12-5-75
1088/1516

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IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

96-10
134
PW

GERDA CHARLOTTE ELISCH BENNETT)
(
PLAINTIFF )
(
VS: ) NO: 79589
(
CHARLES L. BENNETT )
(
DEFENDANT )

O R D E R

This cause came on to be heard on the 19th day of November, 1975 before the Honorable Joe Loser, Judge of the Third Circuit Court for Davidson County, Tennessee upon the original complaint, personal service of the defendant, the default judgment granted, the testimony of the plaintiff and witnesses and the entire record from all of which the Court finds that the grounds alleged in the original complaint are sustained and that the defendant is guilty of such cruel and inhuman treatment towards the plaintiff as renders further cohabitation unsafe and improper. The Court was presented with a property settlement agreement which the parties had both signed; the plaintiff avered to the Court that all matters in the property settlement agreement had been concluded except for the divesting of the interest of the defendant in a house and lot at 700 Braidwood in Davidson County, Tennessee from the defendant and vesting title exclusive in fee simple in the plaintiff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff is granted an absolute divorce and the bonds of matrimony heretofore subsisting and existing between the plaintiff and defendant are forever and perpetually dissolved and the plaintiff is restored all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all the right, title and interest in to the house and real estate located at 700 Braidwood in Davidson County, Tennessee which was heretofore been occupied by the parties as their home and where plaintiff now resides and which has heretofore been owned by the plaintiff as tenants by the entirety more particularly described as follows:

being Lot No. 302 on the Plan of Cloverhill, Section V, of record in Book 2133, page 88, Register's Office for said County.

Beginning at a point on the westerly margin of Braidwood Drive at the common corner of Lots 302 and 303; thence with the line between said lots, westerly 111 feet to a point at a corner of Lot 301-A; thence with the line between Lots 302 and 301-A, northerly 107 feet to the southerly margin of Leatherwood Drive; thence with the margin of said Drive easterly 95 feet to the beginning of a curve; thence along said curve, southeasterly 31.42 feet to the westerly margin of Braidwood Drive, thence with the margin of said Drive southerly 100 feet to the beginning.

Being the same property conveyed to Maurice Karr and wife, Joy Karr by deed from Fidelity Federal Savings and Loan Association of Nashville, of record in Book 3458, page 223, said Register's Office.

This conveyance is made subject to the restrictions recorded in Book 1583, page 423, Book 2145, page 262, and in Book 2273, page 88; and to the easements and limitations shown on the Map of Record in Book 2133, page 88, Register's Office for said County.

Vested in Charles L. Bennett, be in the same as hereby divested out of the same Charles L. Bennett and titled to said real estate is hereby vested in Gerda C. Bennett in fee simple subject to the unpaid balance on said property.

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

JUDGE s/Joe Loser, Jr.

12-5-75

APPROVED FOR ENTRY:

s/Monte D. Curry
MONTE D. CURRY
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I do hereby certify that a true and [illegible] was served upon [illegible] by [illegible] to [illegible] and [illegible] postage prepaid, this the 2 day of Dec 75.

s/Monte Curry

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IDENTIFICATION REFERENCE

JAN 16 1 06 PM '76

FELIX Z. WILSON, REGISTER
DAVIDSON COUNTY, TENN.

JAN 16 MISC 8 6.00 6.00

Docket No. 79589 108B/1516

# 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 *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Gerda Charlotte Elisch Bennett *Plaintiff, and* Charles L. Bennett *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* 16th *day of* January *in the year one thousand nine hundred and* seventy-six *and in the* 200th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Patty Scoggins, *D. C.*