MAP 103-16
PARCEL 30

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IN THE SIXTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

September 28th, 1972

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE,

Petitioner,

Vs.

RAE HYMAN and HYMAN L. WAXMAN,

Respondents.

No. B-10369

Minute Book 11-C
Page 1095

FINAL ORDER

It appearing to the Court, as evidenced by the signatures of the parties below, that the parties in this cause have reached an agreement as to the fair market value of the condemned property described below and as to the rights of the party respondents in this cause; and it further appearing that the parties agree that the owner of the aforementioned property, Mrs. Rae Hyman, is entitled to Thirty-nine Thousand Five Hundred ($39,500.00) Dollars, such being the fair market value of the land and improvements taken, and that Hyman L. Waxman, Tenant, is entitled to One Hundred Fifty ($150.00) Dollars in full compensation for his rights in this matter and his moving expenses, which amount has already been paid to respondent Waxman, and whose signature below acknowledges receipt of such amount,

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that all of the title to the following described property be and the same is hereby divested out of the respondent Hyman and all other persons claiming an

adverse interest therein and hereby is vested in The Metropolitan Government of Nashville and Davidson County, Tennessee, as an indefeasible inheritance in fee simple forever, said property being more particularly described as follows:

> Lot No. 7 on the Plan of Rainbow Subdivision, as of record in Book 421, page 183, Register's Office for said County.
> Said Lot No. 7 fronts 75 feet on the southerly margin of the Harding Pike and runs back between parallel lines 175 feet to the northerly line of Lot No. 8 on said plan.
> Being property devised to Rae Hyman under the Will of Sol Hyman of record in Will Book 84, page 191; and under the Will of Janet G. Hyman, of record in Will Book 87, page 457, Probate Court of said County,

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, owing to The Metropolitan Government of Nashville and Davidson County, Tennessee, on July 31, 1972, in accordance with Sections 26-711 and 26-712, Tennessee Code Annotated, and the Clerk of the Court, prior to the payment of any part of the judgment to Respondents, shall ascertain if there are any taxes due and unpaid to The Metropolitan Government of Nashville and Davidson County, Tennessee, which are a lien upon said real estate, and shall issue to each of the officials charged with the collection of any tax which 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 said officials shall certify to said Clerk an itemized statement of the taxes, interest and penalty, if any, that were a lien upon said land as of July 31, 1972.

It is, therefore, ORDERED, ADJUDGED and DECREED and the Clerk is directed to pay out of the money deposited by the condemnor all unpaid taxes that may be determined to be owing by the above references, and the Clerk shall pay any remaining funds over to the Respondent, Mrs. Rae Hyman,

It is further ORDERED, ADJUDGED and DECREED by the Court that the costs of this cause be and the same are hereby taxed against the Petitioner, for which execution may issue, if necessary.

Entered this 28th day of September, 1972.

Enter This 28th Day of Sept., 1972

Judge

Hyman L. Waxman
Mr. Hymar L. Waxman

APPROVED FOR ENTRY:

DEPARTMENT OF LAW OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE

By Peter H. Curry
Peter H. Curry
Senior Metropolitan Attorney

John J. Hollins
Attorney for Respondent Hyman

Ben L. Roskin
Attorney for Respondent Waxman

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IDENTIF. REFERENCE

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DAVIDSON COUNTY, TENN.

FEB-2[illegible] MISC A* 8.00 * 8.00

# 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 transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* The Metropolitan Government of Nashville and Davidson County, Tenn., *Plaintiff, and* Rae Hyman and Hyman L. Waxman, *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* 3rd *day of* October *in the year one thousand nine hundred and* seventy-two *and in the* 196th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Mildred Gates, D. C.