112A/160-165
2/21/75

IN THE SECOND CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

RB-1
3 pw

SARAH ROSS DUNCAN

VS.

JAMES PARNELL DUNCAN

NO. 75066

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FINAL DECREE

This cause came on to be heard, this 19th day of February, 1975, before the Honorable Harold D. Hardin, Judge of the Second Circuit Court of Davidson County, Tennessee, upon original bill filed by the complainant, answer and cross-bill of the defendant, answer to the cross-bill and announcement to the Court that the matter would be tried uncontested upon the original bill of Sarah Ross Duncan, counsel for the defendant being present in Court as well as the defendant, and after testimony of the complainant and her witnesses, the Court was of the opinion that the allegations in the original bill had been fully sustained, that is, that the defendant has been guilty of such cruel and inhuman treatment as renders cohabitation unsafe and improper for her to be under his dominion and control, and the Court was further of the opinion that the written property settlement agreement entered into, by and between the parties should be approved.

APR 21 '75 MISC B* 3.00 * 8.00

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that complainant, Sarah Ross Duncan, be and she is hereby granted an absolute divorce and restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED by the Court that the property settlement agreement entered into, by and between the parties

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is approved and made a part of this final decree, which propperty settlement agreement reads in words and figures as follows:

1. Wife will receive all right, title and interest to the house and lot owned by the parties and she will assume all loans thereon and hold harmless husband from any further payments.

2. Wife is to receive all right, title and interest in a vacant lot owned by the parties, a more complete description to be set out in the final decree.

3. Husband it to receive all right, title and interest to the Chrysler Stock, which he now owns and will hereafter accumulate.

4. Husband will pay to wife's attorney the amount of $250.00 as attorney's fees for services rendered to wife in this cause.

5. Wife is to receive all right, title and interest to the 1973 Plymouth automobile and she will assume the balance of the loan, and hold husband harmless of any further payments.

6. Husband will pay a loan to the Third National Bank in the approximate amount of $948.00 and assume all responsibility therefor.

7. Wife is to receive all right, title and interest to the household furniture, furnishings and fixtures.

8. Wife is to keep as her sole and separate property any amount withdrawn from the joint savings account of the parties.

9. Husband shall return all papers that he took from the home of the parties, which papers have been agreed on by the parties and a complete description of these papers will be set out in the final decree if necessary.

10. Husband shall receive all of his personal belongings, including a gun case, tools, radio equipment, etc.

11. Husband will continue to pay the house note, gasoline account and telephone bill until the divorce is granted, at which time

wife will be responsible for these items, so long as he maintains his residence there with the understanding that he will move out at the time that the divorce is granted.

12. Husband shall pay the court costs in this cause.

13. Wife shall receive all right, title and interest to the 1967 Plymouth automobile owned by the parties.

The property described in Item One previously owned by the parties as tenants by the entirety now owned solely by the complainant, Sarah Ross Duncan, is described in words and figures as follows:

Land in Davidson County, Tennessee described as follows:

Being Lot No. 101 of the Plan of Harpeth Park, Section 2, as of record in Book 3700, Page 58, Register's Office for Davidson County, Tennessee.

Said Lot No. 101 fronts 86.0 feet on the southwesterly side of Cross Timbers Drive and extends back 198.13 feet on the northwesterly line and 200.07 feet on the southeasterly line, to a dead line in the rear, measuring 86.0 feet thereon.

Being the same property conveyed to Ronald B. Deal and wife, Suzanne M. Deal, by deed from Delvis Chandler and wife, Lola J. Chandler of record in Book 4439, Page 127, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to restrictions of record in Book 3990, Page 68, Register's Office of Davidson County, Tennessee, and ten foot public utilities and drainage easement, 30-foot building setback line from Cross Timbers Drive and conditions of owner's certificate as shown on plan of record in Book 3700, Page 58, Register's Office of Davidson County.

Being the same property conveyed to James P. Duncan and wife, Sarah R. Duncan, by deed from Ronald B. Deal and wife, Suzanne M. Deal of record in Book 4626, Page 415, Register's Office if Davidson County, Tennessee.

The property described in Item Two previously owned by the parties and now owned solely by the complainant, Sarah Ross Duncan, is described in words and figures as follows:

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Lot No. 10, Lake Arrowhead Subdivision - Part "A", according to plat of record in the office of the Chancery Clerk of Union County, Mississippi, and being the NE1/4 of Section 10, Township 6 South Range 1 East.

Enter this 21 day of February, 1975.

/s/ Hal Harden
JUDGE

APPROVED FOR ENTRY:

/s/ Jack Butler
JACK A. BUTLER
Attorney for Complainant

/s/ Vincent Welby
VINCENT E. WEHBY
Attorney for Defendant

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DAVIDSON COUNTY, TENN.

IDENTIF. REFERENCE → D 45647

This is to certify that a true copy of the foregoing Final Decree has been forwarded to Mr. Vincent Wehby, attomey for the defendant in this cause, this the 21st day of Feb., 1975.

/s/ Jack Butler
JACK A. BUTLER

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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~~ true copy *transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* SARAH ROSS DUNCAN *Plaintiff, and* JAMES PARNELL DUNCAN *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* 25th *day of* MARCH *in the year one thousand nine hundred and* SEVENTY-FIVE *and in the* 199 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By /s/ Barbara Eddings *D. C.*