

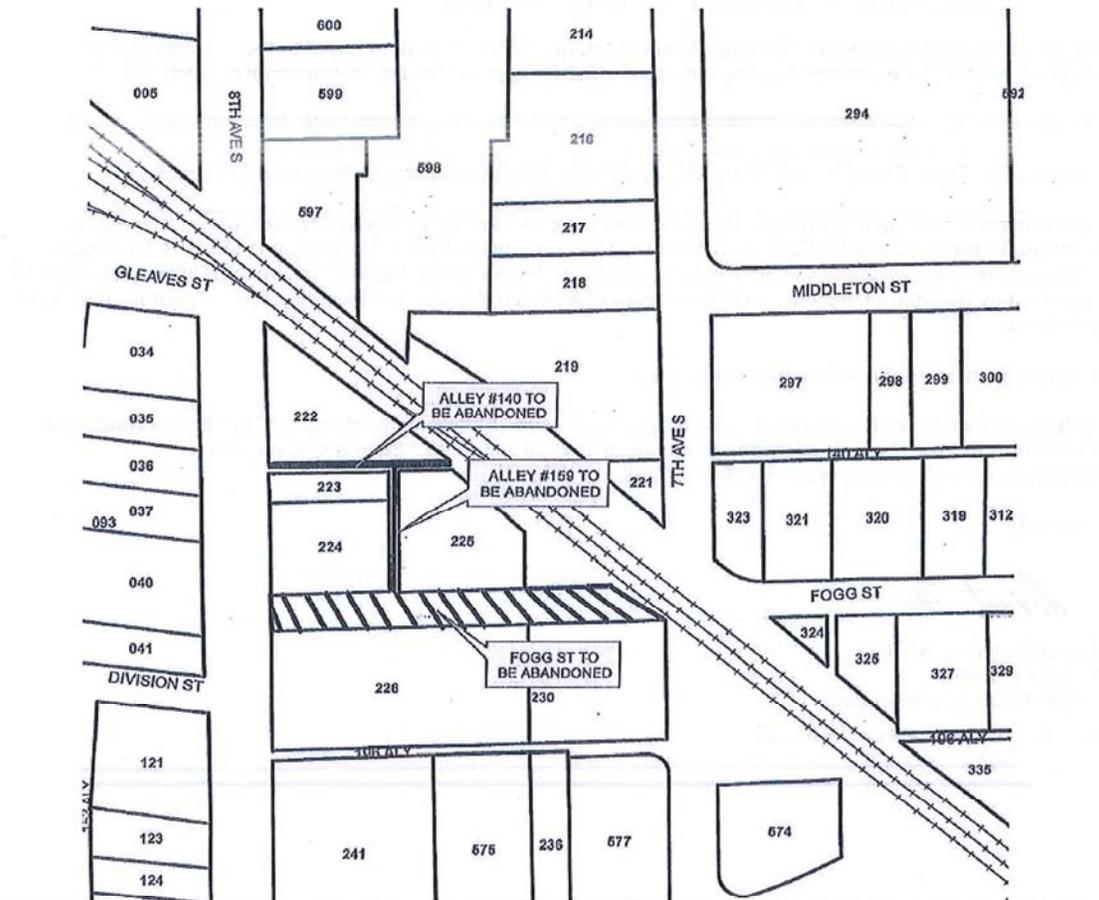
**Proposal Number 2019M-004AB-001**

**Map: 93-14**

**Council District #19**

**Re: Fogg Street, Alley #140 and Alley # 159 Abandonment**  
**Planning Commission Mandatory Referral #2019M-004AB-001**  
Council District #19 – Freddie O’Connell, Council Member

*A request for the abandonment of right-of-ways along Fogg Street and Alley #140, from 8th Avenue South, eastward towards the railroad and along Alley #159 from Fogg Street northward to Alley #140 (see sketch), requested by Tune, Entreken and White, PC, and Public Works, applicants; Harmolio, LLC, owners.*



Metropolitan Government Department of Public Works

750 South 5<sup>th</sup> Street ♦ Nashville, TN 37206 ♦ (615) 862-8750 ♦ www.nashville.gov/pw

Mandatory Referral Application: *Street / Alley Closure*

\*\*\* Before filing this application, please review checklist on the back of this application. \*\*\*

Mandatory Referral Project No. \_\_\_\_\_  
(MPW staff assigns project #)

Date Submitted: 12-7-18

Closure Type:

- Street
- Alley

Easements:

- Retain utilities
- Abandon utilities & relocate at applicant's expense

Street/Alley Location:

- ① FOGG ST (between 8<sup>th</sup> AVE. N. and R.R. ROW)
- ② ALLEY 140 (between 8<sup>th</sup> AVE. N. and R.R. ROW)
- ③ ALLEY 159 (between Alley 140 and Fogg St.)

