Map 182
Par 76
125

DONALD HAYES AMICK	]	IN THE SIXTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE
VS.	]	
		NO. 92804
PATRICIA ANN AMICK	]	

FINAL DECREE

BOOK 5636 PAGE 24

This cause came on to be heard before the Honorable James Swiggart, Judge, Division VI, Circuit Court of Davidson County, Tennessee, on this the 15th day of January, 1979, upon the original petition for absolute divorce filed by plaintiff, Donald Hayes Amick, against the defendant, Patricia Ann Amick, answer and cross-complaint of Patricia Ann Amick, and answer to the cross-complaint filed by cross-defendant, Donald Hayes Amick, testimony of the parties and their witnesses, statement of counsel, and from the entire record, from all of which the Court finds that the facts charged in the original complaint are true, that is, that the defendant, Patricia Ann Amick, has been guilty of such cruel and inhuman treatment or conduct towards plaintiff as renders cohabitation unsafe and improper, and plaintiff is entitled to an absolute divorce from the defendant;

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting by and between the parties are hereby dissolved and Donald Hayes Amick is hereby granted an absolute divorce from Patricia Ann Amick upon the statutory alleged grounds of cruel and inhuman treatment.

It is further ORDERED by the Court that the cross-complaint of Patricia Ann Amick be and the same is hereby dismissed.

It is further ORDERED by the Court that the care, custody and control of the two minor children of the parties is hereby granted to defendant, Patricia Ann Amick, with reasonable rights of visitation granted to plaintiff, and plaintiff is hereby ordered to pay defendant the sum of $500.00 per month as support and maintenance for the minor children, beginning in the month of February, 1979. Said payments shall be due and payable on or before the 5th day of each month, commencing with the month of February, 1979, and shall continue pending further orders of the Court.

It is further ORDERED that all right, title and interest in and to the household goods, furnishings and personal properties located at the home of the parties are hereby vested out of plaintiff and vested in the defendant as her sole and absolute property, free and clear from any claim thereon on behalf of the plaintiff, with the exception, however, of a bed that was given to plaintiff, together with certain other miscellaneous personal items of the plaintiff.

It is further ORDERED that each of the parties shall have their automobile free and clear from any claim of the other.

It is further ORDERED that plaintiff and defendant will own the following described real estate as tenants in common from this date hereafter:

> Beginning at the S.E. corner of Lot 2 on recorded Plat of the R. D. Anderson's Old Hickory Blvd. Subdivision as of record in Book 3512, page 149, R.O.D.C. Thence running eastwardly S 85° 45' E, 50 ft. to the S.W. corner of Lot 3 on same recorded plat; thence north 4° 0' E, 625 ft. along the West line of said Lot 3; thence westwardly N 85° 45' W 50 ft. to the Northeast corner of Lot 2; thence S 4° 0' W along the east line of Lot #2, 624.9 feet to the point of beginning. (This area was set aside for a proposed road between lots #2 and #3 on said plan, but not used.)
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> Being the same property conveyed to Don Amick and wife, Patricia Ann Amick, from Reuben D. Anderson, a single man, by deed of record in Book 4908, page 387, in the Register's Office for Davidson County, Tennessee.
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> Land in the 5th Civil District of Davidson County, Tennessee, described according to a survey of Ralph W. C. Lambert dated March 4, 1972, as follows:
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> Beginning at a point in the northwest corner of the intersection of Old Hickory Boulevard and an undeveloped road known as "Dorothy Drive", said point being 1100 feet more or less west of Can Ridge Road; thence along the westerly margin of said Dorothy Drive N. 4° 0' E. 624.9 feet; thence N. 85° 45' W. 294.9 feet; thence S. 3° 0' W. 625.0 feet to a point in the northerly margin of said Old Hickory Boulevard; thence along said margin S 85° 45' E. 284.25 feet to the beginning.
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> Being the same property conveyed to Donald H. Amick and wife, Patricia A. Amick, by deed from Ronald L. Voss, Jr. as of record in Book 4853, page 367, in the Register's Office for Davidson County, Tennessee.

It is further ORDERED that the defendant may live in the home of the above described real estate until the youngest child reaches eighteen (18) years of age, or if defendant should remarry, unless by agreement

of the parties voluntarily made to sell same, then and in those events the property shall be sold and the proceeds divided equally, provided that from this date hereafter, the parties shall pay the taxes on the real estate, equally, each one-half, and the parties shall pay necessary major repairs and maintenance, exceeding $60.00 in cost on the home, equally, from this date hereafter.

It is further ORDERED that all right, title and interest in and to the following described real estate is hereby divested out of defendant and vested in plaintiff as his sole and absolute property.

> Beginning in the northwest corner of present property owned by Don Amick and wife, Patricia Amick, which was conveyed to them by said R. D. Anderson by Warranty Deed as of record in Book 4908, page 387, R.O.D.C.; thence north 1° 54' east along an old established fence line 450 feet to an iron pin; thence south 86° 13' east 793 feet to an iron pin; thence south 3° 10' west 450 feet to an existing iron pipe; thence north 86° 13' west along the boundary line of the property of Don Amick and wife, Patricia Amick, as hereinabove mentioned, 783 feet to the point of beginning. Containing eight acres, plus or minus.
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> Being the same property conveyed to Don Amick and wife, Patricia Amick, from Reuben Dale Anderson and wife, Mae Laura Anderson, by deed of record in Book 5039, page 475, in the Register's Office for Davidson County, Tennessee.

It is further ORDERED that in regard to said property described and set forth in the preceding paragraph, which has been divested from defendant and vested solely in the name of plaintiff, a lien is expressly declared against said property in the amount of $10,000.00 in favor of the defendant and against the plaintiff, and to be discharged in full upon payment by plaintiff to the defendant of the sum of $10,000.00.

It is further ORDERED that defendant shall pay and keep current the payments due on a mortgage on the real estate, which the parties now own as tenants in common.

It is further ORDERED that plaintiff shall pay and keep current the payments on the real estate owned entirely by him.

It is further ORDERED that plaintiff shall have the free and uninhibited use of the 50-foot easement leading to the eight acres

of property owned by him entirely and has the option and privilege of erecting a home on these premises if he so desires.

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

Entered this 31st day of January, 1979.

JUDGE

APPROVED FOR ENTRY:

Jack Norman, Jr., Attorney for Defendant

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FELIX Z. WILSON REGIST
DAVIDSON COUNTY, TENN
IDENTIF. REFERENCE
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I certify that I have mailed a copy of this Decree to Mr. H. Philip Sadler, attorney for plaintiff, 2623 Lebanon Road, Donelson, Tennessee 37214, this 26th day of January, 1979.

Attorney

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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* DONALD HAYES AMICK *Plaintiff, and* PATRICIA ANN AMICK *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* 12 *day of* AUGUST *in the year one thousand nine hundred and* EIGHTY *and in the* 203RD *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By _____, *D. C.*