BOOK 5039 PAGE 326

4-6-76
140A172

IN THE FIRST CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

131-8
29 pw

MARA LOUISE MOSIER MITCHELL	)	
	)	
Plaintiff	)	
	)	
vs.	)	No. 79175
	)	
CHARLES DELMAS MITCHELL	)	
	)	
Defendant	)	

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FINAL DECREE

This cause came on to be heard on the 30th day of March, 1976, before the Honorable J. William Rutherford, Judge of the First Circuit Court of Davidson County, Tennessee, upon the Plaintiff's amended complaint for absolute divorce, the Defendant's cross-complaint for absolute divorce, the testimony of the Plaintiff, the Defendant, and their witnesses in open court, and the entire record in this cause. From all of the evidence, the Court finds that the Plaintiff, Mara Louise Mosier Mitchell, has sustained her allegation that the Defendant, Charles Delmas Mitchell, has been guilty of adultery, and that she should be awarded an absolute divorce, custody of the minor child, alimony, child support, and certain property of the parties, all as set forth herein. It is, therefore;

ORDERED, ADJUDGED, AND DECREED that Mara Louise Mosier Mitchell be and hereby is awarded an absolute divorce from Charles Delmas Mitchell on the grounds of adultery. It is further ORDERED that Mara Louise Mosier Mitchell have custody of the minor daughter of the parties, with visitation to the father as the child and father may agree. It is further ORDERED that Charles Delmas Mitchell pay to Mara Louise Mosier Mitchell the sum of One Hundred Dollars ($100.00) per month as child support until the minor daughter reaches the age of Eighteen (18) years.

It is further ORDERED that Mara Louise Mosier Mitchell have judgment against Charles Delmas Mitchell for the sum of

Forty-eight Thousand Dollars ($48,000.00) as alimony in solido, payments to be made at the minimum rate of Four Hundred Dollars ($400.00) per month for a period of ten (10) years ending March 29, 1986. Child support payments and monthly alimony installment payments are to be made on the first day of each month, beginning April 1, 1976.

It is further ORDERED that all of the interest of Charles Delmas Mitchell in the property of the parties located at 1105 Brookmeade Drive, Nashville, Tennessee, be divested out of him and be vested solely in Mara Louise Mosier Mitchell, this being property which they owned as tenants by the entireties. It will be the responsibility of the new owner of the property herein vested to make all mortgage payments and to be responsible for the upkeep of the property. The property hereby vested solely in Mara Louise Mosier Mitchell is described as follows:

> Land in Davidson County, Tennessee, being Lot No. 26 on the Map of Duncanwood, as of record in Book 1424, Page 139, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 26 fronts 100 feet on the west side of Brookmeade Drive and runs back between parallel lines 200 feet to a dead line.
>
> Being the same property conveyed to Charles D. Mitchell and Wife, Lou M. Mitchell, by deed from Nathan W. Brandon and Wife, Martha Cunliff Brandon, of record in Book 2997, page 127, Register's Office for Davidson County, Tennessee.

It is further ORDERED that the furnishings and personal property pertaining to the former home of the parties, and the 1967 Mustang automobile now in her possession shall be vested solely in Mara Louise Mosier Mitchell, except for certain items clearly identified as the property of the Defendant and agreed upon by the Plaintiff and her counsel, which items may be removed by the Defendant. The 1973 truck and other personal property of the Defendant now in his possession shall be solely his property.

It is further ORDERED that Charles Delmas Mitchell shall keep in force life insurance in the minimum amount of Twenty-five Thousand Dollars ($25,000.00) with the children of the parties as beneficiaries.

It is further ORDERED that Charles Delmas Mitchell pay to the law firm of Willis & Knight, 700 Union Street, Nashville, Tennessee, the sum of One Thousand Dollars ($1,000.00) as attorney's fees for services rendered to the Plaintiff in this cause. Costs of this cause are taxed against Charles Delmas Mitchell. Execution may issue for attorney's fees and costs, if necessary.

s/ William Rutherford
J. William Rutherford, Judge

APPROVED FOR ENTRY:

By: _____
John W. Wagster, Attorney for
Mara Louise Mosier Mitchell

By: s/ John E. Whalley
John E. Whalley, Attorney for
Charles Delmas Mitchell

FILED
DAVIDSON COUNTY, TENN.
REGISTER
JUN 25 3 20 PM '76

IDENTIF. REFERENCE

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Docket No. 79175 140A/72

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 ~~correct transcript~~ *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Mara Louise Mosier Mitchell *Plaintiff, and* Charles Delmas Mitchell *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 Patty Draper, *D. C.*