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OCT 17 2003

Dav. Co. Chancery Court

IN THE CHANCERY COURT FOR DAVIDSON COUNTY, TENNESSEE

AF

01-1256-I

BEVERLY LOCKHART	)	
	)	
vs.	)	**No. 01-1582-I**
	)	
REUBEN McGEE, BARRY THOMPSON, CHERYL THOMPSON, and TENNESSEE FUNDING COMPANY,	)	
	)	

FILED

2003 NOV -7 PM 12:40

CLERK & MASTER
DAVIDSON CO. CHANCERY CT.

bf

DC&M

AMENDED ORDER GRANTING MOTION FOR SUMMARY JUDGMENT AND FOR DEFAULT

Upon Motion for Summary Judgment filed by the Plaintiff before this Court on the 29th day of May, 2003, which was set to be heard on July 18, 2003 and upon lack of response thereto and by an Agreed Order, a copy of which is attached hereto, lifting the Stay against Barry Thompson and Cheryl Thompson in the United States Bankruptcy Court for the Middle District of Tennessee, property commonly known as 5001 Bell Road is hereby divested out of the name of Reuben McGee and vested into the name of Beverly Lockhart. The property is more particularly described as follows:

> BEING a tract or parcel of land in the Fourth Civil District of Davidson County, Tennessee said tract being the same property conveyed to Maxie O. Patton, Jr., Trustee, by quitclaim deed of record in Book 10269, Page 465 R.O.D.C. and being more particularly described as follows:
>
> BEGINNING at a point in the southerly right of way line of Bell Road, said point being the northwesterly corner of property conveyed to First Suburban Water Utility District of Davidson County by deed of record in Book 4914, Page 466, R.O.D.C. and being the northeasterly corner of the herein described tract.

Davidson County ORDER
Recvd: 12/23/03 15:15 3pgs
Fees:17.00 Taxes:0.00
20031223-0182786

THENCE, leaving said right of way line with the westerly line of First Suburban Water Utility District S 4 deg. 50' 02" E. 60.00 feet to an iron rod,

THENCE, continuing with the southerly line of said property N 85 deg. 27' 54" E. 40.00 feet to an iron rod,

THENCE, leaving said southerly line with the westerly line of Lake Chateau Condominiums as of record in plan Book 6250, Page 607 R.O.D.C., S. 4 deg. 50' 02" E. 141.86 feet to an iron rod, said rod being located in the northerly line of U.S. Army Corps of Engineers,

THENCE, leaving said westerly line with the northerly line of U.S. Army Corps of Engineers N. 81 deg. 41' 00" W. 24.84 feet to an iron rod,

THENCE, continuing N. 82 deg. 34' 00" W. 179.62 feet to an iron rod located in the easterly right of way line of Old Hickory Boulevard,

THENCE, leaving said northerly line with the easterly right of way line of Old Hickory Boulevard N. 4 deg. 30' 00" W. 159.09 feet to an iron rod located in the southerly right of way line of Bell Road,

THENCE, with the southerly right of way line of Bell Road N. 85 deg. 27' 54" E. 158.78 feet to an iron rod at the point of beginning.

CONTAINING 33,534 square feet or 0.77 acre, the same more or less.

BEING the same property conveyed to Beverly Williams by deed from Maxie O. Patton, III of record in Book 11070, Page 628, said Register's Office.

ALSO being the same property conveyed to Reuben McGee by deed from Beverly Williams of record in Instrument #20001114-0112860, Register's Office for Davidson County, Tennessee.

This Order also divests any and all interest of Barry Wayne Thompson and Cheryl Fountain Thompson out of the aforesaid property and into Beverly McGee free and clear of all claims of the aforesaid defendants. The lien lis pendens filed on the 22nd day of April, 2001 is hereby released.

This decree shall have finality pursuant to Tennessee Rule of Civil Procedure 54.02 there being no just cause for delay.

The claim for incidental and consequential damages by Beverly Lockhart against Reuben McGee are hereby reserved for future hearing before this Court. Any claim by Beverly Lockhart against Barry Wayne Thompson and Cheryl Fountain Thompson are hereby released pursuant to the terms of the attached Agreed Order.

Costs are taxed against the Defendant, Ruben McGee for which execution may issue

IT IS SO ORDERED this 3rd day of November, 2003.

Chancellor (Retired)
~~CHANCELLOR CLAUDIA BONNEYMAN~~

APPROVED FOR ENTRY:

KEVIN S. KEY #9519
Attorney for Plaintiff
217 Second Avenue North
Nashville, TN 37201
(615) 256-4080

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 23rd DAY OF October 2003
CRISTI SCOTT, CLERK & MASTER
BY Elaine Harper
DEPUTY

CERTIFICATE OF SERVICE

I certify a true and exact copy of the above and foregoing Order has been mailed, first class postage prepaid to Harry Miller, III, Attorney for Thompsons, P.O. Box 280240, Nashville, TN 37228 and Reuben McGee, 914 Ilawood Drive, Nashville, TN 37211 and 119 Shepherd Hills Drive, Madison, TN 37115-2232 on this 17 day of September, 2003.

KEVIN S. KEY