NORA JANE WINTERS] No. 51305

BOOK 4226 PAGE 550

VS.] IN THE FOURTH CIRCUIT COURT, DAVIDSON COUNTY, TENNESSEE

OZIE B. WINTERS]

Map 63-8
Par. 86-14
Map 81-16 Par. 641

- ORDER -

This cause came on to be heard before the Hon. Benson Trimble, Judge of the Fourth Circuit Court of Davidson County, Tennessee, on Tuesday, March 5, 1968, upon the original bill filed by the complainant, Nora Jane Winters, the answer and cross-bill of the defendant and cross-complainant, Ozie B. Winters, and the answer thereto.

From the pleadings in said cause, oral testimony heard in open court, and from the entire record in the cause, the Court was of the opinion that the allegations of the cross-bill filed by the cross-complainant, Ozie B. Winters, were not sustained, and

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the cross-bill be and the same is hereby dismissed.

It further appearing to the Court that the allegations of the original bill were fully sustained by the proof, that is, that the defendant, Ozie B. Winters, has been guilty of such cruel and inhuman treatment and conduct towards the complainant, Nora Jane Winters, as renders it unsafe and improper for her to further cohabit with him and be under his dominion and control,

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the complainant, Nora Jane Winters, and the defendant, Ozie B. Winters, be and the same are hereby forever and perpetually dissolved; the complainant is decreed an absolute divorce from the defendant, and she is further restored to all the rights and privileges of an unmarried person.

It further appearing to the Court that, while no children have been born to this union, the defendant has heretofore adopted the two children of the complainant, namely, Patricia, age twelve, and Mark Thaddeus, age eight, and that the complainant mother is the right and proper person to have the custody and control of said minor children,

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the custody and control of said minor children be and the same is hereby decreed to the complainant, Nora Jane Winters.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court

that the defendant, Ozie B. Winters, pay to the complainant, Nora Jane Winters, for the support and maintenance of said minor children, the sum of One Hundred Twenty ($120.00) Dollars per month, payable through the office of the clerk of this court, the first payment to be made on April 1, 1968.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the Falcon automobile heretofore owned by the parties, now in the possession of the complainant, Nora Jane Winters, now vested in the defendant, Ozie B. Winters, be and the same is hereby divested out of him and title to said Falcon automobile is vested in Nora Jane Winters, subject to the unpaid balance due on the same, which is assumed by the said Nora Jane Winters.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the household furniture heretofore owned by the parties and used in maintaining their home, and now in the possession of the complainant, Nora Jane Winters, now vested in the defendant, Ozie B. Winters, is hereby divested out of him and title to the same is vested in Nora Jane Winters, and the said Nora Jane Winters will assume any and all indebtedness against said furniture.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the following real estate located in Davidson County, Tennessee, known as City No. 1021 Tenth Avenue, North, in Nashville, and which has heretofore been owned by the parties as tenants by the entirety, and more particularly described, as follows:

> Certain real estate in Davidson County, Tennessee, as follows:
>
> Being a part of the Haslam Mill Lot in Haslam's Plan, of record in Minute Book 1, page 246, of the Chancery Court at Nashville and described as follows:
>
> BEGINNING on the westerly margin of 10th Avenue, North, formerly Belleville Street, about 156-2/3 feet southerly from the southerly margin of Jefferson Street; thence westwardly 146 feet more or less to the easterly margin of an alley; thence with the easterly margin of said alley, southwardly 33-1/3 feet more or less to the northwest corner of a part of said lot conveyed by R. W. Turner to A. B. Batey; thence with said Batey's northerly line eastwardly 146 feet more or less to the westerly margin of said Avenue; thence with the westerly margin of said Avenue northwardly 33-1/3 feet more or less to the beginning.
>
> Being the same property conveyed to Ozie B. Winters and wife, Nora Jane Winters, by deed from John Russell Moore and wife, Marie Mae Moore, of record in Book 3706, Page 440, Register's Office for Davidson County, Tennessee.

