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BOOK 5081 PAGE 45

IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

WILMA JOYCE DEAVERS, *

Complainant *

*

vs. No. 83371

*

RALPH DOUGLAS DEAVERS, *

Defendant *

INDEXING REFERENCE

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FEE REGISTER
DAVIDSON COUNTY, TENN.

OCT 22 3 04 PM '76

DECREE OF SEPARATE MAINTENANCE
AND SUPPORT

OCT 22 MISC B* 8.00 * 8.00

This cause came on to be heard on August 31, 1976 before the Honorable Stephen North, Judge of the Fifth Circuit Court for Davidson County, at Nashville, Tennessee, upon the Bill of the Complainant, Wilma Joyce Deavers, the Defendant, Ralph Douglas Deavers, having been served personally with process and having failed to file a timely answer and a default judgment having been entered therein and upon the oral testimony of witnesses examined in open court.

I

And it satisfactorily appeared to the Court that the facts charged in the Bill are true; that the Defendant was guilty of such cruel and inhuman treatment or conduct towards the Complainant as renders cohabitation unsafe and improper.

II

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the Court, that the parties shall live separate and apart according to the terms of the Property Settlement Agreement signed by both parties, which is hereby ratified and approved by this Court, and that the Defendant shall be responsible for the separate maintenance and support of the Complainant until

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NASHVILLE, TENN 37215

further orders of this Court.

III

That the terms of the Property Settlement Agreement, as signed by both parties, are hereby incorporated into this Decree and are stated as follows:

1. That "WIFE" shall have title to the house and lot located at 500 Holt Valley Road, Nashville, Tennessee, a description of which is as follows:

> BEING Lot No. 40 on the Plan of Holt Meadows, of record in Book 4300, page 174, Register's Office for said County.
>
> BEGINNING at a point in the northerly margin of Holt Valley Road, at the common front corner of Lots 39 and 40; thence with the line between said two lots northerly 118 feet to a concrete monument; thence with the line between Lots 40 and 41, 124.40 feet to a point in the easterly margin of Meadow Lane Drive; thence with the margin of the same southerly 68.55 feet to a concrete monument at the beginning of a curve to the left having a radius of 25 feet; thence around said curve 39.27 feet to a concrete monument in the northerly margin of Holt Valley Road; thence with the margin of the same easterly 90 feet to the point of beginning.
>
> BEING the same property conveyed to Ralph D. Deavers and wife, Joyce R. Deavers, by Deed from J. B. Phillips and wife, Ota J. Phillips, as of record in Book 4827, page 161, Register's Office for Davidson County, Tennessee.

2. That "WIFE" shall have title to the following described items and furnishings: the Sears "Kenmore" washer and dryer, a pecan bedroom suite, a black vinyl living room suite which includes a couch, chair, recliner chair and two (2) end tables, a RCA color TV, a stereo entertainment center, a dining room suite which includes a table and four (4) chairs, a living room suite which includes a couch, two (2) pecan end tables and one(1) coffee table and two (2) lamps, a rollaway bed, two (2) bookcases, an ironing board and iron, an electric toaster, an electric can opener, a slow crock cooker, a refrigerator/freezer, a wall clock, a

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vaporizer, a portable cassette player/recorder, a round electric fan, a portable grill, a Hoover vaccum cleaner, an extra chest, a dresser, a bedside table, and a 1970 Plymouth automobile.

3. That "HUSBAND" is to receive title to the following described items and furniture: a 1974 Plymouth gold Duster automobile, a 1975 Honda motorcycle, a bedroom suite which includes a bed, chest, three-legged table and a dresser, a brown couch, a black, vinyl relciner chair, an Admiral black and white TV, an office desk and chair, a typewriter and filing cabinet, an exercise bench and bicycle, assorted exercise weights, a police scanner radio, a short wave radio, two (2) butcher block end tables, one (1) coffee table, one (1) bookcase, two (2) table lights, a Mr. Coffee coffee machine, a blender, a wall clock, a pair of binoculars, a desk barometer, a wet/dry vaccum cleaner, a Manolta 102 35 millimeter camera with leather case and flash, a Miranda 35 millimeter camera with case and flash, a photo enlarger and assorted related equipment, a record player and radio, and a small portable radio with case.

4. "HUSBAND" agrees to pay to the "WIFE" the following sum of money for her support.

a. The sum of $130.00 per month to be applied to the mortgage payment on the house described above.

b. The sum of $98.00 per month to be applied to the car payment being made by "WIFE" for the benefit of the "HUSBAND" involving the 1974 Plymouth gold Duster automobile.

5. That all the debts accrued by the parties shall be the responsibility of the party accruing said debt and the other party shall not be liable therefore.

6. That each party, except as otherwise expressly provided herein, shall be fully released by the other from

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any obligation of support, alimony, maintenance and other similar expenses.

7. That each party will execute and deliver to the other party and documents required to accomplish the intention of this Agreement.

8. That each party expressly certifies that each of them has entered into this Agreement upon due consideration and that it was executed without duress or undue influence by any persons and without collusion.

IV

That the Defendant be required to pay the costs of this cause, for which execution may issue.

ENTER this 10TH day of September, 1976.

JUDGE

APPROVED FOR ENTRY:

Enter This 10th Day of September, 1976

H. William Scott, III
Solicitor for Complainant

#83371 32B/895

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 *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Wilma Joyce Deavers *Plaintiff, and* Ralph Douglas Deavers *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* October *in the year one thousand nine hundred and* seventy-six *and in the* 201st *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By K. Lodley, *D. C.*