BOOK 5023 PAGE 1.

1-21-72
7-A/85

PAULINE VIRGINIA MELVIN BROOKS] No. 63871

VS.] IN THE FOURTH CIRCUIT COURT,

JOHN CALVIN BROOKS] DAVIDSON COUNTY, TENNESSEE

83-10
165 pw

- FINAL DECREE -

This cause came on to be heard before the Hon. Donald D. Hildebrand, Special Judge, holding the Fourth Circuit Court of Davidson County, Tennessee, on Thursday, January 6, 1972, upon the original bill filed by the complainant, Pauline Virginia Melvin Brooks, and the judgment pro confesso heretofore entered against the defendant upon his failure to answer, plead or demur within the time required by law.

From the pleadings in the cause, oral testimony of the witnesses on behalf of the complainant, testimony of the complainant and statement of counsel, the Court was of the opinion that the defendant had been guilty of such cruel and inhuman treatment and conduct towards the complainant as renders it unsafe and improper for her to further cohabit with him and be under his dominion and control.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the complainant, Pauline Virginia Melvin Brooks, and the defendant, John Calvin Brooks, be and the same are hereby forever and perpetually dissolved; the complainant is hereby decreed an absolute divorce from the defendant, and she is restored to all the rights and privileges of an unmarried person.

It appearing to the Court that no children were born of this union and that the parties have freely and voluntarily entered into an agreement and settlement of all matters pertaining to their marital estate and alimony, and that said agreement, executed by the parties, has been presented to the Court, which is in words and figures, as follows:

WHEREAS, John C. Brooks and Pauline Virginia Brooks of 4600 Illinois Avenue are man and wife, but no children have been born to this union; and

WHEREAS, the said Pauline Virginia Brooks has filed a bill in the Circuit Court of Davidson County, Tennessee, against the said John C. Brooks asking for an absolute divorce; and

WHEREAS, the parties wish to enter into an agreement with respect to their marital estate and alimony, to be submitted to the Court for inclusion in any final divorce decree entered in this or any other cause;

THEREFORE, it is MUTUALLY AGREED AND UNDERSTOOD between the said John C. Brooks and Pauline Virginia Brooks, as follows:

In the event the Court sees fit to grant the said Pauline Virginia Brooks a decree of absolute divorce against the defendant John C. Brooks, that all right, title and interest in and to a certain house and lot located at 4600 Illinois Avenue in Nashville, Tennessee, now vested in the said John C. Brooks will be divested out of the said John C. Brooks, and his said interest in said real estate vested in Pauline Virginia Brooks; and, in addition thereto, Helen Cavender, the mother of the defendant John C. Brooks, who is the daughter of Mary E. Martin, deceased, a co-owner of said property, will sign a deed of her interest in said property at 4600 Illinois Avenue to the said Pauline Virginia Brooks so as to put title to said property in the name of Pauline Virginia Brooks in fee simple.

It is FURTHER UNDERSTOOD AND AGREED between the parties, that any such final divorce decree will contain a provision that the said John C. Brooks will pay to the said Pauline Virginia Brooks so long as she lives or until she remarries, the sum of One Hundred Five ($105.00) Dollars per month as alimony.

It is FURTHER AGREED between the parties that all right, title and interest in an to a tract of land consisting of approximately eleven acres in Hickman County, and a house and lot located at 1617 Forrest Avenue in Nashville, Tennessee, both of which are encumbered, now vested in Pauline Virginia Brooks will be divested out of the said Pauline Virginia Brooks, and title to said pieces of property will be vested in John C. Brooks, subject to the unpaid balance thereon.

It is FURTHER UNDERSTOOD AND AGREED between the parties that all right, title and interest in and to the household furniture and personal effects heretofore used by the parties in the maintenance of their home at 4600 Illinois Avenue, and now located therein, now vested in the said John C. Brooks will be divested out of said John C. Brooks and title to same vested in the said Pauline Virginia Brooks absolutely.

Both parties have read and understand this agreement. It is UNDERSTOOD that this agreement is to be submitted to the Court for inclusion in any final decree of divorce granted to these parties; otherwise, the same is null and void. This 29 day of Sept, 1971.

John C. Brooks

John C. Brooks

Pauline Virginia Brooks

Pauline Virginia Brooks

The Court approves said property settlement, and it is, therefore, ORDERED, ADJUDGED AND DECREED, as follows:

That the defendant, John Calvin Brooks, will forthwith execute a deed transferring to the complainant, Pauline Virginia Melvin Brooks, all of his right, title and interest in and to a certain piece of real estate consisting of a house and lot located at 4600 Illinois Avenue, Nashville, Tennessee, and will be joined in the execution of this deed by his mother, Helen Cavender, so as to put title to said property in the name of Pauline Virginia Melvin Brooks in fee simple.

In the event this is done, then the said Pauline Virginia Melvin Brooks will do all things necessary and sign all papers necessary, if any, to transfer any right, title and interest she might have to a tract of land consisting of approximately eleven acres in Hickman County, Tennessee, and a house and lot located at 1617 Forrest Avenue in Nashville, Tennessee, to John Calvin Brooks, subject to the unpaid balance due on said properties.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the household furniture and personal effects heretofore used by the parties in the maintenance of their home at 4600 Illinois Avenue, and now located therein, now vested in the said John Calvin Brooks is hereby divested out of the said John Calvin Brooks, and title to the same is vested in Pauline Virginia Melvin Brooks absolutely.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, John Calvin Brooks, pay to the complainant, Pauline Virginia Melvin Brooks, the sum of One Hundred Five ($105.00) Dollars per month in settlement of their marital estate and as alimony. Said payments shall cease in the event of the remarriage or death of the said Pauline Virginia Melvin Brooks.

The defendant will pay the costs of this cause, for which let execution issue, if necessary.

FOR ENTRY:

Solicitor for Complainant

SPECIAL JUDGE

21 ... 1972

D48170

BOOK 5023 PAGE 5

DEFENSE REFERENCE

MAY 7 3 33 PH '76

REGISTER
DAVIDSON CO. TENN.

MAY-7 MISC B* 10.00 * 10.00

1-21-76 74A185

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* Pauline Virginia Melvin Brooks *Plaintiff, and* John Calvin Brooks *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* 7th *day of* May *in the year one thousand nine hundred and* 76 *and in the* 200 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L. Bates, *D. C.*