116-13 106 132-1 3 — 84-16 97 158-4 7 PW

BOOK 4870 PAGE 230

HOLLIE MAE PARKER RUSSELL] IN THE FIRST CIRCUIT COURT

] FOR

-vs-] DAVIDSON COUNTY, TENNESSEE

]

CLIFFORD MILLER RUSSELL] NO. 74975

FINAL DECREE

This cause came on to be heard on the 15th day of October, 1974 before the Honorable Howard F. Butler, Special Judge, upon the entire record in this cause, attachments heretofore issued and levied against defendant's property, exhibits introduced, examination of witnesses in chambers and statement of counsel. From all of which it appeared to the Court that the allegations of the original bill are true, that is, the defendant is guilty of willful and malicious desertion, having been absent without just cause for more than one whole year next preceding the filing of the petition; that the defendant is guilty of having abandoned complainant, or turned her out of doors and refused or neglected to provide for her; that the defendant has been guilty of such cruel and inhuman treatment or conduct toward complainant as renders further cohabitation unsafe and improper. Further, that the defendant has not contributed one cent to the support of his wife and two minor children since August 1971, when he abandoned his family.

IT IS THEREFORE, ORDERED AND ADJUDGED that the complainant is granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It further appeared to the Court that counsel for complainant is entitled to an attorney fee out of the defendant's interest in the real property hereinafter described for his services in this cause, and the Court deems the sum of $1,500.00 a reasonable fee.

IT IS THEREFORE ORDERED AND ADJUDGED that Eugene Jackson is awarded an attorney fee in the amount of $1,500.00, said amount to be a lien against the real property hereinafter described.

It further appeared to the Court that the parties are the owners of three parcels of land in Davidson County, Tennessee as tenants by the entirety, those three parcels being described as follows:

(1) Being Lot No. 464 on the Plan of Hillsboro Park, Section 6, as of record in Book 2663, page 95, Register's Office for Davidson County, Tennessee.

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Said Lot No. 464 fronts 175.6 ft. on the northerly side of Sherwood Drive and extends back 250.7 ft. on the westerly line and 263.8 ft. on the easterly line to a broken line, measuring 234.0 ft. thereon.

Being the same property conveyed to C. M. Russell and wife, Hollie Mae Russell, by deed from Estes-Taylor Company, Inc., a Tennessee corporation, of record in Book 4222, page 747, Register's Office for Davidson County, Tennessee.

(2) Being Lot No. 14, Block 13, on the Map of College Park, as of record in Book 843, page 29, Register's Office for said county.

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Said Lot No. 14 fronts 50 ft. on the westerly side of Rockdale Avenue and runs back between parallel lines 110 ft. to a dead line.

Being the same property conveyed to C. M. Russell and wife, Hollie Mae Russell, by deed from Henry C. Jones and wife, of record in Book _____, page _____, said Register's Office.

(3) Land in Davidson County, Tennessee, being Lot No. 66 on the map of Hargis Heights, as of record in Plan Book 974, page 82, Register's Office for said county.

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Said Lot No. 66 fronts 75 ft. on the northerly side of Stinson Road and runs back between lines 256.4 ft. on the east line and 263.5 ft. on the west line to the southerly line of Lot No. 54 of said subdivision and measures 75 ft. thereon.

Being the same property conveyed to C. M. Russell and wife, Hollie Mae Russell, by deed from William G. Simpson, and wife, Wilma J. Simpson, of record in Book 2926, page 537, Register's Office for said county.

That in addition to that the parties own certain personal property, household furniture, furnishings and effects located in the real property which is the home on Sherwood Drive.

IT IS THEREFORE, ORDERED AND ADJUDGED that all of defendant's right, title and interest in and to the real property described immediately above and the personal property, furniture, furnishings and effects, is divested out of him and the sole and exclusive ownership in fee simple of said real and personal property is vested in the complainant as alimony in solido and back child support

It further appeared to the Court that the defendant himself is the owner of an equity in the following described real property:

(4) Being Lot No. 5 and the southerly 15 ft. of Lot No. 4 on the Plan of H. B. Alexander's Subdivision as of record in Book 843, page 27, Register's Office for Davidson County, Tennessee, together with a 30 ft. strip lying immediately east of and to the rear of said property. Said Lot No. 5 and the southerly 15 ft. of Lot No. 4 and the said strip at the rear thereof is described as follows:

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Fronting 65 ft. on the easterly side of the Memphis to Bristol Highway and running back on the northerly line 160.2 ft.; on the southerly line 159.8 ft. to a dead line on which it measures 65 ft.

Being the same property conveyed to C. M. Russell by deed from Annie Ruth Russell, of record in Book 2743, page 543, RODC, Tennessee.

IT IS THEREFORE, ORDERED AND ADJUDGED that all of the defendant's right, title and interest in and to said real property described immediately above is divested out of him and sole and exclusive ownership in fee simple is vested in complainant as alimony in solido and repayment of back child support.

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

SPECIAL JUDGE

APPROVED FOR ENTRY:

Eugene Jackson
Attorney for Complainant

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IDENTIF. REFERENCE

NOV 22 11 20 AM '74

FELIX Z. WILSON II REGISTER DAVIDSON COUNTY, TENN.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of this pleading has been served upon counsel for all parties at interest in this cause by delivering a true copy of said pleadings to the offices of said counsel or placing a true copy of said pleading in the United States mail addressed to said counsel.

This the 22 day of Oct 1974.

Eugene Jackson

NOV22 MISC

A* 6.00 * 6.00

I hereby certify that this is a true copy of original instrument filed in my office this 22 day of Nov 1974

GEORGE L. ROBERTS Clerk

By D. D. Perkins
Deputy Clerk