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DAV. CO. CHANCERY COURT

IN THE CHANCERY COURT FOR DAVIDSON COUNTY TENNESSEE

SHEPARDWOOD PROPERTIES, a partnership compromised of JACK WILLIAMS and MARTIN BUBIS,

Plaintiff,

VS.

FARMER'S AND MERCHANT'S BANK OF WHITE BLUFF, TENNESSEE,

Defendant.

BOOK 8816 PAGE 117

FA-4

NO. 92-1979-III

ORDER FILED & ENTERED 11-18-92
MINUTE BOOK 93 PAGE 146

ORDER

This cause came on to be heard on this the 5th day of November, 1992 before the Honorable Robert Brandt, Chancellor of the Chancery Court for Davidson County, Part III, upon the Complaint heretofore filed, the Answer thereto, testimony of witnesses in open Court, argument of counsel and the entire record, from all of which the Court finds:

That Shepardwood Properties is a partnership compromised of Jack Williams and Martin Bubis as partners and that said partnership came into existence and commenced to function as a partnership and do business on or about September 1, 1988;

The Court further finds that certain real property conveyed to Jack Williams and Martin Bubis by Quitclaim Deed of record in Book 7661, page 94, Register's Office for Davidson County, Tennessee and re-recorded in Book 7706, page 868, said Register's Office, said property now being known as Shepardwood Subdivision, Section 6, and being of record in Plat Book 6900, page 753, Register's Office for Davidson County, Tennessee is partnership property. Said property is more particularly described as follows:

> Being a 12.11 more or less, acre tract of land lying in the 4th Councilmanic District of Davidson County, Tennessee, described as follows:
>
> Beginning at a point lying on the easterly margin of Oakwood Drive, said point further described as being in the southwest corner of Lot 38 on the plan of Shepardwood Subdivision, Section One, as of record in Book 4175, Page 82, Register's Office for said County; thence leaving the said easterly margin of Oakwood Drive and running with the southerly line of the said Shepardwood Subdivision, Section One, as follows: S 87 degrees 01' 27" east a distance of 160.64 feet to a point; thence north 68 degrees 50' 54" east a distance of 73.70 feet to a point; thence N 59 degrees 18' 39" east a distance of 283.66 feet to a point lying on the westerly property line of the State of Tennessee property; thence leaving the said southerly line of the Shepardwood Subdivision, Section One, and running with the said westerly line of the State of Tennessee property south 3 degrees 04' 55" west a distance of 599.38 feet to the center line of a T.V.A Easement; thence leaving the said westerly line of the State of Tennessee property and running with the centerline of the T.V.A. Easement N 85 degrees 05' 55" west a distance of 65.25 feet to a point; thence S 71 degrees 38' 05" west a distance of 1015.05 feet a point lying on the easterly margin of Oakwood Drive; thence leaving the said centerline of the T.V.A. Easement and running with the said easterly margin of Oakwood Drive, as follows: in a northerly direction around a curve, having a radius of 641.98 feet to the right a distance of 24.35 feet to a point; thence N 73 degrees 18' 44" east a distance of 30.0 feet to a point; thence N 16 degrees 41' 16" west a distance of 30.0 feet to a point; thence S 73 degrees 18' 44" west a distance of 30.0 feet to a point; thence in a northerly direction around a curve, having a radius of 641.98 feet to the right a distance of 205.32

feet to a point; thence N 2 degrees 58' 33" east a distance of 258.00 feet to the point of beginning, containing 12.11 acres, more or less, and being the same property known as Shepardwood Subdivision, Section 6, Lot 601, Lot 602, Lot 603, Lot 604, Lot 605, Lot 606, Lot 607, Lot 608, Lot 609, Lot 610, Lot 611, Lot 612, Lot 613, Lot 614, Lot 615, Lot 616, Lot 617, Lot 618, Lot 619, Lot 620, Lot 621, Lot 622, Lot 623, Lot 624, Lot 625, Lot 626, Lot 627, Lot 628, Lot 629, Lot 630, Lot 631, Lot 632, Lot 633, Lot 634, Lot 635, Lot 636, Lot 637, Lot 638, Lot 639, Lot 640, Lot 641, Lot 642, Lot 643, as shown on plat of record in Plat Book 6900, page 753, Register's Office for Davidson County, Tennessee.

INCLUDED IN THE ABOVE DESCRIBED PROPERTY BUT EXPRESSLY EXCLUDED HERE FROM ARE Lots 249 and 250, Shepardwood, Part 5, as of record in Book 6050, Page 307, said Register's Office for Davidson County, Tennessee.

Being the same property conveyed to Jack Williams and Martin Bubis by Quitclaim Deed from Douglas S. Hale, Trustee, of record in Book 7661, page 94 and re-recorded in Book 7706, page 868, Register's Office for Davidson County, Tennessee.

It is, therefore, the judgment of this Court that the above noted and described property is property owned by Shepardwood Properties, a partnership comprised of Jack Williams and Martin Bubis, and the rights of the parties hereto should be treated accordingly.

It is the further judgment of the Court that the document introduced into evidence by the Defendant titled "Proposed Dissolution Agreement" was merely a Memorandum of Agreement by and between the parties themselves and did not serve as a Notice of Dissolution. It is, therefore, the judgment of this Court that the partnership is not dissolved as a result of said instrument.

The costs of this cause are taxed to the ~~Defendant~~ plaintiffs for which execution may issue if necessary.

All of which is, accordingly, **SO ORDERED, ADJUDGED, AND DECREED** by the Court.

ENTER, this ____ day of _____, 1992.

CHANCELLOR

APPROVED FOR ENTRY:

ROBERT F. SPANN, No. 2531
Attorney for Plaintiffs
First American Center, Fifteenth Floor
315 Deaderick Street, Suite 1545
Nashville, Tennessee 37238 -1545
615/242-2525

I hereby certify that this is a true copy of original instrument filed in my office.
This 17 day of December, 92
CLERK & MASTER
By Vicki J. Bailey
Deputy Clerk

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Order has been sent by U.S. Mail, postage prepaid, to Mr. H. Frederick Humbracht, Jr., Attorney, DEARBORN & EWING, Suite 1200, Nations Bank Plaza, 414 Union Street, Nashville, Tennessee 37219-1777, this 17th day of November, 1992.

ROBERT F. SPANN

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IDENTIFT REFERENCE

DEC 17 9 19 AM '92

DAVIDSON COUNTY, TN

PICK-UP

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