E BANDY]

]

-vs-]

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MATTIE LOUISE WASHER BANDY]

IN THE FIRST CIRCUIT COURT

OF

DAVIDSON COUNTY, TENNESSEE

NO. 77258

4-25-75
137/427

BOOK 5873 PAGE 993

Lot 76 Map No. 52-6 Parcel No. 85
Lot 77 Map No. 52-6 Parcel No. 86

D E C R E E

This cause came on to be heard before the Honorable J. William Rutherford, Judge, Division I of the Circuit Court of Davidson County, Tennessee, on the 25 day of April, 1975, upon the original complaint filed by George E. Bandy, and the answer and cross-complaint on behalf of the defendant and cross-plaintiff, Mattie Louise Washer Bandy. From the pleadings in the cause, the testimony heard in open court, statement of counsel, and it further appearing that the parties reached an amicable property settlement and desire to have this matter tried as an uncontested divorce, and from the entire record in this cause. From all of which the Court finds that the allegations of the cross-complaint of the cross-plaintiff are fully sustained by the evidence, that is, that the cross-defendant, George E. Bandy, has been guilty of such cruel and inhuman treatment towards her as renders further cohabitation unsafe and improper. It is therefore

ORDERED, ADJUDGED AND DECREED that the original complaint filed by George E. Bandy is hereby dismissed.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between Mattie Louise Washer Bandy and George E. Bandy be and the same are forever and perpetually dissolved, and the cross-plaintiff, Mattie Louise Washer Bandy, is hereby decreed an absolute divorce from the said George E. Bandy, and she is hereby restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED AND DECREED by the Court that all of the right, title and interest in and to the following described real estate, located in Davidson County, Tennessee, and more particularly described as follows:

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"Land in Davidson County, Tennessee, being Lots Nos. 76 and 77 on the Plan of Section 1, Madison Heights, of record in Book 1424, Page 6, Register's Office for said County described as follows:

Beginning at a point on the westerly margin of Tahlena Avenue, at the common corner of Lots 75 and 76: Thence with the line between said lots, westwardly 388.3 ft. to a point in the easterly line of Lot 21; thence northerly with the easterly line of Lots 21, 22, 23 and 24, 296 ft. to the southerly margin of Neely's Bend Road; thence with the margin of said road, eastwardly 448 ft. to the beginning of a curve; thence along said curve, southeastwardly 39.27 ft. to a point in the westerly margin of Tahlena Avenue; thence with the margin of said Avenue, southwardly 172.6 ft. to the beginning.

Being the same property conveyed to George E. Bandy and wife, Mattie L. Bandy, as recorded in Book 3248, page 445, Register's Office for Davidson County, Tennessee."

now vested in George E. Bandy, be and the same is hereby divested out of the said George E. Bandy, and the title to said real estate is hereby decreed to and vested in Mattie Louise Washer Bandy, it being her responsibility to pay the balance of the mortgage indebtedness thereon.

It is further ORDERED, ADJUDGED AND DECREED by the Court that all of the right, title and interest in and to the household furniture, appliances, fixtures, and personal property of every kind and description now located in the above described property, located at 828 Neely's Bend Road, and occupied by the said Mattie Louise Washer Bandy as her home, now vested in the said George E. Bandy, be divested out of the said George E. Bandy, and the absolute title to all of the above described personal property is hereby vested in Mattie Louise Washer Bandy.

It is further ORDERED, ADJUDGED AND DECREED by the Court and the said George E. Bandy is hereby directed to pay and discharge all encumbrances presently against the personal automobile of Mattie Louise Washer Bandy, which she is now driving, and that he execute all papers and documents necessary to transfer the

title to said automobile to her, free and unencumbered.

It is further ORDERED, ADJUDGED AND DECREED by the Court, and the said George E. Bandy is hereby directed to pay the said Mattie Louise Washer Bandy the sum of $5,000.00 alimony upon the entry of this decree.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the cross-defendant, George E. Bandy, pay to the said Mattie Louise Washer Bandy, as alimony, the sum of $800.00 per month for one hundred and twenty-two (122) months, or until she dies, whichever is the first event to occur, following the date of the entry of this decree.

It is further ORDERED, ADJUDGED AND DECREED by the Court that in consideration of the above awards to the said Mattie Louise Washer Bandy, that all other property of every description and kind, personal, mixed and real, in which either of the parties has any interest by reason of their marriage, will become the sole and separate property of the said George E. Bandy, and the said Mattie Louise Washer Bandy is hereby directed to sign all papers, documents, deeds, bills of sale, or other necessary instruments to transfer the title to any such property to the said George E. Bandy. Specifically, the said Mattie Louise Washer Bandy will relinquish all rights, claims and interest in and to stock interests in Horner-Rausch Optical Company and the Frame Shoppe of Nashville, Inc., and will sign all papers necessary to transfer any stock which has been issued to her in the Horner-Rausch Optical Company or the Frame Shoppe of Nashville, Inc. The division of marital assets as described above has been by agreement of the parties, and their intentions in this respect are evidenced by their signatures to this Decree, which the Court has approved, and included in this final decree.

The said George E. Bandy is directed to pay to Jack Norman, solicitor of record for Mattie Louise Washer Bandy, the sum of $3,500.00 as his reasonable attorney fee for professional services rendered the cross-plaintiff in this cause, for which execution may issue, if necessary.

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

This 25 day of April, 1975.

J. WILLIAM RUTHERFORD, JUDGE OF THE FIRST CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

APPROVED FOR ENTRY:

Jack Norman, Attorney for Mattie Louise Washer Bandy

Robert L. Jackson, Attorney for George E. Bandy

Mattie Louise Washer Bandy

George E. Bandy

IDENTIF. REFERENCE

APR 16 1 14 PM '82

FELIX Z. WILSON II REGISTER DAVIDSON COUNTY, TENN.

38.7.457

Docket Number 77258 Minute Book 137A, Page 427

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* George E. Bandy *Plaintiff, and* Mattie Louise Washer Bandy *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* 16th *day of* April *in the year one thousand nine hundred and* eighty-two *and in the* 206th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By: _____ D. C.