IN THE FIRST CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

11-12-75
139A/534

KAY V. DUNN]
]
VS] NO. 79052
]
RICHARD CHARLES DUNN]

map 65-9
par 9

FINAL DECREE

This cause came on to be heard the 29th day of October, 1975, before the Honorable J. William Rutherford, Judge on the Complaint of the Plaintiff KAY V. DUNN, after having been announced in open Court that the case would be uncontested, personal service having been made on the Defendant RICHARD CHARLES DUNN on June 26, 1975, testimony of the Plaintiff and witnesses examined in open Court, statement of counsel for Plaintiff and the entire record in this cause. From all of this the Court is of the opinion and finds that the Defendant is guilty of such cruel and inhuman treatment or conduct towards the Plaintiff as renders cohabitation unsafe and improper, and that the Plaintiff should be awarded an absolute divorce from the Defendant and restored to all of the rights and privileges of an unmarried person.

It is, therefore, ORDERED, ADJUDGED and DECREED that the Plaintiff KAY V. DUNN be, and she is hereby, awarded an absolute divorce from the Defendant RICHARD CHARLES DUNN and restored to all of the rights and privileges of an unmarried person.

It further appearing to the Court that the parties advised they had entered into a property settlement and custody agreement wherein the parties have agreed that all of the Defendant's right, title and interest in and to the homeplace of the parties located at 4838 Big Horn Drive in Old Hickory, Davidson County, Tennessee, and more particularly described as follows:

> Being Lot No. 39 on the Plan of Sherwood Forest Subdivision, Section 2, Davidson County, Tennessee, as of record in Plat Book 4300, page 125, Register's Office, Davidson County, Tennessee.
>
> Said Lot No. 39 fronts westerly margin of Big Horn

Drive 75 feet, and runs back 140 feet on the north sideline, and 140 feet on the south sideline, and measures 75 feet across the rear lot line.

shall be divested out of the Defendant and same shall be vested in the Plaintiff to have and retain as her sole and separate property and the Plaintiff will assume and pay the balance of any indebtedness secured by said homeplace and shall hold the Defendant harmless from any claims against him arising out of her failure to pay any such indebtedness; that all of the Defendant's right, title and interest in and to the furniture and household goods and items located in the homeplace shall be divested out of the Defendant and same shall be vested in the Plaintiff to have and retain as her sole and separate property; that the Plaintiff shall be awarded custody of the parties' two minor children, Vance Edward Dunn and Carla Deneise Dunn and the Defendant shall have the right to visit with the minor children at reasonable times and places and the Defendant shall pay to the Plaintiff the sum of $50.00 per week for the support and maintenance of said minor children, beginning October 31, 1975; and that each of the parties releases the other in the ownership of their separate properties, real and personal, whether owned presently or hereafter acquired; and that said agreement is in all things good and proper and should be approved.

It is, therefore, ORDERED, ADJUDGED and DECREED that the property settlement and custody agreement be, and the same is hereby, approved.

It is further ORDERED, ADJUDGED and DECREED that the Defendant shall pay all of the costs of this cause for which execution may issue if necessary.

JUDGE

11-12-75

M. MORRIS JENKINS, Attorney for Plaintiff

CLARENCE O. INGRAM, Attorney for Defendant

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IDENTIF. REFERENCE

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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* KAY V. DUNN *Plaintiff, and* RICHARD CHARLES DUNN *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* 20th. *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 June Smith, *D. C.*

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