This Instrument Was Prepared By:

Hugh W. Entrekin, esq.
315 Deaderick Street
AmSouth Center
Suite 1710
Nashville, Tennessee 37238

STATE OF TENNESSEE
COUNTY OF Wilson

The actual consideration or value, whichever is greater, for this transfer is $ 139,900.00

David J. Smith
Affiant

Subscribed and sworn to before me, this 19th day of January, 2006.

Notary Public

My Commission Expires: 3-16-06

DAVIS ALEXANDER NOTARY PUBLIC AT LARGE Comm. Exp. March 16, 2006 WILSON COUNTY TN

Davidson County DEEDWARR
Recvd: 01/23/06 11:50 2 pgs
Fees:13.00 Taxes:517.63
20060123-0008368

Address New Owner as Follows:	Send Tax Bills to:	Map-Parcel Number
David Joseph Smith 107 Legion Drive Old Hickory, Tennessee 37138	SAME	53-16-0 80.00

WARRANTY DEED

For and in consideration of the sum of Ten and No/100 ($10.00) Dollars, cash in hand paid by the hereinafter named Grantee, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, **The Earheart Group, L.P. a Tennessee Limited Partnership**, hereinafter called the Grantor, has bargained and sold, and by these presents does transfer and convey unto **David Joseph Smith and wife, Mary Anne Smith**, hereinafter called the Grantees, their heirs and assigns, a certain tract of land in Davidson County, Tennessee, described as follows:

Being Lot No. 2 on the Preliminary and Final Plat of the A. W. Legion Property as shown of record in Instrument No. 20050214-0016615, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate description.

Being the same property conveyed to The Earheart Group, L.P., by Deed from Mary Elizabeth Williams, a widow, of record in Instrument No. 20050308-0025005, Register's Office for Davidson County, Tennessee.

This property is made subject to the following:

1. 2006 County Taxes a lien, not yet due and payable;

2. Plan of record in Instrument No. 20050214-0016615, Register's Office for Davidson County, Tennessee.

3. Subject to Water Rights / Water Tap in Deed of record in Book 1432, Page 168, Register's Office for Davidson County, Tennessee.

This is improved property known as: 107 Legion Drive, Old Hickory , TN 37138

TO HAVE AND TO HOLD the said tracts of land, with the appurtenances, estate, title and interest thereto belonging to said Grantees that Grantor is lawfully seized and possessed of said land in fee simple, has a good right to convey it, and the same is unencumbered, except as otherwise herein set out; Grantor does further covenant and bind itself, its successors and representatives, to warrant and forever defend the title to said land to said Grantees, their heirs and assigns, against the lawful claims of all persons whomsoever.

WITNESS my hand this 19th day of January, 2006.

The Earheart Group, L.P.

By: Robert E. Earheart

STATE OF TENNESSEE
COUNTY OF Wilson

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Robert E. Earheart, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be the Authorized Agent of The Earheart Group, L. P., the bargainor, a Tennessee Limited Partnership, and that he as such Authorized Agent, being authorized so to do, executed the within instrument for the purposes therein contained by signing the name of the Tennessee Limited Partnership by himself as such Authorized Agent.

WITNESS my hand and official seal at Mt. Juliet, Tennessee, on this 19th day of January, 2006.

NOTARY PUBLIC

My Commission Expires: 3.6.06

PHILIP DAVIS ALEXANDER NOTARY PUBLIC AT LARGE My Comm. Exp. March 6, 2006 WILLIAMSON COUNTY