This instrument prepared by:
TrustLand Title & Escrow, LLC.
1720 West End Avenue Suite 400
Nashville, TN 37203
(615) 522-0140

File No.: **08-2275**

Davidson County DEEDWARR
Recvd: 05/08/08 11:07 2 pg
Fees:13.00 Taxes:606.43
20080508-0047732

SPECIAL WARRANTY DEED

THIS INDENTURE, made and entered into on the **6th** day of **May, 2008**, by and between **Gallardia Properties, LLC., a Tennessee Limited Liability Company, ("Grantor")**, and **Randy L. Shewmake, an unmarried individual, ("Grantee")**,

WITNESSETH: For and in consideration of Ten Dollars ($10.00), cash in hand paid, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, the Grantor has bargained and sold and does hereby bargain, sell, convey and confirm unto Grantee, its successors and assigns, the following described Real Estate, situated and being in the City of **Nashville**, County of **Davidson**, State of Tennessee, to wit:

Land in Davidson County, Tennessee, being Lot No. 128, NORTHCREST, PHASE ONE & TWO, a Horizontal Property Regime with private elements as described in Exhibit "A" to the Declaration of Covenants, Conditions and Restrictions for Northcrest Commons Homeowners' Association, Inc., of record in Instrument No. 20040615-0070835, Register's Office for Davidson County, Tennessee, to which reference is hereby made for a more complete description of said lots.

Being a part of the same property conveyed to Gallardia Properties, LLC, a Tennessee Limited Liability Company, by Special Warranty Deed from Vastland Northcrest Development, LLC, a Tennessee Limited Liability Company, dated October 5, 2007, of record in Instrument No. 20071015-0122119, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to:

1. County taxes for the year 2008, a lien not yet due and payable. Said taxes have been prorated between the parties as of the date of this instrument, with the GRANTORS paying their prorate share thereof to GRANTEES who will be responsible for payment of said taxes.

2. Restrictions, dedications, conditions, reservations, easements and other matters shown on the plat of NORTHCREST, PHASE ONE & TWO, a HORIZONTAL PROPERTY REGIME, as recorded in 20040615-0070835.

3. Declaration of Covenants, Conditions and Restrictions recorded in Instrument No. 20040615-0070835, amended at Instrument No. 20040722-0087737, Instrument No. 20050228-0021538 and Instrument No. 20060628-0077585.

4. Terms and provisions of By-Laws of Northcrest Commons Homeowners Association, Inc, recorded in Instrument No. 20040615-0070834.

Parcel ID #: **147-12-O-A-128.00CO**
☒ Improved OR
☐ Unimproved property located at: **128 Northcrest Commons Circle, Nashville, TN 37211**

TO HAVE AND TO HOLD the aforesaid Real Estate together with all appurtenances and hereditaments thereunto belonging or in any wise appertaining unto the Grantee, its successors and assigns in fee simple forever.

Grantor does hereby covenant, warrant and bind itself, its successors and assigns to Grantee, its successors and assigns, that it is lawfully seized in fee simple of the aforedescribed Real Estate; that it has good right to sell and convey the same; that the same is unencumbered and restricted, EXCEPT as set forth herein, and that it, on behalf of itself, its successors and assigns, warrants and shall forever defend the title and quiet possession the title and quiet possession of the Real Estate against the lawful claims of all persons claiming by, through or under Grantor but not otherwise.

Witness our hands on the **6th** day of **May, 2008.**

Gallardia Properties, LLC.

By: **Mack H McClung**
It's: **Chief Manager**

State of **Tennessee**

County of **Davidson**

Before me, the undersigned of the State and County mentioned, personally appeared **Mack H McClung** with whom I personally acquainted (or proved to me on the basis of satisfactory evidence) and who, upon oath, acknowledged such person to be the **Chief Manager** of **Gallardia Properties, LLC.,** the within named bargainor, a Tennessee Limited Liability Company, and that such **Mack H McClung**, executed the foregoing instrument for the purposed therein contained, by personally signing the name of the **Gallardia Properties, LLC**, as **Chief Manager.**

Witness my hand and Seal at office on the **6th** day of **May, 2008.**

JOSEPH V. FERRELLI NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENNESSEE EXPIRES 07/19/08

Notary Public

My Commission Expires: _____

State of **Tennessee**

County of **Davidson**

I, or we, hereby swear and affirm that, to the best of the affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is **$163,900.00** which amount is equal or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant

Subscribed and sworn to before me this **6th** day of **May, 2008.**

JOSEPH V. FERRELLI NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENNESSEE EXPIRES 07/19/08

Notary Public

My Commission Expires: _____

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Owner's Name: **Randy L. Shewmake**

and Address: **128 Northcrest Commons Circle, Nashville, Tennessee 37211**

Mail tax bills to, (Person or Agency responsible for payment of taxes):
Flagstar Bank, FSB
5151 Corporate Drive
Troy, MI. 48098