PROJECT I-24-9(4)40
Tract No. 387

BOOK 4583 PAGE 700

IN THE SIXTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

STATE OF TENNESSEE, ET AL.)
(NO. 8-7307
VS.)
(MINUTE BOOK 11A, PAGE 275
JAMES H. HILL, ET UX, ET AL.)

FINAL JUDGMENT

Came the parties by their attorneys, also the jury which was respited from the day previous before the Honorable James H. Swiggart, Judge of the Sixth Circuit Court for Nashville, Davidson County, Tennessee, until the meeting of the Court for Nashville, Davidson County, Tennessee, until the meeting of the Court on this 23rd day of February, 1972, and the jury having heard the conclusion of the case, argument of counsel and charge of the court, retired to consider their verdict, and returned into open court and stated under oath that they found the issues joined in favor of the defendants in the amount of $1,000.00, representing the fair cash market value of the property condemned, including all improvements thereon and incidental damages to the remainder. The jury found that the fair market value of the land taken to be $600.00, and fixed incidental damages to the remainder at $400.00.

MAR 14 MISC A* 6.00 * 6.00

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the defendants James H. Hill and wife, Mary O. Hill and C. H. Briley, Jr., Trustee, have and recover the sum of $1,000.00, of which the petitioner has heretofore paid into the Court the sum of $550.00 at the time of the filing of the petition.

It is further ORDERED, ADJUDGED and DECREED that, in addition, the defendants shall be entitled to interest at the rate of 6 percent per annum on the sum of $450.00 from the date of taking, which in this case was September 14, 1971, until such sum is paid into court.

It is further ORDERED, ADJUDGED and DECREED that all the title to the following described property be and the same is hereby divested out of the defendants James H. Hill and wife, Mary O. Hill and C. H. Briley, Jr., Trustee, and any and all other persons claiming an adverse interest herein and the same is hereby vested in the State of Tennessee for the use and benefit of the Department of Highways, as an indefeasible

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

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Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received,

inheritance in fee simple absolute forever, said property being more particularly described as follows:

> Beginning at a point in the north margin of Old Hickory Blvd. at G. C. Coleman's southwest corner; thence with said margin westwardly 53 feet more or less, thence northwardly 75 feet more or less to a point which is 100 feet north of the centerline of Old Hickory Blvd.; thence north 89 degrees 34 minutes 54 seconds east 67.7 feet to a point in Coleman's west boundary line thence with said line south 7 degrees 35 minutes west 76 feet more or less to the point of beginning and containing 0.11 acre and being part of the same property conveyed to James H. Hill and wife, Mary O. Hill by deed from Rosalie M. Rasch as of record in Book 3902, Page 604, Register's Office Davidson County, Tennessee.
>
> The above-described property is hereby condemned in fee simple. It is to be used for the construction of a controlled access highway, and all right of ingress and egress to, from and across the same and to and from abutting lands is hereby condemned. However, the landowner will have right of access only to Old Hickory Boulevard as shown on the plans.
>
> The above described property is not improved and is located on the north side of Old Hickory Blvd. 3/4 mile east of Lickton Pike.
>
> Field Book No. 10D-8200.

It further appearing to the Court that the property hereinabove described may be subject to a lien for taxes due, interest and penalty, if any, by the defendant, Metropolitan Government of Nashville, Davidson County, Tennessee, in accordance with Section 26-711 and 26-712, Tennessee Code Annotated, the Clerk of the Court, prior to the payment of any part of the judgment to the defendants, James H. Hill and wife Mary O. Hill, shall ascertain if there are any taxes due and unpaid to the said Metropolitan Government of Nashville, Davidson County, Tennessee, which are a lien upon said real estate, shall issue to each of the officials charged with the collection of any taxes that might be a lien on said property, a statement, giving the style and number of the cause, a description of the property, and the name of the party or parties out of whom title is divested; whereupon each of the officials shall certify to the Clerk an itemized statement of taxes, interest and penalty, if any, that are a lien upon the land.

After the payment of any taxes which may be due and owing, including interest and penalty thereon, the Clerk of the Court is directed to pay the balance to the defendants, James H. Hill and wife, Mary O. Hill and C. H. Briley, Jr., Trustee.

It is further ORDERED, ADJUDGED and DECREED that the costs of the cause be, and the same are hereby taxed against the petitioner.

Enter this 1st day of ~~February~~ March, 1972.

/s/ James M. Swiggart
JUDGE

APPROVED FOR ENTRY:

TAYLOR, SCHLATER & SMITH

By: /s/ William H. Lassiter, Jr.
Attorneys for Petitioner

/s/ Charles F. Frazier
Charles F. Frazier, Attorney for
James H. Hill et ux

METROPOLITAN GOVERNMENT OF NASHVILLE

By: _____
Asst. Metropolitan Attorney

B 51929

IDENTIF. REFERENCE →

MAR 14 3 03 PM '72

FELIX A. HILL, JR. II REGISTER
DAVIDSON COUNTY, TENN.

SIXTH CIRCUIT COURT
MINUTE BOOK 11A, PAGE 275

STATE OF TENNESSEE

I, GEORGE L. ROOKER, *Clerk of the Circuit Court for the County of Davidson, in the State aforesaid, do certify that the foregoing is a correct* ~~copy of the record and~~ copy of the Final Judgment entered ~~proceedings had~~ *in said Court in the case heretofore prosecuted and determined therein, between* State of Tennessee, et al *Plaintiff, and* James H. Hill, et ux, et al *Defendant, as same remain of record in said Court.*

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 2nd *day of* March *in the year one thousand nine hundred and* seventy-two *and in the* 196th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By: Harriett Hassell, D. C.