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Dav. Co. Chancery Court

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE

Jim A. Attar and
Ali Mohsenzadeh,
Plaintiffs,

vs.

Yadollah Kafifarashah
Defendant,

and

National Bank of Commerce,
Defendant,

Davidson County ORDER
Recvd: 08/08/05 13:34 2 pg
Fees:12.00 Taxes:0.00
20050808-0093366

F04TT
No. 05-960-III

2005 JUL -8 PM 2:54

ORDER

This cause came on to be heard on this the 1st day of July, 2005, before the Honorable Ellen Hobbs Lyle, Chancellor, upon the petition heretofore filed and the entire record, from all of which the Court finds:

That the Defendants, Yadollah Kafifarashah and National Bank of Commerce have failed to answer or otherwise plead to the complaint heretofore filed and that judgment by default should be entered against them.

It is therefore ORDERED that judgment by default be entered against the defendants, Yadollah Kafifarashah and National Bank of Commerce, in favor of the plaintiffs, Jim A. Attar, and Ali Mohsenzadeh, to the end that all right, title and interest in the property known as:

112 Douglas Street
.23 Acres
Field Book Number 11D 15605
Map and Parcel Number 042-16-0 067.00
Deed Book 20000412, page 0036858

and more particularly described as follows:

Land in Davidson County, Tennessee, being Lot No. 4 on the unrecorded subdivision of N. V. Cox Home Place at Madison, Tennessee, described according to a copy of a survey as follows:

Beginning at a point on the westerly margin of Douglas Street, the common corner of Lot Nos. 3 and 4, which point is 150 feet south of the southwest intersection of said street and Hall's Lane or Old Hickory Boulevard; thence with the line between Lots Nos. 3 and 4, westwardly 210.5 feet more or less to the easterly line of the right of way of the L & N Railroad; thence with the line of same, southwardly fifty (50) feet to the common corner of Lot Nos. 4 and 5; thence with the line between said lots eastwardly 214 feet, more or less, to the westerly margin of Douglas Street; thence with the margin of same, northwardly, 50 feet to the point of beginning.

Being the same property conveyed to Yadollah Kafifarashah by deed from James Michael Clark, of record in Instrument No. 200004120036858, Register's Office for Davidson County, Tennessee.

be divested out of the Defendants, Yadollah Kafifarashah and National Bank of Commerce, and be vested in the Plaintiffs, Jim A. Attar, and Ali Mohsenzadeh, to the end that they be sole owners of the same in fee simple absolute.

The Costs of this cause are taxed to the Plaintiffs herein, for which execution may issue if necessary.

All of which is accordingly so ORDERED, ADJUDGED, and DECREED by the Court.

CHANCELLOR

APPROVED FOR ENTRY:

ROBERT F. SPANN #2531
Attorney for Plaintiffs
Suite 400, 214 Second Avenue, North
Nashville, TN 37201
(615) 248-2300

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL [illegible] IN MY OFFICE.
THIS [illegible] DAY OF [illegible], 20[illegible]
CRIST SCOTT, CLERK [illegible]
BY [illegible] D.C.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Motion has been forwarded by first class mail, postage prepaid to Yadollah Kafifarashah at his last known address and to National Bank of Commerce at their Agent for Service of Process, Susan S. Craft, Legal Department, SunTrust Bank, One Commerce Square, Memphis, TN 38150, on this 1st day of July, 2005.

ROBERT F.SPANN