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IN THE CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

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PATSY NAN BLAYLOCK CARTER,)
Plaintiff)
VS.) NO. 92357
OSCAR WILLIS CARTER,)
Defendant.)

FINAL DECREE

This cause came on to be heard on the 18th day of June, 1978, in the Sixth Circuit Court of Davidson County, Tennessee, upon the original complaint filed by Patsy Nan Blaylock Carter, and the answer of the Defendant, Oscar Willis Carter.

From the pleadings in the cause, the oral testimony heard in open court in support of the original complaint through the Plaintiff and her supporting witnesses, from the statement of counsel and from the entire record in this cause, the Court is of the opinion that the allegations of the original complaint have been fully sustained by the evidence, that is, that the Defendant, Oscar Willis Carter, has been guilty of such cruel and inhuman treatment or conduct towards the Plaintiff, Patsy Nan Blaylock Carter, as to render further cohabitation unsafe and improper.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the Plaintiff, Patsy Nan Blaylock Carter,and the Defendant, Oscar Willis Carter, be and the same are hereby and forever perpetually dissolved. The said Patsy Nan Blaylock Carter is hereby decreed an absolute divorce from the said Oscar Willis Carter and she is further restored to all the rights and privileges of an unmarried person.

It appearing to the Court that no children have been born of this marriage and that the parties have reached an amicable settlement and equitable division of the marital estate and all claims which each would have against the other as a result of this marriage, the terms and conditions of said agreement having been submitted to the Court, are hereby and now approved and included in this final decree which will carry the agreement of the parties in full as attested by their signatures to this decree.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all of the right, title and interest in and to a certain piece of improved real estate located at 62 Revere Park, Sugartree, Nashville, Davidson County, Tennessee 37205, which has been the home residence of the parties and which has heretofore been owned by them as tenants by the entirety and more particularly described as follows:

> Land in Davidson County, Tennessee, being a certain building site identified as No. 62 as shown on the revised Plan of Sugartree, Phase II, as of record in Book 4860, pages 79 and 80, as amended by instruments of record in Book 5005, page 144, Book 5010, page 117, and Book 5015, page 550, Register's Office for said County.
>
> Being the same property conveyed to Oscar Willis Carter and wife, Nan Blaylock Carter, by deed from Gary W. Fox d/b/a Gary Fox Construction Company, as recorded in Book 5168, page 327, Register's Office for Davidson County, Tennessee.

now vested in the said Oscar Willis Carter is hereby divested out of the said Oscar Willis Carter and the title to the above described property is hereby vested in Nan Blaylock Carter in fee simple.

It is further understood that this home place property is free and unencumbered.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all of the personal property now contained in the home place at 62 Revere Park, Sugartree, Nashville, Davidson County, Tennessee, including furniture, carpeting, drapes, appliances, glassware, chinaware, bric-a-brac, tools, implements, and all other personal property contained therein, with the exception of certain personal property listed and described on

a listing titled "Personal Property of Oscar Willis Carter" attached to and made a part of this decree, is hereby decreed to Patsy Nan Blaylock Carter as her sole and separate estate. The said Patsy Nan Blaylock Carter will make available to Oscar Willis Carter all of the personal property contained in the list referred to above, which articles are decreed to be the property of Oscar Willis Carter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to certain real estate located in DeKalb County, Tennessee, heretofore jointly owned by the parties, be and the same is hereby divested out of the said Patsy Nan Blaylock Carter and vested solely in the said Oscar Willis Carter. Said real estate is more particularly described as follows:

> A certain tract or parcel of land in DeKalb County, Tennessee, described as follows:
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> Being Lots Nos. 123 and 124 of the Hillcrest Hills Subdivision, as shown on a plat of record in Deed Book Q-3, page 178, Register's Office for DeKalb County, Tennessee, to which plat reference is herein made for a more particular description.
>
> Being property conveyed to Oscar W. Carter and wife, Nan B. Carter, by deed from Mary Sue Gulbenk and R. M. Gulbenk, as of record in Deed Book D-5, page 734, Register's Office for DeKalb County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to certain real estate located in Perry County, Tennessee, heretofore jointly owned by the parties, be and the same is hereby divested out of the said Oscar Willis Carter and vested solely in the said Patsy Nan Blaylock Carter. Said real estate is more particularly described as follows:

> A tract or parcel of land lying and being situated in the 2nd Civil District of Perry County, Tennessee, and more particularly bounded and described as follows:
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> Beginning on an iron stake, said stake stands N. 23° E. 30 feet from Henley's N.W. corner, and runs thence N. 18° E. 100 feet to an iron stake; thence

N. 71° W. 212 feet to a maple tree marked as a corner; thence S. 23° W. 191 feet with the waters edge to an iron stake; thence N. 76° E. 160 feet to a stake; thence S 85° E. 47 feet to a stake; thence S. 67° E. 47 feet to the beginning, containing approximately 25,750 square feet. Description taken from survey of J. B. Wilburn dated 8/18/76.

