15/77

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

WANDA RAYE GRIFFIN)
)
VS.) NO. 85475 BOOK 5857 PAGE 636
)
SPENCER RAY GRIFFIN)

FINAL ORDER

This cause came on to be heard the 7th day of March, 1977, before the Honorable James Swiggart, Judge of the Sixth Circuit Court of Davidson County, Tennessee, upon the original Complaint for absolute divorce, personal service on the Defendant, the Answer and Cross-Bill filed, Answer to the Cross-Bill, upon the Bill of Particulars and Supplementary Bill of Particulars, testimony of the Plaintiff and corroborating witnesses in open Court, testimony of the Defendant and corroborating witnesses in open Court, statement of counsel for the parties, and upon the entire record, from all of which the Court was of the opinion that the grounds of cruel and inhuman treatment charged by the original Plaintiff were well taken and that, therefore, the Plaintiff should be granted an absolute divorce. The Court was further of the opinion that the Plaintiff's daughter should be awarded a certain diamond, and that the Plaintiff should receive the house and lot, the furniture and furnishings therein, and that the Defendant should be awarded his tools, the chest located in the bedroom and the bedroom suite, the lawn mower, beef in the freezer, and the Van vehicle as well as an award of Five Thousand Two Hundred Fifty and 00/100 ($5,250.00) Dollars to be paid within three (3) months from the date of this hearing.

It is therefore, ORDERED, ADJUDGED and DECREED that an absolute divorce be granted to Wanda Raye Griffin and that therefore the bonds of matrimony heretofore subsisting between the parties are now and forever dissolved, the Plaintiff being restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED that the Cross-Bill of Defendant, Spencer Ray Griffin, is hereby dismissed at his costs.

It is further ORDERED, ADJUDGED and DECREED that Plaintiff have her former married name of Curtis restored to her.

It is further ORDERED, ADJUDGED and DECREED that the Caprice automobile be awarded to Plaintiff and that any right, title and interest which the Defendant may heretofore have had in such vehicle be divested from him.

It is further ORDERED, ADJUDGED and DECREED that any right, title and interest which the Plaintiff may heretofore have had in the tools of the Defendant, the chest located in the bedroom and the bedroom suite, lawn mower, beef in the freezer, as well as any personal clothing or personal effects not hereinafter enumerated, and located at the home of the Plaintiff, be divested from her and all right, title and interest in such property herein stated be vested in the Defendant.

It is further ORDERED, ADJUDGED and DECREED that any right, title and interest which the Plaintiff may heretofore have had in a 1976 Chevrolet Van automobile be divested from her and all right, title and interest vested in Defendant, but that Defendant shall hold Plaintiff harmless from any mortgage, note, or other obligation owing on said vehicle.

It is further ORDERED, ADJUDGED and DECREED that all furniture and furnishings located at the residence of the Plaintiff with the exception of those items heretofore enumerated, shall become the separate property of the Plaintiff and any right, title and interest in such property which the Defendant may heretofore have had shall be divested from him.

It is further ORDERED, ADJUDGED and DECREED that any right, title and interest which the Defendant may heretofore have had in the house and lot located at 5044 Suter Drive, Nashville, Davidson County, Tennessee, is to be divested from him and all right, title and interest in such real estate shall be vested in the Plaintiff,

subject to payment to him of the sum of Five Thousand Two Hundred Fifty and 00/100 ($5,250.00) Dollars, the same property being more particularly described as follows:

> BEING Lot No. 285 on the Plan of Caldwell Country Estates, Section 5, of record in Book 3300, Page 16, Register's Office for Davidson County, Tennessee. Said lot fronts 110 feet on the Southeasterly side of Suter Drive and extends back 132 feet on the northerly line and 135.1 feet on the southerly line to a dead line in the rear and measures 112.6 feet thereon.
>
> BEING the same property conveyed to Felix C. Whitmore, Jr. and wife, Patricia A. Whitmore, by deed from Arlan J. Bergmann, and Wife, Magdelene K. Bergmann, of record in Book 4381, Page 69, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that since the Court found that the Defendant had made certain contributions to the real estate heretofore owned as tenants by the entireties by the parties that the transfer of all right, title and interest in the house and lot herein before described shall be made subject to Plaintiff paying to Defendant the total sum of Five Thousand Two Hundred Fifty and 00/100 ($5,250.00) Dollars and further, that such amount be paid over a period of three (3) months period of time at an interest rate of eight (8%) per cent, and if not paid within the three (3) months from the date of entry of this Order then, the Court, upon application, will make a supplementary determination concerning such payment by Plaintiff to the Defendant.