now vested in Ozie B. Winters be and the same is hereby divested out of the said Ozie B. Winters, and title to same is vested in Nora Jane Winters, subject

to all unpaid indebtedness against said property.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that, as full, final and complete alimony, the defendant, Ozie B. Winters, pay to the complainant, Nora Jane Winters, the sum of Fifteen Hundred ($1500.00) Dollars, payable in thirty (30) equal monthly installments of Fifty ($50.00) each, until the full amount has been paid. Each said monthly payment will be paid through the office of the clerk of this court, beginning on April 1, 1968.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the following real estate located in Davidson County, Tennessee, and known as 4025 Lafayette Street in Old Hickory, and more particularly described, as follows:

Land located in Davidson County, Tennessee, to wit:

Being Lots Nos. 10, 12, 14 and 16 of Block "A-2" in the Subdivision of the Hulme Farm, known as Hadley's Bend City, of record in Book 421, Page 120, Register's Office for said county.

Being the same property conveyed to Ozie Winters, an unmarried man, by deed from Frank Evans and wife, of record in Book 3282, Page 437, said Register's office; the said Ozie Winters having since married.

And also being the same property conveyed by OzieWinters and wife, Nora Winters, to Mary T. Elder by deed for the express purpose of making a conveyance to create the said Ozie Winters and Nora Winters tenants by the entireties in said property; and from Mary T. Elder to Ozie Winters and wife, Nora Winters, their heirs and assigns, as noted in Book 106, page 242, and recorded in Book 3613, Page 121, Register's Office for Davidson County, Tennessee.

now vested in the said Nora Winters be and all of said title is hereby divested out of the said Nora Winters, and title to said property is vested in Ozie B. Winters in fee simple.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the following real estate located in Davidson County, Tennessee, on Hadley Bend Boulevard, and more particularly described, as follows:

Land in Davidson County, Tennessee, being Lots Nos. 34 and 35, Block "U", of the Hadley Bend City Subdivision of the Hume tract, as of record in Book 421, Page 120, Register's Office for said county.

Said lots adjoin and front together 50 feet on the northerly side of Hadley Bend Boulevard, and run back between parallel lines 153 feet to a dead line.

Being the same property conveyed to G. P. Blair by deed from John H. Nanni, Trustee, of record in Book 4118, Page 821, said Register's Office.
And being the same property conveyed to Ozie B. Winters and wife, J. Winters, as of record in Book ____, Page ____, Register's Office for Davidson County, Tennessee.

now vested in the said Nora Jane Winters be and said interest and title are hereby divested out of the said Nora Jane Winters, and title to said property is vested in Ozie B. Winters in fee simple.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Ozie B. Winters, pay to Howard Butler, Attorney, the sum of Four Hundred ($400.00) Dollars for professional services rendered the complainant as solicitor, this amount to be paid in two payments of $200.00 each on April 1, 1968, and May 1, 1968, for which execution may issue, if necessary.

The defendant will pay the costs of this cause, for which execution may issue, if necessary.

FOR ENTRY:

Howard Butler

Howard Butler, Attorney for Complainant

Jack Norman

Jack Norman, Attorney for Defendant

Judge

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY
STATE OF TENN.

APR 11 10 45 AM '68

NOTED BOOK 118 PAGE 563
RECORDING FEE $ 4.00
DEP. REG. By

12329

Minute Book 56 C page 1288

STATE OF TENNESSEE

I, ALF RUTHERFORD, Clerk of the Circuit Court for the County of Davidson, in the State aforesaid, do certify that the foregoing is a ~~correct transcript~~ true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* NORA JANE WINTERS *Plaintiff, and* OZIE B. WINTERS *Defendant, as same remain of record in said Court.*

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 11th *day of* April *in the year one thousand nine hundred and* sixty-eight *and in the* 192nd *year of American Independence.*

ALF RUTHERFORD, Clerk.

By Sue Woodall, *D. C.*