NOV - 6 1992

Proj. 89-SC-92A
m/p 34-11/14
Exp. of Dry Creek WW Treatment Plant

1414/1812

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY
AT NASHVILLE

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY	)	
vs.	)	No. 91C-2621
BETTY JEAN NIXON	)	

BOOK 8483 PAGE 768

AGREED ORDER OF POSSESSION

It appearing to the Court as evidenced by the separate signatures of counsel for Petitioner and Respondent that they are in agreement that Petitioner shall be granted possession of Respondent's property, and based upon the pleadings, exhibits, 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 Lots 3, 4 and 5 of Block No. 8 on the Map of Edenwold Center Subdivision, as of record of Book 421, Page 128, Register's Office for Davidson County, Tennessee.
>
> Said Lots Nos. 3, 4 and 5 front 25 feet each on the southerly side of a County road, running between said property and the Louisville and Nashville Railroad and run back between parallel lines 100 feet, more or less, to an alley.
>
> Being the same property conveyed to Betty Jean Nixon by quitclaim deed from Betty Jean Nixon, Executrix under the Last Will & Testament of Roy Donald Nixon, of record in Will Book 145, Page 638, Probate Clerk's Office of Davidson County, Tennessee, and of record in Book 6487, Page 7, Register's Office for Davidson County, Tennessee. And being the same property conveyed to Charles T. Swindle and Roy Don Nixon of record in Book 5090, Page 967, Register's Office for Davidson County, Tennessee, from Estelle Chaney a/k/a Estelle B. Chaney and James Brown. Charles T. Swindle quitclaimed his interest to Roy Don Nixon in Book 5871, Page 566, said Register's Office.

6.1222

IDENTIFICATION REFERENCE

00-6

Field Book No. 10D 41480
Map/Parcel No. 34-11/14

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 the 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 Respondent,
Betty Jean Nixon
140 North Main Street
Goodlettsville, Tennessee 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 Respondent, Betty Jean Nixon, 140 North Main Street, Goodlettsville, Tennessee 37072, this 28th day of Oct., 1991.

PHILIP D. BALTZ

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-2621 *between* METROPOLITAN GOVERNMENT *Plaintiff, and* BETTY JEAN NIXON *Defendant, as same remains of record in Book* 141C, *Page* 1812 *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.C.*

Form #GR-117