#### Case 1:23-cv-01097-PLM-RSK ECF No. 53-3, PageID.4269 Filed 03/25/24 Page 1 of 4

Residential . LS No.1220084

Status Closed Area 10 List Price \$360,000

Media Type Site Built Er/Ea Exc. Right to Sell

Address 1986 Sunnyside

City Brentwood

Zip 37027

County Williamson

Sub/Dev Sunny Side

MLS Map

Lot Number

Tax ID 013J A 035.00

Deed Book/Page 4743/715

Directions FROM NASHVILLE\*SOUTH ON HILLSBORO RD, LEFT ON SUNNYSIDE DR, 1986 IS ON THE RIGHT

General Information

Style Ranch Acres 1.470

Total

& FRANKLIN

RETURN

Total Rooms 9

Constr All Brick / Wood Driveway Aggregate Community Amenities

Stories 1.00 Acreage Source

Lot Wooded Floors Carpet / Finished Wood / Tile / Waterfront /

Year Built 1977 / Approximate Completion Assoc Fee \$ /mo

Basement Partial / Unfinished Garage 2 / Attached - SIDE **Roof Composition Shingle** 

Bed 1 15X13 / Full Bath

**Rooms and Dimension Information** 

Liv 15X13 / Formal Din 13X12 / Formal Kit 15X12 / Eat-In Den 19X13 / Fireplace

**Bedrooms** Main Other

Other I Other /

Hobby I

**Full Baths** 2 0 2

Size 150.0 x 434.0

Rec 25X33 / Over Garage

**Half Baths** 1 n

Bed 4 12X11 / Finished Square Feet (est) Main Second Third Basement

Bed 2 12X11 /

Bed 3 13X13 /

Est. SqFt. Source Tax Record

> Total 2579

Office and Showing Information **Show Call Showing Center** Owner Name

Agent John Taylor (Ph: 615-794-0833 ext 6035) Listing Office Zeitlin & Co., Realtors (Ph: (615) 794-0833)

Appt Phone (615) 327-0101 Subagency 0

CoList Office (Ph: ) Buver Broker 3

CoList Agent (Ph: )

Facilitator 3

Remarks: ALL BRICK RANCH\*CUL-DE-SAC LOCATION\*HUGE BEDROOMS & BONUS ROOM\*9FT CEILINGS & CROWN MOLDING IN LIVING RM, DINING RM, & FOYER\*HEATED FLR IN GUEST BATH\*PRIVATE WOODED LOT\*CONVENIENT TO NASHVILLE, BRENTWOOD

2579

Schools and Utilities

Elem1 Grassland Elementary Water City Water

Flem2 Sewer Septic Tank Middle/JR Grassland Middle School Cool Electric / Central Features

**Exterior Features** 

High Franklin High School Heat Gas / Central

Open House

**Appliances** Range Cooktop / Electric Oven Double Oven / Electric Interior Features Firepl 1 Drapes

Ceramic

Fence Patio/Deck Deck

Master Bath Sep. Shower/Tub /

Pool

Energy Storm Doors / Storm Windows /

Other Dishwasher

Other Ceiling Fan / Extra Closets / Utility Connection / Other Garage Door Opener

Other Cable TV

Taxes \$1,461

Miscellaneous

Handicap

Green Cert

**Financing and Taxes** 

Acceptable Buyer Financing FHA / Other / VA /

**MLS Information** 

Poss Date of Deed

Sales Agent Jeff Fenton Sales Office Benchmark Realty, LLC Seller Participation 4000 **Terms Conventional** 

List Date Sep 27 2010 Realtor Remarks: BUYER OR BUYER AGENT TO VERIFY SCHOOL ZONING AND ANY OTHER PERTINENT INFORMATION

> Comparable Information Co-Sales Agent Co-Sales Office Closing Date 4/29/2011

Pending Date 4/20/2011

Days On Mkt 205 Presale No

Orig. List Price \$360,000 Sales Price \$350,000

Requested by: Jeff Fenton

Information believed to be accurate but not guaranteed. Buyers should independently verify all information prior to submitting any offer to purchase





### **Jeff Fenton**

From: Jeff Fenton

Sent: Wednesday, September 24, 2014 4:24 PM

To: Kim Hollingshead Cc: Fawn Fenton

Subject: RE: Fenton Purchase | 1986 Sunnuyside Drive, Brentwood | Tenancy by the Entirety?

Attachments: Sunnyside Deed of Trust - Executed.pdf

Hello Kim!

It has been a while!

