Map 103-4
Par 304

8-2-72
76 Fs/898

BOOK 5196 PAGE 961

MARTHA ANN RUTHERFORD	)	
	)	IN FOURTH CIRCUIT COURT FOR
	)	
VS.	)	DAVIDSON COUNTY, TENNESSEE
	)	
	)	
OTIS CARROL RUTHERFORD	)	NO. 64867

FINAL DECREE

This cause came on to be heard this 28th day of July, 1972, before Hon. Benson Trimble, Judge of Fourth Circuit Court for Davidson County, Tennessee, upon the petition for absolute divorce filed by petitioner, the order pro-confesso, testimony of witnesses introduced and examined in open Court, statements of counsel for petitioner, and upon consideration of the entire record, SEP 15 MISC B* 6.00 * 6.00

From all of which the Court finds that defendant was duly before the Court by personal service of process, but not appearing; that the allegations of the petition for absolute divorce are sustained by the proof; that defendant is and has been guilty of such cruel and inhuman treatment towards petitioner as renders further co-habitation between the parties unsafe and improper; and that petitioner is entitled to an absolute divorce from defendant together with the exclusive care, custody, and control of the children of the parties, Annette Rutherford and Otis Rutherford, Jr.

The Court further finds that the defendant should continue to pay into the registry of the Court one-third of all monies coming into his hands from any source whatsoever up to the sum of Fifty ($50.00) Dollars per week for the support and maintenance of the children of the parties and that he shall continue to keep an accurate accounting of all monies coming into his hands; that defendant should pay $200.00 to plaintiff's attorney, Richard R. Hedgepath as his reasonable attorney's fee; that all right, title, and interest defendant has in a 1966 Chevrolet Bel-Aire automobile, the household furniture and furnishings owned by the parties and

the house and lot located at 209 Sentinel Drive, further described below, be divested out of defendant and into plaintiff as her sole and separate estate. That the injunction heretofore issued by the Court enjoining defendant from coming about the plaintiff for the purpose of harming or harassing her be made perpetual.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED by the Court that plaintiff be and she is hereby granted an absolute divorce from defendant and restored to all the rights and privileges of an unmarried person.

It is further ORDERED that plaintiff be and hereby is granted the exclusive care, custody, and control of the children of the parties, Annette Rutherford and Otis Rutherford, Jr.

It is further ORDERED that defendant shall continue to pay into the registry of the Court one-third (1/3) of all monies coming into his hands from any source whatsoever up to the sum of $50.00 per week on Friday of each week for the support and maintenance of the minor children of the parties and that he pay to plaintiff's attorney of record, Richard R. Hedgepath, the sum of $200.00 as his reasonable attorney's fee.

It is further ORDERED that all right, title, and interest defendant has in the 1966 Chevrolet Bel-Aire automobile, household furniture and furnishings owned by the parties and the house and lot located at 209 Sentinel Avenue described as follows:

> Being Lot No. 103 on the Map of Valleyview Subdivision, Section III, as of record in Book 2330, Page 148, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 103 begins at a point in the westerly margin of Sentinel Drive, the common front corner of Lots Nos. 102 & 103; thence southwest 158.5 ft. to a point, the common real corner of Lots Nos. 102 & 103; thence South 21 feet to a point marked by a concrete monument; thence south 85° 10' west 50 feet to a point marked by a concrete monument; thence south 71 feet to a point, the common real corner of Lots Nos. 103 & 104; thence northeast 220.9 feet to a point in the west margin of Sentinel Drive, the common front corner of Lots Nos. 103 & 104; thence north along said margin 54 feet to the point of beginning.

be divested out of defendant and into plaintiff as her sole and separate property.

It is further ORDERED that the injunction heretofore issued by the Court enjoining defendant from coming about the plaintiff for the purpose of harming or harassing her be and hereby is made perpetual.

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

APPROVED FOR ENTRY:

Richard R Kelly Smith
Attorney for Plaintiff

FELIX E. DYER, REGISTER
DAVIDSON COUNTY, TENN.
SEP 15 9 57 AM '77
IDENTIF. REFERENCE

E 26076

J U D G E

AUG 3 1972

I certify that I mailed a copy of the foregoing to Otis Carrol Rutherford at his last known address, 4108 Dakota Avenue, Nashville, Tennessee, this 31st day of July, 1972.

Richard R Kelly Smith
Attorney for Plaintiff

8-2-72 76B/898

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* Martha Ann Rutherford *Plaintiff, and* Otis Carrol Rutherford *Defendant, as same remain of record in said Court.*

COURT OF DAVIDSON COUNTY

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 13th *day of* September *in the year one thousand nine hundred and* Seventy Seven *and in the* 202 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Coker, *D. C.*