IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

BOOK 10550 PG 551

GENE H. NASH,]
]
Plaintiff,]
v.] NO. 87858
]
MARGARET E. NASH,]
]
Defendant.]

97 JUL 31 PM 1:40
FELIX Z. ... REGISTER
DAVIDSON COUNTY, TN.

PICK-UP

IDENTIFICATION REFERENCE
033240 3

ORDER

This cause came on to be heard on the 18th day of July, 1997, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon motion of the Plaintiff pursuant to Rule 60.02 to amend the Final Decree in this matter entered February 27, 1978, affidavit of counsel that due to mistake and inadvertence the Plaintiff cannot obtain title insurance on the subject real property, statement of counsel in open court that notice had been sent to the Defendant and that there was no opposition to said motion, and upon the entire record, from all of which it appears to the Court that this Motion should be granted.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that pursuant to Rule 60.02 of the Tennessee Rules of Civil Procedure, the Final Decree of Divorce entered in this cause on February 27, 1978, be amended in the eighth [8th] mandatory paragraph relative to the divestment of the real property referred to hereinafter to include the following:

" That all right, title and interest of the defendant Margaret E. Nash may have had in the real property hereinafter described shall be divested out of her and hereinafter is vested in the plaintiff Gene H. Nash. Said real property is described as follows:

"A certain tract or parcel of land in Davidson County, Tennessee, more particularly described as follows:

Being the westerly half of Lot No. 1 and all of Lots Nos. 2 and 3 on the plan of P. D.Maddin's Subdivision of Lots Nos. 8, 9, 10, 15, 16, 17 and parts of Lots 11 and 18, of the Elliston Property, as of record in Book 57, page 139, Register's Office for said County, the Plan of the Elliston Lots being of record in Plan Book 1, page 105, Chancery Court at Nashville.

Said part of Lot No. 1 and all of Lots Nos. 2 and 3 adjoin and front together 131 feet on the northwesterly margin of Elliston Place and extend back 197.5 feet on the southwesterly line of Lot No. 3 and northeasterly margin of Louise Avenue and 157.9 feet on the northeasterly line of the westerly one-half of Lot No. 1, to a 10 foot alley in the rear, measuring 125.0 feet thereon. Included in said description, but specifically excluded therefrom, is that portion of the subject property taken for widening of Elliston Place of approximately 8 1/2 feet.

Being the same property conveyed to B. E. Anthony and wife, Patricia T. Anthony, and Gene H. Nash and wife, Margaret E. Nash, by deed from Rockwood Theaters, Inc. of record in Book 5031, page 163, said Register's Office. "

IT IS, FURTHER ORDERED, ADJUDGED, and DECREED that the cost of this cause be assessed to the Plaintiff, for which execution may issue if necessary.

All of which is, ACCORDINGLY, SO ORDERED, ADJUDGED, and DECREED by the Court.

ENTER this the 24th day of July, 1997.

JUDGE

APPROVED FOR ENTRY:

WM BUFORD BATES NO. 3974
Attorney for Plaintiff
1215 First American Center
Nashville, Tennessee 37238-1215

615/242-2525

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing Order has been served on the Defendant, Margaret E. Nash, by depositing a true copy thereof in the United States Mail, with sufficient postage thereon, addressed to Margaret E. Nash, Old Hickory Towers, No. 504, 930 Industrial Road, Old Hickory, Tennessee 37138, this 21st day of July, 1997.

WM BUFORD BATES

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STATE OF TENNESSEE BOOK 10550 PG 554

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 24 day of JULY , 19 97 , in the Case Number 87858 between NASH, GENE H Plaintiff, and NASH, MARGARET E Defendant, as same remains of record in Book 271B , Page 1268 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 31 day of JULY in the year one thousand nine hundred and ninety-seven and in the 222nd year of American Independence.

RICHARD R. ROOKER, Clerk,

By Clay M. Hanks
Deputy Clerk

SEAL