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110A/374

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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ANDREA K. McNAIR *

vs. * No. 91968

JOHN H. McNAIR *

FINAL DECREE

This cause came on to be heard on this the 17th day of October, 1978 before the Honorable Benson Trimble, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the original complaint for absolute divorce filed by plaintiff, service of said complaint by publication, and a default judgment duly taken, and upon the testimony of witnesses in open court and argument of counsel, and the entire record in this cause, from all of which it appears to the court that the defendant has been guilty of such cruel and inhuman treatment toward the plaintiff as would render further cohabitation unsafe and improper.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff be, and she hereby is, awarded an absolute divorce from the defendant, thereby restoring to her all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the equity in the home of the parties, described as follows, be divested from the defendant, John H. McNair, and be vested in the plaintiff, Andrea K. McNair, as alimony. Said real property is described as follows:

> Being Lot No. 101 on the Plan of Section Four, Caldwell County Estates, as of record in Book 2854, page 101, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 101 fronts 119.79 feet on the north side of Timberdale Court, as measured around a slight curve, and extends back 195.48 feet on the west line and 203.68 feet on the east line to a line in the rear on which it measures 142.89 feet.

Being the same property conveyed to John H. McNair and wife, Andrea K. McNair as set out in the Warranty Deed, of record in Book 4720, page 550, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to restrictions of record in Book 3075, page 32, and Book 1788, page 108, Register's Office for Davidson County, Tennessee.

The costs of this cause are to be taxed against the defendant, John H. McNair, for which execution may issue, if necessary.

/s/ Lauren Gentry
JUDGE
10-19-78

APPROVED FOR ENTRY:

GEORGE P. LINEBAUGH, JR.
Attorney for Plaintiff
1400 American Trust Building
Nashville, Tennessee 37201

CERTIFICATE

I hereby certify that I have mailed a copy of the foregoing Final Decree to the defendant, John H. McNair, on this the 17th day of October, 1978.

GEORGE P. LINEBAUGH, JR.

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IDENTIF. REFERENCE

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FELIX Z. WILSON III REGISTER
DAVIDSON COUNTY, TENN.

NOV20 78 MISC B# 6.00 * 6.00

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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~~ true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Andrea K. McNair *Plaintiff, and* John H. McNair *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* 20th *day of* November *in the year one thousand nine hundred and* Seventy-Eighth *and in the* 203rd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Gibbs, *D. C.*

Form #GR-117