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DAV. CO. CHANCERY COURT

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

CHANCERY COURT

W. N. SMITH and wife, ALMA SMITH,

Plaintiffs,

vs.

MCDOWELL DEVELOPMENT CORPORATION,

Defendant.

BOOK 8401 PAGE 469

No. 90-1031-II

Fo. (4)

ORDER FILED & ENTERED JUN - 6 1991
MINUTE BOOK 165 PAGE 502

ORDER

This cause came to be heard on Friday, May 17, 1991, before the Honorable C. Allen High, Chancellor for Part II, Chancery Court for Davidson County, Tennessee, upon the Motion of Plaintiffs, W. N. Smith and wife, Alma Smith, to enter a judgment by default against the Defendant, McDowell Development Corporation, and for an Order declaring Plaintiffs to be the owners of real property described in the original Complaint filed in this cause. From the Motion duly filed, the lack of opposition to the Motion and from the record as a whole, the Court finds the Motion to be well taken.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff, W. N. Smith and wife, Alma Smith, are the owners in fee simple absolute of real property located in the 14th Civil District of Davidson County, Tennessee being described as follows:

Land in the 14th Civil District of Davidson County, Tennessee and being described as follows:

BEGINNING at an iron pin in the easterly margin of a proposed Feltswood Drive, and said point being the most southwest corner of Lot 2, Feltswood Subdivison Section 1, Plat Book 3700, page 13, Register's Office, Davidson County, Tennessee; thence, S. 10 deg. 24 min. 23 sec. E. 313.36 feet to a point, thence, with a curve to the left having a central angle of 81 deg. 53 min. 37 sec., a radius of 128.02 feet, and an arc length of 182.98 feet to a point; thence, N. 87 deg. 42 min. 00 sec. E. 124.95 feet to an iron pin, said point being in the northerly margin of said Feltswood Drive and in the westerly line of Alma Smith; thence, with the line of said Smith S. 03 deg. 33 min. 04 sec. E. 50.01 feet to a point, said point being the most southwest corner of said Alma Smith; thence, with the margin of said proposed Feltswood Drive for the next seven calls as follows:

S. 87 deg. 42 min. 00 sec. W 126.04 feet to a point; thence, with a curve to the right having a central angle of 81 deg. 53 min. 37 sec., a radius of 178.01 feet, and an arc length of 254.44 feet to a point; thence, N. 10 deg. 24 min. 23 sec. W. 313.36 feet to a point; thence, with a curve to the right having a central angle of 10 deg. 20 min. 00 sec., a radius of 553.98 feet, and an arc length of 99.91 feet to a point; thence, N 89 deg. 55 min. 37 sec. E 25.00 feet to a point in the center of said Feltswood Drive, corner to said Feltswood Subdivision; thence, with a curve to the left having a central angle of 10 deg. 20 min. 00 sec., a radius of 528.98 feet, and an arc length of 95.40 feet to a point; thence, N. 79 deg. 35 min. 37 sec. E. 25.00 feet to the beginning, containing 0.81 acre more or less.

MS

BEING part of the same property conveyed to McDowell Development Corporation by Deed from H. C. Felts and wife, Emma T. Felts of record in Book 4576, page 851, Register's Office for Davidson County, Tennessee.

This is unimproved property known as Parcel 11 on Metropolitan Tax Map 21-4.

IT IS FURTHER ORDERED that the cost of this cause are assessed against the Defendant, McDowell Development Corporation, for which execution may issue if necessary.

ENTERED this 6 day of June, 1991.

C. Allen High

C. Allen High, Chancellor

APPROVED FOR ENTRY:

LAW OFFICE OF I. DYKE TATUM

Prepared By:

J. Phillip Jones
Supreme Court No. 10508
Attorney for Plaintiffs
Suite 200, Arena Place
2001 Charlotte Avenue
Nashville, Tennessee 37203
(615) 321-5540

I hereby certify that this is a true copy of original instrument filed in my office.
This 19th day of July 1991
CLAUDIA C. BONNYMAN Clerk & Master
By _____ Deputy Clerk

3136 07/19 0101 03CHECK 6.00

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been mailed, postage prepaid, to McDowell Development Corporation, c/o Tennessee Secretary of State, Corporations Section, Suite 1800, James K. Polk Building, Nashville, Tennessee 37243-0306 on this 14th day of May, 1991.

J. Phillip Jones

3215.2

IDENTIFICATION REFERENCE

JUL 19 11 51 AM '91