123B/609

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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WANDA FAYE HARDCASTLE MOSS)
)
V.) NO. 81D-2000
)
THOMAS BUFORD MOSS)

MAP 142-14 PAR 67

FINAL DECREE

This cause came on to be heard December 1, 1981, before the Honorable Benson Trimble, Judge of the Fourth Circuit Court of Davidson County, Tennessee upon the original complaint of the plaintiff, the child custody and property settlement agreement signed by the parties, the testimony of the plaintiff, and the entire record in this cause, from all of which the Court finds that the allegations contained in the original complaint were fully sustained, that is that irreconcilable differences exist between the parties which make a reconciliation impossible. The Court further found that the parties have made adequate and sufficient provision in said written agreement for the custody and maintenance of the minor children of the parties, and for the equitable settlement of all property rights existing between the parties.

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

It is further ORDERED, ADJUDGED and DECREED by the Court that the custody and property settlement agreement entered into by and between the parties be, and the same is hereby approved, and ordered copied into this final decree verbatim as follows:

02/15 12.00- CASH

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"CUSTODY AND PROPERTY SETTLEMENT AGREEMENT

This agreement made and entered into by and between Wanda Faye Hardcastl[e] Moss, hereinafter referred to as Plaintiff, and Thomas Buford Moss, hereinafter referred to as Defendant, they being husband and wife, and citizens and residents of Davidson County, Tennessee, more than six months next preceeding this agreement.

WHEREAS: The parties hereby acknowledge that there are irreconcilable differences in their marriage and there is now pending in the Fourth Circuit Court for Davidson County, Tennessee a divorce action, number 81D-2000 and it is their desire to enter into an agreement pursuant to T.C.A. 36-801 (II) to sufficiently provide for the custody and support of the minor children and for the purpose of making an equitable distribution of their real and personal property.

WHEREAS: The parties agree that Plaintiff shall have custody and control of the three minor children of the parties, namely, Lori Michelle Moss, age 16, Tommi Cheree Moss, age 12 and James Thomas Moss, age 8, and Defendant will pay to Plaintiff the amount of $200.00 per month, per child, as child support and in addition thereto he will maintain major medical and hospitalization insurance on the children. Defendant shall have visitation privileges with the children at reasonable times and places each week-end and for a continuous two week period during the summer vacation and in addition thereto the parties will agree to his visitation during holidays which will be at reasonable times and places.

WHEREAS: All right, title and interest Defendant has in and to the household furniture, furnishings and personal property now located in the home of the parties, and the four cemetery lots, shall be divested out of him and vested in Plaintiff.

WHEREAS: The parties agree that all right, title and interest Defendant has in and to the home owned by the parties located at 714 Harpeth Knoll Road, Nashville, Tennessee, be and hereby is divested out of him and vested in Plaintiff, with the provision that he shall retain a lien on said property whereby if Plaintiff sells the home, Defendant will be paid and receive the amount of $5,000.00 cash and he will execute any and all papers or documents to accomplish the above.

WHEREAS: The parties hereby acknowledge that this agreement constitutes and complete and final settlement and distribution of all their property, real and personal, and obligations to each other and that it is hereby executed by them and without further promise, threat or coersion from the other party.

/s/ Wanda Fay Moss Plaintiff	11/24/81 Date
/s/ Thomas Buford Moss Defendant	11/17/81 Date

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public, the within named, Wanda Faye Hardcastle Moss, with whom I am personally acquainted and who acknowledged that she executed the foregoing instrument for the purposes therein contained, this the 24th day of November, 1981, at Nashville, Tennessee.

/s/ Rosalee M. Roach
Notary Public

My commission expires: 7-17-83

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public, the within named Thomas Buford Moss with whom I am personally acquainted and hwo acknowledged that he executed the foregoing instrument for the purposes therein contained, this the 17 day of Nov., 1981 at Nashville, Tennessee.

/s/ Harold E. Collins
Notary Public

My commission expires: 4-18-82"

It is further, ORDERED, ADJUDGED and DECREED by the Court that the real estate awarded to the plaintiff in the property settlement agreement is described as follows:

> Lot 216 on the Plan of Harpeth Valley Park, Section II, as of record in Book 3700, page 129, Register's Office for Davidson County, Tennessee.
>
> Said Lot 216 fronts 80 feet on the easterly side of Harpeth Knoll Road and extends back 221.4 feet on the northerly line and 230.6 feet on the southerly line, to a line in the rear which measures 85.5 feet.
>
> Being the same property conveyed to Thomas B. Moss and wife, Wanda Fay Moss by deed from James W. Echols and wife Emma Lou Echols of record in Book 5272, page 718, Register's Office for Davidson County, Tennessee.

The defendant will pay the costs of this cause for which execution may issue if necessary.

ENTER this 3 day of December, 1981.

JUDGE

APPROVED FOR ENTRY:

Howard F. Butler
HOWARD F. BUTLER, Attorney for plaintiff

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cc: Mr. Harold E. Collins
Attorney for defendant
802 51st Ave., No.
Nashville, TN 37209

G80362

IDENTIF. REFERENCE

FEB 19 10 56 AM '82

FELIX Z. RAINSUM II REGISTER
DAVIDSON COUNTY, TENN.

RUSH

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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 ~~xxxxxxxxxxxx~~ *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Wanda Faye Hardcastle Moss *Plaintiff, and* Thomas Buford Moss *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* 25th *day of* January *in the year one thousand nine hundred and* eighty-two *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Karen Lockley, *D. C.*