1204/713

IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

ETHEL (BURNETT) SON §
§
VS §
§
CHOON DUCK SON §

Map 51-7
Par 48 Jo

NO. 94508

5652 PG 293

FINAL DECREE

This cause came to be heard on the 25th day of March, 1980, before the Honorable Harry Lester, Judge of the Second Circuit Court for Davidson County at Nashville, Tennessee, upon the Complaint of the plaintiff originally filed in the cause, the Motion of the plaintiff to allow her to amend the prayer of her Complaint as it was amended so as to pray for an Absolute Divorce rather than separate support and maintenance, which Motion is hereby granted, the Answer and Cross-Complaint, the testimony of the plaintiff and the defendant and their corroborating witnesses, the statement of counsel and the entire record, from all of which the Court found that the defendant has been guilty of such cruel and inhuman treatment as to render cohabitation unsafe and improper, and that the plaintiff is entitled to an Absolute Divorce from the defendant.

It further appeared to the Court that the wife should be awarded the 1975 Ford Automobile which is in her possession, and that all right, title and interest in same shall be divested out of the defendant and vested in the plaintiff, and that the defendant shall be awarded the automobile in his possessions, and that all right, title and interest in same shall be divested out of the plaintiff and vested in the defendant.

The Court further found that the furniture and furnishings owned by the parties located at the parties' residence on Due West Avenue shall be the sole and exclusive property of the plaintiff, excepting for the bedroom suite and personal items belonging to the defendant, which shall be his sole and exclusive property.

The Court further found that the parties own six (6) pieces of real estate, the same being twenty-eight (28) acres on Needmore

Road, thirteen and 81/100 (13.81) acres on Greenhill Road, Lot #2 in Greenhill Gardens, medical office on Highway 70, Mr. Juliet, one and 2/10 (1.2) acres on Mt. Juliet Road, and the residence on Due West Avenue in Madison. The Court found that the 1.2 acres on Mt. Juliet Road shall be the sole and exclusive property of the plaintiff, and that all right, title and interest in the defendant shall be divested out of him and vested in the plaintiff.

The Court further found that all of the remaining properties shall be the sole and exclusive property of the defendant, and that all right, title and interest in same shall be divested out of the plaintiff and vested in the defendant.

The Court further found that the defendant should be required to pay unto the plaintiff alimony in the amount of Six Hundred Dollars ($600.00) per month for a period of ten (10) years if both parties should live ten (10) years; otherwise he should be required to pay such alimony only until the death of either of the parties within the ten (10) year period.

The Court further found that the defendant was in arrears on support pendente lite in the amount of One Thousand Dollars ($1,000.00 for which the plaintiff is entitled to a judgment and that said judgment is to be paid immediately.

The Court further found that the defendant will pay to Eleanor T. Mead, Attorney for the plaintiff, the sum of One Thousand Five Hundred Dollars ($1,500.00) as attorney's fees and the cost of this cause.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore existing and subsisting between the plaintiff, Ethel (Burnett) Son, and the defendant, Choon Duck Son, are now, here and forever perpetually dissolved and the plaintiff, Ethel (Burnett) Son, is awarded an Absolute Divorce from the defendant, Choon Duck Son.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the 1975 Ford automobile shall be the sole and exclusive property of the plaintiff and that all right, title and interest in same shall be divested out of the defendant and vested in the plaintiff, and that the automobile in the possession of the defendant shall be his sole and exclusive

property, and all right, title and interest in same shall be divested out of the plaintiff and vested in him, with the defendant to pay the mortgage on same.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all the furniture and furnishings belonging to the parties located at their residence on Due West Avenue in Madison shall be the sole and exclusive property of the plaintiff, and that all right, title and interest in same shall be divested out of the defendant and vested in the plaintiff, except for the bedroom suite and certain personal items belonging to the defendant. Any and all right, title and interest of the plaintiff in said bedroom suite is divested out of the plaintiff and is vested in the defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the property known as 1.2 acres on Mt. Juliet Road, Mt. Juliet, Tennessee, shall be the sole and exclusive property of the plaintiff, and that all right, title and interest in same shall be divested out of the defendant and vested in the plaintiff, to-wit:

> A tract of land situated in the First Civil District of Wilson County, Tennessee, and bounded and described as follows:
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> Beginning at George Gann's southeast corner and running in a southerly direction 200 feet along the right of way of the Mt. Juliet Highway to a point in said right of way; thence in a westerly direction 268 feet to C. T. Vantrease's east boundary line; thence in a northerly direction along the center of Old Mt. Juliet Road 181 feet to George Gann's southwest corner; thence easterly 276-1/2 feet to the beginning.
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> Being the same property conveyed by deed to Choon Duck Son and wife, Ethel B. Son, from Rufus H. Tubb and wife, Edith Lucile Tubb, of record in book 240, page 264, Register's Office for Wilson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest of the plaintiff, Ethel Burnett Son, in and to the remaining five (5) tracts of real property hereinafter described be and hereby are divested out of her and vested in the defendant, Choon Duck Son, in fee simple.

