6-16-78
36A/275

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IN THE FIFTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

SUELLEN BOGLE)
)
VS.) NO. 90877
)
WAYNE WOODRUFF BOGLE)

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This cause came on to be heard on this the 13th day of June, 1978, before the Honorable Stephen North, Judge, Circuit Court, Part Five, upon the petition for divorce of Suellen Bogle, the property settlement entered into by and between the parties, and the oral testimony of the complainant heard in open Court. From all of which the Court is of the opinion that irreconcilable differences exist by and between the parties and that Suellen Bogle should be awarded an absolute divorce. It is further the opinion of the Court that the property settlement entered into by and between the parties should be approved, said Property Settlement Agreement being as follows:

"CHILD SUPPORT, CUSTODY
AND
PROPERTY SETTLEMENT AGREEMENT

THIS AGREEMENT made and entered into this 15th day of May, 1978, by and between Suellen Highers Bogle, hereinafter called wife, and Wayne Woodruff Bogle, hereinafter called husband, both residents of Davidson County, Tennessee;

WITNESSETH:

WHEREAS the parties have been married for approximately five years and there are four children born of their marriage, namely, Karen Sue Bogle, age 10 years; Jennifer Lynn Bogle, age 5 years; Wayne Woodruff Bogle, Jr., age 4 years; and Travis Clayborn Bogle, age 3 years; and

WHEREAS certain irreconcilable differences have arisen between the parties and they now live separate and apart and have no expectations of resuming their marital relationship; and

WHEREAS divorce proceedings are pending in the Fifth Circuit

Court for Davidson County, Tennessee, being Civil Action Number 90877; and

WHEREAS the parties are desirous of providing alimony for the wife and for the custody, maintenance and support of their said children; and

WHEREAS the parties have acquired certain real and personal property and they desire to enter into an agreement respecting their right, title, and interest in such property; and

WHEREAS the parties now desire to clarify, amplify, and make more specific their respective rights and obligations,

NOW THEREFORE in consideration of the premises and other good and valuable consideration, it is mutually understood and agreed by and between the parties as follows:

1. The parties now live separate and apart and neither shall harass or interfere with the other in any way or manner.

2. The minor children Karen Sue Bogle and Travis Clayborn Bogle shall remain in the custody of the wife and the husband shall have reasonable visitation rights with said children.

3. The minor children Jennifer Lynn Bogle and Wayne Woodruff Bogle, Jr., shall remain in the custody of the husband and the wife shall have reasonable visitation rights with said children.

4. The husband shall pay to the wife as and for child support the sum of $50.00 per week beginning July 1, 1978.

5. The husband will be responsible for paying the notes on the house at 1421 Mohawk Trail, Madison, Tennessee, to current status by July 1, 1978.

6. The wife shall receive as her sole and separate property the real property located at 1421 Mohawk Trail, Madison, Tennessee, subject to the indebtedness thereon, except as set forth in paragraph 5.

7. The husband shall receive as his sole and separate property the real property owned by the parties in Pleasant Shade, Smith County, Tennessee, subject to the indebtedness thereon.

8. The electric bill and telephone bill shall remain in the name of the husband until the wife is financially able to transfer

them to her name. The wife will be responsible for the payment of the monthly electric and telephone charges.

9. The wife shall receive as her sole and separate property the household goods and furnishings located at the residence of the parties at 1421 Mohawk Trail.

10. The wife shall receive as her sole and separate property the four cemetery lots owned by the parties in Smith County, Tennessee.

11. The wife shall be responsible for the payment of her two notes at the Bank of Goodlettsville.

12. Each party shall retain their respective clothing, jewelry, sports equipment, tools, and other personal property.

IN WITNESS WHEREOF the parties have executed this agreement the day and date first above written.

/s DENNIS WRIGHT
WITNESS

/s WAYNE WOODRUFF BOGLE

/a CLARENCE M. BEATY, JR.
WITNESS

/s SUELLEN HIGHERS BOGLE "

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT that the bonds of matrimony heretofore existing and subsisting by and between the parties be and the same hereby are dissolved and Suellen Bogle granted an absolute divorce. It is further the ORDER of the Court that the Property Settlement Agreement as set out above is hereby approved by the Court and made the ORDERS of this Court. It is further the ORDER of this Court that Suellen Bogle have all right, title or interest which Wayne Woodruff Bogle has in the following described real estate;

> "Being lots nos 58, 59, and 60 on the map of Nawakwa Hills Powwow Addition, Section No. 2, as of record in Book 974, page 10, R. O. D. C., Tennessee.
>
> Said lots adjoin and front together 150 feet on the east side of Whoopee Trail, and run back between parallel lines 150 feet to a dead line.
>
> Being the same property as conveyed to Wayne W. Bogle and wife, Suellen Bogle, by deed of record in Book 4509, page 312, Register's Office for Davidson County, Tennessee."

That the defendant pay the costs of this cause. For all of which let execution issue if necessary.

JUDGE

Enter This 16 Day of June, 1978.

FOR ENTRY:

CLARENCE M. BEATY, JR.

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* SUELLEN BOGLE *Plaintiff, and* WAYNE WOODRUFF BOGLE *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* 17th. *day of* July *in the year one thousand nine hundred and* Seventy-Eight *and in the* 203rd. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By , *D. C.*

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CERTIFICATION

I hereby certify that a copy of this Decree has been mailed to Mr. Dennis Wright, Attorney for the defendant, at 400 Gallatin Road, North, Madison, Tennessee 37115.

This the 14th day of June, 1978.

CLARENCE M. BEATY, JR.

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IDENTIF. REFERENCE

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FELIX Z. WILSON REGISTER
DAVIDSON COUNTY, TENN.