$15.00

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BOOK 5953 PAGE 452

YVONNE DELORES STRAIN] IN THE THIRD CIRCUIT COURT OF
] DAVIDSON COUNTY, TENNESSEE
VS.]
] NO. 81D-2921
WILLIE JAMES STRAIN]

MAP 58-11
Par 82 Is

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DECREE

This cause came on to be heard on this the 8th day of July, 1982, before the Honorable Wayne G. Davis, sitting as Special Master for the Honorable Joe C. Loser, Jr., Judge of the Third Circuit Court of Davidson County, Tennessee, upon all of the pleadings heretofore filed in this cause. It being announced that the cross-petition of the defendant should be withdrawn and that the matter would be presented to the Court on an uncontested basis, the Court proceeded to hear the testimony of the original plaintiff and her two corroborating witnesses. From this testimony, statement of counsel for both parties, and a review of the entire record, the Court, through the Special Master, found that the original plaintiff had sustained her grounds for divorce as alleged in the original petition, that is, that the defendant 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 plaintiff, Yvonne Delores Strain, be and is hereby awarded an absolute divorce from the defendant, Willie James Strain, and the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved. Plaintiff is restored to all the rights and privileges of an unmarried person. The cross-petition is dismissed.

It is further ORDERED, ADJUDGED and DECREED that the care, custody and control of the minor child of the parties, to wit, James, is vested in the original plaintiff, but with the right and privilege of the defendant to see and have visitation privileges with the child on an every other weekend basis, commencing at 5:00 P.M. on Friday afternoon, and ending at 6:00 P.M. on the following Sunday. The first visitation privilege shall

commence on Friday, July 16, 1982. As support for said aforementioned child, the defendant will pay directly to the plaintiff the sum of $25.00 per week, due and payable on Monday of each week.

All of defendant's right, title and interest in and to the homeplace of the parties located at 548 Phipps Drive, as is now vested in the defendant, is divested out of the defendant and awarded to plaintiff in fee simple title. Plaintiff shall bear responsibility of any existing encumbrance against said property, and shall hereinafter hold defendant harmless from any further responsibility therefor. Said property is more particularly described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 121 on the Plan of Royal Hills, Section I, as of record in Book 4575, page 73, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.
>
> Being the same property conveyed to Willie J. Strain and wife, Yvonne D. Strain, by deed from Construction Properties, Inc., of record in Book 5689, page 459, Register's Office, Davidson County, Tennessee.

Each party will retain the household furnishings and effects in their respective possessions.

The plaintiff will have the responsibility of returning to the defendant the title to his automobile, which is to be returned to the defendant unencumbered. Plaintiff will take whatever steps as may be necessary to remove or to eradicate any existing encumbrance against said automobile, the same being a 1973 Ford LTD station wagon.

The defendant will pay to James W. Rutherford, attorney for the plaintiff, the total sum of $150.00 as his fee for services rendered plaintiff in this cause, provided further, however, that the payment of said fee may be made at the rate of $20.00 per month, with the first payment due and payable for the month of August, 1982.

$13.00

In addition thereto, the defendant shall pay the costs of this cause, but the entire filing fee or any balance thereof originally paid by the plaintiff shall be credited toward said aforementioned costs.

It is further ORDERED, ADJUDGED and DECREED that the Special Master, the Honorable Wayne G. Davis, is awarded a Special Master's fee in the amount of $ 400.00, and that each party is responsible for the payment of one-half of said aforementioned fee.

Entered this 28th day of ~~July,~~ September 1982.

G. Wayne Davis
WAYNE G. DAVIS, SPECIAL MASTER

JOE C. LOSER, JR., JUDGE

RUSH

APPROVED FOR ENTRY:

James W. Rutherford
James W. Rutherford, Attorney for Plaintiff

Jack Norman
Jack Norman, Jr., Attorney for Defendant

IDENTIF. REFERENCE
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FELIX Z. WILSON II, REGISTER
DAVIDSON COUNTY, TN

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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* Yvonne Deloros Strain *Plaintiff, and* Willie James Strain *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* 22nd *day of* October *in the year one thousand nine hundred and* Eighty-Two *and in the* 207th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Virginia Lacy, *D. C.*

Form #GR-117