Reason for Closure:

CONSOLIDATE PARCELS 222, 223,  
224, 225, 226 and 230.

\* NOTE: PARCELS 224 and 225 ARE BEING  
COMBINED VIA QUITCLAIM DEED (ENCLOSED).

Applicant: All correspondence will be mailed to the applicant.

- Architect
- Engineer
- Property Owner
- Other: ATTORNEY

Name: SHAWN R. HENRY

Business: TEW, ENTREKIN & WHITE, PC

Address: 315 DEADERICK ST. SUITE 1700

City: NASHVILLE State: TN Zip: 37238-1700

Phone: (615) 244-2770

Fax: (615) 244-2778

E-mail: SHenry@TEWlawfirm.com

Applicant's Signature: Shawn R. Henry

Filing Fee (All application fees are non-refundable)

Street / Alley Closure \$300.00

Amount paid: \$ 300.00

Accepted by: BC

Date: 12-10-18



August 16, 2018

Mr. Shawn R. Henry  
Tune, Entrekin and White, P. C.  
315 Deadrick Street, Suite 1700  
Nashville, TN 37238

Dear Mr. Henry:

Please accept this letter as authorization for you to file the appropriate application with Metro Government to obtain street closure for the section of Fogg Street between Eighth Avenue, South and the CSX railroad tracks.

Sincerely,

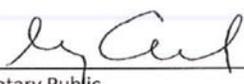


Arthur Friedman  
Authorized Representative  
Harmolio, LLC

NEW YORK  
STATE OF TENNESSEE )  
COUNTY OF DAVIDSON )  
NEW YORK

Before me, a Notary Public for said county and state, personally appeared Arthur Friedman, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the authorized representative for Harmolio, LLC, the above referenced requester of services, and that he as such authorized representative executed the foregoing instrument for the purpose therein contained, by signing his name as the authorized representative of Harmolio, LLC.

Witness my hand and seal, in Nashville, Davidson County, Tennessee, this the 26<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
Notary Public

My commission expires: 12/15/2021

MINDY AMSEL  
Notary Public, State of New York  
No. 01AM6000316  
Qualified in Kings County  
Commission Expires Dec. 15, 2021

Address New Owner: Harmollo, LLC Attn: Arthur Friedman 280 Madison Ave., Room 107 New York, NY 10016-0801	Send Tax Bills to: New Owner	Map-Parcel Numbers New: 093140224.00 Formerly: 093140224.00, and 093140225.00
This instrument prepared by: Shawn R. Henry, Attorney, Tune, Entrekin & White, P.C. 315 Deaderick Street, Nashville, Tennessee 37238-1700		

**QUITCLAIM DEED**

**THE PURPOSE OF THIS INSTRUMENT IS TO CONSOLIDATE REAL PROPERTY PARCELS 224 AND 225 ON PROPERTY TAX MAP 93-14 INTO ONE SINGLE PARCEL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE.**

FOR VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, the undersigned, **HARMOLIO, LLC**, a Tennessee limited liability company, by these presents does hereby quitclaim and convey unto **HARMOLIO, LLC**, a Tennessee limited liability company, its successors and assigns, forever, all rights, title and interest in and to those certain tracts or parcels of real estate situated and located in the 19<sup>th</sup> Councilmanic District of Davidson County, Tennessee:

**TRACT ONE** (formerly tax parcel 224). SEE EXHIBIT A ATTACHED HERETO.

Being the same real property conveyed from Charlotte G. P'Pool as Grantor in that certain Quitclaim Deed of record as Instrument Number 20150618-0058125 in the Register's Office of Davidson County, Tennessee; and

**TRACT TWO** (formerly tax parcel 225). SEE EXHIBIT B ATTACHED HERETO.

Being the same real property conveyed from Charles J. Wheeler, Joseph M. Wheeler and Charles T. Wheeler as Grantors in that certain Quitclaim Deed of record as Instrument Number 20140728-0067042 in the Register's Office of Davidson County, Tennessee.

