PROJ. # 89-SC-92H
M/P # 34-11/10

143A/147

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY
AT NASHVILLE

1992 MAY 15 AM 7:37

GEORGE L. [illegible], CLERK

D.C.

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY)
)
vs.)
)
JAMES GAMBLE; WANDA GAMBLE)

No. 91C-3097

BOOK 8980 PAGE 45

AGREED FINAL ORDER

This Cause having been compromised and settled, as evidenced by the signatures of counsel for Petitioner and the signatures of the Respondents, and the Court being duly and sufficiently advised;

It is hereby ORDERED, ADJUDGED and DECREED by the Court that the Respondents have and recover the sum of $70,000.00, the same being the fair cash market value of the property described hereinbelow, Petitioner having heretofore paid into Court $43,450.00 at the time of filing the Petition for Condemnation.

It is further ORDERED, ADJUDGED and DECREED by the Court that all of the title to the property described hereinbelow be, and the same is hereby divested out of Respondents and all other persons claiming any adverse interest therein and hereby is vested in The Metropolitan Government of Nashville and Davidson County, in fee simple, said property being more particularly described as follows:

> A tract of land known as the Ben Gamble property, town of Edenwold and more particularly described as follows:
>
> BEGINNING at a point on the Southern right-of-way line of existing Edenwold Road and the west right-of-way line of Edenwold Road ramp, also being 40.00 feet west of the intersection of Edenwald Road ramp and exiting Edenwold Road, thence along right-of-way line South 20°20'00" East a distance of 78.00 feet to the beginning of a curve, thence along a curve of radius 328.10 feet with an arc length of 249.40 feet to a common corner point between this tract and Hoover, Inc. property, thence leaving curve North 20°00'00" West a distance of 278.00 feet to a point on the Southern right-of-way line of existing Edenwold Road also being 68 feet South of L & N Railroad Track, thence along right-of-way North 70°28'20"East a dis-

tance of 140.00 feet to the point of beginning, containing 0.66 acres, more or less.

Being the same property conveyed to James Gamble and wife, Wanda Gamble, by deed from Paul A. Parris and wife, Doris F. Parris, of record in Book 7193, Page 373, Register's Office for Davidson County, Tennessee.

FIELD BOOK NO. 10D41450
MAP/PARCEL NO. 34-11/10

It further appearing to the Court that the property hereinabove described may be subject to a lien for taxes due, interest and penalty, if any, owing to The Metropolitan Government of Nashville and Davidson County and in accordance with Tennessee Code Annotated, Sections 26-5-108(b), the Clerk of the Court, prior to the payment of any part of the judgment to Respondents shall ascertain whether there are any taxes due and unpaid which are lien upon said property, and shall issue to each of the officials charged with the collection of any tax which might be a lien on said property a statement, giving the style and number of this Cause, a description of the property, and the name of the party out of whom title is divested; whereupon each of said officials shall certify to said Clerk an itemized statement of any taxes, interest and penalty, if any, which were a lien upon said land as of the date of Entry of the Order of Possession.

It is therefore, ORDERED, ADJUDGED and DECREED that the Clerk is directed to pay out the money deposited by the Petitioner any unpaid taxes that may be determined to be owing by the above references, and the Clerk shall pay any remaining funds to James W. Fisher, Attorney at Law, and to James Gamble and Wanda Gamble, Respondents,

It is further ORDERED by the Court that the costs in this Cause be and the same are hereby taxed against the Petitioner for which execution may issue if necessary.

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 judgment together with a cost bill for the lawful costs of this cause, for payment by the Metropolitan Government.

Entered this 14 day of May, 1992.

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,
James Gamble and Wanda Gamble
140 North Main Street
Goodlettsville, Tennessee 37072

6828 06/14 0101 03CHECK 16.00

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, James Gamble and Wanda Gamble, 140 North Main Street, Goodlettsville, Tennessee 37072, this _____ day of _____, 1992.

PHILIP D. BALTZ

29687.

IDENTIFICATION REFERENCE

JUN 14 9 09 AM '93

DAVIDSON COUNTY, TN

STATE OF TENNESSEE

I, ~~GEORGE L. ROOKER~~ RICHARD R. 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* 15th *day of* May, *19* 92, *in Case Number* 91C-3097 *between* The Metropolitan Government Of ~~Nashville And Davidson~~ County *Plaintiff, and* James Gamble; Wanda Gamble *Defendant, as same remains of record in Book* 143A, *Page* 147 *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* ~~15th~~ *day of* April *in the year one thousand nine hundred and* ninty-three *and in the* 217th *year of American Independence.*

~~GEORGE L. ROOKER~~ RICHARD R. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117