MAP 103-14
Par. 98

BOOK 5086 PAGE 427

DECREE ENTERED OCTOBER 26, 1976--M.B. 218, PAGE 142

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

PART I

THE CITIZENS BANK & TRUST COMPANY,

Plaintiff,

v.

B. WARREN FUSON, HARRY BERRY, and PAUL BERRY,

Defendants.

NO. 91481

IDENTIF. REFERENCE

FILED
Nov 10 11 05 AM '76
REGISTER
DAVIDSON COUNTY, TENN.

D 76374

DECREE

This cause came on to be heard on October 22, 1976, before the Honorable Ben H. Cantrell, Chancellor, upon the report of the Clerk and Master of the sale of the interest in real estate which is the subject of this suit, motion of petitioners and the purchasers, Harry Berry and Paul R. Berry, to confirm the report of the Clerk and Master, and the entire record, the report of the Clerk and Master being, in words and figures, as follows:

(Here copy report of the Clerk and Master)

And it appearing to the Court that the said report has been on file more than five (5) days and is unexpected to;

It is, therefore, ORDERED, ADJUDGED AND DECREED, that said report of the Clerk and Master is confirmed and all right, title and interest of B. Warren Fuson in the property which is the subject of this suit be divested out of B. Warren Fuson and be vested in the purchasers, Harry Berry and Paul Berry, as tenants in common, each owning an undivided one-half (1/2) interest, and that they be given a free and unencumbered title to the interest of B. Warren Fuson therein, which property is more particularly described as follows:

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

-1-

The consideration or value of this transfer, whichever is greater, is $300.00.

Affiant

Sworn to and subscribed before me this 10th day of November, 1976.

Notary Public

My Commission Expires MAY 1, 1979

Land in Davidson County, Tennessee, being Lot No. 46 on the Resubdivision of Lots Nos. 46, 47 and 48 on the revised Plan of Hillwood Terrace, Section II, of record in Book 3842, Page 53, Register's Office for said County, described as follows:

Beginning at a point in the southerly margin of Brookwood Terrace, at the corner of Lot Nos. 46 and 47; thence southwesterly with said Terrace 83.4 feet to a monument; thence around a curve southerly 34.7 feet to a monument; in the easterly margin of Red Oak Drive; thence southerly with said drive 112.3 feet to a monument; thence easterly 312.5 feet to a corner of Lot No. 47; thence with the line between Lot Nos. 46 and 47 north westerly 305.4 feet to the point of beginning.

Being the same property conveyed to B. Warren Fuson and wife, Madge H. Fuson, by deed from Lewis E. Johnson and wife, Lucille Nard Johnson, as of record in Book 4483, page 524, Register's Office for Davidson County, Tennessee.

The Clerk will make, acknowledge for registration and deliver to the said purchasers a deed conveying said interest in the land to them as aforesaid, with costs of the cause adjudged against the petitioners and purchasers, for which execution may issue, if necessary.

All other matters are reserved.

Entered this_____day of October, 1976.

Ben H. Cantrell
CHANCELLOR

APPROVED FOR ENTRY:

CORNELIUS, COLLINS, HIGGINS & WHITE

BY: Charles G. Cornelius
Charles G. Cornelius

cc: Mr. Joe L. Lackey, Jr.

NOV 10 76	CONV	* 300.00				
NOV 10 76 S'TAX			B*	.78		
NOV 10 76 PR'FEE			B*	.50		
NOV 10 76	W'DEED		B*	8.00	*	9.28

Citizens Bank and Trust Company
versus
B. Warren Fuson, Et al

No. 91481

BOOK 5086 PAGE 429

To the Chancellor:

By a decree entered in this cause at the April *Term, 19* 76, *at page* 391 *of Min. Book No.* 216 *the Clerk and Master was ordered to* sell *upon the terms hereinafter set out, the following described property, to wit:*

Land in Davidson County, Tennessee, being Lot No. 46 on the Resubdivision of Lots Nos. 46, 47 and 48 on the revised Plan of Hillwood Terrace, Section II, of record in Book 3942, page 53, Register's Office for said County, described as follows:

Beginning at a point in the southerly margin of Brookwood Terrace, at the corner of Lot Nos. 46 and 47; thence southwesterly with said Terrace 83.4 feet to a monument; thence around a curve southerly 34.7 feet to a monument; in the easterly margin of Red Oak Drive; thence southerly with said drive 112.3 feet to a monument; thence easterly 312.5 feet to a corner of Lot No. 47; thence with the line between Lot Nos. 46 and 47 northwesterly 305.4 feet to the point of beginning.

Begin the same property conveyed to B. Warren Fuson and wife, Madge H. Fuson be deed from Lewis E. Johnson and wife, Lucille Nard Johnson as of record in Book 4483, page 524, Register's Office for Davidson County, Tennessee.

Sale whatever right, title and interest, including the right of survivorship of B. Warren Fuson in said property.

TERMS OF SALE: Credit of not less than six months nor more than twenty-four months to the highest bidder. Subject to a mortgage lien of First Federal Savings & Loan Association.

In obedience to said order, I respectfully report that I advertised, for the required time, in the NASHVILLE RECORD *a newspaper published in the city of Nashville, stating that at* the south door of the Courthouse *in Nashville,* at 12:00 Noon *M., on* Thursday, September 23, *19* 76, *I would* sell *said above described property upon said terms, at which time and place I attended and offered the same, when* said *was fairly struck off and sold* to Harry L. Berry and Paul R. Berry for $300.00. The purchasers being the beneficiary of the sale they were not required to comply.

Respectfully submitted,

Raymond L. Barrett, Clerk and Master

by Jo Kemp
Deputy Clerk and Master

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

CERTIFICATE OF THE CLERK AND MASTER

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

I, RAYMOND L. BARRETT, Clerk and Master of the Chancery Court of Davidson County, Tennessee, do hereby certify that the foregoing is a full, true and correct copy of the Decree entered the 26th day of October, 19 76, in Minute Book 218, Page 142 in the cause wherein THE CITIZENS BANK & TRUST COMPANY is the Complainant, and B. WARREN FUSON,ET AL are the Defendants, Rule Number 91481, as the same appears of record and now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of said Court at my office in the Courthouse at Nashville, Tennessee, this the 3rd day of November, 19 76, and 201st year of American Independence.

RAYMOND L. BARRETT, Clerk and Master

By: _____
Deputy Clerk and Master