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CA-205

BOOK 4778 PAGE 850

ODA ELIZABETH FRIERSON	)	IN THE FOURTH CIRCUIT COURT
	)	
VS.	)	FOR DAVIDSON COUNTY, TENNESSEE
	)	
EDDIE SAM FRIERSON, SR.	)	NO. 56628

Final Decree

1185

ORDER

This cause came on to be heard this 25 day of January, 1971, before the Honorable Benson Trimble, Judge, on the original bill of the complainant, answer and cross-bill of the defendant, Eddie Sam Frierson, Sr., answer of cross-defendant, oral testimony of witnesses in open Court, statement of counsel, and the entire record; from all of which it appears to the Court that at a previous hearing, the complainant, through her counsel, had advised the Court of her desire to take a non-suit as to her original bill, but that no order had been entered in connection therewith; that the allegations in the cross-bill are true and that the cross-defendant has been guilty of such cruel and inhuman treatment as renders improper and unsafe for him to further cohabit with her.

That the cross-complainant purchased, and is making installment payments on the hereinafter described parcel of real estate, title to which was taken in the names of the parties by the entireties; that the cross-complainant has made all payments in connection therewith, and that it is right and proper that the interest of cross-defendant be divested out of her and vested in cross-complainant.

That since the filing of the pleadings in this cause, a child has been born to the cross-defendant, and that it is right and proper that the cross-complainant continue to pay to the Clerk of this Court the sum of Twenty-one Dollars ($21.00) per week for the use and benefit of said child.

That the complainant's motion to dismiss her original bill is hereby granted and said bill is hereby dismissed.

It is, therefore, ORDERED, ADJUDGED, and DECREED by the Court that the bonds of matrimony uniting complainant and defendant be, and the same are hereby forever and perpetually dissolved.

Cross-complainant, Eddie Sam Frierson, Jr., is hereby restored to all the rights and privileges of an unmarried person.

(2) All right, title, and interest of complainant and cross-defendant Oda H. Frierson, in the hereinafter described parcel of real estate, is hereby divested out of her, and vested in cross-complainant, Eddie Sam Frierson, Sr. Said parcel of real estate is described as follows:

> Being Lot No. 147 on the Plan of Victoria Place as of record in Book 332, page 10, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 147 fronts 69.9 feet on the northerly side of Ferguson Avenue and runs back between parallel lines 152 feet to an alley and is bounded on the east by an alley.
>
> Being the same property conveyed to Eddie S. Frierson, Sr. and wife, Oda H. Frierson, by deed from Mrs. Louise W. Smith, a widow, of record in Book 4191, page 209, Register's Office for Davidson County, Tennessee.

(3) The care and custody of the child born to the cross-defendant after the filing of the pleadings in this cause is hereby vested in her with the right in cross-complainant to see and be with said child at reasonable times and places.

Cross-complainant will continue to pay to the Clerk of the Court the sum of Twenty-one Dollars ($21.00) per week for the care, support, and maintenance of said child.

The costs of this cause are taxed against the original complainant and cross-defendant, for which execution may issue if necessary.

APPROVED FOR ENTRY:

Solicitor for Defendant and
Cross-complainant

JUDGE

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IDENTIF. REFERENCE

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FELIX [illegible] REGISTER
DAVIDSON COUNTY, TENN.

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* ODA ELIZABETH FRIERSON *Plaintiff, and* EDDIE SAM FRIERSON, SR. *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* 7th. *day of* JANUARY *in the year one thousand nine hundred and* SEVENTY-THREE *and in the* 198th. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Jewel Smith, *D. C.*

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