K 2106

DEED AND CONTRACT

This Deed and Contract made and executed on January 8, 1953, by and between James (Jim) Kinnard, James Kinnard, Jr., and wife Hazel Kinnard, John Ivey Rucker, Jr., and wife, Mary Lou Rucker, and Margaret Kinnard Winston and husband, Herbert Winston, all residents of Davidson County, Tennessee,

WITNESSETH:

That WHEREAS, the title to certain real property has been involved in litigation in the case of James (Jim) Kinnard -vs- James Kinnard, Jr., and wife, Hazel Kinnard, Rule No. 70637 in Part Two of the Chancery Court at Nashville, Tennessee, said property being described in the pleadings and in the final decree entered in said cause, said decree having been entered on August 22, 1952, and recorded in Minute Book 60, page 478; and,

WHEREAS, said decree contained the following provisions as to said property:

"It Is Further Ordered, Adjudged, and Decreed by and with the consent of the complainant, James Kinnard, that the defendant, James Kinnard, Jr., be and he is hereby vested with fee simple title to the three-acre portion of the aforesaid described tract of land on which the residence of the defendant, James Kinnard, Jr., is located and that title to the balance of the aforesaid tract is vested in the complainant, James Kinnard, for life, with remainders in the defendant, James Kinnard, Jr., and two other children of the complainant, to-wit: Mary Kinnard Rucker and Margaret Kinnard Winstead, in equal parts; and it being made further to appear to the Court that the said Mary Kinnard Rucker, a widow, has died intestate since the filing of this bill, her remainder interest is vested in her heirs at law," and,

G 128