BOOK 4762 PAGE 618

CHARLENE P. TUNE

-vs-

MYLES THOMAS TUNE

IN THE FOURTH CIRCUIT COURT

OF

DAVIDSON COUNTY, TENNESSEE

NO. 56822

I hereby certify that this is a true and correct copy of original instrument filed in this office this 6th day of November, 1973
GEORGE L. [illegible]
By Anthony N. Bowers
Deputy Clerk

MAP 52-12 PAR. 49
MAP 52-9 PAR. 33
map

FINAL DECREE

This cause came on to be heard on the 29th day of October, 1973 before the Honorable Benson Trimble, Judge, upon the petition for separate maintenance filed by complainant, subsequent decree of separate maintenance being granted, petition for absolute divorce being filed by complainant, personal service of process upon the defendant, answer being filed on behalf of the defendant,

NOV-72 MISC A* 8.00 * 8.00

subsequent agreement of the parties to settle all property matters, which agreement was stated in open court orally and approved by the Court, testimony of complainant and her two corroborative witnesses, statement of counsel in open court and from the entire record in this cause. From all of which the Court finds that the defendant has abandoned the complainant or turned her out of doors and failed or refused to provide for her. It is therefore

ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby forever and perpetually dissolved and the complainant, Charlene P. Tune, is granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the care, custody and control of the two minor daughters of the parties, namely, Dorc. Sue Tune and Ruby Manon Tune, shall be awarded to the complainant, with the right of reasonable visitation reserved to the defendant. The defendant is hereby ORDERED to pay the sum of $105.00 per month as child support, said payments to be made into the Circuit Court Clerk's Office each month, said amount includes the Clerk's commission for handling. The first payment shall be due November 15, 1973 and a like sum on the 15th day of each month thereafter pending further orders of the Court.

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

It is further ORDERED, ADJUDGED AND DECREED by the Court that the complainant shall have and recover of the defendant a judgment for the arrearage in the amount of $2,500.00, said arrearage judgment to be payable at the rate of $50.00 per month until paid in full, the first payment to be due on or before December 1, 1973 and payable into the office of the Circuit Court Clerk and a like sum on the first of each month thereafter until paid in full.

It is further ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest which the defendant has in and to the real property of the parties located at 1120 Goldilocks Street, Madison, Davidson County, Tennessee, and more specifically described as follows:

> Land in Davidson County, Tennessee, being Lot No. 33 on the Map of a subdivision of Lots No. 20, 21, 24 and 25 of Montegue, as of record in Book 843, page 79, Register's Office for said county.
>
> Said Lot No. 33 fronts 94 ft. on the westerly side of Goldilocks Street and runs back between parallel lines 115 ft. to a dead line. Being the same property conveyed to Myles Thomas Tune and wife, Charline Tune, by deed from Fred S. Ramsay and wife, Daisye S. Ramsey, of record in Book 2591, page 403, Register's Office for said county.

is divested out of him and sole ownership in fee simple absolute is awarded to the complainant, Charlene P. Tune, it being her responsibility to assume the balance of the mortgage indebtedness existing thereon.

It is further ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest which the complainant has in and to the real property of the parties located at 605 Canton Pass, Madison, Davidson County, Tennessee, more specifically described as follows:

> Land in Davidson County, Tennesseee, being Lot No. 18 on the Plan of Schoolside Heights Subdivision, as of record in Book 3700, page 38, Register's Office for said county.
>
> Said Lot No. 18 fronts 60 feet on the easterly side of Canton Pass, and extends back 174 feet on the northerly line and 176.1 feet on the southerly line, to a line in the rear on which it measures 59.8 feet.
>
> Being the same property conveyed to Myles T. Tune and wife, Charlene Tune, by deed from Albert Panter and wife, Dorothy M. Panter, of record in Book 4181, page 309, Register's Office for said county.

is hereby divested out of her and sole ownership in fee simple absolute is vested in the defendant Myles Thomas Tune, it being his responsibility to pay the balance of mortgage indebtedness existing thereon. It is further ORDERED, ADJUDGED and DECREED that a lien is hereby expressly retained and affixed in favor of Charlene P. Tune to and in said Lot No. 18, on the Plan of Schoolside Heights Subdivision, as of record in Book 3700, page 38, RODCT which property has hereinbefore been more particularly described, and shall remain in force and effect until the judgment of $2,500.00, and any costs incident to the collection of the same including complainant's attorney's fees, are paid in full. So long as the defendant makes the monthly payments on said judgment as hereinbefore decreed, then said lien shall be unenforceable. In the event that the defendant fails or refuses to pay this $2,500.00 judgment, in lump sum, or in installments as prescribed herein, then complainant will have the right to petition this Court for the enforcement of her lien and the Court will order the sale of the real estate for the satisfaction of said judgment or any part remaining unpaid and to this end and for this purpose this matter is expressly retained in Court for such orders and decrees as may be necessary for the enforcement of this judgment.

It is further ORDERED, ADJUDGED and DECREED by the Court that the parties have equitably divided the furniture and personal property with the exception of a few items which shall be awarded as follows: The absolute ownership of the stereo, the cherry cupboard, the mirror and the brown couch shall be awarded to the complainant. The absolute ownership of the rifle, his personal jewelry, the gold watch, the rosewood telephone table and the "Question Box" shall be awarded to the defendant, it being understood and agreed that these items will be exchanged within a reasonable length of time.

It is further ORDERED, ADJUDGED and DECREED by the Court that complainant's solicitor of record, Earl Thompson, shall have and recover of the defendant a total attorney fee in the amount of $535.00, said fee includes the pendente lite fee and any previous award of attorney fees in this case. Said fee is payable at the rate of $50.00 per month, the first payment being due on or before December 1, 1973 and a like sum on the first of each month thereafter until paid in full. Until said fee is paid in full, a lien against the real property located at 605 Canton Pass, Madison, Tennessee is hereby awarded in favor of the solicitor for complainant, Earl Thompson, to the extent of his fee, but no enforcement of said lien will be taken unless or until there is default upon the total amount or the monthly installments.

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

The costs of this cause are taxed against the defendant, for all of which execution may issue, if necessary.

/s/ Benson Trimble
JUDGE

APPROVED:

/s/ Earl Thompson
Solicitor for Complainant

/s/ Robert L. Jackson
Solicitor for Defendant

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IDENTIF. REFERENCE
Nov 7 1 24 PM '73
FELIX A. ... REGISTER
DAVIDSON COUNTY, TENN.