Subject to TVA flowage easement to elevation contour 381 feet.

Being the same property conveyed to Oscar W. Carter and wife, Nan B. Carter, by deed from Wilbur T. Nix and Beadie S. Nix, of record in Deed Book P-17, page 268, Register's Office for Perry County, Tennessee.

It appearing to the Court that the marital estate of these parties is extensive,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that by way of alimony and support, which is not subject to future change by decree of Court, in consideration of which each party will release the other from any and all future claims of any kind as a result of this marriage, that the said Oscar Willis Carter pay to the said Patsy Nan Blaylock Carter the sum of Two hundred, ninety thousand and 00/100 ($290,000.00) Dollars, payable as follows:

Four thousand, one hundred, sixty-six and 60/100 Dollars ($4,166.60) each month after the date of this decree for the first twelve (12) months thereafter which will total Fifty thousand and 00/100 Dollars ($50,000.00). Thereafter, the Defendant, Oscar Willis Carter, will make payments to the said Patsy Nan Blaylock Carter in the sum of Two thousand and 00/100 Dollars ($2,000.00) per month for the next One hundred and twenty (120) months or ten (10) years or until the total sum of Two hundred, ninety thousand and 00/100 Dollars ($290,000.00) has been paid.

In consideration of the above, the Patsy Nan Blaylock Carter, hereby releases the said Oscar Willis Carter from any further claims whatsoever as a result of her marriage to him and she is directed to sign any deeds, bills of sale or other legal instruments necessary to effectuate such release or releases. The said Oscar Willis Carter will likewise sign any instruments necessary for the transfer of his interest in the real estate decreed to Patsy Nan Blaylock Carter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, as agreed by the parties, which agreement is evidenced by their signatures hereto, that the payment of the above sum of Two hundred, ninety thousand and 00/100 Dollars ($290,000.00) by Oscar Willis Carter to Patsy Nan Blaylock Carter is to be made to the said Patsy Nan Blaylock Carter irrespective of her future marital status and further the payments of any undue balances at the time will not be abated by the death of the said Oscar Willis Carter before all of the payments mentioned above have been made or before the said Patsy Nan Blaylock Carter has received the total settlement amount of Two hundred, ninety thousand and 00/100 Dollars ($290,000.00). The balance owing on the same to be paid to the said Patsy Nan Blaylock Carter by the estate of the said Oscar Willis Carter. However, in the event of the death of the said Patsy Nan Blaylock Carter, the payments decreed above will cease as of the date of such death.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Jack Norman, Sr., Esquire, attorney of the Nashville Bar, receive a total attorney's fee in the amount of Seventeen thousand, five hundred and 00/100 Dollars ($17,500.00) for services rendered to the Plaintiff in this cause. The said Oscar Willis Carter will, therefore, pay to the said Jack Norman, Sr. the sum of Twelve thousand, five hundred and 00/100 Dollars ($12,500.00) as his part of this attorney's fee, for which execution may issue if necessary. The said Patsy Nan Blaylock Carter will pay to the said Jack Norman, Sr. the additional sum of Five thousand and 00/100 Dollars ($5,000.00) as her part of said fee for which execution may issue if necessary.

The Defendant, Oscar Willis Carter, will pay the costs of this cause for which execution may issue if necessary.

This 17th day of June, 1978.

Enter This 17th Day of June, 1978

JUDGE

APPROVED FOR ENTRY:

Patsy Nan Blaylock Carter

Jack Norman, Sr.
Attorney for Plaintiff

Oscar Willis Carter

Harlan Dodson
Attorney for Defendant

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IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

AUG-2 78 MISC B* 14.00 * 14.00

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* Patsy Nan Blaylock Carter *Plaintiff, and* Oscar Willis Carter *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* 19th. *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 June Smith, *D. C.*

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