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IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

EVERETTE WARREN McFADDEN, JR.)
Plaintiff & Cross-Defendant,)

Map 158
Par 68.1

Vs.) NO. 80D-3656

MIRIAM ELEANOR FEREBEE McFADDEN,)

Defendant & Cross-Plaintiff.)

FINAL DECREE

This cause came on to be heard on this the 25th day of August, 1981, before the Honorable Harry S. Lester, Judge, upon the original Complaint of the Plaintiff, answer and Cross-Complaint of the Defendant, answer thereto, testimony of witnesses heard and examined in open court, statement of counsel and the entire record in this cause, and from all of which the Court finds that the allegations contained in the original Complaint have been fully sustained by the proof and that the Defendant has been guilty of such cruel and inhuman treatment or conduct as to warrant the granting of a divorce to the Plaintiff and accordingly the Cross-Complaint is dismissed.

It is therefore, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting by and between the parties be and the same are perpetually dissolved and the Plaintiff is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED AND DECREED by the Court that all of the Defendant's right, title and interest in and to certain real estate located in Davidson County, Tennessee be divested from her and vested in the Plaintiff the same to be his absolutely, said real estate being more particularly described as follows:

A tract of land in the 7th Civil District of Davidson County, Tennessee, being Tract No. 3 of the Manson Rowan Property, being a revision of the Alexander Property located on Old Hickory Boulevard, described as follows:

Beginning at an iron pin in the southerly right of way of Old Hickory Boulevard, being 543.06 feet easterly from the northeast corner of the H. C. Pearson Property as of record in Book 1031, page 197, Register's Office, and proceeding as follows: with said right of way of Old Hickory Boulevard, south 71 degrees 35 feet east a distance of 225 feet to an iron pin; thence leaving said right of way south 24 degrees 33 feet west a distance of 637.85 feet to an iron pin; thence south 60 degrees 41 feet west a distance of 239.32 feet to an iron pin; thence north 18 degrees 43 feet east a distance of 311.01 feet to the point of beginning, containing 3.13 acres more or less, as per survey of Turner Engineering Company, dated February 28, 1969.

Being the same property conveyed to Everette W. McFadden, Jr. and wife, Miriam F. McFadden, by deed from Gerald L. Robinson and wife, Carolyn Robinson, of record in Book 5189, page 602, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED AND DECREED by the Court that custody of the minor child of the parties is vested jointly in both parties.

It is further ORDERED, ADJUDGED AND DECREED by the Court that each party shall retain title to each motor vehicle being operated by them and if necessary each party will execute any and all documents necessary to effectively transfer title.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the Defendant shall promptly execute any and all documents necessary to effectively transfer title from her to the Plaintiff with respect to a certain $90,000.00 group life insurance policy carried through the Plaintiff's company and title to a $50,000.00 whole life policy shall remain titled in the Defendant.

It is further ORDERED, ADJUDGED AND DECREED by the Court that each party shall be vested with full title to all furniture located in the home which was acquired through their

parents and/or family, and shall retain title to all stock presently titled in their respective names, but the furniture acquired by both parties shall be divided equally.

It is further ORDERED, ADJUDGED AND DECREED that for a period of one year Plaintiff shall pay to the Defendant the sum of $1,500.00 per month, the first of said payments to begin on September 1, 1981 and Plaintiff shall be responsible for current debts of the parties as of the date of this document.

Defendant is allowed 60 days from the date of this Order to vacate the premises located on Old Hickory Boulevard.

The Defendant will pay all costs of this cause for which execution may issue.

/s/ Harry S. Lester
HARRY S. LESTER, JUDGE

APPROVED FOR ENTRY:

/s/ A. B. Neil, Jr.
A. B. NEIL, JR.
Attorney for Plaintiff and
Cross-Defendant

CERTIFICATE

I hereby certify that a true and exact copy of the foregoing Final Decree has been mailed to George S. Cates, Attorney for Defendant and Cross-Plaintiff, on this 26 day of August, 1981.

/s/ A. B. Neil, Jr.
A. B. NEIL, JR.

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IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

Docket No. 80D-3656 Minute Book 143B Page 1656

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~~ True Copy *transcript of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Everette Warren McFadden, Jr. *Plaintiff, and* Miriam Eleanor Ferebee McFadden *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* 2nd *day of* September *in the year one thousand nine hundred and* Eighty-One *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Virginia Hutchison D. C.

Form #GR-117