IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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FRANKIE JOYCE WATSON NEELEY)

VS.) NO. 83718

BILLY JOE NEELEY)

M.B. P. 59 pw

FINAL DECREE

This cause came on to be heard this 5th day of November, 1976, before the Honorable Benson Trimble, Judge, on the original complaint, personal service of process, order of pro confesso, testimony of the complainant and witnesses all heard in open court. Based upon this and the entire record in this cause, the court finds

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the facts of the complaint are true in that the defendant has been guilty of such cruel and inhuman treatment or conduct towards the complainant as renders further cohabitation unsafe and improper. The court further finds that a divorce prayed for should be granted.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the complainant, Frankie Joyce Neeley, be and hereby is granted an absolute divorce from the defendant, Billy Joe Neeley, and that she be restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all of the defendant's right, title and interest in and to the following described real estate be divested out of the defendant, Billy Joe Neeley and be vested in the complainant, Frankie Joyce Neeley, subject to all indebtedness owed thereon. Said property being situated in Davidson County, Tennessee, and more particularly described as follows:

TRACT 1: LAND in the 14th Civil District of Davidson County, Tennessee BEING known as Tract 1 on the Map of the Pemberton Property, and described according to a copy of a survey made by Hickerson, Adams and Johnson, dated February 6, 1963, as follows:

BEGINNING at an iron pin in the east margin of Gray's Point Road, opposite a spike in the centerline of the same, in an old established, fence line, the southwest corner of this tract; thence along said old fence line, South 85° 40' East 148 feet to a gum and hickory tree; thence North 57° East 214 feet to a gum tree; thence leaving old fence, North 35° 20' West 56.5 feet to an iron pin a corner of Tract 2; thence with the line between Tracts 1 and 2; South 82° 20' West 316.5 feet more or less to an iron pin in the east margin of Gray's Point Road; thence with the margin of the same, South 7° 40' East 104.2 feet to the point of beginning, containing .78 of an acre, more or less.
BEING the same property conveyed to Billy Joe Neeley, and wife, Frankie J. Neeley by deed from Sue T. Viaches and Elinor Hardy Folk of record in Book 4749, page 905, said Register's Office.

TRACT 2: Land in the 14th Civil District of Davidson County, Tennessee BEING known as Tract No. 2 on the Map of the Pemberton Property, and described according to a copy of a survey made by Hickerson, Adams & Johnson, dated February 6, 1963, as follows:

BEGINNING at an iron pin in the East margin of Grays Point Road, at the corner of Tracts 1 and 2; thence with the line between said Tracts, North 82° 20' East 316.5 feet more or less to an iron pin; thence North 35° 20' West 113 feet to an iron pin, a corner of Tract 3; thence with the line between Tracts 2 and 3, South 82° 20' West 262.5 feet more or less to an iron pin in the east margin of Gray's Point Road; thence with the margin of the same, South 7° 40' East 100 feet to the point of beginning, containing .64 of an acre, more or less.
BEING the same property conveyed to Billy Joe Neeley, and wife, Frankie J. Neeley by deed from Sue T. Viaches and Elinor Hardy Folk of record in Book 4749, page 905, said Register's Office.

TRACT 3: LAND in the 14th Civil District of Davidson County, Tennessee, LAND being known as Tract No. 3 on the Map of the Pemberton Property, and described according to a copy of a survey made by Hickerson, Adams & Johnson, dated February 6, 1963, as follows:
BEGINNING at an iron pin in the east margin of Gray's Point Road, at the corner of Tracts 2 and 3, thence with the line between said Tracts, North 82° 20' East 262.5 feet more or less to an iron pin; thence North 35° 20' West 417.5 feet to an iron pin in the easterly margin of Gray's Point Road, about two miles from Eaton Creek Road; thence with the margin of Gray's Point Road, southerly around a curve, 286.5 feet to an iron pin; and continuing with the margin of said road, South 7° 40' East 100 feet to the point of beginning, containing 1.2 acres more or less.
BEING the same property conveyed to Billy Joe Neeley, and wife, Frankie J. Neeley by deed from Sue T. Viaches and Elinor Hardy Folk of record in Book 4749, page 905, said Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the exclusive care, custody and control of the two minor children be awarded to the complainant, Frankie Joyce Neeley, with reasonable visitation rights afforded the defendant, and it is further ordered that the defendant shall pay to the complainant one-third of all money coming into his hands from any source whatsoever with a minimum of $15.00 per week all of which to be paid through the office of the Circuit Court Court Clerk plus the Clerk's commission of 5%.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all the household furniture and furnishings now located on the real property at 4677 Grays Point Road be divested out of the defendant and be vested in the complainant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, Billy Joe Neeley, shall pay to the complainant's attorney, L. R. DeMarco, the sum of $300.00 as attorney's fees for all of which execution may issue if necessary.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, Billy Joe Neeley, be and is hereby permanently enjoined from drinking when exercising any of his visitations privileges or whenever in the presence of the minor children.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, Billy Joe Neeley, be and is hereby permanently restrained from harming, harrassing, or molesting the complainant in any way or manner whatsoever.

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

JUDGE

11-18-76

APPROVED FOR ENTRY:

L. R. DeMarco

L. R. DEMARCO

I hereby certify that a copy of the foregoing decree was mailed to the defendant, Billy Joe Neeley, 4677 Gray's Point Road, Nashville, Tennessee, this 12th day of November, 1976.

L. R. DeMarco

L. R. DEMARCO

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IDENTIF. REFERENCE

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FEE

DAVIDSON CO. TENN.

Docket No. 83718

102A/597

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* Frankie Joyce Watson Neeley *Plaintiff, and* Billy Joe Neeley *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* 13th *day of* June *in the year one thousand nine hundred and* seventy-seven *and in the* 201st *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Eddings, *D. C.*

Form #GR-117

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