3110 Pages GK

THIS INSTRUMENT PREPARED BY:
BASS, BERRY & SIMS PLC (JCG)
315 Deaderick Street, Suite 2700
Nashville, Tennessee 37238
Doc. 2553997 03/07/05

Davidson County DEEDQC
Recvd: 04/14/05 12:43 4 pgs
Fees:22.00 Taxes:0.00
20050414-0041696

EXECUTOR'S QUITCLAIM DEED

Address New Owner(s) As Follows:	Send Tax Bills to:	Map Parcel Numbers:
Cumberland Trust & Investment Company, Trustee of the Carl P. Gardner Family Trust 104 Woodmont Blvd., Suite 120 Nashville, Tennessee 37205	Same	Map/Par: 119-05-0 418.00 Map/Par: 118-08-0 145.00

WHEREAS, CARL P. GARDNER died testate on April 28, 2004, leaving a Last Will and Testament dated September 28, 1989, which has been probated and is properly recorded in Instrument No. 5633-1514871, Probate Court Clerk's Office for Davidson County, Tennessee: and

WHEREAS, the Will appoints Marilyn A. Gardner as Executor, and she is the duly qualified and acting Executor of the Estate; and

WHEREAS, the Will of the said Carl P. Gardner directs that a portion of his residuary estate be allocated to the Family Share and distributed to the Trustee of the Carl P. Gardner Family Trust and that the remaining portion of the residuary estate be allocated to the Marital Share and distributed to his spouse, Marilyn A. Gardner; and

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

WHEREAS, the Executor has determined that pursuant to the powers vested in the Executor, all of the said real property should be allocated to the Family Share and held by the Trustee of the Carl P. Gardner Family Trust established under said Will; and

NOW, THEREFORE, FOR AND IN CONSIDERATION OF ONE DOLLAR ($1.00), cash in hand paid, the receipt of which is hereby acknowledged, MARILYN A. GARDNER by these presents does hereby quitclaim and convey all of her right, title and interest as Executor of

the Estate of Carl P. Gardner in and to that certain real property located in Davidson County, Tennessee, all as more particularly described on Exhibit A hereto, to CUMBERLAND TRUST & INVESTMENT COMPANY, TRUSTEE OF THE CARL P. GARDNER FAMILY TRUST (Third National Bank having been removed as such Trustee), and its successors in trust, with full power to convey, sell, mortgage, lease or otherwise encumber without the joinder or consent of any beneficiary.

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

IN WITNESS WHEREOF, the undersigned has executed this instrument on this 16 day of March, 2005.

Marilyn A. Gardner

MARILYN A. GARDNER, Executor of
The Estate of Carl P. Gardner

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

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

WITNESS my hand, at office, this 16th day of March, 2005.

Rugenia Hines

Notary Public

My Commission Expires:
11-24-2007

RUGENIA HINES
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
COMM. EXPIRES NOV. 24, 2007

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

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

CUMBERLAND TRUST &
INVESTMENT COMPANY, Trustee of the
Carl P. Gardner Family Trust

By: C Runcie Clements IV

Title: Secretary & Treasurer

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, Rene' Caudill, a Notary Public, C Runcie Clements IV, with whom I am personally acquainted, who acknowledged that _he executed the within instrument for the purposes therein contained, and who further acknowledged that _he is the Sec + Tres of CUMBERLAND TRUST & INVESTMENT COMPANY and is authorized by the corporation to execute this instrument on behalf of the corporation.

WITNESS my hand, at office, this 8 day of April, 2005.

Rene' Caudill
Notary Public

My Commission Expires:
11-24-07

RENE' CAUDILL
NOTARY
PUBLIC
AT
LARGE
DAVIDSON COUNTY, TN

EXHIBIT A

Being Lot Nos. 360, 361, 362, 363, 364, 365, 422 and 423, as shown on the Plan of Grandview Heights, as of record in Book 161, pages 14 and 15 in the 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 Marilyn A. Gardner, Executor of the Estate of Carl P. Gardner, as to a one-half undivided interest, by quitclaim deed of record at Instrument No. 20050322-0031390, Register's Office of Davidson County, Tennessee.