THIS DOCUMENT PREPARED BY (AND AFTER RECORDING RETURN TO):
Talbott Title & Escrow, LLC
213 Ward Circle
Brentwood, TN 37027
Telephone: 615-661-8099
File No. 07-1166

Property Address: 4326 Glen Eden Drive, Nashville, TN 37205

Davidson County DEEDWARR
Recvd: 05/30/07 14:50 3 pgs
Fees:18.00 Taxes:3078.40
20070530-0064245

---Above This Line Reserved For Official Use Only---

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT:

FOR VALUABLE CONSIDERATION OF TEN DOLLARS ($10.00), and other good and valuable consideration, cash in hand paid, the receipt and sufficiency of which is hereby acknowledged, **Capital Bank & Trust Company**, hereinafter referred to as "Grantor", has this day bargained and sold, and by these presents does hereby transfer and convey unto **Pope Properties, Inc.,** hereinafter "Grantee", the following lands and property, together with all improvements located thereon, lying in the **City of Nashville, County of Davidson**, State of Tennessee, to-wit:

See Attached Exhibit A

LESS AND EXCEPT all oil, gas and minerals, on and under the above described property owned by grantors, if any, which are reserved by Grantor.

SUBJECT to all easements, rights-of-way, protective covenants and mineral reservations of record, if any. Subject to all matters set forth in the plan of record in Plat Book 332, Page 88 amended in Instrument No. 20050727-00087618 and Instrument No. 20050727-0087619, Register's Office for Davidson County, Tennessee,

AND BEING THE SAME premises conveyed to Grantor by virtue of a trustees deed from Amy Smith, as Substitute Trustee, dated December 28, 2006, and recorded December 28, 2006, in the Register of Deeds for the City of Nashville, County of Davidson, as Document No. 20061228-0160347.

TO HAVE AND TO HOLD same unto Grantee, and unto Grantee's heirs and assigns forever, with all appurtenances thereunto belonging.

GRANTOR does for Grantor and Grantor's heirs, personal representatives, executors, successors and assigns forever hereby covenants with Grantee that Grantor is lawfully seized in fee simple of said premises; that the premises are free from all encumbrances, unless otherwise noted above; that Grantor has a good right to sell and convey the same as aforesaid; and to forever warrant and defend the title to the said lands against all claims whatever.

Taxes for tax year 2007 shall be [X] prorated between Grantor and Grantee as of the date selected by Grantor and Grantee, or [ ] paid by Grantee, or [ ] paid by Grantor.

And furthermore, the said Grantor does by these presents bind itself and it's successors to warrant and defend the above granted and bargained premises to the said Grantee, its successors and assigns, against all claims and demands whatsoever, except as hereinbefore mentioned.

Grantor does hereby swear or affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater, is $832,000.00 which amount is equal to or greater than the amount which the property transferred would command at a fair voluntary sale.

WITNESS Grantor's hand this 11th day of May, 2007.

CAPITAL BANK & TRUST COMPANY

By: Mary Bennie Wilson, Executive Vice President

By: _____

STATE OF TENNESSEE
CITY OF NASHVILLE, COUNTY OF DAVIDSON

On this the 11th day of May, 2007, before me, Spencer R. Talbott, the undersigned officer, personally appeared Mary Bennie Wilson of Capital Bank & Trust Company, and being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the Corporation by himself/herself as Executive Vice President.

SPENCER R. TALBOTT NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TN

Notary Public
My Commission expires: 1-23-2011

SEND TAX BILLS TO:
Grantee's Name & Address:
Pope Properties, Inc.
P.O. Box 1005
Brentwood, TN 37204

MAP AND PARCEL NO: 116-15-0-004.00

I, or we, herby swear that to the best of the affiants knowledge, information and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $832,000.00 which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant: Hugh S. Pope

Subscribed and sworn to before me this 11 day of May, 2007

Notary Public
My Commission expires: 1-23-2011

SPENCER R. TALBOTT NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TN

Exhibit A

Land in Davidson County, Tennessee, being part of Lot No. 6 on the First Plan of Belle Meade, of record in Book 332, Page 88, Register's Office for Davidson County, Tennessee and being a 10-foot reserved strip of land lying adjacent to and northeast and east of said portion of Lot No. 6, described according to a survey made by A & A Engineers, Inc., dated July 30, 1996, as follows:

Beginning on the northerly margin of Glen Eden Drive at an iron pin in the easterly margin of the 10-foot reserved strip; thence with the margin of said reserved strip, North 3 deg. 04 min. 05 sec. East 138.74 feet, more or less, to a point; and North 57 deg. 23 min. 19 sec. West 357.75 feet to an iron pin; thence leaving said reserved strip, South 10 deg. 30 min. East 319.66 feet to an iron pin on the northerly margin of Glen Eden Drive; thence with the northerly margin of said Drive, eastwardly 237.87 feet to the beginning.

INCLUDED in the above described property, but EXPRESSLY EXCLUDED THEREFROM is that 0.250 acre tract conveyed to Barney D. Byrd by Warranty Deed from Bright Built Homes, LLC, a Tennessee Limited Liability Company of record as Instrument No. 20050804-0091550, in said Register's Office, more particularly described as follows:

"Land lying in the City of Belle Meade, Davidson County, Tennessee, fronting 35.90 feet on the north margin of Glen Eden Drive, and being the westerly 35.78 feet of the property conveyed to Richard C. Patrick, Jr. and wife, Kathleen T. Patrick, by Deed from Louise P. Schwab of record in Book 3129, Page 125, in the Register's Office for Davidson County, Tennessee and being a part of Lot 6 of the First Subdivision of Belle Meade of record in Plat Book 332, Pages 88 and 89 and also being a small portion of a 10-foot reserved strip of land lying adjacent to and northeast of said part of Lot 6, and being further described according to a survey by Wm. Robert Seigenthaler, Tenn. R.L.S. No 177, dated June 20, 2005, forth Proposed Division of 1.285 acres conveyed to Bright Built Homes, LLC, of record as Instrument No. 20050518-0055886, said Register's Office and being further described as follows:

Beginning at an iron pin in the north margin of Glen Eden Drive, said iron pin being the southwest corner of a 5.95 acre tract of land conveyed to Barney D. Byrd of record as Instrument No. 20050224-0020189, Register's Office for Davidson County, Tennessee, and said iron pin being also the southwest corner of the herein described property; thence with Byrd's east boundary line, North 9 deg. 13 min. 49 seconds West 319.89 feet to an iron pin at the south side of an old stone wall; thence running parallel to said wall, South 55 deg. 58 min 51 sec. East 49.12 feet from an iron pin; thence with a new proposed line being 35.78 feet east or, and parallel to Byrd's east line, South 9 deg. 13 min 49 seconds East 289.18 feet to an iron pin the north margin of Glen Eden Drive; thence with the said north margin around a curve to the left, said curve having a central angle of 3 deg 26 min 10 seconds, a radius of 598.70 feet, a tangent of 17.96 feet, and a chord bearing South 85 deg. 28 min. 45 seconds West 35.90 feet to the point of beginning, and containing .0250 acres, more or less."

Being the same property conveyed to Capital Bank & Trust Company by Substitute Trustee's Deed from Amy Smith, as Substitute Trustee, of record in Instrument No. 20061228-0160347, Register's Office for Davidson County, Tennessee.

Being the same property to the within grantor by Warranty Deed recorded simultaneously Herewith of record in Instrument No. _____ in the Register's Office for Davidson County, Tennessee.