IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

34410 5th

THELMA CHRISTINE HARPER LOWE

V.

BOOK 4591 PAGE 974

NO. 34410

HERBERT ELMER LOWE AND

LIFE & CASUALTY INSURANCE COMPANY, INCORPORATION

Map 61-15
Par. 207
FW

DECREE

This cause came on for hearing before the Honorable Frank Gorrell, Special Judge, Fourth Circuit Court of Davidson County, Tennessee, on this 29th day of January, 1960, upon the original bill filed by complainant, including the attachment heretofore served upon the house and lot hereinafter described, pro confesso heretofore entered, the defendant, Herbert Elmer Lowe, having failed to plead, answer or demur, witnesses heard in open Court, Statement of counsel, and the entire record in this cause, from all of which the Court finds and decrees as follows:

That all parties are properly before the Court, however, the defendant, Life and Casualty Insurance Company, Inc., is a nominal party and solely for injunctive relief;

That the attachement heretofore issued against the house and lot owned by the parties as tenants by the entirety, located at 1317 Norvel Avenue, Davidson County, Tennessee, more particularly described hereinafter, is fully sustained, together with the injunction issued against Life & Casualty Insurance Company, Inc.;

That the defendant, Herbert Elmer Lowe, is guilty of such cruel and inhuman treatment or conduct towards the complainant as to render further cohabitation unsafe and improper and for her to be under his dominion and control; that he has abandoned her, turned her out of doors and failed, refused or neglected to provide for her;

It is, accordingly ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby forever and perpetually dissloved and the complainant is granted an absolute divorce from the defendant, Herbert Elmer Lowe, and restored to all the rights and privileges of an unmarried person;

It is further ORDERED by the Court that the defendant, Life & Casualty Insurance Company, Inc., pay into the Clerk of this Court all sums of money that they are holding as the result of an injunction heretofore issued in this cause and that after the Clerk has received the same he will pay over to the complainant, Thelma Christine Harper Lowe, as alimony from the defendant, all sums of money so held.

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

It is further ORDERED, ADJUDGED AND DECREED that as further alimony to the complainant, all the right, title and interest that the defendant, Herbert Elmer Lowe, has in and to the real estate owned by the parties as tenants by the entirety located at 1317 Norvell Avenue, Davidson County, Tennessee, including the furniture located therein be and the same is hereby divested out of the said Herbert Elmer Lowe and vested in the complainant, Thelma Christine Harper Lowe, in fee simple, and more particularly described as follows:

Land in Davidson County, Tennessee, being Lot No. 33 and the easterly 40 feet of Lot No. 32 on the Map of M.N. Young's Inglewood Annex, of record in Book 547, page 197, Register's Office for Davidson County, Tennessee.

Said lot and part of said lot adjoin and front together 90 feet, more or less, on the northerly side of Norvel Avenue, as measured along a curve, and runs back between lines 150 feet on the easterly line and 122 feet 7 inches, more or less, on the westerly line, to a dead line on which it measures 90 feet.

Being the same property conveyed to Herbert E. Lowe and wife, Thelma Christine Lowe, by deed from Homer L. Davis and wife, Ethel Faye Davis, of record in Book 2091, Page 381, Register's Office for Davidson County, Tennessee.

The defendant, Herbert Elmer Lowe, will pay the costs of this cause for which let execution issue if necessary after the Clerk has applied to the costs Check Number 24524, All State Insurance Company, made payable to the defendant, Herbert Elmer Lowe.

S/ Frank Gorrell
Special JUDGE

O.K. FOR ENTRY:

_____, SOLICITOR FOR COMPLAINANT

REGISTER'S NOTICE
DOCUMENT AT WHICH TIME IT WAS FILED IN THIS
OFFICE WAS INSUFFICIENTLY DRAWN AND

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IDENTIF. REFERENCE

APR 12 3 55 PM '72

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

APR 12 MISC A* 6.00 * 6.00

Mail to
Mrs. Thelma C. W. Lowe
1317 Norwood Ave.
Nashville, Tenn.

Minute Book 12 page 450 January 29, 1960

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* Thelma Christine Harper Lowe *Plaintiff, and* Herbert Elmer Lowe, et al *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* seventy-two *and in the* 196th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By June Armstrong, *D. C.*