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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED
1994 JUL 14 PM 2:36
RICHARD R. ROOKER, CLERK
D.C.

BOOK 9520 PG 876

PAMELA KAY PITTS)
)
Vs.) NO. 86D-1071
)
TERRY ROLAND PITTS)

AGREED ORDER FOR RELEASE OF LIEN AND DISBURSEMENT OF FUNDS

It appearing to the Court that by prior Order, Defendant Terry Roland Pitts retained a lien on certain real property located on 4113 Eastview Drive, Nashville, Davidson County, Tennessee, to secure the sum of Seven Thousand Five Hundred Dollars ($7,500.00), which was awarded him by this Court in the Property Settlement and Child Custody Agreement filed herein, and

It appearing that the said Terry Roland Pitts, Defendant, died intestate prior to the sale of the property herein and it appearing that Donna Pitts (Engel), as widow of the decedent Terry Roland Pitts inherited an interest in the said Seven Thousand Five Hundred Dollars ($7,500.00) lien as the widow of the decedent and has agreed to accept the sum of Eight Hundred Dollars ($800.00) in full settlement of any and all claims to the Seven Thousand Five Hundred Dollars ($7,500.00) lien funds, and

It further appearing that Pamela Kay Pitts, Plaintiff, was required to pay from her personal funds the sum of Seven Thousand Dollars ($7,000.00) to satisfy note payments on the automobile formerly owned by the decedent Defendant, which sums were due to be paid pursuant to the prior order of this Court by the said decedent Defendant, and that there remains sufficient funds from the satisfaction of this lien to reimburse the said Pamela Kay Pitts such sums of money as would be appropriate pursuant to the prior Order of this Court, and

It further appearing that all parties to this matter are in agreement to settle and compromise all outstanding matters in this case, and to direct Saturn and Mazer Title Services, Inc., who holds such funds in escrow to make disbursement in accordance

with the Orders of this Court,

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that Saturn and Mazer Title Services, Inc., are hereby instructed to pay the sum of Eight Hundred Dollars ($800.00) to Donna Pitts (Engel), in satisfaction of any claims that she may have to the lien funds, and that the said Donna Pitts (Engel) shall execute any documents necessary to evidence release of the lien on said funds, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Saturn and Mazer Title Services, Inc., after deducting any amounts necessary to satisfy legal fees for the services rendered herein, shall deliver the balance of the Seven Thousand Five Hundred Dollars ($7,500.00) escrow funds to Pamela Kay Pitts as reimbursed for sums that she was not required to pay pursuant to the decree, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest to the property located at 4113 Eastview Drive, Nashville, Davidson County, Tennessee, being more fully described as follows:

> LAND in Davidson County, Tennessee being Lot No. 52, on the Plan of Section 6, Apache Hills, of record in Book 5200, page 173, Register's Office for said County.
>
> SAID Lot No. 52 fronts 62 feet on the southwesterly margin of Eastview Drive and extends back 133.28 feet on the northwesterly line and 128.21 feet on the southeasterly line to a dead line in the rear, measuring 62.21 feet thereon.

is hereby divested out of Terry Roland Pitts, decedent, and vested into Pamela Kay Pitts, Plaintiff, pursuant to the prior Order of this Court and the lien retained by the prior divorce decree in this matter is hereby satisfied, released, and of no further effect, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, as evidenced by the signatures of counsel hereto for Pamela Kay Pitts and Donna Pitts (Engel), that the cause is hereby compromised and settled upon the terms and conditions set forth above, and that Donna Pitts (Engel) is hereby dismissed as a Defendant in this matter, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all matters between the original Plaintiff and Defendant in this matter have been settled, and that the costs of this cause shall be taxed against the Petitioner, Pamela Kay Pitts for which execution shall issue if necessary.

ENTERED this 14th day of July, 1994.

JUDGE

APPROVED FOR ENTRY:

Sam E. Wallace, Jr.
Attorney for Pamela Kay Pitts
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Nashville, Tennessee 37201
(615) 256-0550

Robert W. Rutherford, #2908
Attorney for Donna Pitts (Engel)
Suite 400, Washington Square
214 Second Avenue, North
Nashville, Tennessee 37201
(615) 256-6681

SATURN AND MAZER TITLE SERVICES, INC.

By: Alan L. Saturn, Attorney #3927

212 Third Avenue, North
Nashville, Tennessee 37201
(615) 259-3666

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IDENTIF. & REFERENCE
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FELIX ... REGISTER
DAVIDSON COUNTY, TN.
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STATE OF TENNESSEE BOOK 9520PG879

I, 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* FOURTH *Circuit Court for Davidson County, Tennessee, on the* 14th *day of* JULY, *19*94, *in Case Number* 86D-1071 *between* PAMELA PITTS *Plaintiff, and* TERRY PITTS *Defendant, as same remains of record in Book* 232A, *Page* 202 *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* 19th *day of* JULY *in the year one thousand nine hundred and* NINETY-FOUR *and in the* 219th *year of American Independence.*

RICHARD R. ROOKER, *Clerk*

By Clay M. Barker, *D.C*

Form #GR-117