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IDENTIF. REFERENCE

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FEE DAVIDSON COUNTY REGISTER TENN.

E.215-431

BOOK 1485 PAGE 13

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

IN RE: ESTATE OF NICK STUART, SR., DECEASED

NO. 54103

Map. 92-3
Par. 3.0
Map. 92-3
Par. 135-136
Pid

O R D E R

This cause came on to be heard this 15 day of January, 1971, before the Honorable Shelton Luton, Judge, upon the report of the commissioners appointed herein on the 21 day of July, 1970, by order entered in Minute Book 213, page 234, the exceptions thereto filed by the widow, Edith R. Stuart and the entire record. Said report is as follows:

MAR 10 MISC A* 6.00 * 6.00

(HERE COPY THE ENTIRE REPORT)

The widow and said heirs at law agree that the report of the commissioners is correct and proper in so far as the award of homestead is concerned. Such parties have agreed, however, that the assignment of dower to the widow should be of the following described land:

> Land in Davidson County, Tennessee and being the southerly 104.5 feet of Lot Number 5 in Block A in Robert Lusk's subdivision as recorded in Book 161, page 163, Register's Office for said county, excluding, however, the land conveyed by Nick Stuart and wife, Edith R. Stuart unto the State of Tennessee by deed of record in Book 4131, page 430 in said Register's Office. Said excluded land is specifically described as follows:
> Beginning at a point in the northerly margin of Jefferson Street, said point being the common corner between Lots 5 and 6 of Block "A" in the Lusk Subdivision, as of record in Book 161, page 163, Register's Office for Davidson County, Tennessee; thence with the common line between said Lots 5 and 6, N 7° 58' 41" W 25.05 feet to a point; thence with a line of severance (being the right-of-way line) N 81° 28' 49" E 50 feet to a point in the common line between Lots 4 and 5 in the aforesaid subdivision; thence with the common line between said Lots 4 and 5, S 7° 58' 41" E 25.06 feet to a point in the northerly margin of Jefferson Street; thence with the northerly margin of Jefferson Street and the southerly boundary of said Lot 5, S 81° 29' 24" W 50 feet to the point of beginning.
>
> Being part of the same land conveyed to Nick Stuart and wife, Mattie Stuart, by deed from A. L. Whittaker and wife, as of record in book 644, page 470, Register's Office for Davidson County, Tennessee, and
>
> Land in Davidson County, Tennessee and being part of

Lot number 4 on the plan of Harding-Lytle Tract, as of record in book 21, page 102, Register's Office for Davidson County, Tennessee and being more particularly described as follows:
Beginning at a point on the southerly margin of Jefferson Street, said point being 296 feet 10 inches from the south west corner of Jefferson Street and 18th Avenue North and 70 feet west of a stake at the northwest corner of Lot number 1 on the plan of Bransford's subdivision of the Jessie French one acre lot as of record in book 161, page 123 said register's office; thence with Jefferson Street westwardly 30 feet to a stake; thence with a fence line southwardly 174.25 feet to a stake in the northerly margin of an alley; thence with the northerly margin of said alley eastwardly 30 feet to a point on the northerly margin of said alley; thence northwardly 174.25 feet to the place of the beginning. It is the intention here to describe the westerly 30 feet of the land conveyed to Nick Stuart by deed of record in book 3311, page 46, said register's office.

The Court approves the agreement of the parties and makes the same the order of the Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court, as agreed by the parties, that the widow, Edith R. Stuart, be vested with all the right, title and interest in and to the following described homestead and dower tracts to which she is rightfully entitled according to law, as the widow of Nick Stuart, Sr., deceased, and on her application, a writ of possession will issue to put her in possession of said lands.

HOMESTEAD TRACT:

Land in Davidson County, Tennessee and being the northerly 60 feet of Lot number 5 in Block A in Robert Lusk's Subdivision as recorded in Book 161, page 163, Register's Office for said County.
Being part of the same land conveyed to Nick Stuart and wife, Mattie Stuart, by deed from A. L. Whittaker and wife, as of record in Book 664, page 470, Register's Office for said County.

DOWER TRACTS:

Land in Davidson County, Tennessee and being the southerly 104.5 feet of Lot Number 5 in Block A in Robert Lusk's subdivision as recorded in Book 161, page 163, Register's Office for said County, excluding, however, the land conveyed by Nick Stuart and wife, Edith R. Stuart unto the State of Tennessee by deed of record in Book 4131, page 410 in said Register's Office. Said excluded land is specifically described as follows:
Beginning at a point in the northerly margin of Jefferson Street, said point being the common corner between Lots 5 and 6 of Block "A" in the Lusk Subdivision, as of record in Book 161, page 163,

Register's Office for Davidson County, Tennessee; thence with the common line between said Lots 5 and 6, N 7° 58' 41 W 25.05 feet to a point; thence with a line of severance (being the right-of-way line) N 81° 28' 49" E 50 feet to a point in the common line between Lots 4 and 5 in the aforesaid subdivision; thence with the common line between said Lots 4 and 5, S 7° 58' 41" E 25.06 feet to a point in the northerly margin of Jefferson Street; thence with the northerly margin of Jefferson Street and the southerly boundary of said Lot 5, S 81° 29' 24" W 50 feet to the point of beginning.

Being part of the same land conveyed to Nick Stuart and wife, Mattie Stuart, by deed from A. L. Whittaker and wife, as of record in book 644, page 470, Register's Office for Davidson County, Tennessee, and

Land in Davidson County, Tennessee and being part of Lot number 4 on the plan of Harding-Lytle Tract, as of record in book 21, page 102, Register's Office for Davidson County, Tennessee and being more particularly described as follows:
Beginning at apoint on the southerly margin of Jefferson Street, said point being 296.10 feet from the south west corner of Jefferson Street and 18th Avenue North and 70 feet west of a stake at the northwest corner of Lot number 1 on the plan of Bransford's subdivision of the Jessie French one acre lot as of record in book 161, page 123 said register's office; thence with Jefferson Street westwardly 30 feet to a stake; thence with ~~with~~ a fence line southwardly 174.25 feet to a stake in the northerly margin of an alley; thence with the northerly margin of said alley eastwardly 30 feet to a point on the northerly margin of said alley; thence northwardly 174.25 feet to the place of the beginning. It is the intention here to describe the westerly 30 feet of the land conveyed to Nick Stuart by deed of record in Book 3311, page 46, said Register's Office.

It is further ordered that said commissioners be allowed a fee of $ 375.00 each and such fees are taxed as part of the costs. The costs of the cause are assessed against Edith R. Stuart, for which execution may issue.

Stella Lulon
JUDGE

APPROVED FOR ENTRY:

David Stuart
ATTORNEY FOR EDITH R. STUART

Russell Medal
ATTORNEY FOR THE HEIRS AT LAW
OF NICK STUART, SR., DECEASED

STATE OF TENNESSEE, DAVIDSON COUNTY

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 Commissioners Fee in estate of NICK STUART, SR., Deceased Of Record in Minute Book 215. Page 431.
which remains of record on file in said office.

Given under my hand and official seal, at office, in Nashville, this 4th *day of* March *19* 71

R. E. Worrall
Clerk of the County Court.

By Catherine Lane
Deputy Clerk.