11-29-76
110B/1203

RUBY EDNA PERRY)
)
VS.)
)
JAMES EDWARD PERRY)

IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

NO. 84257

MAP 81-8
Par 35
35275 01W

FINAL DECREE

This cause came on for hearing on this the 26th day of November, 1976, before the Honorable Joe C. Loser, Jr., Judge of the Third Circuit Court of Davidson County, Tennessee, upon the original complaint filed by the complainant, Ruby Edna Perry, personal service had upon the defendant, James Edward Perry. judgment by default having been entered herein as the defendant failed to answer the complaint filed against him within the time prescribed by law, statement of the defendant's counsel of record that he no longer represented said defendant, due to the lack of cooperation between said attorney of record and his client, the defendant, James Edward Perry, testimony of witnesses heard in open Court, statement of counsel and upon the entire record herein;

From all of which the Court find that the allegations of complainant's complaint have been fully sustained, that is that the defendant, James Edward Perry has been guilty of such cruel and inhuman treatment and conduct towards the complainant as renders further cohabitation unsafe and improper for her to remain under his dominion and control; that he has abandoned her, turned her out of doors and has failed, refused and neglected to provide for her.

It is therefore ORDERED, ADJUDGED and DECREED that the bonds of matrimony heretofore subsisting by and between the parties are hereby dissolved and the complainant, Ruby ~~Edith~~ Edna Perry is hereby awarded an absolute divorce from the defendant, James Edward Perry, and she is hereby restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED that the custody of the two minor children of the parties, to wit, Treva Monette Perry, age 10 years and Robbin Wynn Perry, age 9 years is hereby vested in the complainant, Ruby ~~Edith~~ Edna Perry, with reasonable visitation privileges awarded to the defendant, however, said defendant will notify the complainant prior to any visitation with said minor children, that he intends to exercise said right, said notice to be at least 24 hours prior to the time he is to pick

up the minor children from the home.

It is further ORDERED, ADJUDGED and DECREED that the defendant, James Edward Perry shall pay to the complainant, Ruby ~~Edith~~ Edna Perry the sum of $530.62 per month as alimony and child support commencing December 1, 1976 and continuing each and every month thereafter, for the support and maintenance of compl ainant and the two minor children of the parties.

It is further ORDERED, ADJUDGED and DECREED that the homeplace of the parties located at 1918 9th Ave. North, Nashville, Davidson County, Tennessee is hereby awarded to the complainant, Ruby ~~Edith~~ Edna Perry, and any right, title or interest the defendant, James Edward Perry has in and to said homeplace is hereby divested from him and reinvested in the complainant to be hers absolute and in fee simple. Said real property is more particularly described in words and figures as follows:

> Land in Davidson County, Tennessee, being Lot No. 609 in the North Nashville Real Estate Company's Plan, as of record in Book 21, page 105, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 609 fronts 50 feet on the easterly side of Ninth Ave. North, formerly Buena Vista Street, and runs back between parallel lines 168-1/2 feet to an alley.
>
> Being the same property conveyed by warranty deed to James Perry and wife, Ruby Perry, from Beatrice M. Jones, of record in Book 4679, Page 593, Register's Office for Davidson County, Tennessee.

RECORDER'S MEMO:
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.

It is further ORDERED, ADJUDGED and DECREED that the complainant, Ruby ~~Edith~~ Edna Perry is hereby awarded all the household furniture and furnishings of the parties located in the homeplace located at 1918 9th Ave. North, Nashville, Tennessee, to be hers absolutely and in fee simple.

It is further ORDERED, AJUDGED and DECREED THAT THE complainant, Ruby ~~Edith~~ Edna Perry is hereby awarded the 1973 Buick automobile of the parties to be hers absolute and in fee simple and the defendant, James Edward Perry is ordered topay the mortgages owing thereon. The restraining order heretofore issued against the defendant, James Edward Perry regarding the 1973 Buick is hereby dissolved for the purpose of transferring the title to said automobile to the complainant.

It is further ORDERED, ADJUDGED and DECREED the complainant, Ruby ~~Edith~~ Edna Perry is hereby awarded a judgment against the defendant,

James Edward Perry in the amount of $512.48 representing the housenote paymentson the homeplace now in arrears in the amount of $382.48 plus the property taxes due on said homeplace in the amount of $130.00, all of which was ordered to be paid by the defendant by order of this court dated October 1, 1976, and which remains unpaid as of the final hearing of this cause.

It is further ORDERED, ADJUDGED AND DECREED that the defendant, James Edward Perry shall maintain hospitalization insurance upon the two minor children of the parties through his employer as prayed for in complainant's complainant and he is further ORDERED to pay any U.S. Income tax liens for which he may be liable and that complainant be held harmless thereon.

It is further ORDERED, ADJUDGED and DECREED that the defendant, James Edward Perry shall pay to Muriel Robinson, Attorney for complainant a reasonable fee for her services rendered in the amount of $350.00 plus the costs of this cause for all of which let execution issue if necessary.

It is further ORDERED and DECREED the defendant, James Edward Perry shall vacate the homeplace of the parties at 1918 9th Ave. North, Nashville, Tennessee by 4:00 P.M. on Tuesday, November 30, 1976.

This the 26th day of November, 1976.

Joe C. Loser, Jr.
JUDGE

APPROVED FOR ENTRY:

11/20/76

Muriel Robinson
Attorney for Complainant

I certify a copy of this final decree has been mailed to the defendant, James Edward Perry at his last Known addresses being 1918 9th Ave. North, Nashville, Tennessee and c/o the Ferro Corporation, Fiber Glass Division, Fiber Glass Road, Nashville, Tennessee, this the 26th day of November, 1976.

Muriel Robinson
Attorney

Map
Married Robinson
2113 32nd Ave N.
Nashville Tenn

BOOK 5168 PAGE 894

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IDENTIF. REFERENCE

JUL 8 3 14 PM '77

FELIX A. ... REGISTER
DAVIDSON COUNTY, TENN.

JUL-8 77 MISC 8* 8.00 * 8.00

Docket No. 84257 Minute Book 110B Page 1203

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* Ruby Edna Perry *Plaintiff, and* James Edward Perry *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* 8th *day of* July *in the year one thousand nine hundred and* Seventy-Seventh *and in the* 202nd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Eddings, *D. C.*

Form #GR-117