126B/1537

BOOK 5977 PAGE 348

FILED

'82 OCT 27 AM 10:40

IN THE SECOND CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

[illegible] CLERK

_____ D.C.

DOROTHY McGONIGAL BARROS)
)
)
v.) No. 82D-998
)
)
JOHN ALLAN BARROS)

MAP 133-13
Par 79Jd

FINAL DECREE

This cause came on to be finally heard this 22nd day of October, 1982, before the Honorable James R. Everett, Jr., sitting by interchange for the Honorable Harry Lester, Judge of the Second Circuit Court of Davidson County, Tennessee, upon original complaint for absolute divorce filed by Dorothy Barros, answer and counter-complaint of John Barros, and answer to the counter-complaint, and after testimony of the parties and their witnesses, statement of counsel, and all of the proof in this cause, the court found as follows:

That original complainant, Dorothy M. Barros is entitled to an absolute divorce on the ground of cruel and inhuman treatment and that the counter-complaint of John Barros is dismissed. Further, that the quitclaim deed heretofore conveying the parties' real property to John A. Barros is hereby set aside and rendered void, and all right, title and interest in said real property shall be vested in Dorothy M. Barros, to be hers absolutely. Further, John Barros will pay to Dorothy Barros $12,500.00 as her one-half interest in the parties' certificate of deposit and savings account, which $12,500.00 will be paid within five calendar days of October 22, 1982. Further, each will retain all right, title and interest to their respective automobiles.

That counter-complainant, John A. Barros, is awarded the property in Florida in his sole and separate name so long as he pays to Dorothy Barros the abovementioned $12,500.00 within five days, and if he fails to do so she shall have all right, title and interest to said property. Further, John A. Barros will pay to Dorothy Barros' attorney of record, Jack A. Butler, $1,000.00 for services rendered to her in this cause. The matter of contempt

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of court for John A. Barros violating the restraining order heretofore issued will be held in abeyance. Further, John Barros will vacate the home of the parties within five calendar days of October 22, 1982, and he will be allowed to take his personal belongings and tools, all household furniture, furnishings and fixtures being awarded to Dorothy Barros to be hers absolutely. Further, that John Barros will pay the costs of this cause.

IT IS THEREFORE ORDERED by the court that Dorothy Barros, original complainant, be and she is hereby awarded an absolute divorce on the grounds of cruel and inhuman treatment and restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED by the court that the counter-complaint filed on behalf of John A. Barros be and the same is hereby dismissed.

IT IS FURTHER ORDERED by the court that the quitclaim deed heretofore entered into by and between the parties conveying said real property to John A. Barros is hereby set aside and rendered null and void, and said real property is vested now in Dorothy Barros, to be hers absolutely, which property will be more fully described hereafter.

IT IS FURTHER ORDERED by the court that all household furniture, furnishings, and fixtures shall be awarded to Dorothy Barros.

IT IS FURTHER ORDERED by the court that John Barros will pay to Dorothy Barros $12,500.00 for her one-half interest in the parties' certificate of deposit and savings, which payment shall be made within five calendar days of October 22, 1982.

IT IS FURTHER ORDERED by the court that each party will retain their respective automobiles as their sole and separate property.

IT IS FURTHER ORDERED by the court that the real property in Florida will be awarded to the defendant so long as he pays the abovementioned $12,500.00 in five calendar days, and if he fails to do so, said property will be awarded to Dorothy Barros, to be hers absolutely.

IT IS FURTHER ORDERED by the court that John Barros will pay to Jack A. Butler, attorney for Dorothy Barros, the amount of $1,000.00 attorney's fees for services rendered to her in this cause.

IT IS FURTHER ORDERED by the court that the matter of contempt of court on behalf of John Barros for violating the previously issued restraining order will be held in abeyance.

IT IS FURTHER ORDERED by the court that John Barros will vacate the parties' homeplace within five calendar days of October 22, 1982.

IT IS FURTHER ORDERED by the court that John A. Barros may take his personal belongings and tools from the homeplace.

IT IS FURTHER ORDERED by the court that the property now vested in Dorothy M. Barros, to be hers absolutely, is described in words and figures as follows:

> LAND in Davidson County, Tennessee, being Lot No. 116 on the plan of Abbay Hall, Section I, as fo record in Book 2331, page 18, Register's Office for said County.
>
> SAID Lot No. 116 fronts 171.5 feet on the north side of Elaine Drive and runs back between lines, measuring 193.9 feet on the east line and 196.8 feet on the west line to a dead line in the rear, measuring 171.5 feet thereon.
>
> BEING the same property conveyed to Paul H. Lamb and wife, Marianne R. Lamb by deed from Daniel A. Lankford and wife, Carol W. Lankford, of record in Book 4672, page 18, Register's Office for Davidson County, Tennessee.
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> BEING the same property conveyed to Dorothy M. Barros by deed from Paul H. Lamb and wife, Marianne R. Lamb of record in Book 5116, Page 54 said Register's Office.
>
> AND BEING the same property conveyed to John A. Barros by James M. Sykes, Trustee, as of record in Book 5850, page 761, Register's Office of Davidson County, Tennessee.
>
> SAID property is known as 542 Elaine Drive, Nashville, Tennessee 37211, and is Map No. 133-13, Parcel 79.

IT IS FURTHER ORDERED by the court that the defendant, John Barros, will pay the costs of this cause, for which let execution issue if necessary.

ENTER THIS 27th DAY OF October, 1982.

James R. Everett Jr.
JUDGE By Interchange

APPROVED FOR ENTRY:

Jack A. Butler
JACK A. BUTLER
Attorney for Plaintiff

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JAMES M. SYKES
Attorney for Defendant

Certificate of Service

I certify that I have mailed an exact copy of the foregoing Final Decree to Mr. James M. Sykes, Attorney, 3107 Nolensville Road, Nashville, Tennessee, this 27 day of OCT, 1982.

JACK A. BUTLER

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H 2 T
IDENTIFICATION REFERENCE
9 30 AM '82
DEC 15
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

Docket No. 82D-998 Minute Book 126B Page 1539

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* Dorothy McGonigal Barros *Plaintiff, and* John Allan Barros *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* 7th *day of* December *in the year one thousand nine hundred and* Eighty-Two *and in the* 207th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Virginia Faarn, *D. C.*

Form #GR-117