33351-5

Box 14

SPECIAL WARRANTY DEED

Karen Johnson Davidson County
Batch# 429353 DEEDWARRSP
07/01/2020 11:40:01 AM 2 pgs
Fees: $13.00 Taxes: $1,586.91

20200701-0071290

State of Tennessee
County of Davidson

The actual consideration or value, whichever is greater, for this transfer is **$428,895.00.**

Affiant

Subscribed and sworn to before me, this the **30th** day of **June, 2020.**

Notary Public

My commission expires: 1-3-2023

(AFFIX SEAL)

JEFFREY S. BENZ STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

THIS INSTRUMENT WAS PREPARED BY
Attorneys Title Company, Inc.
2927 Berry Hill Drive, Nashville, TN 37204-3126

Address of New Owner(s) as follows:	Send Tax Bills To:	Map-Parcel Numbers
Lucia Fonseca	**Atlantic Union Bank**	**085-14-0-B-043-00-CO**
2940 Jenry Drive	**1800 Robert Fulton Drive, Suite 350**	
Nashville, TN 37214	**Reston, VA 20191**	

FOR AND IN CONSIDERATION OF THE SUM OF TEN DOLLARS, CASH IN HAND PAID BY THE HEREINAFTER NAMED GRANTEES, AND OTHER GOOD AND VALUABLE CONSIDERATION, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, WE,

BMCH Tennessee, LLC, a Delaware limited liability company

HEREINAFTER CALLED THE GRANTORS, HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO

Lucia Fonseca, a single woman

HEREINAFTER CALLED THE GRANTEES, THEIR HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

LAND in Davidson County, Tennessee, being Lot No. 43 on the Final Plat of Donelson Downs, a Planned Unit Development, of record in Instrument No. 20190221-0015852, Register's Office for Davidson County, Tennessee, to which said plan reference is hereby made for a more complete and accurate legal description thereof.

BEING part of the same property conveyed to BMCH Tennessee, LLC, a Delaware limited liability company by Special Warranty Deed dated October 6th, 2017 from Susan Gentry Tarpy of record in Instrument No. 20171103-0112994 and Quitclaim Deed dated October 16th, 2017 of record in Instrument No. 20171103-0112995 and by Special Warranty Deed dated October 16th, 2017 from Jacqueline Noble Nave, as Trustee of The Robert B. Noble Revocable Living Trust u/a dated September 23, 2003 of record in Instrument No. 20171103-0113015 and Quitclaim Deed dated October 16th, 2017 of record in Instrument No. 20171103-0113016 and by Special Warranty Deed dated October 16th, 2017 from Alan Perry Hall and wife, Lois Eileen Hall of record in Instrument No. 20171103-0113026 and Quitclaim Deed dated October 16th, 2017 of record in Instrument No. 20171103-0113027 and by Special Warranty Deed dated October 16th, 2017 from Janice Gail Franks, Kenneth Dale Hall and Alan Perry Hall of record in Instrument No. 20171103-0113165, Register's Office for Davidson County, Tennessee.

THE conveyance of the above described parcel of land is subject to the following:

1. **The Plan of record as shown in Instrument No. 20190221-0015852, said Register's Office, shows an Owner's Certificate, and is subject to all matters as set forth therein (NOTE: Access for Lot 46 shall be provided from the rear access easement only).**
2. **Declaration of Covenants, Conditions and Restrictions for Donelson Downs with By-Laws of Donelson Downs Owners' Association Appended thereto as Exhibit "B", of record in Instrument No. 20190423-0037390, Register's Office for Davidson County, Tennessee. Charter of Donelson Downs Owners' Association, Inc. of record in Instrument No. 20190423-0037389, said Register's Office.**
3. **Easements for Water Mains of record in Book 722 Page 303 and Book 722 Page 328, said Register's Office.**
4. **Restrictions of record in Book 1102 Page 139, said Register's Office.**
5. **Warranty Deed and Flowage Easement of record in Book 2278 Page 315, said Register's Office.**
6. **Perpetual Easement for Highway Purposes of record in Book 4758 Page 444, Book 4764 Page 804 and Book 4828 Page 296, said Register's Office.**
7. **Agreement for Dedication of Easement for Sanitary Sewer and/or Storm Drainage of record in Book 4786 Page 795, Book 4786 Page 798, Book 5180 Page 988, Book 5182 Page 563, and Book 5275 Page 537, said Register's Office.**

8. **Agreement for the Dedication of a Temporary Easement for the Construction of Sanitary Sewers and/or Drainage Improvements or Water Mains of record in Book 8059 Page 492, said Register's Office.**

9. **Right of Way Acquisition and Temporary Construction Easement of record in Instrument No. 20031203-0173516, Instrument No. 20031203-0173518, Instrument No. 20040109-0003634 and Instrument No. 20040109-0003644, said Register's Office.**

10. **Easement for the flow of Stones River and the rights of the public therein.**

11. **Rights of upper and lower riparian owners to the flow of the water of Stones River, free from diminution or pollution.**

12. **Changes in the boundary of the subject property resulting from erosion or accretion caused by the flow of Stones River.**

13. **Declaration of Restrictions and Covenants for Stormwater Facilities and Systems of record in Instrument No. 20180418-0036711, said Register's Office.**

14. **Taxes for the current year, which have been prorated and assumed by Grantee(s) herein and subsequent years not yet due and payable.**

This is improved property, known as **2940 Jenry Drive, Nashville, TN 37214**

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, and the heirs and/or assigns of said GRANTEE, forever; and, the GRANTOR further covenants with the said GRANTEE that GRANTOR is lawfully seized and possessed of said land in fee simple, has a good right to convey it; and the same is unencumbered, unless otherwise herein set out. GRANTOR does further covenant and bind itself and its successors and assigns, to warrant and forever defend the title to the said GRANTEE, their heirs and/or assigns, against the lawful claims of all persons claiming the same by, through, or under the GRANTOR.

Witness my/our hand(s) this **30th** day of **June, 2020.**

BMCH Tennessee, LLC, a Delaware limited liability company,
By: UCP, LLC, a Delaware limited liability company, as sole Member

By: _____
Dan Divjak, Division Vice President

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Before me, the undersigned, a Notary Public of said County and State, personally appeared **Dan Divjak**, 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 **Division Vice President** of UCP, LLC, a Delaware limited liability company (the "UCP"), and who further acknowledged the UCP to be the sole Member of BMCH Tennessee, LLC, the within named bargainor, a Delaware limited liability company, and that he as such **Division Vice President**, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing for and in behalf of the UCP by himself as such **Division Vice President**, said UCP signing as sole Member.

Witness my hand, at office at Nashville, Tennessee, this **30th** day of **June, 2020.**

Kelly Stenberg
Notary Public

KELLY STENBERG
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
MY COMMISSION EXPIRES 3-8-2022

My Commission Expires: 3·8·22