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Par. 167

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BETTY SUE PRINCE)
)
) BOOK 5456 PAGE 513
VS.)
) No. 94318
)
RUNCIE PRINCE)
)
)
)

FINAL DECREE

This cause came on to be heard on the 27th day of March, 1979, before the Honorable Benson Trimble, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the original complaint for divorce filed by the complainant; the answer filed by the defendant in response thereto. Prior to the hearing of this cause, counsel for complainant moved in open Court to amend the original complaint for divorce by adding as a statutory ground for divorce, cruel and inhuman treatment; and there being no objection, Motion of complainant was granted. Based upon testimony of the principals, testimony of corroborating witnesses, upon the argument of the solicitors for the parties, the pleadings, the exhibits filed, and the entire record; the Court is of the opinion that the complainant be awarded an absolute divorce from the defendant, proof fully supporting the grounds that the defendant has been guilty of such cruel and inhuman treatment or conduct towards complainant as renders further cohabitation unsafe and improper. Pursuant to the memorandum opinion filed by this Court on the 28th day of March, 1979, IT IS THEREFORE ORDERED, ADJUDGE AND DECREED as follows:

1. That the complainant is hereby awarded an absolute divorce from the defendant and the parties be and the same are hereby restored to all the rights and privileges of unmarried persons.

2. Exclusive custody of the parties' two minor children, Kimberly Ann Prince and Reginald Arthur Prince, be and the same is hereby awarded to the complainant, and complainant shall have the exclusive care, custody and control of the minor children; with reasonable rights of visitation being granted to the defendant.

3. That as support for the parties' two minor children, the defendant is hereby ordered to pay Two Hundred and Five and 00/100 ($205.00) Dollars per month as child support to the Registry of the Clerks office, paying said child support in two equal monthly installments as defendant receives his income from his employment. The complainant will be responsible for the Clerk's customary 5% charge, said charge to paid from funds received from the defendant.

4. The defendant is hereby ordered to keep and maintain in full force and effect all hospitalization and group medical and health insurance presently carried by the defendant, designating the minor children as dependants under said coverage and it is further ordered that the defendant shall maintain in full force and effect all life insurance policies, insuring the life of the defendant now is effect, designating the parties' minor children as co-equal beneficiaries under each and every policy.

5. That all interest title and possession to the parties furniture, furnishings, applicances and fixtures located at the parties' home at 2512 Osage Street, be and the same are hereby vested in complainant with any and all right, title and interest that the defendant may have in said property being divested out of him and re-invested in complainant in fee simple title, with the exception that title to two (2) guns testified to by the parties in this cause, and the defendant's records, shall be vested in him, in fee simple title.

6. That title to the 1970 Grand Prix automobile, presently in the possesion of the complainant is hereby vested in her, with any and all interest that the defendant may have in said vehicle, herein specifically divested out of him and re-invested in complainant, in fee simple title.

7. That title to the 1975 Cordoba automobile, presently in the possession of the defendant, is hereby vested in him, with any and all interest that the complainant may have in said vehicle, herein specifically divested out of her and re-invested in the defendant, in fee simple title.

8. That all right title and interest and possession to the parties' real property, home and lot, generally known as 2512 Osage Street, hereinafter more particularly described, be and the same is hereby vested in the sole name of complainant, with any and all right, title and interest that the defendant may have therein, is hereby divested out of him and re-invested in complainant in fee simple title:

> LAND in Davidson County, Tennessee, being Lot No. 91 on the map of Cobb's Subdivision of Lot No. 6 of the Subdivision of the Harding Bosley Tract, as of record in Book 161, page 155, Register's Office for Davidson County, Tennessee.
>
> SAID Lot fronts 50' on the northerly side of Osage Street and runs back between parallel lines, 150' to an alley.
>
> BEING the same property conveyd to B & H Company by deed D. E. Jones and wife Betty Jones, of record in Book 3936, page 51, Register's Office for Davidson County, Tennessee, being the same property conveyed to Runcie Prince and wife, Betty Sue Prince, by deed from B & H Company of record in Book _____, page_____, Register's Office for Davidson County, Tennessee.

It is further ordered that complainant shall assume the indebtedness on said above described real estate, holding the defendant harmless for any further obligation therefrom.

9. That all right, title and interest and possession to the parties' home and lot, generally known as 2508 Osage Street and hereinafter more particularly described, is herein vested solely in the defendant, with any and all right, title and interest and possession that complainant may have therein, herein specifically divested out of her and re-invested in the defendant, in fee simple title.

BEING Lot No.93 on the Map of Cobb's Subdivision of Lot No. 6 of the Subdivision of the Harding Bosley Tract, as of record in Book 161, page 155, Register's Office for said County.

SAID Lot fronts 50 feet on the northerly side of Osage Street and runs back between parallel lines, 150 feet to an alley.

BEING the same property conveyed to B & H Company, by deed from D.E. Jones and wife, as of record in Book 3936, page 51, said Register's Office.

BEING the same property conveyed to Will Olds by deed from Ray Barrett and Earl Hawkins, d/b/a B & H Company, a partnership, as of record in Book 3959, page 788, said Register's office. Being the same property conveyed to Runcie Prince and wife, Betty Sue Prince, by deed from B & H Company of record in Book_____, page _____, Register's Office for Davidson County, Tennessee.

It is further ordered that the defendant shall assume any indebtedness on the above described property and hold the complainant harmless for any further obligation thereon.

10. That the defendant is hereby ordered to pay to complainant, as alimony, the sum of Ninety-five and 00/100 ($95.00) Dollars per month, for a period of sixteen (16) years from the date of entry of this Order, that time period being the duration of the parties' marriage. The first monthly payment of $95.00 shall be due and payable by April 30, 1979, and shall be paid in like sum every month thereafter to complainant until the expiration of 16 years from the date of commencement of said payments, at which time said obligation by the defendant shall terminate.

11. That the defendant is hereby ordered to pay all outstanding bills of the parties now in existence and as were testified to by the defendant at the hearing of this cause on the 27th of March, 1979.

It is further ordered that it shall be the obligation of the defendant to hold harmless the complainant for any claim that may result from non-payment of any indebtedness on the real property in Chicago, Illinois, as testified to by and between the parties.

12. That the defendant is hereby ordered to pay the amount of Five Hundred and 00/100 ($500.00) Dollars to Philip W. Duer, attorney for services rendered in representing complainant, for which let execution issue if necessary.

13. That the costs of this cause be assessed against the defendant, for all of which let execution issue if necessary.

ENTERED THIS 17 DAY OF April, 1979.

S/ Benson Trimble
JUDGE

APPROVED FOR ENTRY:

Philip W. Duer
Attorney for complainant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Final Decree has been forwarded to Mr. Morris Levine, attorney for the defendant, at his office, Suite 717, Stahlman Building, Nashville, Tn., 37201, and Mrs. Betty Prince, at her last known address, 2512 Osage Street, Nashville, Tn., 37208, this the 10 day of April, 1979.

PHILIP W. DUER

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IDENTIF. REFERENCE

BOOK 5456 PAGE 518

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FELIX A. ROBERTSON III REGISTER
DAVIDSON COUNTY, TENN.

NO. 94318 MINUTE BOOK 112A page 179

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 the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* BETTY SUE PRINCE *Plaintiff, and* RUNCIE PRINCE *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* 27th *day of* June *in the year one thousand nine hundred and* seventy-nine *and in the* 203rd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Candy Jennings, *D. C.*

Form #GR-117