June 5, 1975
263/519

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AMANDA LOVINIA HUDSON SMOTHERMAN) IN THE PROBATE COURT OF

VS.) DAVIDSON COUNTY, TENNESSEE

CHARLES WILLIAM SMOTHERMAN) No. 61132

133-14
15 PW

FINAL DECREE

This cause came on to be heard on this Thursday, May 22, 1975, before the Honorable Shelton Luton, Judge of the Probate Court of Davidson County, Tennessee, upon the original bill for divorce, the amended bill for divorce and the second amended bill for divorce heretofore filed by the complainant in this cause and the answers thereto filed by the defendant. After having heard testimony of witnesses in open Court and argument of counsel, the Court was of the opinion that the petitions were well taken; that is to say, that the defendant had been guilty of such cruel and inhuman treatment and conduct towards the complainant as to render further cohabitation unsafe and improper for her to remain under his dominion and control.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the complainant, Amanda Lovinia Hudson Smotherman, is awarded an absolute divorce from the defendant, Charles William Smotherman, and the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved and the complainant is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the complainant is awarded the exclusive care, custody and control of the minor child of the parties, to wit: Edward Jay Smotherman.

It is further ORDERED by the Court that the defendant is to have specific visitation rights with the minor child of the parties each week from 4:00 p.m. on Friday until 4:00 p.m. on Sunday, provided the defendant is not under the influence of drugs or alcohol and further provided the minor child of the parties chooses to exercise said visitation rights.

It is further ORDERED by the Court that the defendant is to pay to the complainant, as child support, the sum of $60.00 per month, said payments to be made to the office of the Circuit Court

Clerk of Davidson County, Tennessee. In addition thereto, the defendant will pay the 5% commission of the Clerk or an additional $3.00.

It is further ORDERED by the Court that all right, title and interest the defendant may have in and to the homeplace of the parties located at 501 Inwood Drive, Nashville, Davidson County, Tennessee, and more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 45 on the Plan of Abbay Hall, Section I, as of record in Book 2331, page 18, Register's Office for said County, described as follows:
>
> BEGINNING at a point in the south margin of Inwood Drive at the corner of Lots 46 and 47; thence southwardly with the line between said lots, 120 feet to a point, the corner of Lots 46, 47 and 75; thence eastwardly with the line between Lots 46 and 75, 120.9 feet to a point in the west margin of Abbay Drive; thence with the margin of the same northwardly 91 feet to a point, the beginning of a curve; thence around said curve, northwestwardly 38.2 feet to a point in the south margin of Inwood Drive; thence with the margin of same, westwardly 91.8 feet to the beginning.
>
> BEING the same property conveyed to Charles W. Smotherman and wife, Amanda L. Smotherman, by deed from Gordon C. Hamilton and wife, Deborah M. Hamilton, of record in Book 4482, page 419, Register's Office for Davidson County, Tennessee.

shall be, and the same is hereby divested out of the defendant and vested in the complainant in fee.

It is further ORDERED by the Court that the injunctions heretofore issued by this Court enjoining and restraining the defendant from harming, bothering or molesting the complainant are hereby continued in full force and effect.

It is further ORDERED by the Court that the defendant shall pay to Seth Norman, attorney of record for the complainant, the sum of $350.00 for his services in this cause, for which execution may issue if necessary.

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

Thelma Cate
JUDGE

APPROVED FOR ENTRY:

Seth Norman, Atty. for Complainant

J. W. Rutherford, Atty. for Defendant

cc: Mr. J. W. Rutherford

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IDENTIF. REFERENCE

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REGISTER
DAVIDSON COUNTY, TENN.

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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* A TRUE COPY OF A DIVORCE ~~correct copy of the record and proceedings~~ *had in said Court in the case heretofore prosecuted and determined therein, between* ~~AMANDA LOVINIA HUDSON SMOTHERMAN~~ *Plaintiff, and* CHARLES WILLIAM SMOTHERMAN *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* 24th *day of* JUNE *in the year one thousand nine hundred and* SEVENTY-FIVE *and in the* ~~199th~~ *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Robert Murrah, *D. C.*