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Par. 93.00

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CIRCUIT COURT CLERK
DAVIDSON CO. TN.

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

PHILLIP RUDOLPH SMITH)
)
VS.) No. 83D-2071
)
BEVERLY KELLEY SMITH)

BOOK 6374 PAGE 724

FINAL DECREE

This cause came on to be heard on the 19th day of September, 1983, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint heretofore filed on behalf of the Complainant, Phillip Rudolph Smith. After testimony of the Complainant and statements of counsel, and a signed, notarized property settlement agreement submitted by both parties, the Court is of the opinion that the Complainant should be granted an absolute divorce on the grounds of irreconcilable differences as provided in TCA §36-801(II) and that the parties have made adequate and sufficient provision by written agreement for the equitable settlement of any property rights between the parties.

It is, therefore, ORDERED, ADJUDGED and DECREED that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby perpetually dissolved and that both parties be restored to all the rights and privileges of unmarried persons.

It is further ORDERED that the parties written property settlement agreement, heretofore entered into by and between the parties be and the same is approved in all respects and is hereby incorporated and made a part of this final decree, to-wit:

PROPERTY SETTLEMENT AGREEMENT

THIS AGREEMENT made and entered in on this 27th day of July, 1983, by and between PHILLIP RUDOLPH SMITH, hereinafter referred to as Husband; and BEVERLY KELLEY SMITH, hereinafter referred to as Wife;

W I T N E S S E T H:

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WHEREAS, the parties hereto have encountered marital difficulties which are apparently irreconcilable; and

WHEREAS, Husband has filed a Petition for an absolute divorce in the Circuit Court for Davidson County, Tennessee; and

WHEREAS, the parties hereto are mutually desirous of adjusting certain property rights between themselves;

NOW, THEREFORE, for good and sufficient consideration, the parties hereto agree as follows:

1. The parties have no children born of this marriage.

2. The Husband shall execute a Quitclaim deed divesting all his right, title and interest in and to the parties homeplace located at 303-28th Street, Old Hickory, Davidson County, Tennessee, in and tothe Wife, Wife shall be responsible for all utilities in regards to said homeplace and shall hole the Husband harmless thereof.

3. The Husband shall receive all right, title and interest in and to the Toyota Automobile and shall hold the wife harmless thereof.

4. The Husband shall receive and retain the stereo, shotgun, bicycle and console television, now in the Wife's possession.

5. The Wife shall retain her maiden name of Kelley.

6. The parties have no joint debts.

IN WITNESS THEREOF, the parties have executed this Agreement on the day and date above written.

/s/ Phillip Rudolph Smith
PHILLIP RUDOLPH SMITH

Sworn and subscribed to before me
this 27th day of July, 1983.

/s/
NOTARY PUBLIC

/s/ Beverly Kelley Smith
BEVERLY KELLEY SMITH

Sworn and subscribed to before me
this 27th day of July, 1983.

/s/
NOTARY PUBLIC

It is further ORDERED that the Complainant shall pay the costs of this cause.

ENTERED this 23rd day of Sept., 1983.

Muriel Robinson

MURIEL ROBINSON, JUDGE
Fourth Circuit Court

APPROVED FOR ENTRY:

Michael E Wallace

MICHAEL E. WALLACE
Attorney for Complainant

cc: Bevery Kelley Smith

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IDENTIFICATION REFERENCE

SEP 5 11 49 AM '84

FELIX [illegible] REGISTER
DAVIDSON COUNTY, TN

STATE OF TENNESSEE

MINUTE BOOK 132B
PAGE 1413

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* AND TRUE COPY *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* PHILLIP RUDOLPH SMITH *Plaintiff, and* BEVERLY KELLEY SMITH *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* 5TH *day of* AUGUST *in the year one thousand nine hundred and* EIGHTY-FOUR *and in the* 209TH *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Pat Parker, *D. C.*

Form #GR-117