BOX #14A

## WARRANTY DEED

State of Tennessee )
County of Davidson )

G#17675-2

The actual consideration or value, whichever is greater, for this transfer is **$230,000.00.**

Affiant

Davidson County DEEDWARR
Recvd: 03/01/05 09:04 2 pgs
Fees:13.00 Taxes:851.00

20050301-0022157

JOHN T. COOK NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TENN.

Subscribed and sworn to before me, this the 25th day of February, 2005.

Notary Public

My commission expires: 4/10/05

(AFFIX SEAL)

**THIS INSTRUMENT WAS PREPARED BY**
John T. Cook, P.C.
2927 Berry Hill Drive, Nashville, TN 37204-3126

| Address of New Owner(s) as follows: | Send Tax Bills To: | Map-Parcel Numbers |
|---|---|---|
| **BRETT WHELESS** | **REALTY MORTGAGE CORPORATION** | **Part of Map 116-12-0, Parcels 133 & 135** |
| **3902 Wallace Lane** | **7000 Executive Center Dr, Suite 200** | |
| **Nashville, TN 37215** | **Brentwood, TN 37027** | |

FOR AND IN CONSIDERATION OF THE SUM OF TEN DOLLARS, CASH IN HAND PAID BY THE HEREINAFTER NAMED GRANTEES, AND OTHER GOOD AND VALUABLE CONSIDERATIONS, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED,

**THE JAMES WALTER PICKLE CHARITABLE FOUNDATION**

HEREINAFTER CALLED THE GRANTOR, HAS BARGAINED AND SOLD, AND BY THESE PRESENTS DOES TRANSFER AND CONVEY UNTO

**BRETT WHELESS, an unmarried man**

HEREINAFTER CALLED THE GRANTEE, HIS HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

**BEING a certain Condominium Apartment in Davidson County, Tennessee, being Unit No. 2 of the Wallace Close Condominiums, a Horizontal Property Regime, created under Title 66, Section 27-101, et seq. as amended, Tennessee Code Annotated, and as established by a Master Deed and By-Laws for Wallace Close Condominiums, of record in Instrument No. 20041230-0155035 and Master Deed amended in Instrument No. 20050301-0022155, Register's Office for Davidson County, Tennessee, including without limitation the By-Laws appended thereto and as amended in Instrument No. 20050301-0022156, together with the undivided percentage interest in the Common Elements appurtenant to said Unit, as set forth in said Master Deed. Reference is hereby made to the Plan as set out on Exhibit "E" to the Master Deed of Wallace Close Condominiums, of record in Instrument No. 20041230-0155035, said Register's Office, for a more complete identification and description of such Unit.**

**BEING the same property conveyed to James W. Pickle and wife, Charlotte C. Pickle, by Deed from Mark R. Moore and wife, Clarice E. Moore, of record in Book 4635, Page 577, Register's Office for Davidson County, Tennessee. The said parties having since divorced. Charlotte C. Pickle conveyed her interest to James W. Pickle by Order of record in Minute Book 42C, Page 1797, and File No. 80D-1125, Fifth Circuit Court for said County and of record in Instrument No. 20011019-0114183, Register's Office for said County. The said James W. Pickle having since died. Lawrence J. Sacks was appointed Executor of the Estate by the Last Will and Testament of James Walter Pickle, of record in Volume No. 4348-804251 and Docket No. 02P-1198, Probate Court Clerk's Office for said County. The said property was further conveyed to The James Walter Pickle Charitable Foundation, whose initial Trustees are Lawrence J. Sacks, Charlene D. Sanders, and William O. Boone, by Executor's Quitclaim Deed from Lawrence J. Sacks, Executor of the Estate of James Walter Pickle, deceased (and from Charlotte C. Pickle), of record in Instrument No. 20040127-0010070, Register's Office for Davidson County, Tennessee.**

**THIS conveyance is subject to all the provisions of the Tennessee "Horizontal Property Act" as the same is set out in Section 66-27-101 et seq. of the Tennessee Code Annotated, and is subject to the provisions and requirements thereof; and is subject to the By-Laws for the administration thereof, of record aforementioned; also subject to easements, rights and interest in favor of other unit owners and all sewer, water, electrical, telephone and other utility easements now or hereafter established over, through or upon the land embracing the regime and building thereon; and also including without limitations all conditions, covenants, restrictions, options, burdens, assessments, and other undertakings contained in the Master Deed establishing a Horizontal Property Regime of Wallace Close Condominiums, of record aforementioned; easements and setback lines as set forth on the above plan of record; and taxes for the current year which have been prorated and assumed by the Grantee herein.**

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEE, his heirs and assigns forever; and it does covenant with the said GRANTEE that it is lawfully seized and possessed of said land in fee simple, has a good right to convey it and the same is unencumbered, unless otherwise herein set out; and it does further covenant and bind itself, its successors and representatives, to warrant and forever defend the title to the said land to the said GRANTEE, his 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 its hands by its duly authorized officer this **25th** day of **February, 2005.**

**THE JAMES WALTER PICKLE CHARITABLE FOUNDATION**

By: _____
**Lawrence J. Sacks, President**

**STATE OF TENNESSEE )**
**COUNTY OF DAVIDSON )**

Before me, the undersigned, a Notary Public, within and for the State and County aforesaid, personally appeared **Lawrence J. Sacks**, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the President of the **THE JAMES WALTER PICKLE CHARITABLE FOUNDATION**, the within-named bargainor, a Tennessee nonprofit corporation, and that he as such President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as such President.

Witness my hand and official seal at Nashville, Tennessee, this **25th** day of **February, 2005.**

JOHN T. COOK NOTARY PUBLIC AT LARGE WILLIAMSON COUNTY, TENN.

_____
**Notary Public**

**My Commission Expires:** 4/10/05