> Tract No. 1: The 28 acres tract on Needmore Road in the First Civil District of Wilson County, Tennessee. Said tract is described as follows:
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> Land lying and being in the 1st Civil District of Wilson County, Tennessee, and described according to an unrecorded survey made by Gary R. Cummings, June 6, 1966, as follows, to wit:
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> Beginning at a point in the northerly margin of Needmore Road, said point being the southwest corner of Hockett's property; thence north 9° 3' east 220.0 feet to a point; thence south 60° 13' east 199.3 feet to a point; thence

north 3° 30' east 466.0 feet to a point; thence south 60° east 11.0 feet to a point; thence north 30° east 541.5 feet to a point; thence north 12° east 100.0 feet to a point; thence north 85° west 69.7 feet to a point; thence north 5° east 1250.0 feet to a point; thence north 80° west 817.9 feet to a point; thence south 10° west 1671.5 feet to a point; thence south 80° east 202.5 feet to a point; thence south 5° 50' west 669.5 feet to a point in the northerly margin of Needmore Road; thence south 62° 27' east along the northerly margin of Needmore Road 426.9 feet to the point of beginning and containing 28 acres, more or less.

This is the same property as was conveyed to Dr. Choon Duck Son and wife, Ethel Burnett Son by deed from Carl F. Beal and wife, Martha L. Beal, dated June 21 1966, and recorded in Deed Book 173, page 587, of the Register's Office for Wilson County, Tennessee.

Tract No. 2: The 13.81 acres tract on Greenhill Road, Wilson County, Tennessee. This tract is described as follows:

Being Lot No. 1 on the Plan of Greenhill Gardens as of record in Plat Book 9, page 38, and a 12.26 acres, more or less, tract adjoining Greenhill Gardens on the west and south sides of said subdivision and shown in part on the same survey by Cummings & Cummings, Surveyors, dated March 19, 1971, in the Register's Office for said County. Said Lot No. 1 fronts 207.90 feet on the south side of North Greenhill Road and extends back 585.2 feet on the east line and 651.4 feet on the west line which west line which is a broken line, and containing 1.55 acres, more or less.

Said 12.26 acres, more or less, tract begins at the northwest corner of said Lot No. 1, Greenhill Gardens as of record in Plat Book 9, page 38, Register's Office for Wilson County, Tennessee, on the south side of North Greenhill Road; thence along the west line of said Lot No. 1 four calls as follows: south 36° 18' west 26.5 feet to a concrete monument, thence south 6° 13' 21" west 325.40 feet to a concrete monument, thence south 37° 13' west 32.0 feet to a concrete monument, thence south 6° 31' west 267.50 feet to the southerly corner of said Lot No. 1; thence continuing south 6° 31' west along the rear line of Lot No. 2 of said Greenhill Gardens 255.60 feet to a concrete monument at the southerly end of the rear line of said Lot No. 2; thence along the southerly line of Greenhill Gardens south 76° 41' 34" east 525.00 feet to a concrete monument, the southeast corner of Lot No. 5, Greenhill Gardens; thence south 4° 00' 12" west, 790.30 feet to an iron pin; thence north 82° 31' west 623.40 feet to an iron pin; thence north 7° 43' east 847.20 feet to an iron pin; thence north 6° 31' east 533.90 feet to an iron pin; thence north 37° 13' east 32.0 feet to an iron pin; thence north 6° 13' 21" east 325.40 feet to an iron pin; thence north 36° 18' east 40.45 feet to an iron pin in the south margin of North Greenhill Road; thence south 53° 37' east 50.0 feet along and with the south margin of North Greenhill Road to the point of beginning and containing 12.26 acres, more or less.

This is the same property conveyed to John L. Coles and wife, Jo Anne R. Coles, by deed from James Ken Mires and wife, Barbara I. Mires, as of record in Deed Book 237, page 256, in the Register's Office for said County.

Being the same property last conveyed to Dr. Choon Duck Son and wife, Ethel B. Son, by deed from John L. Coles and wife, Jo Anne R. Coles, of record in Deed Book 258,

Tract No. 3: The tract known as Lot No. 2 in Greenhill Gardens, Wilson County, Tennessee, described as follows:

Being Lot number 2 on the Plan of Green Hill Gardens as of record in Plat Book 9, page 38, of the Register's Office of Wilson County, Tennessee. Said Lot number 2 fronts 220 feet on the south side of North Green Hills Road, extends back 585.2 feet on the west line and 802.8 feet on the east line to a dead line, a broken line, in the rear on which it measures 262.10 feet and contains 2.69 acres more or less. This is the same property as was conveyed to Choon Duck Son and wife, Ethel Son, by deed from James Edward Trusty, a single person, of record in Book 317, page 436, of the Register's Office for Wilson County, Tennessee.

