THIS INSTRUMENT PREPARED BY: **MUDTER, MORGAN & PATTERSON** **2000 Richard Jones Road** **Suite 103** **Nashville, Tennessee 37215** **(615) 383-4429** **FTEC File No. 9B - GEM** **File 24993**	STATE OF TENNESSEE) COUNTY OF DAVIDSON) The actual consideration or value, whichever is greater, for this transfer is: $930,441.00. Affiant Subscribed and sworn to before me, this 9th day of August, 2007. Notary Public My Commission Expires:

TRACEY A. BROOKS
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY, TENN.
My Commission Expires MAY 22, 2010

WARRANTY DEED

Address New Owner(s): Fifth Third Bank, N.A., a national banking association V.P. Corporate Facilities –Real Estate 38 Fountain Square Plaza, MD10ATA1 Cincinnati, OH 45263	Send Tax Bills to Fifth Third Bank, N.A., a national banking association V.P. Corporate Facilities –Real Estate 38 Fountain Square Plaza, MD10ATA1 Cincinnati, OH 45263	Tax Information: Map/Parcel No.: 156-13-135

FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars ($10.00), cash in hand paid, and other good and valuable considerations, the receipt of which is hereby acknowledged, SHOPPES ON THE HARPETH, LLC, a Tennessee limited liability company ("Grantor"), has this day bargained and sold, and does hereby transfer and convey to FIFTH THIRD BANK, N.A., a national banking association ("Grantee"), its successors and assigns, all that tract or parcel of land in Davidson County, Tennessee, more particularly described on Exhibit "A" hereto.

This is unimproved property.

TO HAVE AND TO HOLD said real estate, with the appurtenances, estate, title and interest thereto belonging, to Grantee, its successors and assigns, forever.

And Grantor covenants that it is lawfully seized and possessed of said real estate in fee simple, has a good right to convey it, and that the same is unencumbered, except as set out on Exhibit "A" hereto. Grantor further covenants and binds itself, its successors and assigns to warrant and forever defend the title to said real estate to Grantee, its successors and assigns against the lawful claims of all persons, except as set out on Exhibit "A" hereto.

Whenever used, the singular shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Davidson County DEEDWARR
Recvd: 08/16/07 14:09 3 pgs
Fees:18.00 Taxes:3442.63
20070816-0098105

IN WITNESS WHEREOF, Grantor has executed this instrument on this 3rd day of August, 2007.

SHOPPES ON THE HARPETH, LLC, a Tennessee limited liability company

By: _____
J. Dudley Parker, President

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned Notary Public, in and for the said county and state, the within named J. Dudley Parker, the bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he executed the within instrument for the purposes therein contained and who further acknowledged that he is the President of Shoppes on the Harpeth, LLC, a Tennessee limited liability company, the maker, or a constituent of the maker and is authorized by the maker, or by its constituent, the constituent being authorized by the maker, to execute this instrument on behalf of the maker.

Witness my hand and official seal at office, this 3rd day of August, 2007.

_____
Notary Public

My Commission Expires: _____

MY COMMISSION EXPIRES:
September 20, 2008

TIFFANY S. PRUETT
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

Exhibit "A"

Legal Description

Land in Davidson County, Tennessee being Lot No. 1 on the Plan of Revision One, Shoppes on the Harpeth, as of record in Instrument No. 20070807-0093922, Register's Office for Davidson County, Tennessee, to which plan reference is made for a more complete description.

Being part of the same property conveyed to Shoppes On The Harpeth, LLC, a Tennessee limited liability company by quitclaim deed from Tampa Bay Briarwood Associates, L.P., an Illinois limited partnership of record in Instrument No. 20061010-0126008, Register's Office for Davidson County, Tennessee.

Together with all of Grantor's rights in and to a 24' and a 36' access easement to Highway 100 and to Temple Road, as shown on the plan of Harpeth Village P.U.D. recorded as Instrument No. 20060505-0052434, Register's Office for Davidson County, Tennessee.

Permitted Encumbrances

1. State and County Taxes for the year 2007, which have been prorated and assumed by Grantee.

2. All matters appearing on the Plat of record in Instrument No. 20070807-0093922, Register's Office for Davidson County, Tennessee.

3. Agreement for dedication of easement for water line of record in Book 8019, page 132, Register's Office for Davidson County, Tennessee.

4. Easement and Restrictive Covenant Agreement for Shoppes on the Harpeth, of record in Instrument No. 20070404-0040621, Register's Office for Davidson County, Tennessee.