It is further ORDERED, ADJUDGED and DECREED that Defendant shall immediately deliver up to the Plaintiff a certain diamond which he had previously received from her and had set and that the diamond shall therefore be divested from him and all right, title and interest vested in the Plaintiff's oldest daughter and that the Plaintiff shall retain custody for her.

It is further ORDERED, ADJUDGED and DECREED that the application of the Plaintiff for a permanent restraining Order against the Defendant, restraining him from coming about her at her home or place of employment or anywhere for the purpose of molesting, harassing, or harming her in any fashion, be taken

under advisement by the Court for thirty (30) days or until the award granted by the Court to Defendant is paid in full, whichever occurs last, and at the conclusion of such time, the Court will hear upon proper application any complaints which Plaintiff might have relative to a permanent restraining order.

It is further ORDERED, ADJUDGED and DECREED that Defendant shall pay the costs of this cause and for all of the above an execution will issue, if necessary.

Enter This 21st Day of March, 1977

JUDGE

APPROVED FOR ENTRY:

HAYNES & SMITH

By: Joe M. Haynes
Joe M. Haynes
Attorney for Defendant

140 North Main Street
Goodlettsville, TN 37072

Donald D. Hildebrand
Attorney for Plaintiff

C E R T I F I C A T E

I certify that a true and correct copy of the foregoing Final Order has been mailed to Mr. Donald D. Hildebrand, Attorney for Plaintiff, at 214 Third Avenue North, Nashville, TN, on this 18th day of March, 1977.

Joe M. Haynes
Joe M. Haynes

Docket Number 85475 Minute Book 20B, Page 875

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 ~~correct transcript~~ *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Wanda Raye Griffin *Plaintiff, and* Spencer Ray Griffin *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* 2nd *day of* March *in the year one thousand nine hundred and* eighty-two *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Becky Dyer, *D. C.*

Form #GR-117

Rickett
Wendell Allen

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A F F I D A V I T

STATE OF TENNESSEE

COUNTY OF DAVIDSON

I, Wanda Ector, being first duly sworn do make oath as follows:

By decree of March 7, 1977, I was awarded the real property located at 5044 Suter Drive, Nashville, Davidson County, Tennessee, in fee simple with provision that I pay to my ex-husband the amount of Five Thousand Two Hundred Fifty ($5,250.00) Dollars. That amount was paid by check on March 31, 1977. A copy of said cancelled check is attached hereto as Exhibit A.

Wanda Ector
WANDA ECTOR

Sworn to and subscribed before me,

this the 26th day of February, 1982.

Cynthia E. Bennett
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-20-1985

CYNTHIA E. BENNETT NOTARY PUBLIC AT LARGE STATE OF TENN.

G 8 L 8 7 8

IDENTIF. REFERENCE

MAR 4 9 57 AM '82

FELIX Z. WILSON II, REGISTER
DAVIDSON COUNTY, TN

WANDA R. CURTIS
5044 [illegible] DRIVE PH[illegible]
NASHVILLE, TENN. 37211

116

3-01 1977

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540

PAY TO THE ORDER OF Special Deliv $525.00

Five Hundred Twenty Five & 00/100 DOLLARS

FirstAmerican National Bank
Nashville, Tennessee
6th & McGavock Offices

FOR

Wanda R Curtis

⑈065400001⑈ 520 264 1⑈ ⑈00005250⑈

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FIRST AMERICAN NAT'L BANK NASHVILLE, TENN. PAY ANY BANK OR TRUST CO. 87-1

⑈005 079 30

RECORDER'S MEMO:
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.