IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

MAP 148-3
PAR. 67
m·p

WANDA MURPHY BATES,	)	
Plaintiff,	)	
vs.	)	No. 78937
JAMES C. BATES,	)	
Defendant.	)	

FINAL DECREE

This matter came on to be heard on the 13th day of August, 1975, before the Honorable Joe C. Loser, Judge of the Third Circuit Court of Nashville, Davidson County, Tennessee. Upon the case being called the attorney for the Plaintiff moved the Court to permit the amendment of the prayer for relief to add a request for child support and the transfer of ownership of a particular insurance policy. The Plaintiff further moved to have her request for all right, title and interest to the real property of the parties amended to provide for distribution to the Defendant of a portion of any proceeds from the sale of the home. Following the statement of counsel, the Court granted the Plaintiff's motions.

Thereafter, the Court heard the testimony of the Plaintiff, two corroborating witnesses, and statement of counsel, from all of which the Court finds that the Defendant has been guilty of such cruel and inhuman treatment towards the Plaintiff as to render further cohabitation unsafe and improper.

The Court further finds that the Plaintiff is a fit and proper person to have custody of the minor children of the parties, Jerry Richard Bates, Cristal Faye Bates, and Robyn Jean Bates.

The Court further finds that the income and expenses of the Plaintiff require the payment by the Defendant of One Hundred and Ten Dollars ($110) per month child support, but only for the period of one year.

The Court further finds that all right, title, and interest of the Defendant in the home of the parties located at 118 Cherokee Hills Drive, Antioch, Tennessee, should be divested out of the Defendant and vested in the Plaintiff. At the present time the home has a market value of approximately Twenty-eight Thousand, Nine Hundred Dollars ($28,900), with an existing indebtedness of Thirteen Thousand Dollars ($13,000). In the event the house is sold, the Defendant shall receive Twenty Percent (20%) of the net proceeds of such sale, but in no event shall this percentage be applied to a sum in excess of Fifteen Thousand, Nine Hundred Dollars ($15,900).

The Court further finds that the Plaintiff has been making the premium payments on an insurance policy owned by the Defendant. The incidents of ownership should, therefore, be divested from the Defendant and vested in the Plaintiff.

The Court further finds that the Plaintiff shall have the possession of the two automobiles presently owned by her, together with the personal and household goods located in the home of the parties. It is, therefore;

ORDERED, ADJUDGED, and DECREED that the bonds of matrimony heretofore existing between these parties be dissolved and the Plaintiff be granted an absolute divorce from the Defendant and be restored to all the rights and privileges of an unmarried person.

It is further ORDERED that the Plaintiff be awarded the exclusive care and custody of the minor children of the parties, Jerry Richard Bates, Cristal Faye Bates, and Robyn Jean Bates, with reasonable visitation rights to the Defendant.

It is further ORDERED that the Defendant pay to the Plaintiff child support in the amount of One Hundred and Ten Dollars ($110) per month. Said payments will begin the first of September, 1975, and continue for a period of one year thereafter.

It is further ORDERED that all right, title, and interest in the real property of the parties located at 118 Cherokee Hills Drive, Antioch, Tennessee, be divested out of the Defendant and vested in the Plaintiff. Said property is more fully described as follows:

> Land in Davidson County, Tennessee, being Lot No. 409 on the Plan of Section IV, Cherokee Hills, as of record in Book 3500, page 113, Register's Office for said County.
>
> Said lot fronts 65 feet on the northwesterly side of Cherokee Hills Drive and runs back 170 feet on the southwesterly line and 161.4 feet on the northeasterly line to a dead line in the rear on which it measures 94.9 feet.
>
> Being part of the property conveyed to James C. Bates and Wife, Wanda M. Bates, by deed from Banner Construction Company, as of record in Book 3888, Page 21, said Register's Office.

In the event said property is sold, the Defendant shall receive Twenty Percent (20%) of the net proceeds of said sale, but in no event will this percentage be applied to a sum in excess of Fifteen Thousand, Nine Hundred Dollars ($15,900).

It is further ORDERED that all the incidents of ownership of the Defendant in an insurance policy of Interstate Life and Accident Insurance Company, Policy No. M57 10 41 016, in the face amount of Two Thousand, Five Hundred Dollars ($2,500) shall be divested from the Defendant and vested in the Plaintiff.

It is further ORDERED that the Plaintiff shall retain the automobiles presently owned by her, together with the personal and household goods located in the home of the parties.

JUDGE

APPROVED FOR ENTRY:

WILLIS & KNIGHT

BY: _____
Frank Grace, Jr., Attorney
for Plaintiff

I CERTIFY THAT A COPY OF THE ABOVE PLEADING HAS BEEN FURNISHED TO COUNSEL FOR ALL INTERESTED PARTIES BY DELIVERY OR BY PLACING SAME IN THE UNITED STATES MAIL, POSTAGE PREPAID.

THIS 18 DAY OF Aug, 1975.

WILLIS & KNIGHT

BY _____

D5178 5

T
IDENTIF. REFERENCE

JUN 2 2 20 PH '76

FELIX A. ... REGISTER
DAVIDSON COUNTY, TENN.

JUN-2[illegible] MISC B* 8.00 * 8.00

108A/ 307 Docket No. 78937

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* Wanda Murphy Bates *Plaintiff, and* James C. Bates *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* 2nd *day of* June *in the year one thousand nine hundred and* seventy six *and in the* 200th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L. Rutherford, *D. C.*