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95-11 Par. 157 1426/156

IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

ANNIE KATHERINE WHITE FREIDLI)
)
)
VS.) NO. 83D-3282
)
)
ALBERT LEON FREIDLI)

FINAL DECREE

This cause came on to be heard on this 17th day of January 1985, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon a petition for absolute divorce heretofore filed in this cause by the original complainant, Annie Katherine White Freidli, the defendant, Albert Leon Freidli, having failed to answer and a default judgment having been taken against him. After having heard testimony of witnesses in open Court and argument of counsel, the Court was of the opinion that the petition was well taken. That is to say, that the defendant had been guilty of such cruel and inhuman treatment and conduct toward the petitioner as to render further cohabitation between the parties unsafe and improper.

It is therefore ORDERED, ADJUDGED AND DECREED by the Court that the petitioner/wife, Annie Katherine White Freidli, be and she is hereby granted an absolute divorce from the defendant/husband, Albert Leon Freidli, on the grounds of cruel and inhuman treatment, and restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED AND DECREED that all right, title and interest the defendant, Albert Leon Freidli has in and to the home of the parties, located at 2411 Woodberry Drive, more particularly described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 44 on the Plan of Merry Oaks, Section 2, of record in Book 2133, Page 8, Register's Office of Davidson County, Tennessee, more particularly described as follows:
>
> Said Lot No. 44 fronts 87 feet on the southerly side of Woodberry Drive and runs back between lines 191.6 feet on the easterly side, and 190.9 feet on the westerly side to a dead line, measuring 77 feet thereon.

Being the same property conveyed to Albert L. Freidli and wife, Annie K. Freidli, by deed from Otis D. McMurtry and wife, Naomi C. McMurtry, of record in Book 2284, Page 569, Register's Office of Davidson County, Tennessee.

is hereby vested out of the defendant/husband, Albert Leon Freidli, and vested in the complainant/wife, Annie Katherine White Freidli, in fee.

It is further ORDERED, ADJUDGED AND DECREED by the Court that defendant, Albert Leon Freidli, have five (5) days from the date of this decree within which to remove himself from said homeplace.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the defendant will pay to the Metropolitan Government of Nashville, Davidson County, Tennessee, the present outstanding tax on said aforementioned property, in the amount of FOUR HUNDRED TEN DOLLARS ($410.00).

It is further ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Albert Leon Freidli, will pay to the complanant, Annie Katherine White Freidli, the sum of FOUR THOUSAND FIVE HUNDRED DOLLARS ($4,500.00), as alimony in solido.

It is further ORDERED, ADJUDGED AND DECREED by the Court that a judgment as arrearage on previously ordered payments of alimony will be entered against the defendant, Albert Leon Freidli, in favor of the original complainant, Annie Katherine White Freidli, in the amount of SIX THOUSAND FIVE HUNDRED DOLLARS ($6,500.00).

It is further ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Albert Leon Freidli, shall pay to the complainant, Annie Katherine White Freidli, the sum of THREE HUNDRED FIFTY DOLLARS ($350.00) per week as alimony; said payments to continue until such time as the original complainant shall die, or upon her remarriage.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Albert Leon Freidli, shall pay to Seth Norman, attorney of record for the original complainant in this cause, Annie Katherine White Freidli, the sum of ONE THOUSAND FIVE HUNDRED DOLLARS ($1,500.00) as attorney's fees.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the defendant in this cause shall be awarded all right, title and interest in and to a business which is believed to be known as Freidli's Texaco Service, located at 715 Lebanon Road,

Nashville, Tennessee 37214. However, by this award, the Court expressly fails to grant to the defendant any ownership as to the real estate at said address, and should the defendant have any interest in said real estate, said interest is retained by the Court for future division pending proof of ownership of said property.

It is further ORDERED, ADJUDGED AND DECREED that the defendant shall pay the cost of the cause, for which, in addition to all payments set out herein above, let execution issue if necessary.

Entered this 18th day of February, 1985.

JUDGE

APPROVED FOR ENTRY:

SETH NORMAN
Attorney for Complainant/Wife
213 Third Avenue North
Nashville, TN 37201
(615) 242-5453

CERTIFICATE

I hereby certify that I have mailed a copy of the foregoing Final Decree to Mr. Albert Leon Freidli, c/o Freidli's Texaco Station, 715 Lebanon Road, Nashville, TN 37214, this 5th day of February, 1985.

SETH NORMAN

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IDENTIF. REFERENCE

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REGISTER
DAVIDSON COUNTY, TN

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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* Nineteenth *day of* February, *19* 85, *in Case Number* 83D-3282 *between* Annie Katherine Freidli *Plaintiff, and* Albert Leon Freidli *Defendant, as same remains of record in Book* 142C, *Page* 1564 *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* 26th *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 Virginia Leary *D.C.*

Form #GR-117