6-17-75
137C/1196

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IN THE FIRST CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

MARY LYNN SMITH,
Complainant

VS.

CHARLES EDWIN SMITH,
Defendant

NO: 77883

map 73-1
par 87

JUN 30 FINAL DECREE A* 6.00 * 6.00

This cause came on to be heard this 16th day of June, 1975 before the Honorable J. William Rutherford, Judge of The First Circuit Court of Davidson County, Tennessee, upon the original bill of the complainant; judgment by default; witnesses introduced in open Court; statement of counsel; and, the entire record, from all of which the Court is of the opinion that the allegations contained in the original bill are fully sustained, that is, that the defendant has been guilty of such cruel and inhuman treatment or conduct towards complainant as renders further cohabitation unsafe and improper. The Court is further of the opinion that the Property Settlement agreement entered into by and between the parties' hereto is fair and reasonable and same is approved by the Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the complainant be and is hereby 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 complainant be, and is hereby awarded the care, custody and control of the parties' minor child, Stacey Lynn Smith age 5 1/2 years, with reasonable visitation privileges to the defendant. Further, the defendant will pay to complainant the sum of $151.67 per month as child support for the support and maintenance of the parties minor child, with the first payment to begin June 22, 1975 and to continue each and every 22nd day of the month until said child reaches its majority or becomes otherwise emancipated.

IT IS, FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the property settlement agreement heretofore entered into by and between the parties hereto, be, and the same is hereby approved by the Court, and same is attached hereto, copied herein, and made a part hereof as follows:

IN THE FIRST CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

MARY LYNN SMITH)
)
VS.) NO: 77883
)
CHARLES EDWIN SMITH)

PROPERTY SETTLEMENT AGREEMENT

WHEREAS, MARY LYNN SMITH, hereinafter called "Wife" and CHARLES EDWIN SMITH, hereinafter called "husband" are married, but have experienced marital difficulties, and,

WHEREAS, there is pending in the First Circuit Court of Davidson County, Tennessee, a petition for Absolute Divorce filed by the wife, bearing docket no. 77883, and,

WHEREAS, husband and wife, desire to settle their property matters subject, however, to the approval of the Court, which Property Settlement Agreement, upon approval, would become a part of the Final Decree entered in this cause.

NOW, THEREFORE, it is agreed by and between the parties as follows:

1. That the Wife shall have custody of the parties minor child, Stacey Lynn Smith, age 5 and 1/2 years, with the Husband to have reasonable visitation privileges with said minor child.

2. That the husband will pay all bills of the parties, excluding the house note and utilities, which the wife agrees to pay.

3. That the wife shall have the house located at 2743 Bobby Avenue, Nashville, Tennessee, together with the furniture therein, and the 1965 Ford automobile.

4. That the Husband shall have the 1971 Corvet automobile.

5. That the Husband will pay to the Wife the sum of $200.00 per month as alimony and child support until the divorce becomes final, at which time this shall cease, and the Husband will begin paying $35.00 per week child support. The first payment on this $200.00 per month to begin April 22, 1975.

6. That the Husband will keep the hospitalization insurance policy in effect on the parties minor child, Stacey Lynn Smith.

7. That the Husband will pay to Melvin B. Butler, $150.00 for his services to the Wife in this cause.

8. Neither party is to make any debts in the others name.

9. That the Husband will have the Income Tax Refund check for 1974.

The parties have signed this Property Settlement Agreement this the /s/24 day of March, 1975.

/s/ Jean Creamer
Witness

/s/ Jean Creamer
Witness

/s/ Mary Lynn Smith
MARY LYNN SMITH

/s/ Charles E. Smith, Jr.
CHARLES EDWIN SMITH

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

Entered this the 17 day of June, 1975, at Nashville, Tennessee.

J. William Butler
JUDGE

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APPROVED FOR ENTRY:

IDENTIF. REFERENCE

JUN 30 2 35 PM '75

REGISTER
DAVIDSON COUNTY, TENN.

Attorney for Complainant

I hereby certify that a copy of the foregoing Final Decree was mailed to the defendant, Charles Edwin Smith, at Apt. M-3, Glenn View Apartments, Thompson Place, Nashville, Tennessee this the 16th day of June, 1975.

MELVIN B. BUTLER, Attorney

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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* ~~correct transcript~~ true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Mary Lynn Smith *Plaintiff, and* Charles Edwin Smith *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* 30th *day of* June *in the year one thousand nine hundred and* Seventy-Five *and in the* 199 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By B. Eddings, *D. C.*