Map. Parcel
91.15.70

IN THE CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

MARILYN JANE RICHARDS CUNNINGHAM)
)
VS.) NO. 80D-2420
)
RICHARD EDWARD CUNNINGHAM)

BOOK 5855 PAGE 657

FINAL DECREE

This cause came on to be heard this 11th day of September, 1980 before the Honorable Stephen North, Judge, upon the original complaint, personal service of process, property settlement agreement submitted to the Court, testimony heard by the Court and upon the entire record. It appears to the satisfaction of the Court that the allegations of the original complaint have been satisfied by the proof; that is, that the parties have encountered certain irreconcilable differences within their marriage, and that the plaintiff is entitled to an absolute divorce.

It further appears to the Court that the property settlement agreement executed by the parties is just and proper and the same is hereby approved and ratified by the Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff be and hereby is awarded an absolute divorce from the defendant and hereby is restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the settlement agreement entered into by the parties be and the same hereby is approved and made a part of this Final Decree by reference and is attached hereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff have the exclusive care, custody and control of the minor child of the parties, Cynthia Ann Cunningham, born January 21, 1968, and that the defendant shall have the right to see and visit with said child at all reasonable times and places.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant shall pay to the plaintiff, through the office of the Clerk of this Court, the sum of ONE HUNDRED DOLLARS ($100) monthly beginning

September 11, 1980 as support for the said minor child of the parties. Also, the defendant shall pay through the office of the Clerk of the Court as alimony each month beginning September 11, 1980 the sum of not less than TWO HUNDRED DOLLARS ($200) or twenty-five per cent (25%) of the defendant's gross income, whichever sum is greater.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all of the defendant's right, title and interest in and to the home place of the parties at 5314 Nevada Avenue in Nashville, Davidson County, Tennessee be divested out of the defendant and into the plaintiff. Said property is described as follows:

> Land in Davidson County, Tennessee, being part of Block No. 13 on the Realty Savings Bank and Trust Company's Revised Plan of West Extension of Charlotte Park Company's First Addition, as of record in Book 421, page 18, Register's Office for said County, described according to a survey made by E.R.Southgate, Surveyor, January 9, 1946, as follows:
>
> BEGINNING on the northerly margin of Nevada Avenue, at the southwest corner of the property conveyed to Jesse B. Lunday and wife by deed from L.R.Wiggs and wife, of record in Book 1469, page 183, said Register's Office, said point being 170 feet east of the easterly margin of 54th Avenue North or Richland Avenue; thence with the northern margin of said Nevada Avenue, westwardly 50 feet; thence northwardly and parallel with Lunday's westerly line, 103 feet, more or less, to a point in the southerly line of the property conveyed to A.C.Oakley by deed from J.H. Brackman and wife, of record in book 1784, page 587, said Register's Office; thence with Oakley's southerly line, eastwardly 14 feet, more or less, to Oakley's southeast corner; thence with Oakley's easterly line and the easterly line of the property conveyed to J. .Edwards and wife by deed from J.H. Brackman and wife, of record in Book 1785, page 17, said Register's Office, northwestwardly 100 feet to the southerly margin of an alley, Edwards northeast corner; thence with said alley, eastwardly 48 feet to Lunday's northwest corner; thence with Lunday's westerly line, southwardly 200 feet to the beginning. BEING the same property conveyed to Ruben K. Richards and wife, Earlene P. Richards by warranty deed from John Herbert Tanner and wife, of record in Book 2091, page 257, R.O.D.C.
>
> Also being the same property conveyed by Ruben K. Richards and wife, Earlene P. Richards, to Richard E. Cunningham and wife, Marilyn Jane Cunningham, by Installment Deed recorded in Book 5404, page 685, Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all of the defendant's right, title and interest in and to a 1978 Toyota Celica, VIN #RA42081488, be divested out of the defendant and into the plaintiff with all installments paid by the defendant through September 11, 1980.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all of the defendant's right, title and interest in and to the household and kitchen equipment of the parties be divested out of the defendant and into the plaintifff.

All other matters set out in said property settlement agreement not herein referred to shall be enforceable as the Court has heretofore made said property settlement agreement a part of this Decree by reference.

The costs of this cause will be divided equally between the plaintiff and the defendant, for all of which execution may issue, if necessary.

ENTER, this 17th day of September, 1980.

JUDGE

APPROVED FOR ENTRY:

DAVID C. RUTHERFORD,
Attorney for plaintiff
306 Nashville City Bank Bldg.
Nashville, Tennessee 37201
256-6681

CERTIFICATE

I, the undersigned, certify that a copy of the foregoing decree has been forwarded by mail to the defendant, Mr. Richard Edward Cunningham, c/o Allen Russell Ford Agency, Walton Springs Road-Kingston Pike, Knoxville, Tennessee 37919, this 12 day of September, 1980.

G 81110

RUSH

IDENTIF. REFERENCE

BOOK 5855 PAGE 660

FEB 26 11 07 AM '82

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.

M.B. 41A/139

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* Marilyn Jane Richards Cunningham *Plaintiff, and* Richard Edward Cunningham *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* 26th *day of* Feb *in the year one thousand nine hundred and* 82 *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L Dyer, *D. C.*

Form #GR-117