FROM: BRIXWORTH WEST END, LLC, a Delaware limited liability company
TO: APRO II - THE METROPOLITAN - NASHVILLE, LLC, a Tennessee limited liability company

Address New Owner as follows:	Send Tax Bills to:	Tax-Parcel No.
APRO II - THE METROPOLITAN - NASHVILLE, LLC One Burlington Place 1004 Farnam Street, Suite 400 Omaha, Nebraska 68102	APRO II - THE METROPOLITAN - NASHVILLE, LLC One Burlington Place 1004 Farnam Street, Suite 400 Omaha, Nebraska 68102	Map: 103-16 Parcel: 19

After recording return to and
THIS INSTRUMENT PREPARED BY: Waller Lansden Dortch & Davis, LLP, Nashville City Center, 511 Union Street, Suite 2700, Nashville, Tennessee 37219-8966

STATE OF ~~TENNESSEE~~ NEBRASKA)
COUNTY OF ~~DAVIDSON~~ DOUGLAS)

The actual consideration or value, whichever is greater, for this transfer is $33,000,000.00.

Affiant

Subscribed and sworn to before me, this the 25th day of February, 2013.

Notary Public

My Comm. Expires: 3.12.13

GENERAL NOTARY - State of Nebraska
MICHELLE N. LEAS
My Comm. Exp. March 12, 2013

SPECIAL WARRANTY DEED

FOR AND IN CONSIDERATION OF the sum of Ten Dollars, cash in hand paid by the hereinafter named GRANTEE, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged BRIXWORTH WEST END, LLC, a Delaware limited liability company, hereinafter called "GRANTOR", has bargained and sold, and by these presents does transfer and convey unto APRO II - THE METROPOLITAN - NASHVILLE, LLC, a Tennessee limited liability company, hereinafter called "GRANTEE", its successors and assigns, a certain tract or parcel of land in Davidson County, State of Tennessee, described as follows, to wit (the "Property"):

BILL GARRETT, Davidson County
Trans:T20130015920 DEEDWARRSP
Recvd: 02/26/13 14:07 4 pgs
Fees:23.00 Taxes:122100.00
20130226-0019179

Being a parcel of land in Nashville, First Civil District, Davidson County, Tennessee, located in the southwesterly quadrant of the intersection of Vine Court and Harding Road, being Lot No. 1 as shown on the Plan of Brixworth Apartments of record in Book 5800, page 202, Register's Office for Davidson County, Tennessee, and a portion of Ensworth Avenue closed by Metropolitan Council Bill No. 083-1344, more particularly described as follows:

Beginning at a point in the westerly right-of-way line of Vine Court, said point being the southerly terminus of a curve return to the southerly right-of-way line of Harding Road;

Thence, with said westerly right-of-way line, South 01 deg. 20 min. 00 sec. West 231.68 feet to an iron pin;

Thence, with the southerly terminus of Vine Court, South 88 deg. 40 min. 00 sec. East 25.00 feet to an iron pin in the centerline of Ensworth Avenue closed by Metropolitan Council Bill No. 083-1344; Thence, with said centerline, South 01 deg. 20 min. 00 sec. West, 189.00 feet to an iron pin in the northerly terminus of Ensworth Avenue;

Thence, with said terminus, North 88 deg. 40 min. 00 sec. West, 25.00 feet to an iron pin;

Thence, with said westerly right-of-way of Ensworth Avenue, South 01 deg. 20 min. 00 sec. West 521.89 feet to a concrete monument;

Thence, leaving said right-of-way line with the northerly line of property conveyed to Richard Treadway, et ux, by Deed of record in Book 4993, page 500, R.O.D.C., North 86 deg. 36 min. 02 sec. West, 349.02 feet to a concrete monument;

Thence, leaving said line with the easterly line of Windsor Tower Condominium Apartments of record in Book 5200, page 71, R.O.D.C., the following calls: North 01 deg. 40 min. 18 sec. East 175.23 feet to an iron pin; North 35 deg. 19 min. 40 sec. East 285.86 feet to an iron pin; North 21 deg. 06 min. 46 sec. West 376.34 feet to an iron pin in the southerly right-of-way line of Harding Road;

Thence, with said right-of-way line with a curve to the right, 351.46 feet to an iron pin, said curve having a central angle of 07 deg. 08 min. 22 sec., a radius of 2,820.50 feet, a tangent of 175.96 feet, and a chord of North 58 deg. 15 min. 25 sec. East 351.23 feet;

Thence, continuing with said right-of-way line with a curve to the right, 52.14 feet to the point of beginning, said curve having a central angle of 119 deg. 29 min. 31 sec., a radius of 25.00 feet, a tangent of 42.86 feet, and a chord of South 58 deg. 25 min. 11 sec. East, 43.19 feet, containing 258,400 square feet or 5.93 acres, more or less.

Being the same property conveyed to Brixworth West End, LLC, a Delaware limited liability company, by Special Warranty Deed dated March 12, 2009 from BEL-EQR I Limited Partnership, an Illinois limited partnership, of record as Instrument No. 20090316-0023615, Register's Office for Davidson County, Tennessee.

Said property is transferred subject to the limitations, restrictions, and encumbrances set forth below.

1. Acts of Grantee, and those claiming by, through and under Grantee.

2. Taxes and assessments for the year 2013 and subsequent years, a lien not yet due and payable.
3. Matters shown on the plat of Record in Book 5800, page 202, in the Register's Office for Davidson County, Tennessee.
4. Easements for utilities, rights of access for emergency vehicles, and construction approval rights retained by Metropolitan Government of Nashville Davidson County, Tennessee, Ordinance No. 083-1344 relating to that potion of the premises formerly within the right-of-way of Ensworth Avenue closed and abandoned pursuant to Ordinance No. 083-1344.
5. Rights of tenants in possession, under unrecorded residential leases.
6. Any facts, rights, interests or claims that may exist or arise by reason of the matters disclosed by a survey prepared by Judy L. Judson, RLS No. 1935, Barge Waggoner Sumner & Cannon, Inc. File No. 3437502, last revised February 7, 2013.

This is improved property commonly known as 101 Brixworth Lane, Nashville, Davidson County, Tennessee 37205.

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEE, its successors and assigns, forever, and GRANTOR further covenants and binds itself, its successors and assigns to warrant specially and forever defend the title to said real estate to GRANTEE, its successors and assigns, against the lawful claims of all persons claiming through and under GRANTOR (other than claims arising out of the matters set forth above), but not further or otherwise. Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, Grantor has caused this Special Warranty Deed to be executed this ____ day of February, 2013.

GRANTOR:

BRIXWORTH WEST END, LLC,
a Delaware limited liability company

By: _____
Name: Frederic A. Scarola
Title: Manager

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared Frederic A. Scarola, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself to be the Manager of Brixworth West End, LLC, a Delaware limited liability company, the within named grantor, and being authorized so to do, executed the foregoing instrument for the purposes therein contained on behalf of the foregoing entity.

Witness my hand and seal, this the 25th day of February, 2013.

_____
NOTARY PUBLIC

TAYLER L. GUDEMAN
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY

My Commission Expires: November 3, 2015

My Commission Expires: _____

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