IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

M-95-2

P-34

EVELYN JOYCE McDONALD RICE)
)
)
VS.) NO. 60110
)
)
EARL WORTHINGTON RICE, JR.)

D E C R E E

This cause came on to be heard this 12th day of January, 1971, before the Honorable Shelton Luton, Judge of the Probate Court of Davidson County, Tennessee, upon original bill for absolute divorce filed by the complainant, answer filed by the defendant, agreed order transferring the case to the uncontested docket, and after testimony of the complainant and her witnesses, statement of counsel and all of the proof in this cause, the Court was of the opinion that the allegations in the original bill had been fully sustained, that is, that the defendant had been guilty of such cruel and inhuman treatment as renders cohabitation unsafe and improper, and further that the defendant had failed, refused and neglected to provide for complainant, and that the property settlement agreement entered into between the parties, with the amendments, should be approved.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that complainant be and she is hereby granted an absolute divorce and restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED by the Court that the property settlement agreement entered into by and between the parties, with the amendments, be approved, which is as follows:

1) That all right, title and interest that defendant has or may have in a 1965 Mustang be divested out of him and vested in complainant, to be hers absolutely.

2) That whatever right, title and interest that complainant has or may have in a 1967 Cadillac be divested out of her and vested in defendant, to be his absolutely.

3) The complainant will have the full care, custody and control of the minor child of the parties, with the defendant having visitation privileges at reasonable times and places.

4) The defendant will pay to the complainant the sum of NINETY ($90.00) DOLLARS per month as child support.

5) The defendant will pay to complainant's solicitor of record an attorney's fee in the amount of ONE HUNDRED FIFTY ($150.00) DOLLARS for his services in this cause.

6) The furniture belonging to the parties shall be divided among them equally, fifty-fifty.

7) All right, title and interest that complainant has or may have in the house and lot owned by the parties shall be divested out of her and vested in defendant, to be his absolutely, and the defendant shall pay to the complainant TWO THOUSAND ($2,000.00) DOLLARS cash for her interest, and in addition thereto the defendant will pay THREE THOUSAND ($3,000.00) DOLLARS to the defendant's mother, which is owed by the parties on a demand note on the property. The property is described in words and figures as follows:

> Being Lot No. 124 on the Plan of Donelson Hills Subdivision, of record in Book 2331, pages 22 and 23, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 124 fronts 70 feet on the southwesterly side of Graeme Drive and runs back between parallel lines 200 feet to a dead line.

Being the same property conveyed to Earl W. Rice, Jr. and wife, Joyce M. Rice, by deed from Grady T. Fowlkes and wife, Margaret A. Fowlkes, of record in Book 4333, page 194, Register's Office for Davidson County, Tennessee.

8) The complainant will pay the following outstanding bills: Zayres, Harveys, Gus-Mayer, Cain-Sloan, E. J. Sain, Castner-Knotts and Master Charge.

9) The defendant will pay the additional bills.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant will pay the costs of this cause, for which let execution issue if necessary.

Enter this 18 day of January, 1971.

Judge

APPROVED FOR ENTRY:

Jack A. Butler, Attorney for Complainant

Walter S. Clark, Attorney for Defendant

I certify that a copy of the foregoing Decree has been mailed to Walter S. Clark, Attorney for Defendant, Stahlman Building, Nashville, Tennessee 37201, on this the 18th day of January, 1971.

Jack A. Butler

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IDENTIF. REFERENCE

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

BOOK 5848 PAGE 979

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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 McDonald Rice *Plaintiff, and* Earl Worthington Rice, Jr. *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* 13th *day of* June *in the year one thousand nine hundred and* 79 *and in the* 203rd *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L. Dyer, *D. C.*

Form #GR-117