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IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

SHIRLEY W. WALLER)

VS.) NO. 55315

ROBERT W. WALLER, SR.)

NOV29'72 MISC D E C R E E B* 6.00 * 6.00

This cause came on to be further heard this 29th day of February, 1972, before the Honorable Earl McNabb, Special Judge, upon the property rights of the parties, and from the proof introduced to the Court, the Court is of the opinion that an equitable division of the properties of the parties would be decreed as follows, and

IT IS THEREFORE ORDERED, ADJUDGED AND DCRREED, by the Court that the house, real estate and furniture located at 6336 Eatons Creek Road, Joelton, Davidson County, Tennessee, together with the lot in Stewart County, Tennessee, both of which are hereinafter described, shall be the sole property of the complainant, Shirley W. Waller, and whatever interest the defendant, Robert W. Waller, has in said property shall be divested from him and vested in complainant in fee simple, said property being described as follows:

Land in Davidson County, Tennessee, in the 14th Civil District of said County, described according to a copy of a survey thereof made by Ralph W. C. Lambert, Surveyor, dated June 22, 1957, as follows:

Beginning at an iron spike in the center line of Eaton's Creek Road, 882.4 feet, more or less, north of the north margin of Old Clarksville Hwy., a corner of the Rose property; thence with the center line of said Eaton's Creek Road, north 34° 50' east 178.5 feet to a point; thence south 55° 35' west 86 feet to an iron pin in Rose's line; thence with his north line north 81° 05' west 207 feet to the point of beginning, containing 0.6 acres, more or less.

Being the same property conveyed to Robert Waller et ux Shirley Ann Waller, by deed from Basil R. Wallace et ux, Evelyn Wallace, of record in Book 2652, page 243, said Register's Office.

AND

In the 11th Civil District of said County (Stewart) and State (Tennessee) and beginning at a point in the center of Leatherwood Boat Dock Road, 107 feet eastwardly from Carl Gregory's west line, the Northwest corner of the lot herein conveyed; thence South 28 deg. 50' east 421 feet to the center of Possum Hollow Branch; thence with the meanders of the said Branch eastwardly 50 feet; thence North 28 deg. 50' west 421 feet to the center of Leatherwood Boat Dock Road; thence with the center of the said road westwardly 50 feet to the beginning.

And being a part of the same land conveyed to Carl Gregory and wife, Mellie Gregory, by deed of Alberta Barnes et al as is recorded in Book 162, page 33, of the Recorder's office of Stewart County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the complainant, Shirley W. Waller, will have no right title or interest in any of the other property in which the defendant has joint interest with his family and the Waller Brothers Construction Company.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Robert W. Waller, will pay to the complainant, Shirley W. Waller, the sum of $5,000.00 in cash, one-half of which will be paid in the year 1972, and the remaining one-half to be paid in the year 1973.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Robert W. Waller, will pay directly to the complainant, Shirley W. Waller, not later than Saturday of each week the sum of $90.00 per week as child support so long as the six children remain with her, and when the first child becomes of age (18) this amount will be reduced to $76.00 per week, and when the second child becomes of age, this amount will be reduced to $63.00 per week, and when the third child becomes of age, the amount will be reduced to $51.00 per week, reserving the right of either party to reapply to the Court for an adjustment in the event circumstances change so as to justify it.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Robert W. Waller, will pay $5.00 per week on the arrearage of $675.00, to be escalated when the oldest child becomes of age to the amount of $10.00 per week on the arrearage, and will remain at that amount until said sum is fully paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the $250.00 appearance bond held by the Clerk of the Court will be returned to the defendant; however, upon receipt of this amount, defendant will pay to the complainant the sum of $75.00 to apply on the arrearage of child support.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all provisions related to property as embodied in the final decree of divorce are hereby amended to conform with this decree.

The defendant will pay the costs of this cause for which execution may issue if necessary.

Earl McMahan
SPECIAL JUDGE

APPROVED FOR ENTRY:

19th April

J. W. RUTHERFORD
Attorney for Complainant

Howard F. Butler
HOWARD F. BUTLER
Attorney for Defendant

IDENTIF. REFERENCE
Nov 29 11 43 AM '78
FILED IN THE REGISTER
DAVIDSON COUNTY, TENN.

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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* Shirley W. Waller *Plaintiff, and* Robert W. Waller, Sr. *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* 29th *day of* Nov *in the year one thousand nine hundred and* 78 *and in the* 203rd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L. Orgen, *D. C.*