M.B. 203-412

MRS. LAURA PETERSON) IN THE PROBATE COURT OF
) DAVIDSON COUNTY, TENNESSEE
VS.)
) NO. 50588
MRS. VERA MARSH, ET AL)

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ORDER

In this cause it appearing that the Court is holding certain funds, being proceeds of $3750.00 from the sale of the realty in this cause subject to the costs of the cause, taxes and attorney's fees, and the guaranty of title policy to the purchaser, said order being of record in Minute Book 202, page 406, Minutes of this Court; and it further appearing to the Court that a final report has been submitted by the administratrix which has been approved by the Clerk, and which shows a deficit of $1218.00 representing debts against the estate and administration expense.

IT IS ACCORDINGLY ORDERED AND DECREED that the Clerk pay out of the funds in his hands the following:

1. The items ordered paid in a decree entered in Minute Book 202, page 406, being the amount due the Guaranty Title Company, attorney's fee to C.H. Rutherford, Jr. and Elkin Garfinkle, and the fee allowed C.H. Rutherford, Jr. for proceedings to set aside years support for widow.

2. To pay the items shown as disbursements on the final report of the administratrix, since the receipts are offset by the allowance of the widow's years support.

3. The claims as filed.

4. Pay to Mrs. Laura Peterson the present value of her homestead and dower interest, according to Carlisle Table of Mortality at 6% per annum based upon her age of 46 years at date of death.

5. To Mrs. Vera Marsh the balance or to her attorney of record, Elkin Garfinkle.

6. And it appearing further to the Court that the decree entered pursuant to a hearing in this cause on November 17, 1967, it appeared that tract No. 2 consisted of two lots and that by consent of counsel, it was ordered that Lot No. 7 not be sold, but the Clerk sell tract 1, and lot No. 6 of tract No. 2, inasmuch as the deceased owned

FILED May 1, 1968

W. R. L. Clerk Circuit Ct. D. C.

RECORDER'S MEMO
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.

a one-half interest of both lot No. 6 and lot No. 7, and the defendant Vera Marsh owned the other one-half interest, and it being implicit in said decree of sale recorded in this cause in Book 201, page 290, that counsel for all parties in this cause had agreed to transfer all of Vera Marsh's interest in lot No. 6 to the estate of Joshua Peterson, (Jr.) and to transfer all of the interest of the estate of Joshua Peterson (Jr.) in and to lot No. 7 of said tract to Vera Marsh in consideration therefor, IT IS ACCORDINGLY ORDERED, ADJUDGED and DECREED that all right, title and interest of Vera Marsh in and to said lot No. 6 heretofore sold in this cause be and the same is hereby divested out of Vera Marsh and vested in the purchaser of said sale, Jack J. Cohen, heretofore entered in this cause in Minute Book 202, page 406, and that all right, title and interest in and to Mrs. Laura Peterson and Vera Marsh as the heirs at law and all of the heirs at law of the deceased, Joshua Peterson (Jr.) be and the same is divested out of them and vested in the said Vera Marsh in fee simple (who had heretofore owned only one-half interest), said two lots are described as follows:

Tract No. 2
Being situated in the 4th Civil District of Davidson County, Tenn. near Confederate Soldiers Home and being lot Nos. 6 and 7, on the map showing Division by the Peterson Heirs of lot No. 3 in Plan Matt Donelsons Lands, according to a survey thereof made by Erle Drake, Surveyor, Oct. 18, 1930, of record in book 843, page 49, Register's Office for said County, (The Matt Donelson Plan is recorded in book 161, page 62, of the said Register's Office.)

Said lots No. 6 and 7 herein conveyed fronts 195.8 feet on the south side of a road leading west from Hermitage Road, Formerly Ben Jones Road, said first mentioned road extends along the southern margin of the Confederate Soldiers Home lands; said lots 6 and 7 extends back southerly in nearly parallel lines 786 feet on the westerly line and 782 feet on the easterly line and measures 195.8 feet across the rear.

Being the same property conveyed to Joshua Peterson (sr.) by two deed of record in Book 1851, page 67, Book 1876 page 379, R.O.D.C. Tenn.

APPROVED FOR ENTRY:

Walter Luton
Judge

A. M. Pritchard Jr. Atty. pro.

Edwin F. McGuire Jr. Atty

STATE OF TENNESSEE, DAVIDSON COUNTY

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I, ROBERT E. WORRALL, Clerk of the County Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy of Order in re sale of realty in the cause of Mrs. Laura Peterson vs. Mrs. Vera Marsh, et al, Filed May 1, 1968 and recorded in Minute Book 203 and Page 412,

which remains of record on file in said office.

Given under my hand and official seal, at office, in Nashville, this 24th *day of* May *19*68.

R E Worrall
Clerk of the County Court.

By Elizabeth H Bare
Deputy Clerk.

17559

REGISTER

MAY 27 10 25 AM '68

NOTE BOOK 178 PAGE 861

RECORDING FEE $ 1.50

DEP. REG.