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11-10-78

IN THE SIXTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

8DA-08915
81-6-KJ

THELMA G. FRIERSON]
]
vs.] No. 91049
]
JOE L. FRIERSON]

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FINAL DECREE

This cause came on to be heard on the 16th day of October 1978, before the Honorable James M. Swiggart, Judge of the Sixth Circuit Court of Davidson County, Tennessee, upon the Complaint for Absolute Divorce filed by Thelma G. Frierson; personal service of process had upon the Defendant, Joe L. Frierson; Answer duly filed by the Defendant, Joe L. Frierson; testimony of the Complainant; statement of counsel; and the entire record in this cause.

From all of which the Court finds that the parties have suffered irreconcilable differences, pursuant to Section 36-801, Tennessee Code Annotated, et seq., as amended in 1977, and the Complainant, Thelma G. Frierson, is entitled to an absolute divorce from the Defendant, Joe L. Frierson.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby and forever perpetually dissolved, and the Complainant, Thelma G. Frierson, is hereby granted an absolute divorce from the Defendant, Joe L. Frierson, and restored to all the rights and privileges of an unmarried person.

And it further appearing to the Court, as evidenced by the signatures of the parties to this Final Decree, that they have entered into a Property Settlement and Child Custody Agreement which should be made a part of this Final Decree of Divorce.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the Complainant, Thelma G. Frierson, be and she is hereby awarded the complete care, custody and control of the parties' three (3) minor children, namely: Joe Louis Frierson, Jr., Kevin Dewayne Frierson and Kimberly Denise Frierson, with reasonable visitation privileges reserved in the Defendant, Joe L. Frierson.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, pay into the Office of the Circuit Court Clerk of Davidson County, Tennessee, the sum of One Hundred Twenty ($120.00) Dollars each pay period, for the support and maintenance of the parties' three (3) minor children, beginning with his next pay period. From that amount, the Clerk will deduct his commissions and the balance will be mailed to the Complainant at 2713 Jenkins Street, Nashville, Tennessee 37208.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Complainant, Thelma G. Frierson, be and she is hereby awarded all of the parties' personal property and household furniture and furnishings presently in her possession, free from any claim of the Defendant, Joe L. Frierson.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, pay the Farrar Furniture bill and forever hold the Complainant, Thelma G. Frierson, harmless of the same.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, maintain hospitalization insurance upon the minor children of the parties, and that the parties shall each be responsible for one-half (1/2) of all medical bills for the children not covered by hospitalization insurance.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, maintain life insurance on his life in the amount of $ 10,000.00, payable to the minor children of the parties as beneficiaries thereof, until such time as the youngest child reaches eighteen (18) years of age.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, pay the outstanding and past due 1976 and 1977 real property taxes owed the Metropolitan Government of Nashville-Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, pay the Complainant, Thelma G. Frierson, the sum of Forty Two ($42.00) Dollars upon a Homeowners insurance premium.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Complainant, Thelma G. Frierson, be and she is hereby awarded the parties' real property located at 2713 Jenkins Street, Nashville, Davidson County, Tennessee, and that she assume the outstanding indebtedness on the same and forever hold the Defendant, Joe L. Frierson, harmless of the same, and all right, title and interest the Defendant, Joe L. Frierson, has in and to the following real property be and the same is hereby divested out of him and vested solely in the Complainant, Thelma G. Frierson, said real property being more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 9 on the Plan of Cumberland Gardens, as of record in Book 2900, pages 3 and 4, Register's Office for said County.
>
> Said Lot No. 9 fronts 52.5 feet on the southerly side of Jenkins Street and extends back 139.1 feet on the easterly line and 101 feet on the westerly line to a dead line, measuring 57 feet thereon.
>
> Being the same property conveyed to Joe L. Frierson and wife, Thelma G. Frierson, by deed from Julia L. Mallernee, a widow, of record in Book 4684, page 264, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant, Joe L. Frierson, pay to Complainant's attorney of record, John R. Reynolds, a fee in the amount of $350.00 for his services in this matter.

The costs of this cause are taxed to the Defendant, Joe L. Frierson, for all of which execution may issue, if necessary.

The parties, as evidenced by their signature hereto, acknowledge the Property Settlement and Child Custody Agreement, which has been incorporated in and made a part of the Final Decree of Divorce.

Enter this 10 day of November 1978.

/s/ J. M. Swiggart JUDGE

Approved for Entry:

John R. Reynolds JOHN R. REYNOLDS, Attorney for Complainant

Thelma G. Frierson THELMA G. FRIERSON, Complainant

JOE L. FRIERSON, Defendant

GRAHAM B. BOYCE, Attorney for Defendant

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IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

Mail to:
John L. Reynolds
Suite 105
216 Third Ave. No.
Nashville 37201

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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 of*~~ True Copy *the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Thelma G. Frierson *Plaintiff, and* Joe L. Frierson *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* 30th *day of* January *in the year one thousand nine hundred and* seventy-nine *and in the* 203rd. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Bullrey, *D. C.*

Form #GR-117