IN THE FIRST CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

2-15-80
148 B/996

BARBARA ANN GREENE]
]
]
VS.] No. 97839
]
BOOK 5606 PAGE 522
JAMES OTY GREENE]

Map. 59-5 Par. 98

FINAL DECREE

This cause came to be heard on the 12th day of February, 1980, before the Honorable Hamilton Gayden, Judge of the First Circuit Court for Davidson County, Tennessee, upon the original bill of the complainant, judgment by default, witness introduced to the Court and the entire record in this cause.

From all of which the Court was of the opinion that the allegations contained in the original bill were fully sustained, that is, that irreconcilable differences have arisen between the parties rendering the marriage irretrievably broken and that a property settlement agreement has been entered into by and between the parties thereby entitling the complainant to an absolute divorce.

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

It is further ORDERED, ADJUDGED and DECREED by the Court that whatever right, title or interest the defendant has or may have in the real property hereinafter described be, and the same is hereby, divested out of him and vested in the complainant as her sole property:

> Land in Davidson County, Tennessee, being Lot No. 26 on the Plan of Buena Vista Estates, Section 2, as of record in Book 3842, page 257, Register's Office for said County. Said Lot No. 26 fronts 38.59 feet on the northerly side of the culdesac of Trumpet Circle and runs back between lines 173.47 feet on the easterly side, which is a broken line, and 131.2 feet on the westerly side to a line in the rear, measuring 146.1 feet thereon.

Being part of the same property conveyed to H. Lynn Greer, Jr., Turstee, with full power to sell, mortgage, transfer, encumber or otherwise convey without the joinder of any beneficiary by deed from Mary Brainard Boyd, of record in Book 4168, page 10, Register's Office for Davidson County, Tennessee.

Being the same property conveyed to James O. Greene and wife, Barbara A. Greene, of record in Book 4437, page 146, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the property settlement agreement entered into by and between the parties, which is copied herein verbatim, be and the same is hereby approved in its entirety:

PROPERTY SETTLEMENT AGREEMENT

* * * * * * * * * * *

THIS AGREEMENT, made and entered into this _____ day of _____, 1980, in Davidson County, Tennessee, by and between Barbara Ann Strong Greene, hereinafter referred to as the "Wife," and James Oty Greene, hereinafter referred to as the "Husband."

WHEREAS, irreconcilable differences have arisen between the parties rendering this marriage irretrievably broken; and

WHEREAS, the Wife is contemplating filing for an absolute divorce in the Circuit Court for Davidson County, Tennessee; and

WHEREAS, in view of the parties' intention to live apart for the rest of their natural lives, the parties intend and it is the purpose of this agreement to provide for a just and equitable distribution of the parties' jointly owned properties and debts; and

WHEREAS, four minor children have been born from the parties' marriage and it is the intention of the parties to provide for a just settlement of issues involving custody and support for these children.

NOW, WHEREFORE, in consideration of the mutual covenants and agreements of the parties hereto and herein, they agree as follows:

1. The Wife shall have the absolute care, custody and control of the four minor children and that the Husband shall have reasonable visitation rights and privileges.

2. That the Husband shall pay child support to the Clerk of the Circuit Court in the amount of Forty and 00/100 ($40.00) Dollars per week and that he shall further pay any and all of the Clerk's commissions.

3. That the Husband shall keep in full force and effect hospitalization on the minor children.

4. That the parties further agree that all rights, title and interest in the improved realty now owned by the Husband and Wife as a tenancy by the entirety and

which is located at 4804 Trumpet Circle, Nashville, Tennessee, shall be vested exclusively in the Wife. Any interest that the Husband may have shall be divested out of him and into the Wife. The Husband agrees to execute any and all documents necessary to evidence this intent.

5. The Wife shall have all the home furniture and furnishings located at their residence, 4804 Trumpet Circle, Nashville, Tennessee. The Husband agrees to execute any and all documents necessary to evidence this transfer of his interests.

6. The parties agree that the 1970 Nova is the sole and exclusive property of the Wife.

7. The parties agree that the Husband shall pay to the Wife's attorney of record one-half (1/2) of his fee not to exceed $100.00.

8. The parties agree that the Court costs shall be divided equally between them.

9. All the terms of this agreement shall become effective on the date that both parties have executed this agreement and all payments shall fall due on said date.

10. This Agreement shall be exhibited to the Court at the final hearing of this cause for the purpose of being incorporated in the decree of that Court in said cause.

s/Barbara Ann Strong Greene
BARBARA ANN STRONG GREENE

s/James Oty Greene
JAMES OTY GREENE

It is further ORDERED, ADJUDGED and DECREED that each of the parties shall pay one-half (1/2) of the Court costs, respectively, for which execution may issue, if necessary.

/s/ Hamilton Gayden
HAMILTON GAYDEN, Judge

APPROVED FOR ENTRY:

/s/ James G. Stranch III
JAMES G. STRANCH, III, Attorney
for Complainant
200 Church Street, 4th Street
Nashville, Tennessee 37201

I certify that a copy of the foregoing Final Decree has been mailed to the defendant, James Oty Greene, at his place of employment, Tennessee Doughnut Corporation, 2900 Armory Drive, Nashville, Tennessee 37204, this 14th day of February, 1980.

/s/ James G. Stranch III
JAMES G. STRANCH, III

mail
Jim Stranch
200 Church St
Nashville, 37201

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IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

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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 of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Barbara Ann Greene *Plaintiff, and* James Oty Greene *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* 3rd *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 Barbara Eddings, *D. C.*

Form #GR-117