Map 70-4
Par 144 gr.

Dec. 3, 1523
25A/392

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

BOOK 6521 PAGE 64

JOE EDWARD BABB)
( )
VS.) NO: 6 6 1 5 1
( )
BETTY JAMES BABB)

FINAL DECREE

This cause came on to be heard before the HONORABLE SHELTON LUTON, JUDGE OF THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE, on the 15th day of November 1973, upon pleadings filed by the parties, and upon the oral motion of counsel for the defendant requesting leave of the Court to amend the answer filed on behalf of the defendant to include a petition for divorce, alleging cruel and inhuman treatment, non-support and desertion, and counsel for the complainant making no objection to the said amendment, the same was granted, and the matter was heard uncontested upon the oral testimony of defendant and that of her corroborative witnesses examined in open Court; argument of counsel and the entire record; from all of which the Court is of the opinion that the complainant has been guilty of such cruel and inhuman treatment and conduct toward the defendant as renders further cohabitation unsafe and improper, and that the complainant has abandoned defendant, turned her out of doors, and refused or neglected to provide for her.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting between the complainant and the defendant be, and they hereby are, forever and perpetually dissolved, and that the defendant be, and she hereby is, granted an absolute divorce from the complainant and restored to the status of a single person.

The parties to this cause entered an oral property settlement agreement and submitted same to the Court, which was approved in open court, by the defendant, her attorney, Edward Nave, and the complainant's attorney, Bobbie Jones, and it is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the property settlement agreement be, and the same hereby is, approved by the Court and made a part of this decree, as follows:

PROPERTY SETTLEMENT AGREEMENT

1. It is agreed that the defendant shall be awarded the exclusive care, custody and control of the parties' minor children, with the complainant having reasonable visitation privileges with the children at reasonable times and places.

2. The complainant shall pay into the office of the Circuit Court Clerk the sum of $50.00 per week, plus Clerk's fee, as child support. The amount of child support decreed at this time is predicated solely and exclusively on the income based upon a forty-hour work week at complainant's place of employment, Baird Ward Printing Company.

3. The defendant shall be allowed to claim all three minor children of the parties as dependents for income tax purposes.

4. Possession and ownership of the real property of the parties located at 2317 Ilola Street, Nashville, Tennessee, shall be vested solely in the defendant, Betty James Babb. The legal description of the said property is as follows:

> Being Lot No. 45 on the Plan of Dewey Heights Addition, as of record in Book 161, page 94, Register's Office for said County.

Said Lot No. 45 fronts 50 feet on the northerly side of Ilola Street and runs back between parallel lines 150 feet to a dead line in rear.

Being the same property conveyed to Joe Babb and wife, Betty Babb, by deed from Fred Lee Frazier and wife, Mary Annette Frazier, of record in Book 4332, page 926, Register's Office for Davidson County, Tennessee.

5. The complainant, Joe Edward Babb, shall pay the 1972 taxes due on the said property within 120 days from the date of this decree, and he shall pay the 1973 taxes on the property within 120 days after it becomes due and payable.

6. All the household furniture and furnishings belonging to the parties shall become the property of the defendant, Betty James Babb.

7. The complainant, Joe Edward Babb, shall pay to Edward Nave, the sum of $200.00 as his attorney's fee in this cause, which shall be considered as alimony to the defendant; said amount to be paid within 120 days from the date of this decree.

The complainant, Joe Edward Babb, is ordered to pay the costs of this cause.

For all of which execution may issue, if necessary.

APPROVED FOR ENTRY:

Bobbie Jones
BOBBIE JONES
Attorney for Complainant

Edward Nave
EDWARD NAVE
Attorney for Defendant

Skelton Lasater
J U D G E

cc: Bobbie JOnes, Attorney

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IDENTIF. REFERENCE

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FELIX E. WILSON II REGISTER
DAVIDSON COUNTY, TN

STATE OF TENNESSEE

I, **GEORGE L. ROOKER,** *Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the* Probate *Circuit Court for Davidson County, Tennessee, on the* 3rd *day of* December, *19* 73, *in Case Number* 66151 *between* Joe Edward Babb *Plaintiff, and* Betty James Babb *Defendant, as same remains of record in Book* 25A, *Page* 392 *of the Minutes of said Court.*

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 28th *day of* March *in the year one thousand nine hundred and* Eighty-five *and in the* 209th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117