IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

Map 63 Par 7 Is 122C/254

EVELYN JOYCE GRAY PEELER)
)
VS.) NO. 80 D - 3745
)
ERBY SHELTON PEELER, SR.)

FILED
1981 OCT -7 AM 10
ROBERT L. FARMER, CLERK

FINAL DECREE

This cause came on to be heard August 21, 1981 before Honorable Eleanor Mead, Special Judge, Fourth Circuit Court, Davidson County, Tennessee upon the Plaintiff's original complaint for absolute divorce, writ of property attachment, default judgment against the Defendant, testimony of the Plaintiff and corroborating witnesses heard in open Court, statement of counsel and upon the entire record herein from all cf which the Court finds that the allegations in the original complaint have been fully sustained by the proof, that is, the Defendant, Erby Shelton Peeler, Sr., has been guilty of such cruel and inhuman treatment or conduct towards the Plaintiff, Evelyn Joyce Peeler, as renders further cohabitation unsafe and improper for her to remain under his dominion and control.

It is therefore ORDERED and DECREED by the Court that the Plaintiff, Evelyn Peeler, be and is hereby awarded an absolute divorce from the Defendant, Erby Peeler, Sr., and she is restored to all the rights and privileges of an unmarried person.

It is further ORDERED and DECREED by the Court that all of the Defendant's right, title and interest in and to the 1972 Ford truck be divested from him and reinvested solely in the Plaintiff.

It is further ORDERED and DECREED by the Court that all of the Defendant's right, title and interest in and to the 1965 Mustang automobile be divested from him and reinvested in the Plaintiff solely.

It is further ORDERED and DECREED by the Court that the Plaintiff further be awarded her 1978 Buick automobile now in the possession of the Defendant and that he be ORDERED to return said automobile to the Plaintiff immediately.

It is further ORDERED and DECREED by the Court that all of the Defendant's right, title and interest in and to the parties' home place be divested from him and reinvested in the Plaintiff in fee simple, said property being more particularly described as follows:

> A certain tract or parcel of land in the Eleventh, formerly the Nineteenth, Civil District of Davidson County, Tennessee, described according to a survey made by Hal R. Swann, Jr., Surveyor, May 25, as follows:
>
> BECINNING at a point in the westerly margin of Neely's Bend Road at the southeast corner of the property conveyed to Erby S. Peeler and wife, Joyce Gray Peeler, by deed from Clara Ethel Huffines, Joyce Huffines Smith and Opal Huffines Allen, of record in Book 2651, Page 355, Register's Office for said county; thence with the margin of said road south 19°30' east 48 feet to a point, the northeast corner of the property conveyed to Troy C. Pace, by deed from Ethel Huffines, a widow, of record in Book 2652, Page 291, said Register's Office; thence south 77°6' west 274 feet, more or less, to a point; thence north 14°29' west 48 feet, more or less to a point; thence north 75°42' east 280 feet, more or less to the point of beginning.
>
> BEING the same property conveyed to Erby S. Peeler and wife, Joyce G. Peeler, by deed from Home Federal Savings and Loan Association of Nashville, of record in Book 3536, Page 250, said Register's Office.

It is further ORDERED and DECREED by the Court that the Plaintiff have custody of the parties' child, Erby Shelton Peeler, Jr., and inasmuch as the Defendant was not served with personal service of process, child support shall be reserved until a later date.

It is further ORDERED and DECREED by the Court that the Plaintiff be awarded all right, title and interest in and to all furniture and personal property now in her possession with the exception of the Defendant's tools and personal clothing.

It is further ORDERED and DECREED by the Court that the Plaintiff pay the costs of this cause for all of which let execution issue if necessary.

Eleanor Mead
JUDGE

APPROVED FOR ENTRY:

Joyce E. McMahon

Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Final Decree has been mailed to the Defendant at his last known address, this the 18 day of September, 1981.

Jerry E. McNabb
ATTORNEY

RECD
IDENTIF. REFERENCE
OCT 21 2 25 PM '81
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
G 6 5 1 3 1

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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* ~~correct transcript~~ True Copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Evelyn Joyce Gray Peeler *Plaintiff, and* Erby Shelton Peeler, Sr. *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* 15th *day of* October *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