J 6-1-78
108R 1434

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

AT NASHVILLE

Map 147-8
Par 113 ac

LEROY A. SMITH]
]
VS] No. 87712
]
WANDA J. SMITH]

BOOK 6525 PAGE 245

FINAL DECREE

This matter came on to be heard on this the 2nd day of June, 1978, before the Honorable Benson Trimble, Judge of the Fourth Circuit Court for Davidson County, Tennessee, at Nashville, upon the Complaint, Answer and Cross-complaint and upon statement of counsel for the Plaintiff that Plaintiff wished to withdrawn his Complaint and let the matter continue on the cross-complaint on the grounds of irreconcilable differences, the property settlement as filed and testimony of the cross-plaintiff in open Court, statement of both counsel for the parties and from the entire record, the Court is of the opinion and finds: The property settlement as entered into and as filed should be approved and the cross-plaintiff be awarded a divorce upon the grounds of irreconcilable differences. The Court further finds that the care, custody and control of the minor child, Jeff, be given to the cross-plaintiff with reasonable visitation rights given to the father, Leroy A. Smith.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the defendant and cross-plaintiff, Wanda J. Smith, be granted an absolute divorce from the plaintiff and cross-defendant, Leroy A. Smith, and that the bonds of matrimony heretofore subsisting between the parties be and the same are now forever and perpetually dissolved and for nothing held and the parties are restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED that the care, custody and control of the minor child, Jeff, be and the same is hereby awarded to the defendant and cross-plaintiff, Wanda J. Smith, with reasonable visitation rights to the defendant Leroy A. Smith.

IT IS FURTHER ORDERED that the property settlement entered into by the parties be and the same is hereby approved and is made a part of the orders of this Court as follows, to wit:

LEROY A. SMITH ("Husband")
WANDA J. SMITH ("Wife")

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

BOOK 6525 PAGE 246

TERMS FOR ABSOLUTE DIVORCE
(PROPERTY SETTLEMENT) No. 87712

The following terms are agreed by both Husband and Wife for a final decree of divorce:

1. Husband agrees to pay to the Clerk of the Courts the sum of $35.00 per week and an additional Court fee as child support for one minor child.

2. Wife to receive house and property located at 4884 Torbay Drive and any debts owed on said property. However, if such house and property is sold, son Jeff Hamilton Smith, is to receive 25% of proceeds; or if wife defaults in payments on such property, Husband is entitled to obtain complete control of property to sell and give wife 75% of proceeds and remaining 25% to son.

3. The care, custody and control of the minor child shall be given to Wife with reasonable rights of visitation granted to Husband.

4. Wife to receive all furniture, furnishings, and household goods located at 4884 Torbay Drive with the exception of Husband's personal property such as tools, clothing.

5. Husband agrees to continue carrying minor child on his hospitalization insurance at his place of employment.

6. Wife to receive two cemetery plots at Woodlawn Cemeter.

WITNESS:

/s/ Thomas Steele
THOMAS STEELE

/s/ Leroy A. Smith 4/20/78
LEROY A. SMITH

/s/ Charles C. Morrow
CHARLES C. MORROW

/s/ Wanda J. Smith 4/13/78
WANDA J. SMITH

IT IS FURTHER ORDERED, that all of the equity, title and interest of the plaintiff and cross-defendant, Leroy A. Smith, in the following described property, to wit:

> Land in Davidson County, Tennessee being Lot #39 on Plan of Cathey Heights, Section 2, as of record and book 2854, page 126, Register's Office for Davidson County, Tennessee.
>
> Said Lot #39 fronts 85 feet on easterly side of Torbay Drive and extends back 291.81 feet on the northerly line and 296.13 feet on southerly line, to a line in the rear on which it measures 106.38 feet.

be and the same is hereby divested out of Leroy A. Smith and reinvested in the defendant and cross-plaintiff, Wanda J. Smith.

Cost of this cause is taxed against the plaintiff and cross-defendant, Leroy A. Smith, for which execution may issue if necessary.

ENTERED this the 7 day of June, 1978.

JUDGE

APPROVED FOR ENTRY:

Charles C. Morrow, Attorney
for Wanda J. Smith
3221 Nolensville Road
Nashville, Tennessee 37211
Phone: 832-0138

FILED
APR 2 3 54 PM '85
FELIX A. WILSON, REGISTER
DAVIDSON COUNTY, TN

IDENTIF. REFERENCE

I.G. 37.7.4.

CERTIFICATE

RUSH

I certify that I have mailed a true and exact copy of the foregoing Final Decree to Thomas D. Steele, Attorney, 403 American Trust Building, Nashville, Tennessee 37201, this the 5 day of June, 1978.

Charles C. Morrow, Attorney

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* Fourth *Circuit Court for Davidson County, Tennessee, on the* Second *day of* June, *19*78, *in Case Number* 87712 *between* LEROY A. SMITH *Plaintiff, and* WANDA J. SMITH *Defendant, as same remains of record in Book* 108B, *Page* 1434 *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* 2nd *day of* April *in the year one thousand nine hundred and* eighty-five *and in the* 209 *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117