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10-11-77
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10-28-77

IN THE FIFTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

96-15-3
E.K.

DONALD WILSON LEWIS,

Plaintiff and Cross-Defendant

VS.

No. 87369

BETTY FAY LEWIS,

Defendant and Cross-Plaintiff

FINAL DECREE

This cause came on to be heard on October 11, 1977, before the Honorable Stephen North, Judge of the Fifth Circuit Court of Davidson County, Tennessee, upon the original complaint, the answer and cross-complaint, and the answer thereto.

From the pleadings, the testimony of the parties and their supporting witnesses, the Court was of the opinion that the allegations of the original complainant were not sustained by the evidence, and the same is accordingly dismissed. The Court was of the further opinion that the allegations of the cross-complainant were fully sustained by the evidence, that is, that the cross-defendant, Donald Wilson Lewis, has been guilty of such cruel and inhuman treatment and conduct towards the cross-plaintiff as makes it unsafe and improper for her to further cohabit with him or remain under his dominion and control.

It is therefore, ORDERED, ADJUDGED AND DECREED, that the bonds of matrimony heretofore subsisting between the said Betty Fay Lewis and Donald Wilson Lewis, be and they are hereby forever and perpetually dissolved. The said Betty Fay Lewis is hereby decreed an absolute divorce from the said Donald Wilson Lewis and she is further restored to all the rights and privileges of an unmarried person.

It is further decreed that the mother, Betty Fay Lewis have the custody and control of the minor son of the parties, namely, David Roberts Lewis, and that Donald Wilson Lewis pay to Betty Fay

Lewis, the sum of Seventy-Five Dollars ($75.00) on October 15, 1977, and the sum of One Hundred and Fifty Dollars ($150.00) on the fifteenth of each month thereafter, until the said son is eighteen (18) years of age, as support for said child.

It is further ORDERED, ADJUDGED AND DECREED that all of the right, title and interest, in and to, a certain parcel of real estate, located at 3103 Lakeland Drive in Nashville, Tennessee, which property has been the home of the parties, and which is now occupied by the said Betty Fay Lewis and the minor son, and which has been owned by the parties as tenants by the entirety; and more particularly described as follows:

> "Land in Davidson County, Tennessee, being Lot No. 908 on the map of Cloverhill, Section 2, of record in Book 2663, page 26, Register's Office for Davidson County, Tennessee, described as follows:
>
> Said Lot No. 908 fronts 80 feet on the south side of Lakeland Drive and runs back between lines 486.3 feet, more or less, on the west line and 393.4 feet more or less, on the east line to McCrory Creek, measuring 123 feet, more or less, thereon. Being the same property conveyed to Donald Wilson Lewis and wife, Betty F. Lewis, by deed from F. E. Stratton and wife, Bettie Stratton, as of record in Book 2860, Page 405, Register's Office for Davidson County, Tennessee."

now vested in the said Donald Wilson Lewis, is hereby divested out of the said Donald Wilson Lewis, and the title thereto, is vested in Betty Fay Lewis, in fee simple.

It is further ORDERED, ADJUDGED AND DECREED that all of the household furnishings now located in said home, including furniture, rugs and carpets, draperies and curtains, china and glassware, appliances, silver and flatware, utensils, and all other personal property, is hereby decreed to Betty Fay Lewis; with the exception of the following:

(a) Personal clothing of Mr. Lewis.

(b) Dresser which belonged to his grandmother.

(c) Set of dishes given them by his mother.

(d) Old iron kettle and flatiron.

(e) Chest of Drawers.

(f) Truck topper (for camper).

(g) Two (2) quilts.

(h) His hand tools.

which are decreed to Mr. Lewis who will call at the home for them on Saturday, October 15th at 10:30 a.m., at which time Mrs. Lewis will make them available to him.

It appearing that the said Donald Wilson Lewis insists that the parties have the amount of Three Thousand Dollars ($3,000.00) on deposit in their joint names in a savings account at the Donelson Branch of the Commerce Union Bank, and that the said Betty Fay Lewis denies the existance of any such amount in the account, and says that it has been expended before the hearing for living expenses and for the necessities of the son, and the Court having no proof as to whether said amount is on deposit as claimed by Mr. Lewis, it is decreed that if such account and amount is in existence, that it will become the property of Mr. Lewis.

The said Donald Wilson Lewis is hereby directed to sign and execute all documents necessary to transfer the title to the automobile which is now driven by and in the possession of Mrs. Lewis to her, as well as to effect the directions of this decree.

The said Donald Wilson Lewis will pay to Jack Norman, Sr., the sum of Three Hundred and Fifty Dollars ($350.00), as attorney's fee for representing Mrs. Wilson in this cause, for which execution may issue if necessary.

The original injunction and restraining order heretofore issued in this cause, insofar as it enjoins the said Donald Wilson Lewis from coming around the said Betty Fay Lewis, at any place, for the purpose of injuring her, threatening her, molesting her, interferring with her possession of her home or her custody of the minor son, is hereby made permanent.

The said Donald Wilson Lewis will pay the costs of this cause, for which execution may issue if necessary.

This 28th day of October, 1977.

JUDGE, FIFTH CIRCUIT COURT

APPROVED FOR ENTRY:

Jack Norman, Sr.
Attorney for Mrs. Lewis

Joe P. Binkley
Attorney for Mr. Lewis

CERTIFICATE

I hereby certify that I have mailed a copy of this decree to Mr. Joe P. Binkley, Attorney for Mr. Lewis, Parkway Towers, James Robertson Boulevard, Nashville, Tennessee, this _____ day of October, 1977.

Jack Norman
213 Third Avenue North
Nashville, Tennessee 37201

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IDENTIF. REFERENCE)

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Nov 9 9 01 AM '77

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

NOV-95 MISC B* 10.00 * 10.00

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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~~* True Copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Donald Wilson Lewis *Plaintiff, and* Betty Fay Lewis *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* 9th *day of* November *in the year one thousand nine hundred and* seventy-seven *and in the* 202nd. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Buttrey, *D. C.*