125A 641

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED

JAN 4 1983

GEORGE L. ROOKER, Clerk

By _____ Deputy

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE, ACTING BY AND THROUGH THE ELECTRIC POWER BOARD OF SAID GOVERNMENT, Petitioner	)	
vs.	)	No. 82C-2053
B. B. DOUBLEDAY, JR. Defendant	)	

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CONSENT ORDER

By consent of the parties as evidenced by the signatures of their attorneys hereto affixed, the parties have agreed that Eighty Two Thousand, Five Hundred Dollars ($82,500.00) is the fair cash market value of the property hereby condemned, and that the petitioner has agreed to pay, and the defendant has agreed to accept said sum in full and complete satisfaction for all compensation and/or damages resulting from the taking by condemnation by the petitioner of that tract or parcel of land of the defendant, which is fully described hereinafter.

It further appears to the Court from the record in this cause that heretofore the petitioner has deposited with the Clerk of the Court the amount of Fifty Six Thousand, One Hundred Ninety Two Dollars ($56,192), which sum has been previously withdrawn by the defendant and should, therefore, be given as a credit to the petitioner against the sum of Eighty Two Thousand, Five Hundred Dollars ($82,500.00) mentioned above.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court by consent of the parties, that the defendant have and recover of the petitioner the amount of Eighty Two Thousand, Five Hundred Dollars ($82,500), but that the petitioner is credited with said deposit of Fifty Six Thousand, One Hundred Ninety Two Dollars ($56,192) leaving a balance due on said judgment of Twenty Six Thousand, Three Hundred Eight Dollars ($26,308).

It is further ORDERED by the Court that all right, title and interest of the defendant in and to that real property hereinafter described is hereby divested out of him and fee simple title thereto is hereby vested in the petitioner, Metropolitan Government of Nashville and Davidson County, acting

by and through the Electric Power Board of said Government. Said property is descried as follows:

Parcel No. 1: Being part of Lot No. 19 on Map of re-subdivision of Lots Nos. 13, 19, 20 and 21 in Clifton Plan, of record in Book 421, Page 49, Register's Office for said County, described as follows:

BEGINNING at a southeast corner of Michigan Avenue and First Street, now called 42nd Avenue North; running thence eastwardly along the southerly margin of Michigan Avenue 437 feet to a point; thence southwardly 124 1/2 feet to the northerly margin of an alley; thence westwardly along said alley 110 feet; thence southwardly 129 feet to the northerly margin of Hill Street or Avenue; thence westwardly along said Hill Street 284 feet to the easterly margin of First Street, now called 42nd Avenue

North; thence northwardly along said First Street, now called 42nd Avenue North, 211 feet to Michigan Avenue, the point of beginning, containing 1 43/100 acres.
FIELD BOOK NO. 12-6440

Parcel No. 2: Being part of Lot No. 20 on the Map of re-subdivision of Lots Nos. 13, 19, 20 and 21 in Clifton Plan, of record in Book 421, page 49, Register's Office for said County, described as follows:

BEGINNING at the northeast corner of Michigan Avenue and First Street, now called 42nd Avenue North, as recorded in the plan above mentioned; running thence northwardly along the easterly margin of 42nd Avenue North, formerly First Street, 300 feet to a point in the southerly margin of Batavia Street, formerly Morgan Street or Avenue; running thence eastwardly along the southerly margin of said Morgan Avenue or Street, now Batavia Street, 493 feet to a point; thence southwardly 241 feet to the northerly margin of Michigan Avenue; thence westwardly along Michigan Avenue 445 feet to First Street, now called 42nd Avenue North, the point of beginning, containing 2 91/100 acres.

Being part of the property conveyed unto B. B. Doubleday, Jr. by deed of record in Book 3828, Pages 947-953, Register's Office for Davidson County, Tennessee. The descriptions of the foregoing parcels number one and number two appear on page 951 of said Book 3828.

It is further ORDERED that execution may issue on the balance of said judgment, i. e. Twenty Six Thousand, Three Hundred Eight Dollars ($26,308) and that all the costs of this cause are adjudged against the petitioner. Included in those costs is compensation to the Special Masters as follows:

Coleman S. Boyd	$ 75.00
Charles W. Hawkins, III	$ 75.00
Margaret R. Sharp	$ 75.00
David P. Wrenne	$ 75.00

Entered this 4th day of January, 1983.

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JUDGE

APPROVED FOR ENTRY;

Harry Mittwede
Attorney for Petitioner

Charles Frazier
Attorney for Defendant

RUSH

IDENTIF. REFERENCE

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JAN 24 8 26 AM '83
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

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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* Metropolitan Government of Nashville and Davidson County, Tennessee *Plaintiff, and* B.B. Doubleday, 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* 13th *day of* January *in the year one thousand nine hundred and* Eighty-three *and in the* 207th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Flickey, *D. C.*

Form #GR-117