JUL 16 1975

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IN THE CHANCERY COURT FOR SUMNER COUNTY, AT GALLATIN, TENNESSEE

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232
PW

ETHEL JUANITA(P'POOL) DEATON,)
)
COMPLAINANT)
)
VS.) NO. 33-131-1
)
DONALD HERSHEL DEATON, SR.,)
)
DEFENDANT)

FILED

JUL 21 1975

William F. Durham, C & M

BY: Ba 9.00 mail
D.C. & M.

JUDGEMENT BY DEFAULT AND FINAL DECREE

This cause came on to be heard on the 1st day of July, 1975, before the Honorable Edward M. Turner, Chancellor of the Chancery Court for Sumner County, Tennessee; on the complaint for an absolute divorce, filed by the plaintiff, Ethel Juanita P'Pool Deaton, and on motion of the plaintiff and it duly appearing to the court that the defendant, Donald Hershel Deaton, Sr., has been regularly brought before the Court by personal service of process, but that he has failed to appear and make defense to said bill within the time required by law; it is therefore ordered that as to the Defendant, Donald Hershel Deaton, Sr., Plaintiff's bill be taken as confessed and the entire cause set for hearing ex parte.

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And thereupon this cause came on to be further and finally heard and determined upon the bill, the judgment by default heretofore taken and entered against the defendant, Donald Hershel Deaton, Sr., and the oral testimony of the witnesses examined in open Court, from all of which it satisfactorily appeared to the Court.

I.

That the facts charged in the bill are true; that the defendant, Donald Hershel Deaton, Sr., is guilty of willful or malicious desertation or absence, without a reasonable cause, for one (1) whole year. TCA 36-801 (4)

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT THAT:

1. The bonds of matrimony subsisting between the Plaintiff, Ethel Juanita P'Pool Deaton, and the defendant, Donald Hershel Deaton, Sr., be and they are hereby absolutely and forever dissolved; and that the plaintiff be restored to all the rights and privileges of an unmarried person.

2. That the custody of the parties minor child, Dawn Sheree Deaton, be awarded the plaintiff, Ethel Juanita Deaton, with the defendant, Donald Hershel Deaton, Sr., having reasonable visitation rights.

3. The defendant, Donald Hershel Deaton, Sr., pay to the plaintiff the amount of the monthly house payment which the plaintiff and minor child reside in and in addition thereto that the defendant will deposit in a savings account for the use of his daughter $10.00 per week all of the above, to be continuing child support until the minor child is eighteen years of age.

4. That the defendant, Doanld Hershel Deaton, Sr., maintain a life insurance policy on his life in the amount of $10,000.00 with the parties daughter, Dawn Sheree Deaton, as beneficiary.

5. That title to the foregoing tract or parcel of real property, to-wit:

> Being Lot No. 248 on the Plan of Section II, Caldwell Hall, of record in Book 2900, page 96, Register's Office for said County.
>
> Said Lot No. 248 fronts 80 feet on the south side of Harding Place and extends back 158.8 feet on the east line and 148.5 feet on the west line to a dead line in the rear on which it measures 85 feet.
>
> Being part of the property conveyed to The Kennedy Corp. by deed from Andrew Ewing, Trustee, of record in Book 3177, page 531; said Register's Office.

be and is hereby divested out of the defendant, Donald Hershel Deaton, and vested in the Plaintiff Ethel Juanita Deaton, in fee simple with the defendant, Donald Hershel Deaton, assuming all existing indebtedness thereon.

6. That the following property settlement agreement be incorporated into this decree and is attached hereto.

That the defendant is to pay the cost of this cause for which execution may issue if necessary.

Entered this the 18th day of July, 1975.

EDWARD M. TURNER, CHANCELLOR

APPROVED FOR ENTRY:

Richard R. Clark

RICHARD R. CLARK
Attorney for Plaintiff

Curtis M. Lincoln

CURTIS M. LINCOLN
Attorney for Defendant

IN THE CHANCERY COURT FOR SUMNER COUNTY, AT GALLATIN, TENNESSEE

ETHEL JUANITA (P'POOL) DEATON,
COMPLAINANT

VS.

DONALD HERSHEL DEATON, SR.,
DEFENDANT

NO. 33-131-1

PROPERTY SETTLEMENT AGREEMENT

Whereas Ethel Juanita Deaton has filed suit in the Chancery Court of Sumner County, Tennessee at Gallatin, seeking an absolute divorce from the Defendant, Donald Hershel Deaton, Sr. and,

Whereas the Defendant, Donald Hershel Deaton, Sr., has filed an answer wherein he admits that the parties' can no longer live together as man and wife and whereas the parties own certain property at 631 Harding Place, Nashville, Davidson County, Tennessee, whereas the parties have one minor child, to-wit: Dawn Sheree Deaton and whereas the parties' desire to reach a settlement in regard to said property and child support for the minor child, Dawn Sheree Deaton,

Now, therefore, it is hereby agreed that:

1. That the Defendant, Donald Hershel Deaton, Sr., will convey all of his right, title and interest to the property known as Lot 248 of Section II, Caldwell Hall to the Plaintiff, Ethel Juanita Deaton.

2. That the Defendant, Donald Hershel Deaton, Sr., will continue to make the payments on the above mentioned house and lot until his daughter, Dawn Sheree Deaton, becomes 18 years of age.

3. That the Defendant, Donald Hershel Deaton, Sr., will deposit in a savings account for the use of his daughter, Dawn Sheree Deaton, $10.00 per week.

4. That the Defendant, Donald Hershel Deaton, will maintain a life insurance policy on his life in the amount of $10,000.00, with the parties' daughter, Dawn Sheree Deaton, as beneficiary.

This is the entire agreement between the parties' hereinto,

Which we have hereinto set our hands and seals this 11th day of June, 1975.

Donald H. Deaton
DONALD HERSHEL DEATON, SR.

Ethel Juanita Deaton
ETHEL JUANITA DEATON

STATE OF TENNESSEE

COUNTY OF Sumner

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Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named DONALD HERSHEL DEATON, SR. with whom I am personally acquainted and who acknowledged that he executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Hendersonville, Tennessee, this the 11 day of June, 1975.

Curtis M Lovett
NOTARY PUBLIC

My Commission Expires:
5-7-77

STATE OF TENNESSEE

COUNTY OF Davidson

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared the within named ETHEL JUANITA DEATON with whom I am personally acquainted and who acknowledged that she executed the within instrument for the purposes therein contained.

Witness my hand and official seal at , Tennessee, this the 23 day of June, 1975.

Richard R. Clark
NOTARY PUBLIC

My Commission Expires:
10/31/78

STATE OF TENNESSEE

COUNTY OF SUMNER

I, WILLIAM F. DURHAM, CLERK AND MASTER of the Chancery Court of Sumner County, Tennessee, do hereby certify that the attached is a true, correct and complete copy of the Final Decree, in the case of Ethel Juanita LPool Deaton vs. Donald Kirshel Deaton, Sr. as the same appears of record in Minute Book 62, page 618, of the Chancery Court of Sumner County, Tennessee.

WITNESS my hand and the seal of said Chancery Court for Sumner County, at Gallatin, Tennessee, this the 21 day of July, 1975.

CHANCERY COURT GALLATIN, TENN.

William F. Durham
WILLIAM F. DURHAM, CLERK AND MASTER

BY: Betty Porter
DEPUTY CLERK

D10236

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IDENTIF. REFERENCE

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FELIX [illegible] REGISTER
DAVIDSON COUNTY, TENN.