This Instrument Prepared By:

William A. Graham, Attorney
Columbia, TN 38401, from
information provided by the
parties, without benefit of a
title examination. Preparer
is not acting as closing agent.

Davidson County AGRMTASUM
Recvd: 10/23/07 13:34 2 pgs
Fees:13.00 Taxes:101.66
20071023-0125335

ASSUMPTION DEED

KNOW ALL MEN BY THESE PRESENTS, this indenture entered into between **DERRICK TRUITT, unmarried**, FIRST PARTY, which expression shall include heirs, assigns and personal representatives, and **DALE TRUITT AND WIFE, ELAINE TRUITT, AS TENANTS BY THE ENTIRETY**, SECOND PARTY, which expression shall include heirs, assigns and personal representatives.

W I T N E S S E T H:

For the consideration of the sum of TEN DOLLARS ($10.00), and other good and valuable considerations, the receipt of all of which is hereby acknowledged, and the assumption of and promise to pay by the SECOND PARTY the unpaid balance of a promissory note in the original amount of $90,400.00, payable to First Farmers and Merchants Bank, and secured by a deed of trust to John P. Tomlinson, III, Trustee, dated August 13, 2003, and recorded as **Instrument No. 20030825-0122795**, Register's Office of Davidson County, Tennessee, FIRST PARTY conveys to SECOND PARTY the following described property:

> Land in Davidson County, Tennessee, being Unit No. TH D-3, Green Hills Terrace, a Horizontal Property Regime, as established by a Master Deed of record in Book 5200, Page 64, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete legal description.
>
> Legal Description obtained from prior deed.
>
> This property is shown on the tax records of Davidson County, Tennessee, as Map 117-15-A, Parcel 15 CO.
>
> Being the same property conveyed to FIRST PARTY herein by deed of record in Instrument No. 20030825-0122794, Register's Office of Davidson County, Tennessee.

TO HAVE AND TO HOLD said real estate unto SECOND PARTY, together with all rights, titles, easements and appurtenances thereunto belonging, forever.

FIRST PARTY COVENANTS that it is lawfully seized and possessed of said real estate and that FIRST PARTY has a good and lawful right to convey the same, and that it is unencumbered, except for current year's property taxes; any restrictions, easements and other matters of record; and the above mentioned indebtedness.

FIRST PARTY FURTHER COVENANTS to forever warrant and defend the title to the above described property unto SECOND PARTY against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, this conveyance has been executed on the 29th day of August, 2007.

DERRICK TRUITT

STATE OF TENNESSEE

COUNTY OF Maury

Personally appeared before me, the undersigned Notary Public of said state and county, **DERRICK TRUITT, unmarried**, the within named 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 expressed.

WITNESS my hand and seal at office in Columbia, Tennessee, this 29th day of August, 2007.

My commission expires:
1-20-2010

Notary Public

NANCY B. WILEY NOTARY PUBLIC STATE OF TENNESSEE MAURY COUNTY, TENN.

STATE OF TENNESSEE - Maury COUNTY

~~I hereby affirm that the actual consideration for this transfer or value of the property transferred whichever is greater is $~~ 10.00 ~~.~~

Maximum Principal Indebtness for Tennessee Recording Purposes is $90,400.00

Dale Truitt POA Elaine Truitt
Affiant

Sworn and subscribed to before me,

this 29th day of August, 2007.

Notary Public

My commission expires:
1-20-2010

NANCY B. WILEY NOTARY PUBLIC STATE OF TENNESSEE MAURY COUNTY, TENN.

PERSON OR AGENCY RESPONSIBLE FOR TAXES:

Dale Truitt
3832 Bigbyville Rd
Columbia TN 38401

NAME AND ADDRESS OF PROPERTY OWNERS:

Dale Truitt
Elaine Truitt