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SR
CLL

Davidson County DEEDWARR
Recvd: 07/08/05 13:43 3 pgs
Fees:17.00 Taxes:0.00
20050708-0079336

This Instrument Prepared By:
Sherrard & Roe PLC (CLL)
424 Church Street, Suite 2000
Nashville, TN 37219

EXECUTORS' DEED

Address New Owners:
Richard Rogers IV, et. al.
P.O. Box 3562
Gulfport, Mississippi 39505

Send Tax Bills To:
same

Map/Parcel Number:
116-16-A-004

WHEREAS, Ida Long Rogers (the "Decedent") died on September 26, 2004 and Decedent's Last Will and Testament, dated September 19, 1980, and a first Codicil dated February 26, 1987 were admitted to probate on November 30, 2004, as File No. 04P-1897 in the Seventh Circuit Court for Davidson County, Tennessee (Probate Division) (the "Will");

WHEREAS, AMSOUTH BANK is the duly appointed Executor (the "Executor") of the Decedent's Estate (the "Estate") under the Will; and

WHEREAS, a Disclaimer of Interest in Decedent's Estate was filed by Richard Wade Rogers, III, the named beneficiary of Decedent's personal property and residuary estate, on January 11, 2005, in the Seventh Circuit Court for Davidson County, Tennessee (Probate Division) and recorded as Instrument Number 20050112-0004648, Register's Office, Davidson County, Tennessee; and

WHEREAS, the Executor desires to convey all of the Decedent's right, title and interest in and to certain real property located in Davidson County, Tennessee, described on Exhibit A attached hereto and incorporated herein by this reference (the "Property") to Richard Rogers IV and Elizabeth Childress in order to settle matters of the Estate in accordance with the terms of the Will and the Disclaimer; and

NOW, THEREFORE, in consideration of the foregoing premises and no other monetary consideration, the Executor hereby transfers and conveys all of the Executor's right, title and interest in the Property to Richard Rogers IV and Elizabeth Childress (the "Beneficiaries"), as tenants-in-common.

This Property is being transferred expressly subject to all limitations, restrictions and encumbrances that may affect the Property.

TO HAVE AND TO HOLD the Property, with the appurtenances, estate, title and interest thereto belonging to the Beneficiaries, their successors and assigns, forever; and the Executor hereby transfers, assigns, and sets over unto the Beneficiaries, all of the Estate's right, title and interest in the said Property with full benefit of the Executor's warranties to the maximum extent that the Executor can or should do as Executor, but not further or otherwise.

IN WITNESS WHEREOF, the Executor has executed this instrument this 5TH day of July, 2005.

AMSOUTH BANK
Executor, Estate of Ida Long Rogers

BY: Thomas A. Allen
Thomas Allen, Vice President,
Trust Natural Resources and Real Estate

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, Donna Marie Clemmons, a Notary Public in and for the County and State aforesaid, personally appeared Thomas Allen with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Vice President, Trust Natural Resources and Real Estate, of AmSouth Bank, the within named bargainor, a corporation, and that he as such Vice 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 Vice President.

Witness my hand and seal at office in Nashville, Tennessee, this 5TH day of July, 2005.

Donna Marie Clemmons
Notary Public

DONNA MARIE CLEMMONS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

My Commission Expires:
January 26, 2008

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

This transfer is exempt from taxation pursuant to T.C.A. 67-4-409 (a)(3)(D).

Thomas A. Allen
Affiant

Subscribed and sworn to before me this 5TH day of July, 2005.

Donna Marie Clemmons
Notary Public

DONNA MARIE CLEMMONS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

My Commission Expires:
January 26, 2008

EXHIBIT A

A certain condominium apartment in Davidson County, Tennessee, being Unit No. 2-B on the Plan of The Garden Condominiums, of record in Book 5200, page 224 and further set out as an amendment to the Master Deed and By-Laws of record in Book 5537, page 793 Register's Office for said County and to which plan and master deed reference is hereby made for a more complete description therof.

Being the same premises conveyed to Ida Long Rogers by Deed from William A. Goebel, Jr. of record in Book 9066, page 350, Register's Office for Davidson County, Tennessee.

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

This conveyance is subject to Master Deed and By-Laws contained in instrument of record in Book 5537, page 793, and amended in Book 5810, page 168, said Register's Office and any and all matters shown on the herein referenced Plan of record in said Register's Offices.

This is improved property known as: 4118 Estes Road, Nashville, TN 37215