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11-12-196

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

CLAUDE PERRY, Plaintiff VS. PATRICIA JANE COTHAM PERRY, Defendant	)	BOOK 6285 PAGE 709 NO. 84296
PATRICIA JANE PERRY, Plaintiff VS. CLAUDE PERRY, Defendant	)	NO. 84119

FINAL DECREE

The cause of Claude Perry vs. Patricia Jane Cotham Perry, No. 84296, came on to be heard on this the 29th day of November, 1976, before the Honorable James Swiggart, Judge of the Sixth Circuit Court for Davidson County, Tennessee, on the Complaint of the Plaintiff, Claude Perry, the captioned causes having been consolidated for trial by a previous Order of this Court and it being announced in open Court that a dismissal should be entered as to the cause styled Patricia Jane Perry vs. Claude Perry, No. 84119. Upon the Complaint of Claude Perry, the testimony of the Plaintiff, his corroborating witnesses, the statements of Counsel, and the entire record in this cause, the Court is of the opinion that the Complaint should be sustained and that Plaintiff be granted an absolute divorce upon the grounds alleged in said Complaint, to wit:

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That the Defendant has been guilty of such cruel and inhuman treatment so as to make further cohabitation by and between the parties unsafe and improper. The Court is further of the opinion that custody of Phillip Wayne Perry and Richard Lee Perry should be with the Plaintiff and custody of Sheila Dell Perry should be with the Defendant. The Court is further of the opinion that the property settlement agreement entered into by and between the parties should be approved by the Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that an absolute divorce be, and the same hereby is, granted to the Plaintiff, Claude Perry, and that the marriage heretofore subsisting between the parties be, and the same hereby is, forever terminated and dissolved and the parties are hereby restored to all of the rights and privileges of unmarried persons.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cause styled Patricia Jane Perry vs. Claude Perry, No. 84119, be, and the same hereby is, dismissed at the costs of the Plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that custody of the parties' minor children shall be as follows: Custody of Phillip Wayne Perry and Richard Lee Perry shall be with their father, Claude Perry. Custody of Sheila Dell Perry shall be with her mother, Patricia Jane Cotham Perry. Claude Perry shall pay the sum of Twenty Dollars ($20.00) per week direct to Patricia Jane Perry to assist with the support, maintenance and care for Sheila Dell Perry. Said amount shall be paid for a period of six (6) months from the date of this decree at which time the financial circumstances of the parties will be considered and the parties shall agree to an amount to be paid for the continued care and support of said minor child, which said agreement shall be subject to the approval

of this Court or, in the event the parties are unable to agree, either party may petition this Court for determination of said issue. Claude Perry shall contribute all of the support for the minor child, Richard Lee Perry.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Property Settlement Agreement entered into by and between the parties be, and the same hereby is, approved by the Court, and in accordance with said Settlement Agreement, IT IS ORDERED, ADJUDGED AND DECREED that all of the right, title, and interest, including homestead and dower, the Defendant, Patricia Jane Cotham Perry, may have heretofore held in certain real property identified as 903 Oneida Avenue, Nashville, Davidson County, Tennessee, be, and the same hereby is, divested out of the said Patricia Jane Cotham Perry, and all of said right, title and interest in and to said real property is hereby vested into the Plaintiff, Claude Perry, in fee simple absolute. Said real property is described as follows:

Property in Davidson County, Tennessee, being Lot No. 96 on the Map of Victory Heights Subdivision, as of record in Book 1130, page 97, Register's Office for said County.

Said Lot No. 96 fronts 60 feet on the north side of Oneida Avenue and runs back between lines, 167.4 feet on the west line and 166.7 feet on the east line to a dead line in the rear on which it measures 60 feet.

Being the same property conveyed to Claude Perry and wife, Patricia Jane Perry, by deed from Robert H. Taylor and wife, Rebecca M. Taylor, of record in Book 4611, page 60, Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff, Claude Perry, assume any and all mortgage indebtedness against said real estate and the said Claude Perry shall indemnify and hold harmless Patricia Jane Cotham Perry from any and all liability for said indebtedness.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that all of the personal property, furnishings, furniture, appliances, and any and all other miscellaneous items of property now in the home located at 903 Oneida Avenue in Davidson County, Tennessee, shall remain with said home and all right, title and interest in and to said property shall be, and hereby is, vested in the Plaintiff, Claude Perry, except for the following specified items of property which shall be vested in the Defendant, Patricia Jane Cotham Perry: Keys over dining room table, large picture of Defendant and children; mixer; stereo set located in living room of home and bookcase located in living room of home.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any and all life insurance which insures the life of the Plaintiff, Claude Perry, shall continue in force and be maintained by the Plaintiff and the three children of the parties shall be designated as the primary beneficiaries for said insurance.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff, Claude Perry, shall be responsible for and continue in force and maintain any and all medical and hospitalization insurance for the benefit of the minor children of the parties.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each of the parties shall have reasonable visitation privileges with the child or children in custody of the other party.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff, Claude Perry, shall have full responsibility and liability for paying balances owing on the following debts in addition to the real estate mortgage notes: Blazer Loan Company; General Electric Credit

Corporation; and Woolco. Plaintiff shall be responsible for paying only those balances on said debts as they appear on November 29, 1976. Plaintiff shall hold Defendant harmless and indemnify her from any liability for same.

The Plaintiff shall pay the costs of this cause for which sum execution may issue, if necessary. The costs of the cause styled Patricia Jane Perry vs. Claude Perry, No. 84119, shall be paid by the Plaintiff in that cause.

Enter This 1st day of Dec., 1976

JAMES M. SWIGGART, JUDGE

APPROVED FOR ENTRY:

STEWART, BLACK, AYERS,
BUCHANAN & MATHIESEN

By: Thomas M Black
Attorneys for Claude Perry

Arthur Pulliam mms
ARTHUR PULLIAM, Attorney for Patricia Jane Perry

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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* true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* CLAUDE PERRY *Plaintiff, and* PARTICIA JANE COTHAM PERRY *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* 3 *day of* May *in the year one thousand nine hundred and* eighty-four *and in the* 208 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By G Knight, *D. C.*

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