M.B. 235-202 A, B & C
2/24/81

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IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE, AT NASHVILLE

BOOK 5742 PAGE 24

JOE E. WOOD, ET AL,	)	Map 74-16 Par. 112
Plaintiffs,	)	
VS.	)	NOS. A-2131 and A-2431
BOB EARHEART, ET AL,	)	
Defendants.	)	

FINAL DECREE

This cause came on to be heard on the 13th day of November, 1980, before the Honorable M. B. Finklestein, Chancellor, sitting by designation, upon the entire record, including the pleadings, exhibits and depositions filed with the Court, for the purpose of hearing the final statements of counsel for the respective parties. On the basis of all the foregoing and on the basis of a Memorandum Opinion heretofore filed by the Court, the same being incorporated herein by reference, it appears proper to the Court that:

1. The action by Joe W. Wood against Hamilton Gayden, Jr., be dismissed.

2. Joe W. Wood be granted a judgment against Mr. and Mrs. Bob Earheart in the amount of of Five Thousand Dollars ($5,000.00). Jacqueline A. Wood be granted a lien on this recovery in the amount of Two Thousand Five Hundred Dollars ($2,500.00).

3. The action by Joe W. Wood against Robert and Naomi Wood and Ralph and Dean Poore be dismissed.

4. Jacqueline A. Wood be granted an absolute divorce from Joe W. Wood upon the ground of cruel and inhuman treatment and that she be awarded exclusive custody of the minor children of the parties subject to reasonable rights of visitation of Mr. Wood; any and all right, title and interest in the homeplace of the parties together with its contents, being known as 5019 Bonnahill Drive, being more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 373 on the Plan of Hermitage Hills, Section 5, as of record in Book 3300, pages 1 and 2, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 373 fronts 80 feet on the southerly margin of Bonnahill Drive and extends back 157 feet on the easterly line and 155.1 feet on the westerly line, to a line in the rear on which it measures 91.32 feet.

Being the same property conveyed to Joe W. Wood and Jacqueline A. Wood by deed from Roger J. Becker and wife, Jane N. Becker, of record in Book 4474, page 578, Register's Office for Davidson County, Tennessee.

be divested out of Joe W. Wood and into Jacqueline A. Wood, subject to a lien in favor of Joe W. Wood in the amount of Four Thousand Dollars ($4,000.00) against said real estate, subject to it remaining the home of Joe Jr. and Todd Wood until the younger reaches his majority; Twenty Dollars ($20.00) a week as child support shall continue to be paid by Joe W. Wood pending further orders of the Court through the Office of the Clerk and Master of the Chancery Court of Davidson County, Tennessee; and trust funds held in First Federal of Nashville shall become the property of Jacqueline A. Wood, representing unpaid child support subject to court costs exclusive of those incident to the divorce; Robert H. Schwartz, counsel for Jacqueline A. Wood, be awarded an attorney's fee in the amount of One Thousand Dollars ($1,000.00) as a part of the alimony award against Joe W. Wood.

5. Joe W. Wood be responsible for the payment of court costs incident to the divorce action, and the remainder of the cost shall be paid from the trust funds held in First Federal of Nashville awarded to Jacqueline A. Wood.

It is, therefore, ORDERED, ADJUDGED and DECREED that the complaint by Joe W. Wood against Hamilton Gayden, Jr., be dismissed; that the complaint of Joe W. Wood against Mr. and Mrs. Bob Earheart be sustained, and that Joe W. Wood be awarded a judgment in the amount of Five Thousand Dollars ($5,000.00) against Mr. and Mrs. Bob Earheart, that Jacqueline A. Wood have a lien on that judgment in the amount of Two Thousand Five Hundred Dollars ($2,500.00); that the complaint of Joe W. Wood against Robert and Naomi Wood and Ralph and Dean Poore be dismissed; that Jacqueline A. Wood be granted an absolute divorce from Joe W. Wood upon the ground of cruel and inhuman treatment; that she be granted exclusive custody of the minor children of the parties, subject to reasonable rights of visitation by Joe W. Wood; that all interest in the homeplace of the parties and its contents, known as 5019 Bonnahill Drive, be divested out of Joe W. Wood and vested into Jacqueline A. Wood, subject to a lien against said property in favor of Joe W. Wood in the amount of Four Thousand Dollars ($4,000.00);

that Joe W. Wood pay child support to Jacqueline A. Wood through the Office of the Clerk and Master of the Chancery Court of Davidson County, Tennessee, in the amount of Twenty Dollars ($20.00) per week; that Jacqueline A. Wood be awarded the balance of the trust in First Federal of Nashville as unpaid child support. The costs incidental to the divorce action shall be paid by Joe W. Wood for which execution may issue if necessary. The court costs not incidental to the divorce action shall be paid out of the trust account in First Federal of Nashville awarded to Jacqueline A. Wood.

Entered this 23rd day of February, 1987.

M. B. Finklestein
M. B. FINKLESTEIN, CHANCELLOR

APPROVED FOR ENTRY:

Robert H. Schwartz
ROBERT H. SCHWARTZ
Attorney for Jacqueline A. Wood

WILLIAM B. BRADLEY
Attorney for Joe W. Wood

John J. Hollins
JOHN J. HOLLINS
Attorney for Hamilton Gayden, Jr.

Samuel B. Schlanger
SAMUEL B. SCHLANGER
Attorney for Mr. and Mrs. Bob Earheart

Perry R. Happell
PERRY HAPPELL
Attorney for Robert and Naomi Wood and
Ralph and Dean Poore

CERTIFICATE OF THE CLERK AND MASTER

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

I, CHRISTINA NORRIS, CLERK AND MASTER of the Chancery Court of Davidson County, Tennessee, do hereby certify that the foregoing is a full, true and correct copy of the FINAL DECREE ENTERED M.B. 235-202, A,B,C FEBRUARY 24,1981 of said Court, in the cause wherein JOE E. WOOD,ET AL, PLAINTIFF (S), VS. BOB EARHEART,ET AL, DEFENDANT (S), FILE NO. A-2131 ~~A-2431~~, as the same appears of record and now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of said Court at my office in the Courthouse at Nashville, Tennessee, this the 6th day of May, 19 81, and 205th year of American Independence.

CHRISTINA NORRIS, CLERK AND MASTER

BY _____
DEPUTY CLERK AND MASTER

FELIX Z. WILSON, REGISTER
DAVIDSON COUNTY, TENN.
MAY 6 1 27 PM '81

IDENTIF. REFERENCE

G.40682