7-24-80
26C/2344

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

Map 148-13
Par 59 Jo

CONNIE GAYLE JACOBS BUTLER,)
)
Complainant,)
)
vs.) No. 87689
)
SHERMAN LOUIS BUTLER,)
)
Defendant.)

BOOK 5632 PAGE 117

ORDER AMENDING FINAL DECREE OF DIVORCE

A Hearing was held in this Court before the Honorable James M. Swiggart, Judge, upon Motion of the Defendant, SHERMAN LOUIS BUTLER, for Relief from the Original Judgment in this cause pursuant to Rule 60.02(5) of Tennessee Rules of Civil Procedure; upon Affidavits of the Defendant and of Mr. William J. Faimon, Attorney for the original Complainant; upon statements of counsel for the Defendant and of the Defendant himself and upon the record as a whole; it appearing to the Court that one certain parcel of real property, namely a house and lot located at and known as 361 Melpar Drive, Nashville, Tennessee 37211, was purchased by the Defendant either immediately prior to the parties separation or immediately thereafter but before the granting of the divorce; and it further appearing to the Court that the said real property was probably inadvertantly conveyed to the parties jointly as tenants by the entirety and that the Complainant never made a mention of the said property at the time she proposed and signed a property settlement agreement with Defendant, and that she has never made any claim or stated any interest whatsoever in or to the said property either before or since the time of the hearing and final decree of divorce; and it further appearing to the Court that no funds of Complainant's have ever been contributed toward the purchase price or subsequent payments upon the said property, it is, therefore,

ORDERED, ADJUDGED and DECREED that the Defendant, SHERMAN BUTLER, is hereby awarded the house and lot located at 361 Melpar Drive, Nashville, Tennessee, in fee simple subject to any mortgage or other encumbrance thereon; and any right, title or interest that the Plaintiff, CONNIE GAYLE JACOBS BUTLER has in and to the same is hereby divested from the said Plaintiff and reinvested in the Defendant, SHERMAN BUTLER, to be his absolute and in fee simple. Said real property is more particularly described in words and figures as follows:

> LAND in Davidson County, Tennessee, being Lot No. 310 on the plan of Fairlane Park, Section III, of record in Book 2331, page 145, Register's Office for said County.
>
> SAID Lot No. 310 fronts 72.0 feet on the southerly margin of Melpar Drive and extends back 205.9 feet on the easterly line and 205.9 feet on the westerly line to a dead line in the rear, measuring 72.1 feet thereon.
>
> BEING the same property conveyed to Sherman Butler, et ux, Connie G. Butler by deed from Betty Jean Jacobs, unmarried, of record in Book 5137, page 296, Register's Office for Davidson County, Tennessee.
>
> THIS conveyance is subject to any and all existing easements of record.
>
> THIS is improved property, known as 361 Melpar Drive, Nashville, Tennessee 37211.

It is further ORDERED that Defendant shall pay all costs of this action for relief from judgment.

Enter this 24th day of July, 1980.

JUDGE

APPROVED FOR ENTRY:

Imogene W. Bolin

IMOGENE W. BOLIN
Attorney for Defendant
CRAWFORD, OZMENT & BOLIN
1621 One Commerce Place
Nashville, Tennessee 37239
(615) 256-2042

cc: William J. Faimon
Attorney for Complainant
Suite 200
300 James Robertson Parkway
Nashville, Tennessee 37201

G 0 0 4 1 3

BOOK 5632 PAGE 119 IDENTIF. REFERENCE

AUG 1 2 55 PM '80

FELIX Z. WILSON JR REGISTER
DAVIDSON COUNTY, TENN.

RUSH

Docket # 87489 Minute Book # 266/224

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* ~~xxxxxxxxxxx~~ True Copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* CONNIE GAYLE JACOBS BUTLER *Plaintiff, and* SHERMAN LOUIS BUTLER *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* 1st *day of* AUGUST *in the year one thousand nine hundred and* EIGHTY *and in the* 205th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By _____, *D. C.*

Form #GR-117