83-15 Panel 88

IN THE THIRD CIRCUIT COURT OF DAVIDSON,COUNTY, TENNESSEE

HELEN ELAINE SIRCY)
)
VS.) NO: 81186 5037 PAGE 782
)
WINBURN SIRCY, JR.)

JUN22 FINAL DECREE 6* 4.00 * 4.00

This cause came to be heard on the 4th day of February, 1976, before the Honorable Seth Norman, Special Judge, upon the original bill filed by the plaintiff, judgment by default entered against the defendant, witnesses heard in open Court, statement of counsel and the entire record in this cause; from all of which the Court finds that the plaintiff is entitled to an absolute divorce from the defendant upon the statutory ground of cruel and inhuman treatment.

It is therefore ORDERED, ADJUDGED, AND DECREED by the Court that the plaintiff, Helen Elaine Sircy, is hereby granted an absolute divorce from the defendant, Winburn Sircy, Jr, and she is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED, AND DECREED by the Court that the plaintiff, Helen Elaine Sircy, is hereby awarded exclusive care, custody, and control of the two minor children of the parties; namely, Susan Marie Sircy, and Carmen Paige Sircy, and the defendant, Winburn Sircy Jr. shall pay the sum of seventy-five ($75.00) dollars per week directly to the plaintiff as child support. The defendant shall have reasonable visitation privileges with the children, provided he gives the plaintiff sufficient advance notice. The defendant is specifically enjoined from ever being with or in the presence of the children while he is an intoxicated state.

It is further ORDERED, ADJUDGED, AND DECREED by the Court that all rights, title, and interest the defendant has in the home of the parties located at 2010 Noonan Drive, Nashville, Tennessee shall be divested out of him and vested solely in the plaintiff. Plaintiff

shall also receive all household goods situated at the above address on the date of this decree. The defendant shall assume all responsibility for paying the thirty-five thousand ($35,000) dollar note to First American National Bank which the plaintiff co-signed. The defendant also assumes liability for all debts incurred by himself or his family except for his wife's personal debts before the date of this decree.

The costs of this cause are assessed against the defendant, Winburn Sircy, Jr., for which execution may issue if necessary.

Bill Norman
SPECIAL JUDGE

Enter This 10 Day of Feb., 1976

APPROVED FOR ENTRY:

Douglas C. Beauchamp
Attorney for Plaintiff

cc: Mr. Winburn Sircy, Jr.
&Bob Frensley Ford
5500 Charlotte Pike
Nashville, Tennessee

IDENTIF. REFERENCE

JUN 22 12 30 PM '76
FELIX ... REGISTER
DAVIDSON COUNTY, TENN.

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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 transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Helen Elaine Sircy *Plaintiff, and* Winburn Sircy, Jr. *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* 22nd *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 [signature], *D. C.*