It has been recommended to Fawn and I, for liability purposes, that we hold title to our home as "Tenancy by the Entirety".

I know very little about this, but here is an explanation that I found online:

Tenancy by the Entirety: a special form of joint tenancy when the joint tenants are husband and wife -- with each owning one-half. Neither spouse can sell the property without the consent of the other. Words in the deed such as "Bill and Mary, husband and wife as tenancy in the entirety" establish title in tenancy by the entireties. This form of ownership is not available in all states. (http://jtlehmanlaw.com/lawyer/Nashville-TN\_fq314.htm)

Can you please tell me how our title is held currently at 1986 Sunnyside Drive, Brentwood, 37027? (You facilitated our closing.) I have a copy of our Deed of Trust (attached), but I can't figure out if this is titled as "Tenants in Common", "Joint Tenancy", or "Tenancy by the Entirety".

Is there a document that you can provide me which shows exactly how our property is titled?

Thanks for your help with this!

## **Jeff Fenton**

**Meticulous Marketing LLC** 

(615) 837-1300 Office

(615) 837-1301 Mobile

(615) 837-1302 Fax

When it's worth doing RIGHT the first time!

Submit or respond to a support ticket here.



#### **Jeff Fenton**

Kim Hollingshead <Kim@TouchstoneTitleTN.com> From:

Wednesday, September 24, 2014 4:42 PM Sent:

Jeff Fenton To: Cc: Fawn Fenton

RE: Fenton Purchase | 1986 Sunnuyside Drive, Brentwood | Tenancy by the Entirety? Subject:

And wife

Subject: RE: Fenton Purchase | 1986 Sunnuyside Drive, Brentwood | Tenancy by the Entirety?

Can you please explain to me how "Tenancy by the Entirety" is specified/differentiated on this document?

Thanks again!

### **Jeff Fenton**

From: Kim Hollingshead

Sent: Wednesday, September 24, 2014 3:31 PM

To: Jeff Fenton Cc: Fawn Fenton

Subject: RE: Fenton Purchase | 1986 Sunnuyside Drive, Brentwood | Tenancy by the Entirety?

Jeff, please see attached. Title is currently vested as Tenancy by the Entirety.

#### Kimberly K. Hollingshead, Esq.

President

Touchstone Title& Escrow, LLC

318 Seaboard Lane, Suite 114

Email: Kim@TouchstoneTitleTN.com Website: www.TouchstoneTitleTN.com

Our number one goal is to ensure that you are satisfied with our services. If you have any questions or concerns on this closing, or have suggestions on how we can make your next interaction with us even better, please e-mail me.

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PLAINTIFF'S EXHIBIT



## 31.1 TENANCY BY THE ENTIRETY

When real property is acquired by individuals who are <u>husband</u> and <u>wife</u> at the time of the conveyance, then title is jointly held as an <u>indivisible</u> whole with right of survivorship unless the granting instrument expressly states that title is not to be held as a <u>Tenancy by the Entirety</u>. Upon divorce, a <u>Tenancy by the Entirety</u> is destroyed and absent some decree by the Divorce Court, the interest of the former spouses is converted into a <u>Tenancy in</u> Common with <u>each owning a one-half interest</u>.

# 31.2 TENANTS IN COMMON

When real property is acquired by two or more individuals who are not married at the time of the conveyance, or a Tenancy by the Entirety is destroyed through a divorce, title is held as Tenants in Common. In cases where the property is owned by Tenants in Common, each owner has a certain defined share in the property. Unless the instrument states otherwise, when there are two owners, each will automatically be presumed to own one-half each; if three, a third each, and so on. However, the shares between Tenants in Common do not need to be equal. The parties can decide what share of the property belongs to each owner. For example, if two individuals named Sam and Mark buy a property together, but if Sam contributes more to the purchase price than Mark, this could be reflected in the respective shares each acquires in the property. The deed into these individuals could state that Sam receives 70% interest in the property and Mark is entitled to 30%. The important point is that each of the Tenants in Common owners always owns his or her share of the property, and is only entitled to that same percentage of the sale proceeds. For example, if Sam dies, then his share of the property will be administrated as part of Sam's estate. Mark will continue to own his 30% after Sam's death. Unlike in a Joint Tenancy with a Right of Survivorship, it does not automatically pass to Mark.

When property is held as Tenants in Common, each of the individuals have a right to enter the common estate and take possession of the whole, subject to the equal right of the co-tenants to share in possession of the whole; and one co tenant's occupation or possession of the property can never be deemed adverse to the other co-tenants.

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PLAINTIFF'S EXHIBIT

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