✓ 9-18-78
1092/640

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

KAY FRANCES BURNETT)
)
VS.) NO. 91969
)
JOHN L. BURNETT)

BOOK 5817 PAGE 431

Map. 121
Par. 202

FINAL DECREE

This cause came on to be heard on the 18th day of August, 1978, in the Fourth Circuit Court for Davidson County, Tennessee, the Honorable Tom H. Proctor, Jr., Special Judge, presiding; upon complainant's original bill for an absolute divorce along with a Property Settlement Agreement between the parties, complainant's testimony, and the whole record in this cause; from all of which the Court finds that the complainant should be awarded an absolute divorce from the defendant on the grounds of irreconcilable differences, that the costs of this cause be adjudged one-half against the defendant and one-half against the complainant; and, that the Property Settlement Agreement presented to the Court is hereby approved; with the stipulation that since each of the parties is supporting one child, namely; John Lendon Burnett, age 4, is in the custody of and being supported by plaintiff and Tracy Lynn Burnett, age 9, is in the custody of and being supported by John L. Burnett, then the husband will not be required to pay additional child support and the parties have agreed that neither child will be taken out of the State of Tennessee for more than one month (30 days) without the written consent of the other party or Court approval; said property settlement is in words and figures as follows:

"PROPERTY SETTLEMENT AGREEMENT"

BY AND BETWEEN, Kay Frances Burnett, hereinafter called the wife, and John L. Burnett, hereinafter called the husband, on this the 4th day of May, 1978.

The parties hereto are presently man and wife but it is anticipated that the wife will file a divorce on the grounds

of irreconcilable differences in the Circuit Courts for Davidson County, Tennessee, and this Property Settlement Agreement is in anticipation of such filing and the parties wish to make it a full and final property settlement agreement binding upon both parties as follows:

1. The parties will share joint custody of the minor children of the parties.

2. The interest of the wife in the home of the parties located on Pleasant Hill Road will be divested out of her and vested in the husband for his sole and separate estate as a part of the final decree of this divorce and the husband shall assume and pay all payments on said home and shall hold the wife harmless with respect to all morthage payments on said home.

3. The husband shall receive the 1973 Ford automobile.

4. Each of the parties shall receive one-half of the household furniture to be divided by them.

5. It is further agreed that the husband will pay all outstanding joint bills of the parties as of the 28th day of April, 1978.

6. It is further agreed that the husband will continue to carry and maintain major medical and hospitalization insurance on both children of the parties.

7. It is agreed that the husband and wife will each pay one-half of attorney fees and Court costs with or related to this divorce.

8. It is further agreed that each of the parties has read this agreement in full and understands the contents thereof and each understands it to be a full disposition of all the personal property and real property of the parties and each understands that there have been certain omissions of certain subjects at their request, including life insurance and responsibility for educational expenses.

IN WITNESS WHEREOF we have hereunto set our hands on this the day, month and year first above mentioned.

s/ Kay Frances Burnett
KAY FRANCES BURNETT

s/ John L. Burnett
JOHN L. BURNETT

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting by and between the parties are perpetually dissolved and that the complainant is awarded an absolute divorce and restored to all the rights and privileges of an unmarried person on the grounds of irreconcilable differences, and, that the costs of this cause are ADJUDGED one-half against complainant and one-half against defendant, for all of which let execution issue if necessary.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Property Settlement Agreement set forth above is in all things ratified and approved by the Court with the stipulation that the child John London Burnett remain and be supported by plaintiff and the child, Tracy Lynn Burnett, remain with and be supported by defendant and neither child will be taken out of the State of Tennessee for more than one month (30 days) without written consent of the other party and since each of the parties is supporting one child the husband will not be required to pay additional child support, and in order to properly enforce each and every provision of said, the same is Adjudged and Decreed as though decreed separately.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest plaintiff, Kay Frances Burnett has in and to thebelow described property be and hereby is divested out of her and vested in defendant, John L. Burnett, said property is described as follows:

> Land in the Third Civil District of Davidson County, Tennessee, according to a survey made by Petty & Petty, dated September 20, 1973, more particularly described as follows:
>
> Beginning at a point in the westerly margin of Pleasant Hill Road, said point being located 294 feet south of the southerly line of property conveyed to Jerry Stewart and wife, by deed of record in Book 4670, page 543, Register's Office for Davidson County, Tennessee; thence South 2° 00' west 29 feet; south 19° 00' west 146 feet; north 86° 30' west 633 feet; north 16° 10' west 260 feet; south 86° 30' east 225 feet; south 78° 29' east 539 feet,

to the point of beginning and containing 3.50 acres, more or less, and being designated as Tract No. 6.

Being the same property conveyed to John L. Burnett and wife, Kay F. Burnett, by deed from William M. Colson and wife, Katherine L. Colson of record in Book 5017, page 547, said Register's Office.

ENTERED THIS 12th DAY OF September, 1978.

Tom H. Proctor, Jr.
TOM H. PROCTOR, JR., SPECIAL JUDGE

9-12-78

APPROVED FOR ENTRY:

John G. Doak
JOHN G. DOAK, ATTORNEY FOR COMPLAINANT

Kay Frances Burnett
KAY FRANCES BURNETT, COMPLAINANT

Harold E. Collins
HAROLD E. COLLINS, ATTORNEY FOR DEFENDANT

John L Burnett
JOHN L. BURNETT, DEFENDANT

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IDENTIF. REFERENCE

RUSH

Nov 10 10 07 AM '81

REGISTER
DAVIDSON COUNTY, TENN.

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Docket No. 91969 Minute Book 109C Page 1640

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* Kay Frances Burnett *Plaintiff, and* John L. Burnett *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* November *in the year one thousand nine hundred and* Eighty-One *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Eidenzo, *D. C.*

Form #GR-117