IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

'95 APR 24 A9:39

IN RE: ESTATE OF)
EDWIN GLEN HUDDLESTON,)
DECEASED.

RICHARD 98678 CLERK
NO. ~~96878~~
D.C.

ORDER

BOOK 9681 PG 119

This cause came on to be heard on this 21st day of April, 1995, before the Honorable James R. Everett, Jr., upon the motion of the Co-Executors. MARY S. VETTER and JAMES C. HUDDLESTON for permission to proceed with the sale of real estate in accordance with a Contract of Sale, a copy of which has been furnished to the Court. The Co-Executors further move the Court for the estate to be declared insolvent in that the decedent's personal assets are insufficient to pay 100% of all lawful claims filed; and, the Co-Executors further move that the proceeds of sale be applied to the payment of said claims in accordance with the preferences suggested in the Motion.

Upon the statements of counsel, a review of the record in this cause, a review of the Contract of Sale and in consideration of the independent appraisal filed with the court, the Court finds and orders as follows:

1. It appears from the record that all creditors who have filed claims in this estate have been given notice of the motion and that none have entered an objection to the approval of the Contract of Sale or to the preferential distribution of sale proceeds as set forth in the Motion. It is therefore ORDERED that all creditors be forever barred from entering objection in the future and/or from protesting or objecting to the distribution as hereafter ordered.

2. The Estate of Edwin Glen Huddleston is hereby declared insolvent, there being insufficient cash and personal assets to satisfy 100% of all claims filed.

3. The Contract of Sale is hereby fully approved and the Co-Executors and devisees under the Will of Edwin Glen Huddleston are hereby directed and authorized to proceed with conveying the decedent's real estate and closing the sale in accordance with the contract and the grantee of said property shall receive good and perfect title free from all liens or claims of creditors. The real estate is described as follows:

Being Lot No. 18 on the Plan of Bransford-McWhirter Subdivision of the Allison Place, as of record in Book 161, page 125, Davidson County Register's Office.

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Said Lot 18 fronts 50 feet on the southerly side of Forrest Avenue and runs back between parallel lines 150 feet to an alley.

Being the same property conveyed to Edwin G. Huddleston by C. A. Wheeler, Jr., and wife, Alice Thorne Wheeler, by deed dated March 19, 1953, of record in Deed Book 80, page 13, Davidson County Register's Office.

4. It is ORDERED that the proceeds of sale be distributed in the following preferential order:

FIRST: Pay all of Grantors' closing costs, all expenses required by the contract and the appraisal fees.

SECOND: Pay all court costs and attorneys fees incurred by the Estate.

THIRD: Pay in full the secured note held by Elwyn Huddleston plus all interest accrued thereon to the date of closing.

FOURTH: Pay to the Co-Executors monies personally advanced by them for the following:

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FUNERAL BILL	$4,079.42
REAL ESTATE TAXES	$1,051.19
ADVERTISING FOR SALE OF REAL ESTATE	$106.86
REAL PROPERTY MAINTENANCE	$200.00
INITIAL PROBATE FEES	$107.50
NASHVILLE RECORD	$64.00
OPENING LOCK BOX	$75.00
TOTAL	$5,683.97
LESS DECEDENT'S CASH ASSETS	($2,405.25)
NET OWING EXECUTORS	$3,278.72

FIFTH: From the remaining proceeds, if any, pay the following unsecured claims pro-rata, the MBNA claim to be prorated to the amount of its original claim:

MBNA-MASTER CHARGE
METRO AMBULANCE
J.P. BROWN DRUGS

IT IS SO ORDERED.

PICK-UP

95 MAY 25 PM 1:41
FELIX ... REGISTER
DAVIDSON COUNTY, TN.

JAMES R. EVERETT, JR., JUDGE

APPROVED FOR ENTRY

BY: _____
THOMAS M. BLACK, #3198
STEWART & BLACK, ATTORNEYS
THE LAWYERS BUILDING
333 GALLATIN ROAD SOUTH
MADISON, TN 37115

STATE OF TENNESSEE, DAVIDSON COUNTY

I Richard R. Rooker, Clerk of the Probate Court of Davidson County, State aforesaid, do certify that the foregoing is a full, true and complete copy of the original on file in my office. Minute Book 394 Page 67
Given under my hand and official seal, at office, in Nashville, this 25TH of May 1995.

RICHARD R. ROOKER, CLERK

By _____ Deputy Clerk

IDENTIF. & REFERENCE 0063850

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