This conveyance of the Property is made expressly subject to all easements, limitations, restrictions and encumbrances as may affect the Property.



EXHIBIT A

Land in the 19th Councilmanic District of Nashville, Davidson County, Tennessee, being Lots 2-4 on the Ewing and Wetmore's Addition to South Nashville, a Plat of which is of record in Plat Book 14, pages 202 and 203, Register's Office for said County, and more particularly described as follows:

Beginning at a Mag-nail old in the easterly right-of-way of 8th Ave. South and being the southwest corner of Lot 1 Plat Book 14, pages 202 and 203 and being the property of Harmolio LLC of record in Instr. No. 20141006-0092052 and being the northwest corner of the herein described tract;

Thence, leaving 8th Ave. South and running with the south line of said Lot 1, N 88 deg. 02' 24" E, 131.14' to a Mag-nail old and in the west right-of-way of Alley # 159 (10' ROW);

Thence, with said westerly right-of-way of Alley # 159, S 01 deg. 52' 07" E, 97.50' to a Mag-nail new in the concrete sidewalk and being in the north right-of-way of Fogg Street;

Thence, with Fogg Street, S 88 deg. 02' 24" W, 131.03' to a Mag-nail new in concrete and being the intersection of the north right-of-way of Fogg Street and the East right-of-way of 8th Ave. South;

Thence, with 8th Ave. South, N 01 deg. 55' 49" W, 97.50' to the point of Beginning and containing 12,781 sq. ft. or 0.293 acres, more or less.

Being a portion of the same property conveyed to Third National Bank in Nashville, Trustee for Stella Mai P'Pool by deed of record in Book 3251, Page 635, Register's Office for Davidson County, Tennessee, and devised to Charlotte G. P'Poole as set forth in the Third Codicil of the Will of Stella Mai P'Pool, recorded in Will Book 191, page 180, Register's Office for Davidson County, Tennessee. Also see Non-Judicial Settlement Agreement of Third Codicil Trust U/W Stella Mai P'Pool dated August 20, 1992 recorded in Instrument No. 20160618-0058123, said Register's Office.

Being the same property conveyed to Harmolio, LLC, a Tennessee limited liability company by deed of record in Instrument No. 20160618-0058124, Register's Office for Davidson County, Tennessee.

EXHIBIT B

Land in the 19<sup>th</sup> Councilmanic District of Nashville, Davidson County, Tennessee, being Lot No. 5 and parts of Lot Nos. 6, 7 and 8 in the Ewing and Wetmore's Addition to South Nashville, a Plat of which is of record in Plat Book 14, pages 202 and 203, Register's Office for said County, and more particularly described in the survey dated July 14, 2014, prepared by HFR Design, Michael R. Williams, Tennessee R.L.S. #1906 as follows:

Beginning at a "X" in concrete walk new and being the southwest corner of the herein described tract and being in the north right-of-way of Fogg Street and the east right-of-way of Alley No. 159;

Thence, with the north right-of-way of Fogg Street, N 88 deg. 02' 24" E, 128.00' to a "X" in concrete walk new in the west edge of Railroad right-of-way;

Thence, leaving Fogg Street and running with the westerly right-of-way of the Railroad, N 01 deg. 52' 07" W, 61.03', to an iron pin new;

Thence, N 49 deg. 38' 19" W, 102.44' to an iron pin new and being in the south right-of-way of Alley No. 140;

Thence, leaving the Railroad right-of-way and running with the south right-of-way of Alley No. 140, S 88 deg. 02' 24" W, 52.15' to a "X" in top of concrete wall old and being at the intersection of Alley No. 140 & Alley No. 159;

Thence, with the east right-of-way of Alley No. 159, S 01 deg. 52' 07" E, 130.00' to the point of Beginning and containing 14,024 sq. ft. or 0.332 acres, more or less.

Being the same property conveyed to Charles J. Wheeler; Joseph M. Wheeler and Charles T. Wheeler, as tenants in common with right of survivorship by deed from Charles Joseph Wheeler of record in Deed Book 10479, page 518, Register's Office for Davidson County, Tennessee.