MAP 116 - 10 - Par - 61 11-4-77 1135/3422

IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

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JANE KENNEDY BROWN	)	
	)	
VS.	)	NO. 88127
	)	
RANDAL EDWARD BROWN	)	

FINAL DECREE

This cause came on to be heard on the 27th day of October, 1977 before the Honorable Joe C. Loser, Jr., Judge, holding the Third Circuit Court of Davidson County, Tennessee, upon the pleadings, the testimony of the parties and witnesses in open court, depositions and interrogatories, argument of counsel and the entire record herein. Whereupon, the Court having considered the same finds as follows:

1. That the Plaintiff, Jane Kennedy Brown, has sustained her grounds for divorce, that is, that the Defendant has been guilty of cruel and inhuman treatment or conduct as renders further cohabitation unsafe and improper.

2. That the Plaintiff is entitled to the care, custody and control of the three minor children of the parties with reasonable rights of visitation being reserved for the Defendant.

3. That as alimony in solido the Plaintiff shall receive (a) sole title and ownership to the residence presently jointly owned by the parties located at 229 Deer Park Circle in Nashville, Tennessee; (b) sole title and ownership of the 1973 Dodge automobile normally operated by her; (c) the sum of $10,000.00 in cash which shall be paid to her by the Defendant in four equal annual installments with the first installment being paid by him on December 1, 1977 and an equal amount on the 1st of December for three consecutive years thereafter; and (d) her reasonable attorney's fees for her attorney of record in this cause.

4. That the Defendant shall pay over to the Plaintiff as installment alimony the sum of $400.00 each and every month for a period of eleven years beginning on the 1st of November, 1977 and on the 1st of each month thereafter or until her death or remarriage.

5. That the Defendant shall pay over to the Plaintiff for the support and maintenance of the minor children of the parties the sum of $300.00 per month per child or a total of $900.00 each and every month beginning on the 1st day of November, 1977 and on the 1st day of each month thereafter during the minority of said children.

6. That the Defendant shall maintain hospital insurance on the three minor children of the parties and shall pay and hold the Plaintiff harmless from any such medical expenses incurred on behalf of the minor children in excess of the hospital insurance being carried provided such medical expenses incurred on behalf of the children are reasonably necessary.

7. That the household furnishing and appliances have been divided by the parties pursuant to their verbal agreement and the Court will take no action upon the same unless there is a dispute by the parties in their agreement in this respect.

IT IS ACCORDINGLY ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the parties be and the same are hereby dissolved and the Plaintiff, Jane Kennedy Brown, be and she is hereby awarded an absolute divorce from the Defendant and restored to all of the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED by the Court that the Plaintiff be and she is hereby awarded the exclusive care, custody and control of the three minor children of the parties subject to reasonable visitation in the Defendant.

IT IS FURTHER ORDERED by the Court that as alimony in solido the Plaintiff, Jane Kennedy Brown, is hereby vested with all of the right, title and interest in the real estate of the parties located at 229 Deer Park Circle and all of the Defendant's right, title and interest in said real estate is hereby divested and his said interest is vested in the Plaintiff to be hers in fee simple ownership; said property being more fully described as follows, to-wit:

> Land in Davidson County, Tennessee, being in the City of Belle Meade and being the northerly part of Lot No. 30, and the northerly part of the westerly 25 feet of Lot No. 31 on the Plan of A. M. Bransford's Subdivision of lots Nos. 29 to 34 inclusive and Lot No. 45 in the First Belle Meade Subdivision, as of record in Book 421, page 139, Register's Office for said County.
>
> SAID northerly part of Lot No. 30 and the westerly 25 feet of the northerly part of Lot No. 31 front together 125 feet on the southerly side of Deer Park Circle, and run back 187.3 feet on the easterly line and 201 feet on the westerly line to a dead line, measuring 126.5 feet more or less, thereon.
>
> BEING the same property conveyed to Randal E. Brown and wife, Jane K. Brown, by deed from Ben R. Murphy, et ux, of record in Book 4433, page 237 of the Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED by the Court that the Plaintiff be vested with sole title and ownership of the 1973 Dodge automobile normally used by her and the Defendant shall execute such title certificate to accomplish placing sole ownership of the same in the Plaintiff.

IT IS FURTHER ORDERED by the Court that as alimony in solido the Defendant shall pay over to the Plaintiff the sum of $10,000.00 in cash which payment shall be made in four equal annual installments with the first such installment due on or before December 1, 1977 and a equal amount due on the 1st day of December for the three consecutive years following.

IT IS FURTHER ORDERED by the Court that as alimony in solido to the Plaintiff that she shall have and recover for her attorney of record in this cause, John W. Kelley, from the Defendant the sum of $6000.00 and for the collection of which the execution process of this Court may issue, if necessary.

IT IS FURTHER ORDERED by the Court that as installment alimony the Defendant shall pay over to the Plaintiff the sum of $400.00 each and every month beginning on the 1st day of November, 1977 and on the 1st day of each and every month thereafter which payments shall continue for a period of eleven years or until the death or remarriage of the Plaintiff.

IT IS FURTHER ORDERED by the Court that the Defendant shall pay over to the Plaintiff for the support and maintenance of the three minor children of the parties the sum of $300.00 per month per child or a total of $900.00 each and every month beginning on the 1st day of November, 1977 and thereafter on the 1st day of each month following.

IT IS FURTHER ORDERED by the Court that the Defendant shall maintain hospital insurance coverage on the three minor children of the parties and shall pay and hold the Plaintiff harmless from any and all such medical expenses incurred for and on behalf of any minor child which may be in excess of the hospital insurance coverage; provided, however, that such medical expenses incurred on behalf of the minor children are reasonable and necessary.

IT IS FURTHER ORDERED by the Court that the costs of this cause are taxed to the Defendant for which execution may issue, if necessary.

Enter this _____ day of _____, 1977.

JOE C. LOSER, JR., JUDGE

11/4/77

Enter This 4 Day of Nov., 1977

APPROVED FOR ENTRY:

ORTALE, KELLEY, HERBERT & CRAWFORD

By: John W. Kelley
Attorney for the Plaintiff

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ELLEDGE, CHEADLE & BOYCE

By: John R. Cheadle
Attorney for the Defendant

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IDENTIF. REFERENCE T

DEC 16 9 51 AM '77
FELIX Z. WILSON IT REGISTER
DAVIDSON COUNTY, TENN.

DEC 16 '77 MISC

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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* Jane Kennedy Brown *Plaintiff, and* Randal Edward Brown *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* 15 *day of* Dec. *in the year one thousand nine hundred and* seventy- seven *and in the* 202st. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By P. Lyles, *D. C.*