MINUTES SEPTEMBER TERM SEPTEMBER 30, 1974

BOOK 5143 PAGE 55

IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

JUDY ANN FORSYTHE BURNS)
)
VS.) NO. 72800
)
PHILLIP MICHAEL BURNS)

147-8
9 pw

O R D E R

This cause came on to be heard September 24, 1974, before the Honorable Joe C. Loser, Jr., Judge of the Third Circuit Court, sitting by interchange for Judge Benson Trimble, upon the original bill of the complainant, witnesses introduced by interrogatories and the entire record in this cause.

From all of which the Court was of the opinion that the allegations contained in the original bill were fully sustained, that is, that the defendant has been guilty of such cruel and inhuman treatment or conduct toward complainant as renders cohabitation unsafe and improper.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the complainant be and she is hereby 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 by the Court that the complainant isawarded the absolute care, custody and control of the three minor children of the parties and the defendant will pay to her the sum of $389.00 per month child support, with the further provision that if the complainant fails to pay the note on the house that the defendant will have the right to pay said note and deduct that amount from the monthly child support payment.

It is further ORDERED, ADJUDGED and DECREED by the Court that whatever right, title or interest that the defendant has or might have in the real estate of the parties located at 4907 Hopedale Drive, Nashville, Tennessee, be divested out of him and vested in the complainant as her sole property. Said property is described as follows:

Land in Davidson County, Tennessee, being Lot #21 on the Plan of Beverly Heights, Section I, as of record

in Book 2331, Page 26, Register's Office for said County, to which plan reference is here made for a more particular description.

Said Lot #21 is the same property conveyed to Philip Michael Burns and wife, Judy Ann Burns, by deed from Donald J. Stover and wife, Mary Stover, of record in Book 4384, Page 638, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that whatever right, title or interest that the defendant has or might have in the 1965 Chevrolet automobile be divested out of him and vested in the complainant as her sole property.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant will pay to the complainant's solicitor of record, Howard F. Butler, the sum of $250.00.

The defendant will pay the costs of this cause for which execution may issue if necessary.

Enter This 30 Day of Sept., 1974

JUDGE

O. K. FOR ENTRY:

Howard F. Butler, Howard F. Butler, Attorney for Complainant

I hereby certify that a copy of the foregoing order has been mailed to Mr. Howard D. Bridges, Attorney for Defendant, North Harding Mall, Nashville, Tennessee 37211, on September 26, 1974.

H. F. Butler

E01831

IDENTIF. REFERENCE

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MAY 3 2 45 PH '77

REGISTER
DAVIDSON COUNTY, TENN.

MAY-3[illegible] MISC ... B* 6.00 * 6.00

Docket No. 72800 105A/410

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* Judy Ann Forsythe Burns *Plaintiff, and* Phillip Michael Burns *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* 7th *day of* March *in the year one thousand nine hundred and* seventy-seven *and in the* 201st *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Patty Hughes, *D. C.*

Form #GR-117