BOOK 5583 PAGE 92

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

WANDA TROXEL McTYRE)
)
vs.) No. 60834
)
WALTER VERNON TROXEL, JR.)

Map - 133-12 Par. 24

ORDER

This cause came on to be heard on the 7th day of February, 1980, before the Honorable Shelton Luton, Judge, upon the Petition filed by Robert McTyre, personal service of process upon the respondent through the Secretary of State, appearance of the petitioner in open Court, statement of counsel for petitioner, and the respondent in open Court and from the entire record in this cause. From all of which it appears to the Court that Wanda Troxel McTyre and Walter Vernon Troxel, Jr., were divorced by this Court on April 20, 1971, and the house and lot of the parties located at 433 Benita Drive, Nashville, Davidson County, Tennessee, was awarded to the complainant, Wanda Troxel McTyre, and the Final Decree further required the respondent, Walter Vernon Troxel, Jr., to execute any and all deeds necessary to carry out the full purpose and intent of the agreement, and it further appearing that the complainant, Wanda Troxel McTyre, died on June 5, 1974, leaving a Last Will and Testament, which was probated in the Probate Court of Davidson County, Tennessee, on October 4, 1974, in Will Book 111, at page 456, which Last Will and Testament devised and bequeathed all of her property to her husband, Robert McTyre, and it further appearing that the said Robert McTyre has recently attempted to sell the real property but was unable to get clear title because the respondent, Walter Vernon Troxel, Jr. refused to execute a Quitclaim Deed, and it appearing that he was required by the Property Settlement Agreement and Final Decree to do so, it is thereby

ORDERED, ADJUDGED AND DECREED by the Court that the respondent, Walter Vernon Troxel, Jr. is hereby found to be in contempt of the Orders of this Court.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the title to the said property at 433 Benita Drive, Nashville, Davidson County, Tennessee, described as follows:

> Land in Davidson County, Tennessee, being Lot No. 21 on the Map of Windsor Park, as of record in Book 3600, page 64, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 21 fronts 66.7 feet on the westerly side of Benita Drive and runs back between lines measuring 168.02 feet on the northerly line, and 154.88 feet on the southerly line, to a dead line in the rear, measuring 33 feet thereon.
>
> Being the same property conveyed to Walter V. Troxel, Jr., and wife, Wanda F. Troxel, by deed from Windsor Development Company of record in Book 4169, page 10, Register's Office for Davidson County, Tennessee. And being the same property vested in Wanda F. Troxel by Final Decree of Divorce of record in Minute Book 18 B, page 895, Minutes of Probate Court of Davidson County, Tennessee.
>
> And being the same property vested in Robert M. McTyre by Will of Wanda (Troxel) McTyre, of record in Will Book 111, page 456, Probate Court of Davidson County, Tennessee.

shall hereby be vested in the petitioner, Robert M. McTyre, in fee simple absolute ownership subject to any liens or indebtedness thereon.

It is further ORDERED, ADJUDGED AND DECREED that the petitioner, Robert M. McTyre, shall have and recover of the respondent, Walter Vernon Troxel, Jr., a judgment for attorney's fees in the amount of $250.00, along with the costs of this cause, for all of which execution may issue, if necessary.

All other matters are reserved.

Entered this February 12, 1980.

JUDGE

APPROVED FOR ENTRY:

ROBERT L. JACKSON, Attorney for Petitioner

I hereby certify a true and correct copy of this Order was mailed to Ed Hamm, Atty. 2/12/80

NO : CS/26 9:00- CHECK

F. 8 2 2 4 7

IDENTIF. REFERENCE

MAR 26 1 29 PM '80

FELIX A. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

BOOK 5583 PAGE 94

Minute Book 27B Page 1221

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* true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* WANDA TROXEL McTYRE *Plaintiff, and* WALTER VERNON TROXEL, JR. *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* 20th *day of* March *in the year one thousand nine hundred and* eighty *and in the* 204th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By _____, *D. C.*

Form #GR-117