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BOOK 5318 PAGE 624

IN THE FIRST CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

5-5-78
144C/1912
141.15
Par 155

NANCY ELIZABETH REDD NIX Complainant	§	
-VS-	§	NO. 90255
JERRY LYNN NIX Defendant	§	

AUG-1 MISC B* 6.00 * 6.00

ORDER

This cause came on to be heard before the Honorable Robert Lillard, Judge of the First Circuit Court this 1st day of May, 1978 upon the entire record in the cause, and at the conclusion of all the testimony the Court ook the matter under advisement and rendered a memorandum opinion and finding of fact, an exact copy of which is attached as exhibit "A" to this order and incorporated by reference herein.

From all of the above, the Court orders as follows:

1. The original complainant is granted a full, final and absolute divorce from the defendant and the cross-complainant on the grounds of cruel and inhuman treatment, that is that the defendant and cross-complainant has been guilty of such cruel and inhuman treatment as renders cohabitation unsafe and it is improper for her and the minor children to remain under his dominion and control.

The cross-complaint of the defendant is hereby dismissed and for nothing held.

2. The complainant is given the exclusive care, custody and control of the minor children of the parties with reasonable visitation privileges reserved to the defendant, Mr. Jerry Lynn Nix.

3. The defendant is ordered to pay the sum of Three hundred ($300.00) Dollars per month for the support of the minor children of the parties beginning the day this order is entered on the minutes of the Court, and thereafter on the 1st day of each succeeding month.

4. The Complainant is given all of the jointly owned personal properties of the parties including all personal effects of Mrs. Nix now in the possession of the defendant and the defendant is ordered to return any of said items in his possession or in the possession of any third party to the complainant within ten days from the date of

this order.

5. The defendant is ordered to provide adequate health (hospitalization and accident) insurance for the minor children of the parties commensurate with the coverage that was in effect at the time the defendant cancelled said policy and to supply the complainant with documented evidence of said insurance.

6. The defendant is ordered to keep in force life insurance which was in effect at the time of the change of beneficiary and to make the minor children the beneficiaries thereof and to supply the complainant with documented evidence of said insurance.

7. The defendant will retain title to the rural property located near Smithville, Tennessee and any right, title and interest of the complainant is divested from her and vested in the defendant.

8. All of the defendant's right, title and interest in the property located at 526 Southcrest Drive in Nashville, Tennessee is hereby divested from the defendant and vested in fee simple absolute in the complainant.

9. The Court further finds that the Florida property located near Disneyland was fraudently conveyed by the defendant to his mother for the purpose of defeating the complainant's interest in said property, but is of the opinion that the Court cannot set aside or declare such conveyance invalid.

It is further Ordered that upon the evidence recalled by the Court that the value of the property was apparently in the amount of $35,000.00 and the complainant is awarded the sum of $17,500.00 alimony in solido to be paid at the rate of $250.00 per month beginning with the entry of the final order in this cause, direct to the plaintiff and continuing thereafter a like amount on the 1st day of each succeeding month until fully paid.

10. The complainant is further awarded the sum of $1,000.00 as alimony for the payment of her attorney of record, the Honorable Daniel D. Finch as a reasonable fee for services rendered and that said sum is due and payable upon the entry of the order and shall constitute a lien upon the property located near Smithville, Tennessee.

11. It is further ordered that all personal property not hereinabove awarded the complainant will remain the property of the defendant.

It is further ORDERED that all pending motions now pending before the Court are declared moot upon the entry of the final order.

It is further Ordered that the costs of this cause will be assessed against the defendant, for which let execution issue if necessary.

JUDGE

APPROVED FOR ENTRY:

FINCH, McBROOM & DAVENPORT

By: _____
Daniel D. Finch, Attorney for Complainant
707 Nashville Trust Building
Nashville, Tennessee 37201
(615) 256-5335

_____
Charles C. Morrow, Attorney for Defendant

IDENTIF. REFERENCE
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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Order has been mailed to the Honorable Charles C. Morrow, Attorney for the defendant, 3221 Nolensville Road, Nashville, Tennessee 37211, this the 5th day of May, 1978.

Daniel D. Finch

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* Nancy Elizabeth Redd Nix *Plaintiff, and* Jerry Lynn Nix *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* 13th *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.

Form #GR-117