Mail tax statements to: Mrs Ruth McLeod, 215 Blackburn Drive, Nashville

193-118, May 20, 1966

RUTH BANNERMAN McLEOD)	IN PART I OF THE CHANCERY COURT
)	
)	AT NASHVILLE, TENNESSEE
VS.)	
)	NO. 76275
)	
DONALD McLEOD)	

Map 130-1
Par 188
70
mp

FINAL DECREE

This cause came on to be heard on the 17th day of May, 1966, before the Honorable Ned Lentz, Chancellor, on oral testimony, upon the entire record in this cause, including the petition filed by defendant herein on May 3, 1965, the plea in abatement thereto, the petition for divorce filed by the complainant on March 9, 1966, and the pro confesso thereon against the defendant; whereupon, it appearing from the testimony that the defendant, Donald McLeod, has failed to make the monthly payments to the complainant as ordered in the decree of this Court in this cause entered in Minute Book 179, page 374, for the months of December, 1965, to and including the month of April, 1966, in the amount of $325.00 per month, or a total of $1625.00 for said period, it is, upon motion of complainant in open court, ordered, adjudged, and decreed that complainant have and recover of defendant the said sum of $1625.00, for which execution may issue. And it further appearing from the evidence that defendant has not paid any of the $2600.00 judgment granted complainant against defendant by decree entered in Minute Book 192, page 366, in this cause, for monthly payments then in arrears, it is ordered, adjudged, and decreed that execution may issue for both the amount adjudged in said decree and the amount adjudged herein, or for a total amount of $4225.00.

Thereupon this cause came on to be heard on the plea in abatement filed by complainant to the petition filed by defendant

herein on May 3, 1965, and it appearing to the Court from the evidence that the facts stated in said plea were and are true, and the Court being of opinion that said plea is sufficient in law and no issue having been taken on said plea, it is ordered adjudged, and decreed that said plea in abatement be and the same is hereby sustained, and that said petition filed by the defendant on May 3, 1965, be and the same is hereby dismissed at the cost of defendant for which execution may issue.

Thereupon the complainant moved to be allowed to amend her petition for divorce filed herein on March 9, 1966, in the following particulars, to-wit:

(a) by striking from the third prayer thereof the words: "and that her maiden name be restored to her."

(b) by striking from the fourth prayer thereof the words: "and support."

(c) by adding at the end of the fourth prayer thereof the words: "and that any right, title, or interest which defendant may claim in or to any household and kitchen furniture, furnishings, appliances or other personal property in or about the premises described hereinabove be divested out of defendant and vested in complainant as part of her alimony."

Upon consideration whereof the Court is pleased to grant said motion and allow said amendments, and it is ordered, adjudged, and decreed that said petition for divorce stand as so amended.

And thereupon this cause came on to be heard upon said petition for divorce as amended, the pro confesso heretofore entered against the defendant, oral testimony of witnesses, and all the pleadings and decrees in this cause for the contents thereof; and it satisfactorily appeared to the Court and the Court finds that the facts averred in said petition for divorce are true; that the

defendant, Donald McLeod, has knowingly entered into a second marriage in violation of the previous marriage with complainant still subsisting; that said defendant has willfully and maliciously deserted complainant without reasonable cause for more than one whole year next before the filing of the petition for divorce, and in fact from November 12, 1954, to the present; that defendant has for the eleven months next before the filing of said petition and down to the present refused and neglected to provide for complainant; and that complainant gave defendant no just cause or excuse for his said misconduct.

It is therefore ordered, adjudged, and decreed that the bonds of matrimony heretofore subsisting between complainant, Ruth Bannerman McLeod, and the defendant, Donald McLeod, be and the same are hereby absolutely and forever dissolved, and the said complainant is hereby restored to all the rights and privileges of an unmarried person, but her maiden name is not restored to her there being no prayer for the same.

