1-31-69
60B/450

IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

147-16
62

BETTY A EMBRY X

X

VS. X NO. 47181

X

DON GORDON EMBRY X

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D E C R E E

This cause came on to be heard before the Honorable Benson Trimble, Judge, on this 31st day of January, 1969, upon the original and amended and supplemental bills of the complainant, the pro confesso heretofore entered and the testimony of witnesses appearing in open Court from all of which the Court finds that the complainant has made out her bill as charged, to wit: that the defendant has been guilty of such cruel and inhuman treatment as renders cohabitation unsafe and improper for her to be under his dominion and control, that she is a suitable, fit and proper person to have the care, custody and control of the three minor children, that she is entitled to a judgement for the arrearage due her and that the real property located at 5009 Raywood Lane, be vested in her in fee simple.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting between the complainant and the defendant be and the same are hereby forever and perpetually dissolved, that the complainant be granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED AND DECREED by the Court that the care, custody and control of the three minor children of the parties, Ruby Dianne Embry, age 14, David Earl Embry, age 12, and Simina Danette Embry, age 8, be and the said care, custody and control is awarded to the complainant with the right for the defendant to see said children at reasonable times and places.

IT IS FURTHER ORDERED AND DECREED by the Court that the complainant have and recover of the defendant the sum of $650.00 as arrearage since the agreement by the defendant to pay the sum of $65.00 per week since November 6, 1968.

IT IS FURTHER ORDERED AND DECREED that the defendant pay unto Thos. O. H. Smith the sum of $150.00 for fees heretofore granted, but not paid.

IT IS FURTHER ORDERED AND DECREED by the Court that all the right, title and interest and equity of the defendant, Dan Gordon Embry, in and to the following described real property be and the same is hereby vested out of him, said property being described as follows:

> Being Lot No. 37 on the Plan of Tusculum Fields, of record in Book 2330, page 16, said Register's Office, described as follows:
>
> Said lot No. 37 fronts 70.2 feet on the westerly side of Raywood Lane and extends back between lines measuring 212.4 feet on the northerly side and 212.5 feet on the southerly side to a dead line in the rear on which it measures 70.2 feet.
>
> Being the same property conveyed to the said Dan G. Embry and wife, Bettye R. Embry, by deed from Doyle F. Vantrease, et ux, as of record in Book 3820, page 662, said Register's Office.

and said real property be vested in the complainant so that she will hold title in fee simple and that a certified copy of this decree may be filed of record in the Register's Office for Davidson County, Tennessee, as minument of title.

The costs of this cause are taxed against the defendant for all of which execution may issue.

JUDGE

APPROVED FOR ENTRY:

Solicitor for Complainant

7299 09/10 9.00- CASH

059285

IDENTIF. REFERENCE

HSNA

SEP 10 2 05 PM '81

FELIX Z. ELSON II REGISTER
DAVIDSON COUNTY, TENN.

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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* true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* BETTYE EMBRY *Plaintiff, and* DAN GORDON EMBRY *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* 10th *day of* September *in the year one thousand nine hundred and* eighty-one *and in the* two hundred sixth *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By W. L. Rowland, *D. C.*

Form #GR-117