Deed Book 4325, Pg.91
Map & Parcel 75-4-9

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

JACK REUEL ABERNATHY, JR.)
)
VS.) No. 75010
)
MARY WALKER BAKER ABERNATHY)

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FINAL DECREE

This cause came on to be heard on the 1st day of April, 1975, before the Honorable James Cornelius Summers, Special Judge of the Fourth Circuit Court for Davidson County, Tennessee, on the original plaintiff's complaint for absolute divorce, answer and counter complaint for separate maintenance being filed by the original defendant and counter plaintiff, and the cause being set on the contested docket for trial, with the original plaintiff electing not to proceed on his complaint for absolute divorce, and the original defendant and counter plaintiff, Mary Walker Abernathy, having amended her complaint for separate maintenance to one of absolute divorce. Counsel for both parties announced to the Court that there would be no opposition to the counter plaintiff's obtaining an absolute divorce, but with respect to the distribution of the property and the setting of child support, the case would be tried as contested.

After testimony of the parties, corroborating witnesses, the Court is of the opinion that the original complaint of Jack Reuel Abernathy should be dismissed, with the original counter complaint as amended to the counter complaint for absolute divorce being granted. The Court is further of the opinion that the counter defendant, Jack Reuel Abernathy, has been guilty of such cruel and inhuman treatment or conduct towards the counter plaintiff as renders further cohabitation with him unsafe and improper for her to remain

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under his dominion and control, and further that he has abandoned her, turned her out of doors and refused and neglected to provide for her.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the counter plaintiff, Mary Walker Abernathy, be and is hereby granted an absolute divorce from the counter defendant, Jack Reuel Abernathy, and the bonds of matrimony heretofore subsisting between the parties are forever and perpetually dissolved and counter plaintiff is restored to all the privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the counter plaintiff, Mary Walker Abernathy, be granted custody of the parties' minor children with reasonable visitation rights afforded counter defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that counter defendant pay directly to counter plaintiff one-half of all his net income per month, from whatever sources of endeavor he may have, up to the amount of Four Hundred Dollars ($400.00) as support and maintenance for the parties' minor children, said payment to be paid in two equal monthly installments on the 10th and 25th of each month. It is further ORDERED that counter defendant make a monthly accounting directly to the counter plaintiff of his net income and the method by which it was computed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all interest the counter plaintiff may have in the 1969 Volkswagen be divested out of her and vested in counter defendant for his sole and separate use.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all interest the counter plaintiff may have in a fishing boat and motor be divested out of her and vested in counter defendant for his sole and separate use.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all household furniture and furnishings, with the exception of counter defendant's personal clothing and personal items and a dining room table,

made by counter defendant's father, and counter defendant's tools, be divested out of counter defendant and vested in counter plaintiff for her sole and separate use.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the 1973 Oldsmobile be divested out of counter defendant and vested in counter plaintiff for her sole and separate use; it is further ORDERED that all title and interest in the parties' house and lot located at 513 Columbia Drive, Nashville, Davidson County, Tennessee, be divested out of counter defendant and vested in counter plaintiff for her sole and separate use. Said property is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 161 on the Plan of Tulip Grove Subdivision, Section 3, as of record in Book 3700, page 146, Register's Office for said County. Said Lot No. 161 fronts 86.00 feet on the southeasterly side of Columbus Drive and extends back 145.00 feet on the northeasterly line and 140.00 feet on the southwesterly line to a dead line in the rear, on which it measures 122.51 feet thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the counter defendant pay to counter plaintiff's attorney of record, the sum of Five Hundred Dollars ($500.00) as attorney's fee, for which let judgment be entered and execution issued, if necessary.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all costs of this cause be adjudged against the counter defendant, Jack Reuel Abernathy, for which let judgment be entered and execution issued, if necessary.

This ___ day of _____, 1975.

Enter This 14 Day of APR 1975

SPECIAL JUDGE

APPROVED FOR ENTRY:

JOE P. BINKLEY, JR.
Attorney for Counter Plaintiff

W. E. PORTER
Attorney for Counter Defendant

MINUTES, JANUARY TERM, ON THE FOURTEENTH DAY OF APRIL, 1975

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IDENTIF. REFERENCE

APR 27 3 41 PM '84

REGISTER
DAVIDSON COUNTY, TN

RSTR

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MB 76 A/422

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 of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Jack Reed Abernathy, Jr., *Plaintiff, and* Mary Walker Baker Abernathy *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* 19th *day of* Apr *in the year one thousand nine hundred and* 84 *and in the* 208th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By D Apr, *D. C.*

Form #GR-117