FILED

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

2001 OCT 23 AM 9:16

RICHARD R. ROOKER, CLERK

D.C.

THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY,

Petitioner,

VS.

PAULA HENSLEY,

Respondent.

NO. 00C-1571

Davidson County ORDER
Recvd: 03/05/02 14:55 4pgs
Fees:22.00 Taxes:0.00
20020305-0027567

AGREED FINAL ORDER

It appearing to the Court, as evidenced by the signatures of the parties' respective counsel affixed hereto and consistent with this Court's settlement conference agreement reached by the parties on September 27, 2001, that an agreement as to compensation for real property interest conveyed herein has been reached;

It is hereby **ORDERED, ADJUDGED** and **DECREED** by the Court that the Respondent have and recover the sum of $18,326.00, the same being the fair cash market value of the property described hereinbelow, petitioner having heretofore paid into Court the sum of $11,326.00 at the time of the filing of 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 Respondent 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:

Fee Simple

MAP & PARCEL NO. 92-7, 353 FIELD BOOK NO. 03W-01575

Land in Davidson County, Tennessee, described as follows:

Beginning on the northerly margin of Jo Johnson Avenue, formerly Line Street, being the southwest corner of the property conveyed to Robert Black and wife, by deed from Martha Ann Washington, of record in Book 621,

page 612, Register's Office for said County; thence with Black's westerly line northwardly 183 1/2 feet, more or less, to the southerly margin of an alley; thence with said alley, westwardly 30.5 feet to the northeast corner of the property conveyed to Warren B. Sloan and wife, by deed from Annie Tucker Lowe and husband, of record in Book 1316, page 293, said Register's Office; thence southwardly 65 1/2 feet, more or less, to a point; thence at right angles westwardly 4 feet; thence at right angles southwardly 118 feet to the northerly margin of Jo Johnson Avenue; thence with said Avenue eastwardly 34.5 feet to the beginning.

Being part of the same property conveyed to Paula Hensley by deed from Stephen Wayne Hamilton of record in Book 9690, page 371, said Register's Office.

It further appearing to the Court that said above-described property 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, Section 26-5-108(b), the Clerk of the Court, prior to the payment of any part of the Judgment to Respondent, shall ascertain whether there are any taxes due and unpaid which are a 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 taxes, interest and penalty, if any, which were a lien upon said land as of date of entry of the Agreed Order of Possession.

It is therefore **ORDERED, ADJUDGED** and **DECREED** that the Clerk is directed to pay, out the monies deposited by the Petitioner, any unpaid taxes that may be determined to be owing by the above-referenced Respondent, and the Clerk shall pay any remaining funds to the Respondent

It is further **ORDERED** by the Court that the costs of this cause be, and the same are hereby, taxed against the Petitioner, for all of which let execution issue if necessary. The Clerk of this Court shall make out and certify to The Metropolitan Government of Nashville and Davidson County, in care of the Department of Law, a

copy of this Agreed Final Order, together with a costs bill for the lawful cost of this cause, for payment by the Metropolitan Government.

ENTERED this _____ day of October, 2001.

BARBARA N. HAYNES, JUDGE

APPROVED FOR ENTRY:

PHILIP D. BALTZ #5315
Metropolitan Attorney
222 Third Avenue North, Suite 501
Nashville, TN 37201
(615) 862-6341

Clark H. Tidwell, #2280 / by direction M.A.N.
Attorney for Respondent
213 Fifth Avenue North, Suite 300
Nashville, TN 37219
(615) 259-9344

CERTIFICATE OF SERVICE

This is to certify that an exact copy of the foregoing Agreed Final Order has been forwarded by U.S. Mail to Mr. Clark H. Tidwell, Attorney for Respondent, 213 Fifth Avenue North, Suite 300, Nashville, TN 37219, on this the 1st day of October, 2001.

Philip D. Baltz

STATE OF TENNESSEE

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 THIRD Circuit Court for Davidson County, Tennessee, on the 30 day of OCTOBER , 2001 , in the Case Number 00C1571 between METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY Plaintiff, and HENSLEY, PAULA Defendant,
as same remains of record in Vol. 2381 , Page 436634 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 13 day of FEBRUARY in the year two thousand two and in the 225th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk