Map-42-15 Par. 103
Entered Dec. 2-1965
12-2-65
7/112

BOOK 5040 PAGE 527

DORIS JEAN VICK MCDONALD,	**	
Complainant	**	
	**	IN THE PROBATE COURT
-VS-	**	AT NASHVILLE
	**	NO. ~~49534~~ 45934
JOHN ALEXANDER MCDONALD,	**	
Defendant	**	

D E C R E E

JUN 30 MISC 8* 10.00 * 10.00

This case came on to be heard before the Hon. Shelton Luton, Judge of the Probate Court for Davidson County, Tennessee on the regular call of the trial docket, upon the original bill and judgment pro-confesso heretofore entered against the Defendant, after service of process was made on said Defendant, and the examination of witnesses in Open Court, the exhibits introduced, including the property settlement agreement entered into between the parties and the entire record in this case. The property settlement is in the following words and figures, to-wit:

"DORIS JEAN VICK MCDONALD,	X	IN THE PROBATE COURT AT NASHVILLE
Complainant	X	
	X	
-VS-	X	NO. ~~49534~~ 45934
	X	
JOHN ALEXANDER MCDONALD,	X	
Defendant		

PROPERTY SETTLEMENT

Whereas, on June 1, 1965, Doris Jean Vick McDonald filed a divorce bill against John Alexander McDonald, Rule No. ~~49534,~~ 45934 in the Probate Court of Davidson County, Tennessee, which is scheduled to be heard before the Probate Judge of Davidson County, Tennessee, wherein the Complainant prays for a divorce, alimony, and payment of Attorney's fee.

Whereas, it appears that at this time there can be no reconciliation between the parties, however, they have adjusted the property conditioned upon a divorce being granted by the proof in Court and the Court approving the settlement, which is as follows:

The Complainant is to acquire the undivided interest of the defendant in and to the following tract of land in Davidson County Tennessee, described as follows:

> Being Lot No. 58 on the Map showing the revision of Lots 55, 56, 57 and 58 of Blair Heights, Section 3, as of record in Book 2330, Page 25, Register's Office for said County.
>
> Said Lot No. 58 fronts 167.19 feet on the northerly side of Linda Lane and runs back 205.85 feet on the easterly line and 229.76 feet on the westerly line, to a dead line, measuring 207.28 feet thereon.
>
> Being the same real property conveyed to M. M. Coleman by deed from Floyd T. Santi and wife, dated January 13, 1962, filed January 16, 1962, and recorded in Book 3338, Page 225, said Register's Office.

The Complainant is to acquire, from the Defendant, all the household furniture, furnishings and other property connected with the household.

The Complainant is to retain the automobile she now has and the Defendant is to retain the automobile that he now has possession of.

The Defendant is to pay the Solicitor for Complainant a fee of $250.00.

Upon divesting title to the above described real estate, the Complainant will assume the unpaid balance on the mortgage on the above described real estate.

The Defendant is to protect the Complainant against the alleged chattel mortgage fully described and set out in the

original bill.

It is mutually agreed between the parties, that the above is a complete settlement of the property rights of each party or any rights one party may have against the other growing out of their marital relation, except, the matter is to be retained in Court so long as there are alleged liens against said furniture, which were caused by the Defendant and that the Court reserve the right of proper enforcement of this agreement.

Witness our hands on this the 30th day of June, 1965.

(Signed) Jean Vick McDonald
Complainant

(Signed) John Alexander McDonald
Defendant

I

And it satisfactorily appeared to the Court from the evidence, that the facts charged in the bill are true and that said Complainant did not give the Defendant any just cause or excuse for his misconduct and has not condoned same; and that the Defendant has been guilty of such cruel and inhuman treatment as to make it unsafe and improper for her to cohabit with him and be under his dominion and control. It further appearing to the satisfaction of the Court, that the property settlment heretofore entered into between the parties as setout above should be and the same is hereby in all things approved.

II

It is therefore, ORDERED, ADJUDGED, and DECREED by the Court, that the bonds of matrimony subsisting between the Complainant, Doris Jean Vick McDonald and the Defendant, John Alexander McDonald be absolutely and forever dissolved; an

absolute divorce granted and that the Complainant be vested with all the rights and privileges of an unmarried woman and that her maiden name, Doris Jean Vick, be restored to her.

III

It is further ORDERED, ADJUDGED, and DECREED that the property settlement heretofore entered into between the parties be and the same is hereby approved in all things and that all right, title and interest of the defendant in and to the above described real estate, household furniture and other property connected with the household, including the Complainant's automobile, be and the same is hereby divested out of the Defendant and vested in the Complainant. That all right, title and interest in the automobile in the Defendant's possession is hereby divested out of the Complainant and vested in the Defendant.

IV

It is further ORDERED, ADJUDGED, and DECREED that the Defendant pay Jacobs H. Doyle, Solicitor for Complainant, the sum of $250.00 for the services to date in this case and all costs of this cause, for which let execution issue.

V

It is further ORDERED, ADJUDGED and DECREED that the Defendant be and the same is hereby required to remove the encumbrances that he placed on the above household furniture and other property connected with the household.

VI

This case will be retained in Court for the enforcement of this decree, with respect of encumbrances set out in

Paragraph V above, with leave to either party to apply whenever it shall be necessary.

S/ Thos. E. Fitzpatrick
Judge

S/ Charles H. Clark
Solicitor for Complainant

45934 7/112

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* Doris Jean Vick McDonald *Plaintiff, and* John Alexander McDonald *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* 30th *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 Barbara Eddings, *D. C.*

D56123

T
IDENTIFICATION REFERENCE

JUN 30 12 00 PM '76

FEE
DAVIDSON COUNTY, TENN.