And it satisfactorily appearing to the Court under all the facts and circumstances of this case that complainant is justly and properly entitled to the home of the parties in this county as alimony, it is further ordered, adjudged, and decreed that all right, title and interest of defendant, Donald McLeod, in or to the real property described in the petition for divorce be, and the same is hereby, divested out of said Donald McLeod and is vested in the complainant, Ruth Bannerman McLeod, as an indefeasible estate in fee simple forever, subject only to the first mortgage now thereon. Said property is described as follows:

> Land in Davidson County, Tennessee, being parts of Lots Nos. 103, 104, and 107, on the plan of Bransford Realty Company's Belle Meade Golf Links Subdivision, as of record in Book 421, pages 94 and 95, Register's Office for said County, and described according to a copy of a survey

thereof made by Hal R. Swann, Jr., Surveyor, April 22, 1952, as follows:

Beginning at an iron pin in the northeasterly margin of Blackburn Avenue, 95 feet southeast from the corner of Lots 107 and 109; thence northeasterly 124.8 feet to an iron pin in the line of Lot 105, 15 feet northerly from the common corner of Lots 104 and 105; thence with the line between Lots 105 and 107 southerly 15 feet to a point, the common corner of Lots 104 and 105; thence with the line between said Lots 104 and 105 easterly 21.3 feet to an iron pin; thence southeasterly 140.8 feet to an iron pin in the southerly line of Lot 103; thence with the line of Lots 103 and 107, and along the line of Lot 102, southwesterly 74 feet to an iron pin in the margin of Blackburn Avenue, at the common corner of Lots 102 and 107; thence with the margin of Blackburn Avenue northwesterly 121 feet to the beginning.

Being the same property conveyed to Donald McLeod and wife, Ruth M. McLeod, by deed from R.C.Adams and wife, Hazel Cash Adams, of record in Book 2093, page 609, Register's Office for Davidson County, Tennessee.

The said Ruth M. McLeod in said deed is the same person as the complainant in this cause.

It is further ordered adjudged, and decreed that all right, title and interest which said Donald McLeod may have or claim in or to any and all household and kitchen furniture, furnishings, appliances or other personal property in or about the premises described above, be, and the same is hereby, divested out of him and vested absolutely in complainant, Ruth Banner McLeod. The real and personal property herein awarded to complainant is awarded to her as alimony in solido.

The defendant is relieved of making further monthly payments under the decree in Minute Book 179, page 374, other than the payments which are past due at this time and for which judgment is given herein and in the decree in Minute Book 192, page 366.

The costs of this cause are assessed against defendant, for which execution may issue.

John T McCall

Solicitor for Complainant and Petitioner
Ruth Bannerman McLeod

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STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

I, JAS. E. COVINGTON, Clerk and Master of the Chancery Court of Davidson County, Tennessee, do hereby certify that the foregoing is a full, true and correct copy of the decree entered on the 20th day of May, 1966, in Minute Book 193, Page 118, in the cause wherein RUTH BANNERMAN McLEOD, is the Complainant vs. DONALD McLEOD, is the Defendant, Rule No. 76275, as the same appears of record and now on file in my office.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the official seal of said Court at my office in the Courthouse at Nashville, Tennessee, this the 2nd day of June, 1966, and 190th year of American Independence.

JAS. E. COVINGTON, CLERK AND MASTER

BY W. E. Tant
Deputy Clerk and Master

STATE TAX $ 12.00
PROBATE .50
TOTAL $ 12.50

JUN 7 1966

R. E. WORRALL
COUNTY COURT CLERK
DAVIDSON COUNTY, TENN.

PAID JUN 7 - 1966

BOOK 4023 PAGE 685

30996

FELIX Z. WILSON III REGISTER
DAVIDSON COUNTY
STATE OF TENN

JUN 7 11 57 AM '66

NOTED BOOK 1114 PAGE 276
RECORDING FEE $ 3.25
DEP. REG.