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11-5-75
1MB 1510

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FAYE RUTH HARDY FOSTER

65-9-52

VS. CIVIL ACTION NO. 79239 E.K.

JACK FOSTER

D E C R E E

This cause came on to be heard this 4th day of November, 1975, before the Honorable James M. Swiggart, Judge, holding the Sixth Circuit Court for Davidson County, Tennessee, upon the original bill of complaint, personal service having been had upon the defendant, judgment by default having heretofore been entered against the defendant, oral testimony of witnesses in open court, from all of which it appeared to the Court that the allegations contained in the original complaint are true, namely, that the defendant has abandoned your plaintiff, turned her out of doors and has refused and neglected to provide for her.

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting between the plaintiff and defendant, be and the same hereby are dissolved and for nothing held, and that the plaintiff be and she hereby is granted an absolute divorce from the defendant, and that her maiden name, Hardy, be restored to her.

It is further ORDERED, ADJUDGED and DECREED by the Court that the house and lot located at 4816 Everest Drive, Old Hickory, Tennessee, all right, title and interest which the defendant may have in same, be divested out of him and vested in your plaintiff, in fee simple title, subject to any mortgage that may be existing on said premises. A description of the property is here to the Court shown.

BEING Lot No. 86 on the Plan of Sherwood Forest, Section 3, of record in Book 4460, Page 81, Register's Office, Davidson County, Tennessee.

SAID Lot No. 86 fronts 80 feet on the northwesterly margin of Everest Drive, and runs back 144.81 feet on the northeasterly sideline, and 142.94 feet on the southwesterly sideline, and measures 80.01 feet across the rear lot line.

BEING the same property conveyed to Johnson Homes, Inc., by Warranty Deed from Miller Kimbrough, Trustee, of record in Book 4630, page 490, said Register's Office.

THIS Conveyance is subject to restrictive covenants of record in Book 4593, page 690, said Register's Office.

It is further ORDERED, ADJUDGED and DECREED by the Court that all household furnishings and fixtures located in said premises, be and the same hereby are divested out of the defendant and vested in your plaintiff, in fee simple title.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff have and recover of the defendant, the sum of Three Hundred Fifty ($350.00) Dollars as her attorney's fee in said cause, for which execution will issue.

It is further ORDERED, ADJUDGED and DECREED by the Court that the divesting of the real property heretofore mentioned and vesting same in your plaintiff be considered as alimony in solido.

Defendant will pay the costs of this cause, for which execution will issue.

s/ James Duggan
JUDGE

OKAY FOR ENTRY:

s/ J. Victor Barr
J. VICTOR BARR, JR.

CERTIFICATION

Certification is hereby made that a copy of this Decree has been mailed to Mr. Jack Foster, Apt. C-6, Briarwood Apartments, 1617 Lebanon Road, Nashville, Tennessee 37210, this 5th day of November, 1975.

s/ J. Victor Barr
J. VICTOR BARR, JR.

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IDENTIF. REFERENCE

JUL 20 1 18 PM 1977

FELIX Z. [illegible] REGISTER
DAVIDSON COUNTY, TENN.

Docket No. 79239 17B/1510

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* Faye Ruth Hardy Foster *Plaintiff, and* Jack Foster *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* July *in the year one thousand nine hundred and* seventy-seven *and in the* 202nd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Patty Bragg, *D. C.*

Form #GR-117