696-642

Prepared By:
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file bwt

IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

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BOOK 5470 PAGE 190

MARY KATHRYN McASKILL WARD)
)
)
VS.) NO. 57911
)
)
WALTER DAVID WARD)

FINAL DECREE

This cause came on to be heard on this the 11th day of January, 1971, before the Honorable Benson Trimble, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon the original and supplemental bill, answers of the defendant, testimony of complainant and witnesses heard in open court, deposition of witness, and upon the entire record, from all of which the Court is of the opinion that the facts as alleged in the original and supplemental bills are true and the defendant has been guilty of such cruel and inhuman treatment as renders it unsafe and improper for the complainant to cohabit with the defendant and that an absolute divorce should be granted to the complainant.

It further appeared to the Court that the custody of the two minor children of the parties; namely, David Allen Ward and Karen Denise Ward, should be awarded to the complainant, subject to reasonable visitation rights to the defendant, and that the defendant should pay as child support the sum of $50.00 per week to the Clerk of this Court, including the Clerk's fee.

It further appeared to the Court that the complainant should have as alimony the house located at 2606 Colbert Drive, Nashville, Tennessee, subject to any mortgages on said property, which property is described as follows:

Land in Davidson County, Tennessee, being Lot No. 5 on the Plan of Rosebank Court Subdivision, of record in book 3106, page 72, Register's Office for said County. Said Lot No. 5 fronts 90 feet on the northerly side of Colbert Drive and extends back 196.5 feet on the westerly line and 181.7 feet on the easterly line, to a dead line in the rear, on which it measures 91.2 feet.
Being the same property conveyed to Walter D. Ward and wife, Mary Kathryn Ward, by deed from Castleman Construction Company, of record in book 3461, page 509, Register's Office for Davidson County, Tennessee.

It further appeared to the Court that complainant should receive as further alimony the household effects located in the house at 2606 Colbert Drive, Nashville, Tennessee, together with one seventeen foot Glastron boat with a ninety horse power engine, one Coleman camping stove, dining canapy, Coleman Cooler, and Coleman lantern.

It further appeared to the Court that the defendant has failed to pay alimony and child support, as previously ordered by this Honorable Court, and that the complainant should have judgment against the defendant in the sum of $1,800.00, for which execution may issue, if necessary.

It further appeared to the Court that the defendant should pay as alimony complainant's solicitor's fee in the sum of $250.00 to William D. Castleman, Attorney, for which execution may issue, if necessary.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that complainant be, and she is hereby awarded a final and absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED that complainant, Mary Kathryn McAskill Ward, be and she is hereby awarded exclusive custody of the two minor children of the parties, David Allen Ward and Karen Denise Ward, subject to reasonable visitation rights to the defendant, and the defendant shall pay as child support the sum of $50.00 per week to the Clerk of this Court, including the Clerk's fee.

It is further ORDERED, ADJUDGED and DECREED by the Court that complainant shall have as alimony the house located at 2606 Colbert Drive, Nashville, Tennessee, hereinbefore particularly described, and that all right, title and interest to and in the same is divested out of the defendant and vested in complainant, subject to any mortgages on said property.

It is further ORDERED, ADJUDGED and DECREED by the Court that complainant shall have as additional alimony the household effects located in the house at 2606 Colbert Drive, Nashville, Tennessee, together with one seventeen foot Glastron boat and ninety horse power engine, one Coleman camping stove, dining canapy, Coleman cooler and Coleman lantern.

It is further ORDERED, ADJUDGED and DECREED by the Court that complainant shall have a judgment against the defendant in the sum of $1,800.00, which is the amount of arrearage in the child support payments heretofore ordered by the Court, for which execution may issue if necessary.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant shall pay, as alimony, complainant's solicitor's fee in the sum of $250.00 to William D. Castleman, Attorney, for which execution may issue, if necessary.

The costs of this cause are adjudged against the defendant, for which execution may issue, if necessary.

APPROVED FOR ENTRY:

William D. Castleman, Solicitor
for Complainant

BENSON TRIMBLE, JUDGE

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IDENTIF. REFERENCE

BOOK 5470 PAGE 193

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FELIX A. ... REGISTER
DAVIDSON COUNTY, TENN.

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Docket No. 57911 Minute Book 69B page 642

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* True Copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Mary Kathryn McAskill Ward *Plaintiff, and* Walter David Ward *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* 20th *day of* July *in the year one thousand nine hundred and* seventy-nine *and in the* 204th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Virginia Hutchison, *D. C.*

Form #GR-117