2-6-78
356/807

BOOK 5289 PAGE 460

IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY,
TENNESSEE, AT NASHVILLE

JANET JOHNSON ROBERTS)
)
)
VS.) NO. 89961
)
)
ROGER DALE ROBERTS)

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FINAL DECREE OF DIVORCE

THE ABOVE cause came to be heard on the 1st day of February, 1978, before the Honorable Stephen North, Judge of the Fifth Circuit Court for Davidson County, Tennessee, upon the Complaint for Divorce heretofore filed; whereupon, it appeared that the Defendant was properly before the Court by personal service of process, but that the Defendant had failed to plead or answer within the time provided by law, and upon Motion of the Plaintiff, a judgment by default was previously ORDERED.

Thereupon, the Court heard the testimony of the Plaintiff and Plaintiff's witnesses in open Court and from all of which it appears that the Plaintiff is entitled to a divorce on the ground of cruel and inhuman treatment; the allegations of the Petition having been sustained.

It is, therefore, ORDERED, ADJUDGED and DECREED that the Plaintiff, JANET JOHNSON ROBERTS, be, and she is hereby awarded an absolute divorce from the bonds of matrimony with the Defendant, ROGER DALE ROBERTS, and is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Property Settlement Agreement heretofore entered into by and between the parties is hereby accepted and approved by the Court and is incorporated herein as follows:

Shelton Hatcher
ATTORNEY AT LAW
219 W. MAIN ST.
HENDERSONVILLE, TN
37075

IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE,
AT NASHVILLE

BOOK 5289 PAGE 461 MAP 162-5C-
Par 15 JS

JANET JOHNSON ROBERTS)
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VS.) NO. 89961
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)
ROGER DALE ROBERTS)

PROPERTY SETTLEMENT AGREEMENT

WHEREAS, JANET JOHNSON ROBERTS and ROGER DALE ROBERTS are presently man and wife and are the parties to a divorce action which is pending in the Fifth Circuit Court for Davidson County, Tennessee;

WHEREAS, they have reached a Property Settlement Agreement, in the event, and only in the event that such divorce is ultimately granted hereto, and;

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual promises, each made to and relied on by the other, as well as other good and valuable consideration, the receipt of which is hereby acknowledged;

IT IS AGREED THAT:

1. The Plaintiff, Janet Johnson Roberts, shall be awarded the care, custody and control of the two minor children of the parties, Stephen Roberts and Cynthia Gail Roberts, with reasonable visitation rights being awarded to the Defendant, Roger Dale Roberts.

2. The Defendant shall be required to pay the sum of Thirty & 00/100 ($30.00) Dollars, per week, as child support for the two minor children; the same to be paid directly to the Plaintiff.

3. The Defendant shall be required to maintain medical and hospitalization insurance on the two minor children.

4. The Plaintiff shall be awarded all of the Defendant's right, title and interest in the parties' real property located at 5515 Country Drive, #15, Nashville, Tennessee, the same being more particularly described as follows:

> A certain condominium apartment in Davidson County, Tennessee, described as follows, to wit:
>
> TOWN House No. 15, Building No. 5, in Hickory Valley Condominiums, a horizontal property regime in Nashville, Davidson County, Tennessee, as shown on the Plan of Hickory Valley, of record in Book 4460, Page 27, Register's Office for Said County, to which plan reference is heremade.
>
> BEING the same property conveyed to Roger Dale Roberts and wife, Janet Roberts, by Deed from Randall Phillips Builders, Inc., of record in Deed Book _____, Page _____, Register's Office for Davidson County, Tennessee.

5. The Defendant shall hold the Plaintiff harmless as to any debts incurred as a result of this marriage, excluding the mortgage on the homeplace.

6. The Defendant shall be awarded the 1977 Ford LTD and shall hold the Plaintiff harmless as to any encumbrance on said automobile.

IN WITNESS WHEREOF, I, JANET JOHNSON ROBERTS, affix my signature to this document, this _____ day of _____, 197__.

/s/
JANET JOHNSON ROBERTS

APPROVED:

/s/
Shelton Hatcher, Attorney for
Plaintiff

Shelton Hatcher
ATTORNEY AT LAW
919 W. MAIN ST.
HENDERSONVILLE, TN
37075

IN WITNESS WHEREOF, I, ROGER DALE ROBERTS, have affixed my signature to this document this _____ day of _____, 197__, with the knowledge that it was prepared by Shelton Hatcher in his capacity as attorney for the Plaintiff. I further understand that I continue to have the right to consult with an attorney, if I should elect to employ an attorney, prior to signing this instrument as well as after this instrument is signed.

/s/
ROGER DALE ROBERTS

WITNESS:
/s/
_____

The costs of this cause are assessed against the Defendant for all of which execution may issue.

ENTER THIS 6th day of February, 1978.

Judge Stephen North

ORDER PREPARED BY:

Shelton Hatcher
Shelton Hatcher, Attorney
for Plaintiff

IDENTIF. REFERENCE →
MAY 24 11 42 AM '78
FELIX Z. WILCOXON REGISTER
DAVIDSON COUNTY, TENN.
E67108

CERTIFICATE

I hereby certify that I have mailed a copy of the foregoing Final Decree of Divorce to the Defendant, Mr. Roger Dale Roberts, 5058 Cherrywood Drive, Nashville, Tennessee, 37211, this 3rd day of February, 1978.

Shelton Hatcher
Shelton Hatcher

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* Janet Johnson Roberts *Plaintiff, and* Roger Dale Roberts *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* 24th. *day of* May *in the year one thousand nine hundred and* Seventy-eight *and in the* 203rd. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Jene Smith, *D. C.*

Shelton Hatch
TORNEY AT
319 W. MAIN E
DERSONVILLE
37075