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BOOK 4950 PAGE 864

IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

148-J
42
PW

TERRY JOAN (FERGUSON) SHETTERS)
)
VS.) NO. 73745
)
FRED MYRON SHETTERS)

F I N A L D E C R E E

This cause came on to be heard on the 27th day of November, 1974, before the Honorable Thomas O. H. Smith, Jr., Special Judge of the Third Circuit Court for Davidson County, Tennessee, on plaintiff's Complaint for Absolute Divorce, Answer and Counter-Complaint having been filed by the defendant, and the case having been placed on the uncontested docket for trial by agreement of counsel.

After testimony of the plaintiff, her corroborating witnesses and statement of counsel, the Court is of the opinion that the defendant has been guilty of such cruel and inhuman treatment or conduct towards the plaintiff as renders further cohabitation with him unsafe and improper for her to remain under his dominion and control.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Terry Joan (Ferguson) Shetters, be and is hereby granted an absolute divorce and the bonds of matrimony heretofore subsisting between the parties are forever and perpetually dissolved, and plaintiff is restored to all the rights and privileges of an unmarried person, including the restoration of her maiden name, FERGUSON.

It further appearing to the Court that the parties have entered into the following agreement:

1. All items of personal property presently in the possession of the plaintiff shall become the sole possession of the plaintiff, and any interest which the defendant may have in same shall be divested out of him and vested in the plaintiff for her sole and separate use. Any interest which the plaintiff may have in any of the personal property in the possession of the defendant, shall be divested out of her and vested in the defendant for his sole and separate use.

2. Upon receipt of Three Thousand ($3,000.00) Dollars cash, receipt of which is acknowledged herein by the plaintiff, all interest which the plaintiff may have in the house and lot located at 217 Overby Drive, Antioch, Davidson County, Tennessee, will be divested out of her and vested in the defendant, Fred Myron Shetters, for his sole and separate use, the legal description of same being as follows:

> BEING Lot No. 870 on the Plan of Cherokee Hills, Section 8, as of record in Book 3700, Page 154, Register's Office for said County.
> SAID Lot No. 870 fronts 91.0 feet on the westerly margin of Overby Drive and extends back 160.0 feet on the westerly line and 165.9 feet on the southerly line to a line in the rear on which it measures 61.8 feet.
> BEING the same property conveyed to Fred M. Shetters and wife, Terry F. Shetters, by Deed from Kenneth E. Betty and wife, Velma S. Betty, of record in Book 4730, Page 135, Register's Office for Davidson County, Tennessee.

3. The defendant, Fred Myron Shetters, agrees to pay the plaintiff's attorney of record, Joe P. Binkley, Jr., the sum of One Hundred Fifty ($150.00) Dollars as attorney's fee, for which let Judgment be entered and execution issued, if necessary.

The Court FINDS that the above agreement is proper in all respects and it is further ORDERED, ADJUDGED AND DECREED by the Court that the property settlement agreement entered into by the parties to this cause, is in all things ratified, approved and confirmed by the Court, and is made a part of this Decree for all purposes contained therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the costs of this cause are taxed against the defendant for which let Judgment be entered and execution issued, if necessary.

THIS 11 DAY OF DECEMBER, 1974.

/s/ Thomas O. H. Smith, Jr.
SPECIAL JUDGE

APPROVED FOR ENTRY:

/s/ Joe P. Binkley, Jr.
JOE P. BINKLEY, JR.
Attorney for Plaintiff

/s/ William E. Porter, Jr.
WILLIAM E. PORTER, JR.
Attorney for Defendant

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IDENTIF. REFERENCE

BOOK 4950 PAGE 866

SEP 15 11 25 AM '75

FEE REGISTER
DAVIDSON COUNTY, TENN.

SEP 15 75 MISC A* 6.00 * 6.00

73745

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* true copy ~~correct transcript~~ *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Terry Joan Shetters *Plaintiff, and* Fred Myron Shetters *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* 15th *day of* Sept. *in the year one thousand nine hundred and* 1975 *and in the* 200 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By B. Eddings, *D. C.*