NOV - 6 1991 Proj. 89-SC-924
Parcel 34-11/15
Exp. of Dry Creek WW Treatment Plant
141C/1814

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

1991 NOV 12 AM 9:05
GEORGE L. ...

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY)
)
VS.) NO. 91C-3078
)
R. D. NIXON; BETTY NIXON; FIRST TENNESSEE BANK NATIONAL ASSOCIATION)

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8344 11/12 0101 03CHECK 9.00

AGREED ORDER OF POSSESSION

It appearing to the Court as evidenced by the separate signatures of counsel for Petitioner and counsel for Respondents, R. D. Nixon and Betty Nixon, that they are in agreement that Petitioner should be granted possession of Respondents' property and, further, it appearing from the record that Respondent, First Tennessee Bank National Association, having been duly served and failing to appear and contest the right of Petitioner to be granted possession, as well as the entire record,

It is, therefore, ORDERED by the Court that Petitioner shall have and receive title and possession to the property rights sought to be condemned effective March 1, 1992, and that a Writ of Possession issue, thereafter, if necessary, in order to put Petitioner in possession of said property, being more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot Nos. 6,7,8,9,20,21,22 & 23, Block 8, and Lot Nos. 6,7,8 & 9, Block 10, and those portions of the closed streets and alley adjacent to said lots, as shown on the Map of Edenwold Center Subdivision, of record in Book 421, page 128, said Register's Office, more particularly described as follows:
>
> Beginning at a point on the southerly side of County Road leading from Edenwold to the Cumberland River, old suspension bridge now abandoned, and at the northerly corner of Ben Brown Lot, and running in a southerly direction with Ben Brown's lots, 430 feet to a point in Sudekum's line; thence with his line in an easterly direction 100 feet to a point; thence in a northerly direction, 430 feet to a point in County Road; thence in a westerly direction 100 feet to the point of beginning.

6.1221'

IDENTIFICATION REFERENCE

Nov 12 9 43 AM '91

Being the same property conveyed to R. D. Nixon and wife, Betty Nixon, the deed for which is of record in Book 5855, Page 693, R.O.D.C., Tennessee.

Field Book No. 10D41490
Map and Parcel No. 34-11/15

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that this matter be referred to the Clerk of the Court to determine past due and unpaid Metropolitan taxes which are a lien upon said property.

The Clerk of this Court will make out and certify to the METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY (c/o the Department of Law), a copy of this Agreed Order of Possession.

ALL FURTHER MATTERS ARE RESERVED.

ENTERED this day of , 1991.

BARBARA N. HAYNES, JUDGE

APPROVED FOR ENTRY:

PHILIP D. BALTZ #5315
Metropolitan Attorney
204 Metropolitan Courthouse
Nashville, Tennessee 37201
615/862-6341

JAMES W. FISHER, JR., #12412
Attorney for Respondents,
R.D. Nixon and Betty Nixon
140 North Main Street
Goodlettsville, TN 37072

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been mailed or delivered to Mr. James W. Fisher, Jr., Attorney for Respondents, R. D. Nixon and Betty Nixon, 140 North Main Street, Goodlettsville, Tennessee 37072, and to First Tennessee Bank National Association, 511 Union Street, Nashville, Tennessee 37219, this 28th day of October, 1991.

PHILIP D. BALTZ

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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* THIRD *Circuit Court for Davidson County, Tennessee, on the* 4th. *day of* NOVEMBER, *19* 91, *in Case Number* 91C-3078 *between* Metropolitan Government *Plaintiff, and* R.D. NIXON, BETTY NIXON, ET AL *Defendant, as same remains of record in Book* 141C, *Page* 1814 *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* November *in the year one thousand nine hundred and* Ninety-one *and in the* 216th. *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By D Rooker *D.C.*

Form #GR-117