IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BETTYE WASHINGTON HARWELL,

Plaintiff,

vs.

JOHN SIDNEY HARWELL,

Defendant.

NO. 86D-952

ORDER

This cause came to be heard on the 27th day of March, 1987, before the Honorable Rose Palermo, Special Judge, upon Motion of the Plaintiff to amend the Final Decree, to include an additional legal description and to include an effective date of a pension plan. Upon statement of Counsel for the Plaintiff, the Defendant having been served with a copy of the Motion and failing to appear or indicate his disagreement, the Court finds that the Motion is well-taken and should be granted.

IT IS THEREFORE ORDERED AND ADJUDGED that the Final Decree of Divorce entered on March 5, 1987, be and is hereby amended as follows:

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff, Bettye Washington Harwell, is awarded all right, title and interest in the real property located at 7158 Willow Creek Drive, Nashville, Tennessee and any interest of John Sidney Harwell is divested out of him. The real property is described as follows:

Being Lot No. 63 on the Plan of Section II, Valley West, of Record in Book 3600, Page 86, Register's Office for said County as follows:

Said Lot No. 63 fronts 123 feet on the northwesterly margin of Willow Creek Drive and runs back 161.57 feet on the northeasterly line and 165.07 feet on the southwesterly line to a dead line measuring 123.14 feet thereon.

Further being land in Davidson County, Tennessee, being Reserved Parcel "B", on the Plan of Valley West, Section 2, as of record in Book 3600, page 86, Register's Office for said County, described as follows:

SAID Reserved Parcel "B" fronts 30.92 feet on the westerly side of Willow Creek Drive and extends back between parallel lines 161.57 feet to a line in the rear on which it measures 52.53 feet thereon.

Being the same property conveyed to John Sidney Harwell and Wife, Bettye Washington Harwell by deed of record in Deed Book 5575, Page 605, and Book 5816, Page 265, Register's Office of Davidson County, Tennessee.

IT IS FURTHER ORDERED AND ADJUDGED that paragraph number 2 on page 3 of the Final Decree of Divorce is amended as follows:

The then current values as of the date of withdrawal of the fifty percent (50%) of the accumulation under TIAA Contract No. B025075-9 and fifty percent (50%) of the accumulation under CREF Certificate No. Q025075-6 as of the first day of February, 1987 are awarded as Bettye Washington Harwell's marital property interest to be applied to TIAA-CREF annuities in her life and subject to the terms of said annuities.

Entered this 10 day of April, 1987.

Rose Palermo
ROSE PALERMO, Special Judge

PREPARED BY:

Jimmie Lynn Ramsaur
Jimmie Lynn Ramsaur
SHIPLEY & BEHM
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Nashville, TN 37201
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Order has been mailed, postage prepaid, to Mr. John S. Harwell, 276 White Bridge Road, Apt. 139, Nashville, TN 37209, on the 31st day of March, 1987.

Jimmie Lynn Ramsaur
Jimmie Lynn Ramsaur

25099

IDENTIFICATION REFERENCE

MAY 12 2 25 PM '87

REGISTER'S OFFICE
DAVIDSON COUNTY, TN

STATE OF TENNESSEE

I, **GEORGE L. ROOKER,** *Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the* Fourth *Circuit Court for Davidson County, Tennessee, on the* 10th *day of* April, *19*87, *in Case Number* 760-952 *between* Bettye Washington Harwell *Plaintiff, and* John Sidney Harwell *Defendant, as same remains of record in Book* 106 B, *Page* 1247 *of the Minutes of said Court.*

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 5th *day of* May *in the year one thousand nine hundred and* 87 *and in the* 211th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By K. Dyer, *D.C.*

Form #GR-117