2-21-80
154/2370

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

Map 71-16
Par 404 Is

BETTY JEAN BROWN HARDNETT,	)	
	)	
Plaintiff,	)	
	)	
-vs-	)	NO. 96915
	)	
JOHN DAVID HARDNETT,	)	BOOK 5534 PAGE 891
	)	
Defendant.	)	

FINAL DECREE

This cause came on to be heard before the Honorable James M. Swiggart, Jr., Judge of the Sixth Circuit Court of Davidson County, Tennessee, on the 20th day of February, 1980, upon a Complaint for Absolute Divorce filed by the plaintiff, Betty Jean Hardnett, against the defendant, John David Hardnett. Based upon testimony of the parties, their exhibits, statements and arguments of counsel, and the entire record in this cause, the Court finds that the defendant has been guilty of such cruel and inhuman treatment as renders further cohabitation between the parties unsafe and improper and that, therefore, the plaintiff is entitled to an absolute divorce from the defendant. Accordingly,

It is hereby ORDERED, ADJUDGED and DECREED that the plaintiff be, and she hereby is, awarded an absolute divorce from the defendant, and the parties are restored to all the rights and privileges of unmarried persons.

It is further ORDERED, ADJUDGED and DECREED that all of the defendant's right, title and interest in and to the home of the parties, which is located at 1334 Rosedale Avenue, Nashville, Tennessee 37207, be, and the same hereby is, divested from him and vested in the plaintiff as her sole and seperate property in fee simple, subject to the indebtedness thereon in favor of the Lomas & Nettleton Company. Said property is more fully described as follows:

Land in Davidson County, Tennessee, being Lot No. 2 on the Plan of Joy Gardens, Section II, as of record in Book 3842, page 108, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a complete description of said property.

Being the same property conveyed to John D. Hardnett and wife, Betty B. Hardnett, by deed from Buford M. Lee and wife, Doris Meadors Lee, of record in Book 4544, page 559, Register's Office for said County.

The plaintiff is further ORDERED to make application to the Lomas & Nettleton Company for the assumption of the entire balance of the mortgage indebtedness on this property so that the defendant will be relieved from further liability thereof, subject, however, to the acceptance and approval of the Lomas & Nettleton Company. In the event the Lomas & Nettleton Company does not approve the discharge of the defendant's liability, then the plaintiff shall hold the defendant harmless from any loss that he may suffer arising from said indebtedness.

It is further ORDERED, ADJUDGED and DECREED that all of the defendant's right, title and interest in and to the household furnishings remaining in the parties' home be, and the same hereby is, divested from him and vested in the plaintiff as her sole and seperate property in fee.

It is further ORDERED, ADJUDGED and DECREED that the plaintiff shall have the exclusive care, custody and control of the parties' there minor children, namely, Sherita Michelle Hardnett, John David Hardnett, II, and Jeanika Den-a Hardnett.

It is further ORDERED, ADJUDGED and DECREED that the defendant shall pay directly to the plaintiff the sum of Three Hundred Dollars ($300.00) per month as child support until further orders of the Court. The first monthly installment shall be due immediately upon the entry of this Decree. The defendant shall have the right to claim the three minor children as dependents on his income tax return as long as he is in compliance with the Court's order

of child support and as long as he so qualifies under the rules of the Internal Revenue Service.

It is further ORDERED, ADJUDGED and DECREED that the defendant shall maintain his Major Medical Insurance Coverage through his employer, International Business Machines Corporation, for the use and benefit of his minor children. The defendant shall immediately deliver a copy of the plan and the applicable claim forms to the plaintiff.

It is further ORDERED, ADJUDGED and DECREED that the defendant shall have the right to visit with his three minor children as follows: During one week of Easter vacation every other year, one week during Christmas vacation every other year and two weeks of each summer vacation period as well as at all reasonable times and places when he is in Nashville. The first Easter and Christmas visitations will occur in 1980. This schedule can be altered, of course, by agreement of the parties.

It is further ORDERED, ADJUDGED and DECREED that the defendant shall pay the costs of this cause for which execution shall issue if necessary.

Entered this 11th day of February, 1980.

JAMES M. SWIGGART, JUDGE

APPROVED FOR ENTRY:

Stephen L. Edwards

STEPHEN L. EDWARDS
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IDENTIF. REFERENCE

BOOK 5594 PAGE 894

APR 25 10 40 AM '80

REGISTER
DAVIDSON COUNTY, TENN.

Docket No. 96915 Minute Book 25C / Page 2370

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* BETTY JEAN BROWN HARDNETT *Plaintiff, and* JOHN DAVID HARDNETT *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* 25th *day of* April *in the year one thousand nine hundred and* eighty *and in the* 204th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By _____, *D. C.*

Form #CR-117