Map 145-9
Par. 3B
Pw

IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

ELIZABETH BUSHTON NAPIER)
)
VS.) NO. 61529
)
JOHN BRANDON NAPIER)

NOV23F MISC A* 6.00 * 6.00

This cause came on to be heard on August 3, 1971, before the Honorable Benson Trimble, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon the original bill of the complainant, the answer and cross-bill of the defendant, the answer to the cross-bill, the amended bill of the complainant and the answer thereto, witnesses introduced in open Court and the entire record in this cause.

From all of which the Court took the matter under advisement until argument of counsel concerning alimony and child support, and on September 20, 1971, rendered a memorandum opinion to which reference is here made.

RECORDER'S MEMO
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.

From all of the foregoing, it is, accordingly, ORDERED, ADJUDGED and DECREED that the complainant, Elizabeth Napier, is awarded an absolute divorce from the defendant on the statutorily alleged ground of adultery and the cross-bill of the defendant, John Napier, is hereby dismissed.

It is further ORDERED, ADJUDGED and DECREED by the Court that the principal custody of the minor children is awarded to the complainant with the said defendant, John Napier, having reasonable rights of visitation but he is specifically enjoined from taking these children in any type contact with Jacqueline M. Layman.

It is further ORDERED, ADJUDGED and DECREED by the Court that whatever right, title or interest that the defendant has or may have in the home place of the parties, including all the furnishings located therein, said property being hereinafter described, is divested out of the defendant and vested in the complainant as the sole property of the complainant:

land in Davidson County, Tennessee, described as follows:

BEING Lot No. 93 on the Plan of Tyne Valley Estates, Section 5, of record in Book 3600, page 54, Register's Office for said County.

SAID Lot No. 93 fronts 190.8 feet on the westerly side of Robert E. Lee Drive and extends back 370.1 feet on the south line and 369.8 feet on the north line to a line in the rear on which it measures 188.36 feet.

BEING the same property conveyed to John B. Napier and wife, Elizabeth R. Napier, by deed from Haury & Smith Contractors, Inc., of record in Book 3843, page 958, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant shall continue in full force and effect all insurance policies that are now in full force and effect and he will not change the beneficiaries without the express authority and permission of this Court.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant shall hold the complainant harmless on a certain promissory note in the approximate amount of $30,000.00 which is being held by the defendant's father.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant will be awarded the coat of arms and a canoe and the portraits are awarded to the complainant.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant will pay alimony and child support on a continuing basis in the amount of $750.00 per month, one-half of said amount to be designated as child support and the other one-half to be designated as alimony, and further, that all sums of monies that come into the hands of the defendant in the form of any bonus or from any other source whatsoever shall be divided on a fifty percent basis, that is, one-half of such funds shall be and become the property of the complainant for alimony and child support

and the other one-half will become the property of the defendant. That in order to assure that this portion of the decree is being complied with, the defendant will render to this Court on an annual basis his exact earnings from any source whatsoever, it being the intent and the purpose of this Court to see to it that one-half of the defendant's income from any other source whatsoever shall be assessed against him in favor of the complainant on the above formula of one-fourth to be set forth and delineated as alimony on a continuing basis and one-fourth to be set forth and delineated as child support on a continuing basis. The matter of counsel fees for complainant's solicitor of record is taken under advisement pending the further orders of this Court.

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

JUDGE

O. K. FOR ENTRY:

_____, Howard F. Butler, Attorney for Complainant

_____, Roy A. Miles, Jr., Attorney for Defendant

FILED NOV 23 2 01 PM '71
FELIX A. WILSON II, REGISTER
DAVIDSON COUNTY, TENN.

IDENTIFICATION REFERENCE

38943

Min. Book 72B Page 301 Docket #61529

STATE OF TENNESSEE

I, GEORGE L. ROOKER, *Clerk of the Circuit Court for the County of Davidson, in the State aforesaid, do certify that the foregoing is a correct transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* ELIZABETH RUSHTON NAPIER *Plaintiff, and* JOHN BRANDON NAPIER *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* 1st *day of* November *in the year one thousand nine hundred and* seventy-one *and in the* 196th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By John L. Mowray, *D. C.*