Box 50-B

PREPARED BY (AND RETURN TO):

WILKINS & IVEY
Attorneys At Law

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W & I Ref: Title No: 46449

Dav. Co. File: Box 8

Davidson County DEEDWARR
Recvd: 06/29/05 11:52 3 pgs
Fees:18.00 Taxes:1742.70
20050629-0074798

ADDRESS NEW OWNER:	**RESPONSIBLE FOR TAX PAYMENT:**
Chester Schmidt Pamela Schmidt 5905 Long Meadow Road Nashville, Tennessee 37205	First Horizon d/b/a First Tennessee Home Loans P.O. Box 809 Memphis, TN 38101

TAX MAP-PARCEL NUMBERS: 116-09-047

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of **$471,000.00** , cash in hand paid by the hereinafter named Grantee, and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Elizabeth T. Brier , unmarried**, hereinafter called the **Grantor**, has bargained and sold, and by these presents does hereby transfer and convey unto **Chester Schmidt and spouse, Pamela Schmidt** hereinafter called the **Grantee**, Grantee's heirs and assigns, a certain tract or parcel of land in Davidson County, Tennessee, described as follows: **To Wit:**

Land in Davidson County, Tennessee, being Lot No. 372, on the Plan of Hillwood Estates, Section14, as of record in Book 2900, page 36, Register's Office for said County, described as follows:

Beginning on the easterly margin of Long Meadow Road at the corner of Lots Nos. 371 and 372; thence with the line between said two lots eastwardly 309.6 feet, thence North 25 deg. 20' East 106.8 feet to a concrete monument; thence North 41 deg. 35' West 118.2 feet to a concrete monument; thence North 65 deg. 10' West 215 feet to the easterly margin of said Long Meadow Road, thence with the same southwardly 210 feet to the beginning.

Being the same property conveyed to Burgess B. Brier, Jr. and wife, Elizabeth T. Brier by deed from William E. Longworth and wife, Margaret J. Longworth of record in Book 5086, page 597, Register's Office for Davidson County, Tennessee. The said Burgess B. Brier, Jr., has since died.

Description Reference: The description is the same as that used in the last deed prior to this transaction.

This conveyance is subject to: Taxes for 2005, and subsequent years; The Plan, with Owner's Certificate, of record in Plat Book 2900 Page 36, said Register's Office, which Plan shows a 75 foot minimum building setback line from Long Meadow Road and a 10 foot easement for public utility purposes along the rear and northerly side line(s) of said lot and a 5 foot easement along the southerly line; Exchange plant permit to the Southern Bell Telephone and Telegraph Company of record in Book 2994, page 533, said Register's Office..

This instrument is executed on behalf of Elizabeth T. Brier by Burgess Buell Brier, III as Attorney in Fact pursuant to a Power of Attorney being recorded simultaneously herewith. The affidavit of said Attorney in Fact is attached as "Exhibit A' to this instrument and incorporated herein by reference.

This is improved property, known as: 5905 Long Meadow Road, Nashville, Tennessee 37205

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, Grantee's heirs or assigns, forever.

GRANTOR COVENANTS with the said Grantee that Grantor is lawfully seised 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.

GRANTOR FURTHER COVENANTS and binds Grantor, Grantor's heirs and representatives, to warrant and forever defend the title to the said land to the said Grantee, Grantee's heirs and assigns, against the lawful claims of all persons whomsoever.

WITNESS THE EXECUTION HEREOF this 23 day of June, 2005 .

Elizabeth T. Brier

Elizabeth T. Brier By: Burgess Buell Brier, III, Atty-in-Fact

State of UTAH

County of _____

On this _____ day of June, 2005 , before me the undersigned authority, personally appeared , to me known (or proved to me on the basis of satisfactory evidence) to be the person(s) described in and who executed the foregoing instrument, and acknowledged the execution as a free act and deed.

My Commission Expires: _____

Notary

State of TENNESSEE

County of DAVIDSON

AFFIDAVIT

The undersigned declares under oath that the actual consideration or value, whichever is greater, for this transfer is: $471,000.00

Affiant

Sworn and subscribed before me this 24th day of June, 2005

Notary Public

My Commission Expires: 1/24/09

KIM D. NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

State of Utah
County of Salt Lake

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named , **Burgess Buell Brier, III** with whom I am personally acquainted (or whose identity was proved to me on the basis of satisfactory evidence), and who acknowledged the execution of the within instrument on behalf of **Elizabeth T. Brier** , as Attorney-in-Fact, as the free act and deed of the said Principal(s).

Witness my hand and official seal at ~~Nashville, Tennessee,~~ Sandy, Utah this ~~24th~~ 23rd day of June, 2005

Maureen A. Woodley
Notary Public

My Commission Expires: July 29, 2006

NOTARY PUBLIC
Maureen A. Woodley
9020 So. Sandy Parkway
Sandy, Utah 84070
My Commission Expires
July 29, 2006
STATE OF UTAH

EXHIBIT "A"
To
Warranty Deed

FROM: Elizabeth T. Brier , unmarried

TO: Chester Schmidt and spouse, Pamela Schmidt

State of Utah
County of Salt Lake

AFFIDAVIT

The undersigned Affiant, being first duly sworn, deposes and says as follows:

1. That the document to which this affidavit is exhibited is executed by the undersigned as attorney-in-fact for the principal(s) thereon shown.

2. That this execution is proper and within the scope of the power-of-attorney referenced in the instrument.

3. Pursuant to the provisions of *Tennessee Code Annotated,* Section 34-6-105(c), of the Uniform Durable Power of Attorney Act, the undersigned Affiant certifies that at the time of execution of said document the Affiant had no knowledge or notice of the termination of the power-of-attorney, either by revocation or by a principal's death, disability, or incapacity.

Further the Affiant Saith not.

Burgess Buell Brier, III, Affiant

Sworn to and subscribed before me this
~~24th~~ 23rd day of June, 2005

Maureen A. Woodley
Notary Public

My Commission Expires: July 29, 2006

NOTARY PUBLIC
Maureen A. Woodley
9020 So. Sandy Parkway
Sandy, Utah 84070
My Commission Expires
July 29, 2006
STATE OF UTAH