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FILED

SEP 24 1980

GEORGE E. BOOKER, Clerk

By [illegible] Deputy

EARL POOLE BALL, JR.] IN THE SIXTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

VS.]

JUDITH ANN OCEPEK BALL] NO. 80D-1876

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Par 5.01

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D E C R E E

This cause came on to be heard on this the 22nd day of September, 1980, before the Honorable James Swiggart, Judge, Sixth Circuit Court of Davidson County, Tennessee, upon the pleadings heretofore filed in this cause. Following the testimony of the plaintiff and his corroborating witnesses, the defendant having elected not to present testimony, the Court was of the opinion that the plaintiff did successfully sustain his grounds for divorce, that is, that the defendant has been guilty of desertion for more than one whole year next to and preceding the filing of the original petition.

It is therefore ORDERED, ADJUDGED and DECREED that the plaintiff, Earl Poole Ball, Jr., is awarded an absolute divorce from the defendant, Judith Ann Ocepek Ball, and the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved. Plaintiff is restored to all the rights and privileges of an unmarried person.

As an equitable division of the real and personal properties of the parties, all of plaintiff's right, title and interest in and to the following items of personal property are divested out of plaintiff and awarded absolutely to the defendant. Said items are a maple dining room table and six chairs, corner hutch, dining room buffet, antique church pew, three braided rugs, Crewel landscape, a framed quilt, a Tiffany type lamp, an iron coat rack, depression glass, Irish silver table service, antique silver urn, antique silver welled tray, red oriental rug, a pair of red ceramic lamps, an antique cane sofa, an antique library chair, three framed hunt prints, a pair of antique brass lamps, a Queen Ann table, a sewing machine, a pistol grip fishing pole and reel, three small Queen Ann tables, some crystal and

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miscellaneous cookbooks. Defendant or her representative may obtain said items of personal property by calling for the same at the parties' former residence in Hermitage, Tennessee.

All of defendant's right, title and interest in and to certain real property located at Route 1, New Hope Road in Hermitage, Tennessee, as is now vested in the defendant shall be divested from the defendant and shall become the sole and exclusive property of the plaintiff, free and clear from any further claim thereon by the defendant. Said property is more particularly described as follows:

> Being a lot or parcel of land situated on the westerly side of New Hope Road, in the 4th Civil District of Davidson County, Tennessee, and bound generally as follows:
>
> North by Castleman; east by New Hope Road; south by Turner; west by Highers; said lot being 130 feet more or less, in width along the east and west lines, and 323 feet more or less, in depth along the north and south lines.
>
> Being the same property conveyed to Earl P. Ball, Jr. and wife, Judith O. Ball, by deed from Bruce Blair and wife, Carol Sue Blair, of record in Book 4093 page 275, Register's Office for Davidson County, Tennessee.

Plaintiff will assume the responsibility for the payment of the mortgage indebtedness against said property, and shall hold defendant harmless from any further responsibility therefor.

Each party will retain the automobile in their respective possessions, free and clear from any further claim thereon by the opposing party, and each party will execute any and all documents necessary to title said automobiles into the name of the respective party to which they are awarded.

All of defendant's right, title and interest in and to certain businesses known as Wall to Wall Music, Buttercreek Music, Bianchor Publications, Earl Ball Productions and Earl Ball and Associates, as is now vested in defendant, is divested from defendant, and said businesses and related properties associated therewith shall become the sole and exclusive property of the plaintiff, free

and clear from any further claim thereon by defendant, with the exception of the fact that all unrecorded musical compositions whereupon defendant is the author or co-author thereof will be returned to the defendant to the extent that she was the author thereof. In other words, if the defendant was the sole composer, the entire composition will be returned to the defendant. On the other hand, if the composition was co-authored, only that percentage thereof to the extent that defendant was the author will be returned to the defendant.

The costs of this cause will be assessed against the defendant, for which execution may issue, if necessary.

Entered this 24th day of September, 1980.

JUDGE

APPROVED FOR ENTRY:

Jack Norman, Jr., Attorney for Plaintiff

I certify that I have mailed a copy of this Decree to Mr. William A. Parsons, attorney for defendant, Suite C-101, 2002 Richard Jones Road, Nashville, Tennessee 37215, this 23rd day of September, 1980.

Jack Norman, Jr., Attorney

FELIX TILLMAN REGISTER
DAVIDSON COUNTY, TENN.
OCT 29 9 12 AM '80

IDENTIF. REFERENCE

G.I. 4934

Minute Book 27 B Page 906

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* EARL POOLE BALL, JR. *Plaintiff, and* JUDITH ANN OCEPEK BALL *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* 29th *day of* October *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-177