Map 59-16
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BOOK 5428 PAGE 958

RUBY ROSETTA TURNER	)	IN THE FOURTH CIRCUIT COURT
VS NO. 43734	)	OF DAVIDSON COUNTY, TENNESSEE
JOHN SYLVESTER TURNER	)	

D E C R E E

This cause came on to be heard this 24th day of November, 1964, before the Honorable Benson Trimble, Judge, etc., on the original bill, the answer thereto, the entire record and the testimony of witnesses heard in open Court, from all of which the Court is satisfied that the allegations of the original bill have been fully sustained by the proof, that is, that the defendant has been guilty of such cruel and inhuman treatment or conduct towards the complainant as renders it unsafe and improper for her to further cohabit with him or to be under his dominion and control and that an absolute divorce should be granted her. IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting between the complainant and the defendant be forever and perpetually dissolved and for nothing held and that the complainant is awarded an absolute divorce from the defendant and restored to all of the rights and privileges of an unmarried person. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the exclusive care, custody and control of the minor children of the parties, Olivia Turner and Sylvia Turner, be awarded complainant with the right of visitation reserved to the defendant, but said children being of discretionary age and presently enrolled in college, the Court will not at the present make any specific provision as to visitation. The defendant will pay the sum of $100.00 monthly together with the 5% allowed to the Clerk, amounting to $105.00 monthly, for the support of the minor children, said sums will be paid to the Clerk of this Court for the complainant beginning 1 December 1964, and upon failure to make payments as due, execution may issue.

It further appearing to the Court that the parties have arrived at a property settlement which is embodied in an Agreement signed by both parties, said Agreement will be ORDERED filed and made a part of the record in this cause. IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that all right, title and interest in the real property located at 2528 White Creek's Pike, Nashville, Tennessee, together with all of the household furniture and equipment located in said property, be divested out of the defendant, John Sylvester Turner, and vested in the complainant, Ruby Rosetta Turner, for her own sole and separate use. She will pay the existing mortgage heretofore placed on the property by them. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a judgment will be granted to complainant for the sum of $400.00, the present arrearage in payment of alimony heretofore ordered. Said judgment will be paid $75.00 per month, beginning 1 December 1964, and monthly thereafter until the entire amount has been paid. Upon failure to make payments when due, execution may issue for the full amount of arrearage. Defendant will pay the sum of $200.00 to Looby & Williams for their services in representing complainant in this cause, and upon failure of the defendant to pay same, execution may issue. The costs of the cause are assessed against the defendant, for which execution may issue.

For Entry:

LOOBY & WILLIAMS

BY _____, Sols. for Complt.

_____, Sol. for Deft.

JUDGE

CERTIFICATE

The undersigned certifies that carbon copy of the foregoing decree was mailed to Harry Lester, Esquire, solicitor for the defendant, this 24th day of November, 1964.

_____

A G R E E M E N T

THIS AGREEMENT made and entered into this 13 day of ~~September~~ OCTOBER, 1964, by and between Ruby Rosetta Turner, Complainant and John Sylvester Turner, Defendant;

WITNESSETH:

WHEREAS, it is the desire of both parties to this agreement to settle and determine the matter herein dealt with, consisting of the disposition of real property, personal property, and support and maintenance payments for the minor children of the parties.

NOW, THEREFORE, IN CONSIDERATION of the premises and the further sum of $1.00 cash in hand paid by each of the parties to the other paid, the receipt of which is hereby acknowledged, it is mutually agreed by and between the parties as follows:

(1) That all right, title and interest in the real property located at 2528 White Creek Pike, Nashville, Tennessee, divested from the defendant, John Sylvester Turner and vested in the complainant, Ruby Rosetta Turner, but is specifically understood that all further payments on the mortgage on this property will be assumed and paid by the complainant.

(2) That all of the contents now situated in the aforementioned real property be divested from the defendant, John Sylvester Turner and vested in the complainant, Ruby Rosetta Turner.

(3) Upon the defendant, John Sylvester Turner, paying the present arrearage for alimony and child support in the amount of $400.00 and paying the complainant's attorney fees in the amount of $200.00, then any existing orders directing payments for the above causes will terminate; it being understood and agreed that the above figures represent the total defendant is to pay the complainant for alimony, ~~child support~~ and attorney fees. It is further understood and agreed that the above amount be paid by the defendant into the office of the Circuit Court Clerk of Davidson County, Tennessee, at

the rate of $75.00 per month until this amount is paid in full.

(4) The parties further agree that in the event the Court does not see fit to grant an absolute divorce to the complainant after all of the testimony has been adduced in her behalf, then this agreement shall be null and void and for nothing held.

IN WITNESS WHEREOF, the parties hereto have executed this agreement in duplicate, on the day and date first above written.

F.269928

IDENTIF. REFERENCE
MAY 1 2 07 PM '79
FEE $ LOCAL REGISTER DAVIDSON COUNTY, TENN.

Mrs. Ruby Rosetta Turner
Complainant

John Sylvester Turner
Defendant

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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* Ruby Rosetta Turner *Plaintiff, and* John Sylvester Turner *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* 1st *day of* May *in the year one thousand nine hundred and* Seventy-Nine *and in the* 203rd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Eddings *D. C.*

Form #GR-117