This instrument prepared by:
Brenda R. Lehman, an employee of
First American Title Insurance Company
Six Cadillac Drive, Suite 190
Brentwood, Tennessee 37027
(615) 371-8999

Davidson County DEEDWARR
Recvd: 12/01/04 13:25 3pgs
Fees:18.00 Taxes:1221.00
20041201-0143034

File No.: **2120-665088**

WARRANTY DEED

THIS INDENTURE, made and entered into this **Thirtieth day of November, 2004**, by and between **Arnie S. Malham**, parties of the first part, and **Gregory Malone Phelps**, party of the second part,

WITNESSETH: This for and in consideration of Ten Dollars ($10.00), cash in hand paid, and other good and valuable considerations, the receipt of all of which is hereby acknowledged, the said party of the first part had bargained and sold and does hereby bargain, sell, convey and confirm unto the said party of the second part the following described Real Estate, situated and being in the City of **Nashville**, County of **Davidson**, State of **Tennessee**, to wit:

LAND IN DAVIDSON COUNTY, TENNESSEE, BEING LOT NO. 10 OF BLOCK 20 ON THE PLAN OF COLLEGE PARK, AS OF RECORD IN BOOK 843, PAGE 29, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE. SAID LOT NO. 10 FRONTS 60 FEET ON THE SOUTHERLY SIDE OF WOODVALE DRIVE AND RUNS BACK BETWEEN PARALLEL LINES 164 FEET 6 INCHES, MORE OR LESS, TO THE NORTHERLY LINE OF PARK VIEW SUBDIVISION.

Being the same property conveyed to Arnie S. Malham, unmarried from John C. Ford and wife, Mary A. Ford, by virtue of Deed as recorded on February 2, 1994 in Book 9238, Page 920 in the Register's Office for Davidson County, Tennessee.

This conveyance is made subject to:
(1) Taxes which have been prorated ans assumed by Grantee; (2) All restrictions of record; (3) All easements of record; (4) All visible easements; (5) All matters appearing on the plan of record; (6) All applicable governmental and zoning regulations.

Parcel ID # **131-4-153**
X Improved OR
Unimproved property located at: **1105 Woodvale Dr., Nashville, Tennessee**

Anne C. Malham joins in the execution of this deed for the sole purpose of relinquishing any right, title or interest **Anne C. Malham** may have in the above captioned property by virtue of **her** marriage to **Arnie S. Malham**, but the said **Anne C. Malham** does not join in the covenants and warranties of this conveyance.

TO HAVE AND TO HOLD the aforesaid Real Estate together with all appurtenances and hereditaments thereunto belonging or in any wise appertaining unto the said party of the second part, his/her heirs, successors and assigns in fee simple forever.

The said party of the first part does hereby covenant with the said party of the second part that he/she is lawfully seized in fee simple of the aforedescribed real estate; that he/she has good right to sell and convey the same; that the same is unencumbered, EXCEPT as set forth herein, and that the title and quiet possession thereto he/she warrants and forever defends against the lawful claims of all persons.

The word "party" as used herein shall mean "parties" if more than one person or entity be referred to, and pronouns shall be construed according to their proper gender and number according to the context hereof.

WITNESS the signature of the party of the first part of the day and year first above written.

Arnie S. Malham

Anne C. Malham

STATE OF **TENNNESSEE**

COUNTY OF **WILLIAMSON**

Before me, a Notary Public in and for said County and State, duly commissioned and qualified, personally appeared **Arnie S. Malham and Anne C. Malham** to me known to the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same for the purposes therein contained as **their** free Act and Deed.

Witness my hand and Notarial Seal this **Thirtieth day of November, 2004.**

Notary Public

JUDY A. LEHMAN NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TENN.

My Commission Expires: 3-10-07

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Owner's Name: **Gregory Malone Phelps**

and Address: **1105 Woodvale Dr.**
Nashville, TN

Mail tax bills to, (Person or Agency responsible for payment of taxes)

Countrywide Home Loans, Inc.
2021 North Gallatin Road
Suite 280
Madison, TN 37115

I, or we, hereby swear and affirm that, to the best of the affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $**330,000.00** which amount is equal or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant

Subscribed and sworn to before me this **Thirtieth day of November, 2004.**

Notary Public

My Commission Expires: 3-10-07

NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TENN.