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IN THE SECOND CIRCUIT COURT OF DAVIDSON COUNTY,

TENNESSEE AT NASHVILLE

BOOK 5497 PAGE 264

CATHEYTHOMAS)
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)
)
VS.) NO. 95788
)
)
)
JERRY THOMAS)

FINAL DECREE

This cause came on to be heard before the Honorable Harry Lester, Judge of the Second Circuit Court of Davidson County, Tennessee, upon the original complaint filed by the complainant, answer filed thereto, with the cause proceeding to trial as an uncontested matter in view of a property settlement reached by and between the parties, upon the ground of irreconcilable differences, testimony of complainant heard in open Court, statement of counsel and upon the entire record herein. For all of which the Court finds as follows:

That from the testimony of the complainant the parties have marital differences which cannot be reconciled.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby dissolved, and the complainant should be awarded an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It further appeared to the Court that the parties have executed a Property Settlement Agreement, and that the same property settlement agreement is fair, just and equitable, and it is ORDERED that said property settlement agreement be and the same is hereby made a part of this Final Decree of Divorce, and is in words and figures as follows:

PROPERTY SETTLEMENT AGREEMENT

THIS AGREEMENT, made and entered into on this 3rd day of July, 1979, by and between KATHY E. HAYGOOD THOMAS, hereinafter referred to as WIFE, and JERRY THOMAS, hereinafter referred to as HUSBAND.

W I T N E S S E T H:

WHEREAS, the parties hereto have encountered marital difficulties which are apparently irreconilable; and

WHEREAS, WIFE has filed a Petition for Divorce in the Circuit Courts of Davidson County, Tennessee, against HUSBAND; and

WHEREAS, the parties hereto are mutually desirous of adjusting certain property rights between themselves:

NOW, THEREFORE, for good and sufficient consideration, the parties hereto agree as follows:

1. HUSBAND agrees to pay to WIFE the sum of Sixty Five ($65.00) Dollars per week for support and maintenance of the minor children of the parties' namely; KIMBERLY DAWN THOMAS and RICHARD LANE THOMAS. Said child support to be paid directly to WIFE on Friday of each week.

2. WIFE shall receive the homeplace of the parties located at 4885 Barclay Square Drive, Antioch, Tennessee to be her absolutly and in fee simple, subject to the mortgage thereon.

WIFE shall be responsible for the house payments on the said property and a copy of the Final Decree shall be filed in the Register's Office for Davidson County, Tennesse, Metropolitan Court House, Nashville, Tennessee. The property is more fully described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 169 Barclay Square, Section 3, as of record in Book 4675, page 154, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.

BEING the same property conveyed to Jerry Thomas, et ux, by deed from Robert F. Regen and wife, Sharon K. Regen, of record in Book 5318, Page 963, Register's Office for Davidson County, Tennessee.

3. WIFE shall receive the household furniture and furnishings of the parties located in the homeplace at 4885 Barclay Drive, Nashville, Tennessee, to be hers absolutely and in fee simple.

4. HUSBAND shall maintain hospitalization and major medical insurance on the two minor children of the parties.

5. HUSBAND shall keep in effect life insurance on himself with the two minor children as beneficiaries and that he offer proof from time to time of the policy.

6. WIFE shall have the 1973 Volkswagen automobile and the HUSBAND divest all right, title and interest in said automobile and vest into WIFE.

7. HUSBAND shall have the 1978 Thunderbird automobile and WIFE shall divest all right, title and interest in said automobile and vest into HUSBAND. HUSBAND agrees to hold WIFE harmless from any obligations thereon of said automobile.

8. WIFE agrees to pay the $5,000.00 debt owed to WIFE'S parents and WIFE agrees to hold HUSBAND harmless thereon from any obligation on said debt.

9. HUSBAND agrees to pay the debt owed to DIXIE RECORDS in the amount of $5,000.00 and HUSBAND agrees to hold WIFE harmless thereon from any obligation on said debt.

10. HUSBAND agrees to pay the costs of this cause for which execution shall issue if necessary.

11. WIFE shall have custody of the minor children of the parties with reasonable rights of visitation awarded to HUSBAND.

12. HUSBAND agrees that the dividends from his life insurance shall pay for the college education of the minor children of the parties if they so desire to pursue their education further.

13. HUSBAND and WIFE agree that neither party will make any debts in the others name.

14. HUSBAND and WIFE agree that if a divorce is granted by the Circuit Court of Davidson County, Tennessee, the parties will request that this AGREEMENT be established as the final settlement between the parties and be made a part of the final divorce decree.

Cathy E. Thomas
KATHY E. WINGOOD THOMAS

Jerry L. Thomas
JERRY THOMAS

WITNESS

WITNESS

It is, further, ORDERED, ADJUDGED AND DECREED that the Property Settlement entered into by the parties and set out verbatim above be and the same hereby incorporated as part of this Final Decree of Divorce for all of which execution may issue if necessary.

The cost of this cause is taxed against the Defendant for which execution shall issue if necessary.

s/ Harry S. Sexton
JUDGE

APPROVED FOR ENTRY:

s/ Thomas D. Steele
THOMAS D. STEELE
ATTORNEY FOR PLAINTIFF

CERTIFICATE

The undersigned hereby certifies that a copy of the foregoing Final Decree was mailed or delivered to David Rizor, Attorney for Defendant, 2525 Lebanon Road, Nashville, Tennessee, 37214, this 11 day of July, 1979.

s/ T. D. Steele
THOMAS D. STEELE

FILED
SEP 12 9 32 AM '79
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
IDENTIF. REFERENCE
F. 5 1 4 2 0

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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* KATHY THOMAS *Plaintiff, and* JERRY THOMAS *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* 19th *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 G. Knight, *D. C.*

Form #GR-117