AUG 13 1986

DAV. CO. CHANCERY COURT

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

RUFUS J. DAVIS Plaintiff VS. KIRK BURWELL and CONSTANCE BURWELL Defendants	150-7-11 BOOK 6994 PAGE 848 NO. 86-298-III ORDER FILED & ENTERED 8-19-86 MINUTE BOOK 38 PAGE 555

ORDER

This cause came on to be heard on the 8th day of August, 1986, before the Honorable Robert Brandt, Chancellor, upon the Plaintiff's motion for summary judgment. Upon consideration of the Plaintiff's motion, statements of Plaintiff's counsel, and the entire record in this cause,the Court found that there was no genuine issue of any material fact.The Court further found that the motion was well taken, the Defendants were in breach of the contract entered into with the Plaintiff on December 10, 1984, and that the Plaintiff was entitled to an order rescinding said contract, returning possession and title of the real estate at 3212 Autumn Drive, Antioch, Tennessee to the Plaintiff, said property described as follows:

> Land in Davidson County, Tennessee, being Lot No. 97 on the Plan of the Country, Section IV, as of record in Book 5200, page 139, Register's Office of Davidson County, Tennessee.
>
> Said Lot No.97 fronts 67.05 feet on the westerly side of Autumn Drive and extends back 148.77 feet on the northerly line and 168.43 on the southerly line to a dead line measuring 189.56 feet thereon.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. That Plaintiff's motion for summary judgment against the Defendants, Kirk Burwell and Constance Burwell, is granted;

2. The Defendants were in breach of the contract entered into with the Plaintiff on December 10, 1984;

3. The contract is hereby rescinded and title in the real estate described above is vested in the Plaintiff;

4. The costs of the cause are assessed against the Defendants.

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CHANCELLOR

APPROVED FOR ENTRY:

Monte D. Watkins

MONTE D. WATKINS
Attorney for Plaintiff
1000 Parkway Towers
Nashville, TN 37219
(615) 244-2432

I hereby certify that this is a true copy of original document filed in my office.
This 30 day of September 1986
CHRISTINA NORRIS Clerk & Master
By Ethan Roach
Deputy Clerk

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Order has been mailed to Kirk Burwell and Constance Burwell, 3212 Autumn Drive, Antioch, TN, 37013, on this the 12th day of August, 1986.

Monte D. Watkins

MONTE D. WATKINS

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IDENTIFICATION REFERENCE

SEP 30 1 43 PM '86