66A/103

IN THE FOURTH CIRCUIT COURT FOR METROPOLITAN DAVIDSON COUNTY, TENNESSEE

Map 72-14
par. 148

MARY TAYLOR FRIERSON BENJAMIN

VS.

ELBERT BENJAMIN

APPEARANCE NO. 58227

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Final

DECREE

This cause came on to be heard this 26th day of June, 1970, before the Honorable Harry S. Lester, Special Judge, holding the Fourth Circuit Court for Davidson County, Tennessee, upon the original bill of complaint filed herein, personal service having been had upon the defendant, pro confesso duly entered, testimony of witnesses in open court, from all of which it appeared to the Court that the allegations contained in the original bill are true, namely, that the defendant has been guilty of such cruel and inhuman treatment or conduct towards the complainant so as to render cohabitation unsafe and improper; further, that the defendant has abandoned the complainant, turned her out of doors, and refused and 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 the same hereby are dissolved and for nothing held, and that the complainant be, and she hereby is awarded an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person, including the restoration of her former name, Mary Taylor Frierson.

It is further ORDERED, ADJUDGED and DECREED by the Court that all right, title and interest which the defendant has in and to the real property located at 2415 North 16th Street, Nashville, Tennessee, be divested out of him and vested in the complainant for her sole and separate use, subject to the mortgage thereon, said property being

more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 12 on the Plan of G. A. Pickup's Addition, of record in Book 947, page 43, Register's Office for said County.
>
> Said Lot No. 12 fronts 50 feet on the westerly margin of North 16th Street, Extended, and runs back between parallel lines 150 feet to a rear line.
>
> Being the same property conveyed to Elbert Benjamin and wife, Mary Benjamin, by deed from Arthur H. Rawls and wife, Martha C. Rawls, of record in Book 4263, page 389, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that all right, title and interest which the defendant may have in and to the household furnishings and fixtures located at 2415 North 16th Street, Nashville, Tennessee, be, and the same hereby is divested out of the defendant and vested in the complainant for her sole and separate use.

It is further ORDERED, ADJUDGED and DECREED by the Court that the complainant have and recover of the defendant the sum of Two Hundred Fifty and no/100 ($250.00) Dollars as a solicitor's fee for her solicitor of record in this cause, for which execution will issue, if necessary.

The defendant will pay the costs of this cause, for which execution will issue.

Thomas D. Lyons
SPECIAL JUDGE

APPROVED FOR ENTRY:

Solicitor for Complainant

39578

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IDENTIFICATION REFERENCE

SEP 26 1 18 PM '85

FELIX Z. 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* Fourth *Circuit Court for Davidson County, Tennessee, on the* Twenty-Sixth *day of* June, *19* 70, *in Case Number* 58227 *between* Mary Taylor Frierson Benjamin *Plaintiff, and* Elbert Benjamin *Defendant, as same remains of record in Book* 66A, *Page* 103 *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* 25th *day of* September *in the year one thousand nine hundred and* Eighty-Five *and in the* 210th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Virginia Laaris *D.C.*

Form #GR-117