Tract No. 4: The property known as the lot and office on Highway 70, Wilson County, Tennessee. This tract is composed of two tracts conveyed to Choon Duck Son and Ethel Burnett Son by deed from Powell in Deed Book 266, page 291, said Register's Office, described as follows:

Tract No. 1: Being the east half of Lot 17 in Noel Heights Subdivision, situated in the First Civil District of Wilson County, Tennessee, as shown on plat of record in Surveyor's Book 1, Page 257, Register's Office for Wilson County, Tennessee. Said Lot fronts 71 feet on U. S. Highway No. 70 (Lebanon-Nashville Pike) and runs back from said highway between parallel lines a distance of 300 feet.

Tract No. 2: Being the easterly 9-1/4 feet of the westerly half of Lot No. 17 of Noel Heights Subdivision, of record in Surveyor's Book 1, Page 257, Register's Office for said County.

Said portion of said Lot fronts 9-1/4 feet on the southerly side of U. S. Highway No. 70 and extends back southwardly 300 feet with the westerly line of property conveyed to Thelbert Powell and wife, Evelyn S. Powell, of record in Book 170, page 212, Register's Office for Wilson County, Tenn.

Tract No. 5: The residence of the parties located on Due West Avenue in Madison, Davidson County, Tennessee. This tract is described as follows:

Being the southerly part of Parcel "D" on the Plan of Stratton Heights, as of record in Book 1835, Page 13, Register's Office for Davidson County, Tennessee, described as follows:

Beginning on the westerly margin of Gibson Drive, at the southeast corner of the property conveyed to William M. Christian and wife by deed from Rice Development Company, Inc., of record in Book 1939, Page 23, said Register's Office; thence with the margin of said Gibson Drive, south 16° 22' west 87.1 feet to a concrete monument; thence continuing with the westerly margin of Gibson Drive around a slight curve, southwardly 185.7 feet to a concrete monument at the beginning of a curve; thence around said curve with a radius of 20 feet, southwestwardly 31.42 feet to a concrete monument on the northerly margin of Due West Avenue; thence with the northerly margin of said Due West Avenue, north 89° 15' west 83.6 feet to a concrete monument; thence south 4° 37' east 181.9 feet to a stake; thence north 12° 29' east 106.3 feet to the southwest corner of said Christian's property; thence with said Christian's southerly line, eastwardly 117 feet, more or less, to the beginning.

Being the same property conveyed to Choon Duck Son and wife, Ethel B. Son, by deed from Charles B. Stilz and wife, Maymie

Lee Stilz, of record in Book 4514, Page 614, Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, Choon Duck Son, shall pay unto the plaintiff, Ethel Burnett Son, alimony in the amount of Six Hundred Dollars ($600.00) per month commencing with the month of April, 1980, and continuing for but no longer than ten (10) years if both parties shall live ten (10) years; but if either the plaintiff or the defendant dies within the ten (10) year period the defendant shall pay such alimony only until the death of either the plaintiff or the defendant. Thus, in no event shall the defendant or his estate be liable for the payment of alimony for more than ten (10) years and in no event shall the defendant or his estate be liable for the payment of alimony for any period of time subsequent to the death of the plaintiff or subsequent to the death of the defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff is entitled to a judgment against the defendant in the amount of One Thousand Dollars ($1,000.00) for the arrearage in support pendente Lite payments, for which let execution issue if necessary.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant shall pay unto Eleanor T. Mead, Attorney for the plaintiff, the sum of One Thousand Five Hundred Dollars ($1,500.00) for her reasonable attorney's fees and also will pay the costs of this cause, for which fee and for which costs let execution issue if necessary.

Approved for entry:

Judge

Eleanor T. Mead
Attorney for Plaintiff

Claude Callicott
Attorney for Defendant

4-8-80 Copy was mailed to Mrs. Eleanor T. Mead.

Claude Callicott

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BOOK 5652 PAGE 299

IDENTIF. REFERENCE

SEP 17 2 06 PM '80

FELIX Z. NIELSON JR. REGISTER
DAVIDSON COUNTY, TENN.

2509 121:713

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* Ethel (Bennett) Son *Plaintiff, and* Choon Duck Son *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* 17th *day of* September *in the year one thousand nine hundred and* eighty *and in the* 205th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Randy Bryant, *D. C.*

Form #GR-117