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File Box 3

MARILYN KAYE O'BRYANT CAMPBELL]

vs. No. 75271]

GARY RHEA CAMPBELL]

IN THE FOURTH CIRCUIT COURT

OF DAVIDSON COUNTY, TENNESSEE

FINAL DECREE

This cause came on to be heard on the 14th day of January 1975, before the Honorable Jack Norman, Jr., sitting as Special Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon the original Petition for Absolute Divorce filed by the Complainant, personal service of process had upon the Defendant, Answer filed by the Defendant, testimony of the Complainant and her witnesses and the Defendant in open Court, statement of respective counsel, and upon the entire record in this cause. From all of which the Court finds that the Defendant has been guilty of such cruel and inhuman treatment towards the Complainant as to render further cohabitation unsafe and improper.

It is, therefore, ORDERED, ADJUDGED and DECREED that the bonds of matrimony heretofore subsisting between the parties be, and the same are hereby and forever, perpetually dissolved, and the Complainant is granted an absolute divorce from the Defendant and restored to all the rights and privileges of an unmarried person.

It is, further ORDERED, ADJUDGED and DECREED that the complete care, custody and control of the parties' minor children, namely: Tina LeAnn Campbell, Lennie Brian Campbell, and Lonnie Brent Campbell, be and is hereby awarded to the Complainant.

It is further ORDERED, ADJUDGED and DECREED that the Defendant be awarded the following visitation privileges with the parties' minor children: On every Saturday, he shall visit with the parties' minor child, Tina Le Ann Campbell, between the hours of 9:00 a.m. and 5:00 p.m., during which time he shall be permitted to take said child away from the Complainant's home; and on every Saturday, he shall visit with the parties' two minor children, Lennie Brian Campbell and Lonnie Brent Campbell, in the home of the Complainant for a time not to exceed two (2) hours. The Complainant shall be permitted to skip the aforesaid

visitation privileges during two (2) weeks of every year. On the fourth weekend of each month, the Defendant shall be permitted to take the parties' minor children, Lennie Brian Campbell and Lonnie Brent Campbell, to the home of his parents between the hours of 9:00 a.m. and 1:00 p.m.

It is further ORDERED, ADJUDGED and DECREED that the Defendant shall be required to notify the Complainant forty-eight (48) hours in advance of any Saturday on which he does not intend to exercise his visitation privileges and that the Complainant shall be required to furnish medical proof of illness in the event the Defendant's visitation privileges cannot be exercised due to any illness of the minor children.

It is further ORDERED, ADJUDGED and DECREED that neither the Complainant nor the Defendant may take the minor children out of the jurisdiction of this Court except on vacations and other trips.

It is further ORDERED, ADJUDGED and DECREED that the Defendant shall retain the minor children on his hospitalization insurance and shall provide life insurance on himself in the amount of $15,000.00 with the minor children named beneficiaries. The Defendant shall be the owner of the policy, shall retain said life insurance on himself until the youngest child reaches the age of 18 years, and shall provide yearly proof to the Complainant of said life insurance.

It is further ORDERED, ADJUDGED and DECREED that the Defendant shall pay to the Complainant the sum of $55.00 on each and every Saturday for the support of the parties' minor children and that he shall be allowed to claim the three (3) children as dependents on his Federal Income Tax returns for so long as the Complainant is not employed; and, if the Complainant becomes employed, the Defendant shall claim two (2) of the children as dependents on his Federal Income Tax return.

It is further ORDERED, ADJUDGED and DECREED that all injunctions heretofore entered by the Court in this cause be and the same are hereby dissolved and that both parties are enjoined from saying or doing anything in front of the children to degrade the other party.

It is further ORDERED, ADJUDGED and DECREED that all right, title and interest, which the Defendant, Gary Rhea Campbell, has in and to the home of the parties located at 155 Bart Drive, Antioch, Davidson County, Tennessee, and being more specifically described as follows:

> "Being Lot No. 29 on the Plan of Colewood Acres, Section 1, of record in Book 3700, page 59, Register's Office, Davidson County, Tennessee.
>
> Said Lot No. 29 fronts 75 feet on the southerly side of Bart Drive and runs back 106.2 feet on the westerly line and 135.0 feet on the easterly line to a dead line measuring 85.7 feet thereon.
>
> Being the same property conveyed to Gary R. Campbell and wife, Marylyn Campbell, by deed from Edgar R. Overby and wife, Virginia S. Overby, of record in Book 4814, page 677, Register's Office for Davidson County, Tennessee,

be and is hereby divested out of him and the sole and exclusive ownership of said real property be and is hereby vested in the Complainant, Marilyn Kaye O'Bryant Campbell, in fee simple absolute, as alimony in this cause.

It is further ORDERED, ADJUDGED and DECREED that the Complainant shall pay the first mortgage in favor of Guaranty Mortgage Company and the second mortgage in favor of Commerce Union Bank on the above-described property and shall forever hold the Defendant harmless on the first mortgage, and the Defendant and his parents, Rhea A. Campbell and Dorothy A. Campbell, harmless on the second mortgage. The Complainant shall be responsible for making said mortgage payments beginning 1 March 1975. Until that time, the pendente lite order requiring the Defendant to pay the same shall remain in effect.

It is further ORDERED, ADJUDGED and DECREED that all of the household furniture of the parties is awarded to the Complainant with the exception of the following household furniture which is awarded to the Defendant: juke box, black and white portable television; bar and dining room suite; of which the Defendant has already retained possession; and two (2) chairs to the dining room suite presently in the possession of the Complainant.

It is further ORDERED, ADJUDGED and DECREED that the Complainant be and she is hereby awarded the 1970 Hornet automobile and that she be responsible for making any repairs on the same and that the Defendant be and he is hereby awarded the motorcycle and that the Defendant shall be responsible for paying the outstanding indebtedness secured on both the automobile and motorcycle.

It is further ORDERED, ADJUDGED and DECREED that the Defendant shall pay the Complainant's solicitor of record, Honorable J. W. Rutherford, a reasonable attorneys fee in the amount of $350.00, payable $25.00 per month, beginning 1 February 1975.

The Defendant shall pay the costs of this cause, for which let execution issue, if necessary.

Entered this _____ day of January 1975.

Enter This 28 Day of JAN 1975

SPECIAL JUDGE

Approved for Entry:

J. W. RUTHERFORD
Sol. for Complt.

JOHN R. REYNOLDS
Sol. for Deft.

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IDENTIF. REFERENCE

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REGISTER DAVIDSON CO. TENN.

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* Marilyn Kaye O'Bryant Campbell *Plaintiff, and* Harry Rhea Campbell *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* 26 *day of* August *in the year one thousand nine hundred and* 76 *and in the* 201st *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Cooper, *D. C.*