DECREE ENTERED JANUARY 26, 1978--M.B. 4, PG. 548 Rand Card Pics

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

Map 91-16
Par 021.00 ac.

DR. CARMAN HOLMES WINNARD)
)
VS.)
)
DR. BOB E. WOLCOTT and wife,) NO. A-6039 — III
BETTY LOU WOLCOTT)

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O R D E R

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This cause came on to be heard on the 15th day of November, 1977, at which time it was announced in open court by counsel for all the parties that the parties had entered into a settlement agreement, as evidenced by signatures of counsel affixed hereto. Said agreement was then read into open court.

It is accordingly, ordered, adjudged and decreed that: (1) The Defendants, Dr. Bob E. Wolcott and wife, Betty Lou Wolcott, were holding title to the property located at 4505 Charlotte Avenue in trust for Plaintiff, Dr. Carman Holmes Winnard. Accordingly, title to the property as hereinafter described is divested out of Dr. Bob E. Wolcott and wife, Betty Lou Wolcott and vested in Dr. Carman Holmes Winnard. The property is described as follows:

> A certain lot or parcel of land situated, lying and being in the West Nashville, Davidson County, Tennessee, and more particularly described as follows:
>
> Beginning on the southerly margin of Charlotte Avenue at a point 135 feet east of the easterly margin of 46th Avenue, North, formerly 5th Street, as shown on the Plan of Charlotte Park Company's First Addition, as of record in Book 57, page 103, Register's Office for said County; thence with the southerly margin of Charlotte Avenue, eastwardly 67-1/2 feet to the northwest corner of the property conveyed to Mrs. Allen O. Burkitt by deed from W. L. Sadler of record in Book 971, page 161, said Register's Office; thence with said Burkitt's westerly line, southwardly 150 feet; thence at right angles, westwardly 67-1/2 feet; thence at right angles northwardly 150 feet to the beginning.
>
> Being the same property conveyed to Bob E. Wolcott and wife, Betty Lou Wolcott by deed from Charles Nelson, Jr., Herschel Greer, and John U. Wilson, Trustees for Home Federal Savings & Loan Association Employees' Profit-Sharing Trust, of record in Book 4712, page 189, said Register's Office.

2. Dr. Winnard will immediately assume the present indebtedness against the property, in the approximate amount of Fifty Thousand and No/100 ($50,000.00) Dollars and payable to Home Federal Savings & Loan Association. He will cause Dr. and Mrs. Wolcott to be released of liability on said note within ninety (90) days from the date of entry of this order.

3. Dr. Winnard releases Dr. and Mrs. Wolcott of any and all liability as Trustee, and the trust is hereby terminated.

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4. Dr. Winnard will pay Five Thousand and No/100 ($5,000.00) Dollars by cash, certified check or cashier's check to Dr. and Mrs. Wolcott within sixty (60) days of the date of entry of this Decree.

5. The obligations of Dr. Winnard under Paragraphs 3 and 4 constitute a lien against the property and in the event of default of either the payment of Five Thousand and No/100 ($5,000.00) Dollars or the release of liability, the Wolcotts may pursue the lien by means of foreclosure. In such event, the aforestated Five Thousand and No/100 ($5,000.00) Dollars will increase by Two Thousand Five Hundred and No/100 ($2,500.00) Dollars to cover necessary costs of foreclosure and attorney's fees, exclusive of advertising costs, which will be an additional charge to Dr. Winnard.

The costs of this cause will be paid by Plaintiff, for which execution may issue.

Robert S Brandt

CHANCELLOR

I certify that a copy of this Order has been mailed to Mr. Barney Regen, Attorney for Defendants, Suite 5, Professional Building, Dickson, Tennessee, this 23rd day of January, 1978.

Gail Pigg

GAIL PIGG

Order that this court adjourn to Friday, January 27, 1978.

CHANCELLOR

* * * *

Friday, January 27, 1978

Court met pursuant to adjournment present and presiding the Honorable, Robert S.Brandt, Chancellor, when the following proceedings were had to-wit:

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 26 day of January, 19 78, in Minute Book 4, Page 548, in the cause wherein DR. CARMAN HOLMES WINNARD, Complainant and DR. BOB E. WOLCOTT, ET UX are, Defendants File No. A-6039, 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 4 day of APRIL, 19 78, and 202nd year of American Independence.

RAYMOND L. BARRETT,
CLERK AND MASTER

BY Patricia B. Bowie
DEPUTY CLERK AND MASTER

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IDENTIF. REFERENCE

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FELIX A. JACKSON REGISTER
DAVIDSON COUNTY, TENN.