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IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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ew

MARTHA LEE JENKINS)
)
VS.) No. 84156
)
TYRIE JENKINS)

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FINAL DECREE

This cause came on to be heard on the 28th day of October, 1976, before the Honorable Jack Norman, Jr., sitting as Special Judge for the Third Circuit Court for Davidson County, Tennessee, upon Martha Lee Jenkins' Complaint for Absolute Divorce, Tyrie Jenkins' Answer and Counter Complaint, Answer to Counter Complaint, testimony of the witnesses in open Court and the entire record herein, from all of which the Court found that the defendant has been guilty of such cruel and inhuman treatment or conduct towards plaintiff as renders cohabitation unsafe and improper for her to remain under his dominion and control.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Counter Complaint heretofore filed be and the same is hereby dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Martha Lee Jenkins, be and is hereby awarded an absolute divorce from the defendant, and the bonds of matrimony heretofore subsisting between the parties be and are hereby perpetually dissolved, and plaintiff is restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the custody of the parties' minor son shall be placed with the father, Tyrie Jenkins, and the custody of the parties' minor daughter shall be placed with the mother, Martha Lee Jenkins, and the defendant shall pay to the plaintiff the sum of Seventy Five Dollars ($75.00) per month for the support and maintenance of his minor daughter on or before the 5th day of each and every month beginning November 5, 1976, and the defendant shall continue insuring his minor daughter under his medical and hospitalization insurance coverages.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant shall surrender to the plaintiff, plaintiff's clothes, Vickie Jenkins' bed, mattress, linens, desk, book stand and clothing.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all interest the original plaintiff, Martha Lee Jenkins may have in the house and lot located at 1002 Battlefield Drive in Nashville, Davidson County, Tennessee, be divested out of her and vested in the original defendant, Tyrie Jenkins, for his sole and separate use. A description of said property is as follows:

> Being the westerly part of Lot No. 2 on the Revised and corrected unrecorded Subdivision by J. Leroy Davis of the South part of Lot No. 6 on the Plan of Noleton, (sic) not of record, and also a small part of Lot No. 6 on said unrecorded Noelton Subdivision and described together as follows:
>
> Beginning at a point in the northerly margin of Battlefield Drive at the southwest corner of J. E. Worrell and wife, lot, being in the West terminus of a stone wall, said point being 84.5 feet west of the westerly margin of 10th Avenue South or Lealand Lane; thence north 1° 45' west along the west margin of a stone wall 205.6 feet, more or less, to an iron pin in original fence line being in the south line of the property of Carrie P. Worrell; thence with her south line along said fence north 85° 01' west 70.6 feet to an iron pin; thence south 4° 26' west 33.6 feet to an iron pin at the corner of Lots 2 and 3 of said Davis Subdivision; thence with the line between said lots, southerly 175 feet, more or less, to the north margin of Battlefield Drive; thence with the margin of the same easterly 75 feet to the point

However, the original plaintiff, Martha Lee Jenkins, shall have a lien on the house and loted at 1002 Battlefield Drive in Nashville, Davidson County, Tennessee, in the amount of Three Thousand, Two Hundred Fifty Dollars ($3,250.00) representing one-half of the presently agreed upon equity in the home of the parties. However, plaintiff cannot force the payment of the lien by the sale of the real estate or otherwise until after the expiration of ten years from the date of this decree. In the event, the real estate is sold either by agreement or by other means anytime prior to the expiration of ten years from this date, plaintiff shall be promptly paid the sum of Three Thousand, Two Hundred Fifty Dollars ($3,250) at the closing of the sale of said real estate. Hereafter, the defendant, Tyrie Jenkins shall pay the house notes and all expenses incidental to the maintenance and operation of said real estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Tyrie Jenkins, pay the plaintiff's attorney, Frank S. King, Jr., a fee in the amount of Two Hundred Fifty Dollars ($250) payable in installments of Twenty Five Dollars ($25.00) a month on or before the 5th day of each and every month beginning November 5, 1976.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this cause be and are hereby taxed equally against the plaintiff and the defendant.

Entered this 8th day of November, 1976.

SPECIAL JUDGE
nunc pro tunc

APPROVED FOR ENTRY:

Enter This 4 Day of Jan., 1972

FRANK S. KING, JR.
Attorney for Plaintiff

JOE P. BINKLEY, JR.
Attorney for Defendant

IDENTIF. REFERENCE

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FELIX Z. WILSON II 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* True Copy *Transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Martha Lee Jenkins *Plaintiff, and* Tyrie Jenkins *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* 2nd. *day of* April *in the year one thousand nine hundred and* Seventy-Nine *and in the* 203rd. *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D. Buttrey, *D. C.*