| | |
|---|---|
| Davidson County DEEDWARR<br>Recvd: 10/26/05 08:02 2 pgs<br>Fees:13.00 Taxes:1609.13<br>**20051026-0129003** | State of Tennessee<br>County of Davidson<br><br>The actual consideration or value, whichever is greater, for this transfer is **$434,900.00**<br><br>Affiant<br><br>Subscribed and sworn to before me, this the 20th day of October, 2005.<br><br>Notary Public<br><br>My commission expires:<br>(AFFIX SEAL) |

ROBERT V. SCRUGGS STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TN My Commission Expires July 25, 2009

**THIS INSTRUMENT WAS PREPARED BY**
Gregory S. Perrone, PC
Attorney at Law 109 Westpark Drive Suite 330, Brentwood, TN 37027

| Address of New Owner(s) as follows: | Send Tax Bills To: | Map-Parcel Number |
|---|---|---|
| **Shannon Robert Kilkelly** | Countrywide Home Loan, Inc. | **Map 131-06-H, Parcel 036.00-CO** |
| **437 Cumberland Place** | PO Box 961206 | |
| **Nashville, TN 37215** | Fort Worth, TX 76161 | |

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

**Gary D. Smith, married**

HEREINAFTER CALLED THE GRANTORS, HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO

**Shannon Robert Kilkelly,** unmarried, a/k/a Shannon R. Kilkelly

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

**Land in Davidson County, TN, being Lot No. 37 on the Plan of Village of Cherry glen, Phase 3, of record in Plat Book 9700, Page 451, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.**

**Being the same property conveyed to Gary D. Smith, unmarried by deed from Weekley Homes, L.P., a Delaware limited partnership of record in Book 11160, Page 583, Register's Office for Davidson County, Tennessee.**

**I, Kathryn Smith, joins in this conveyance for the purpose of conveying all right, title and interest she might have in and to the above described property as spouse of Gary D. Smith.**

**This conveyance is subject to taxes for 2005 and subsequent years, easements, and restrictions of record if any.**

This is improved (__X__) Unimproved (____) property, known as **437 Cumberland Place, Nashville, TN 37215**

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 Grantor does covenant with said Grantee that Grantor is lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same in unencumbered, unless otherwise herein set out; and we do further covenant and bind ourselves, our heirs 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 my/our hand(s) this 20th day of October, 2005.

**Gary D. Smith**

Kathryn Smith by Gary D. Smith Atty-in-fact

**Kathryn Smith**
**By: Gary D. Smith**
**Her Attorney-In-Fact**

**STATE OF TENNESSEE )**
**COUNTY OF Williamson )**

Before me, the undersigned, a Notary Public of said County and State, personally appeared **Gary D. Smith, married,** the bargainor(s) with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand, at office, this **20th** day of **October, 2005.**

Robin S Edwards
**Notary Public**

**My Commission Expires:** 3/28/07

ROBIN S. EDWARDS
NOTARY PUBLIC AT LARGE
WILLIAMSON COUNTY, TENN.
MY COMMISSION EXPIRES MARCH 28, 2007

**STATE OF TENNESSEE**
**COUNTY OF WILLIAMSON**

Before me, the undersigned authority, a Notary Public within and for the State and County aforesaid, personally appeared Gary D. Smith with whom I am personally acquainted (or proved to be on the basis of satisfactory evidence) and who upon his oath acknowledged to be the Attorney-in-Fact for Kathryn Smith, the within named bargainor(s), and that he as such Attorney-in-Fact, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of Kathryn Smith the within named bargainor(s) by the said Gary D. Smith as such Attorney-in-Fact.

Witness my hand and official seal at office in Brentwood, Tennessee on this the 20th day of October, 2005.

Robin S Edwards
**NOTARY PUBLIC**

My Commission Expires: 3/28/07

ROBIN S. EDWARDS
NOTARY PUBLIC AT LARGE
WILLIAMSON COUNTY, TENN.
MY COMMISSION EXPIRES MARCH 28, 2007