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GEORGE L. ROOKER, CLERK

D Baynes D.C.

IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

DAVID R. PAYNE,
COMPLAINANT

VS.

RENITA DIANE PAYNE,
DEFENDANT

71-12
47

FILE NO. 82D-1300

FINAL DECREE

This cause came to be heard for final hearing on the 15 day of March, 1983, before the Honorable Judge of the Fifth Circuit Court for Davidson County, Tennessee, on the Complaint filed, the Default Judgment heretofore taken, Answers to Interrogatories and Data Sheet submitted and the record in this cause, from all of which it appeared to the Court that the marriage is irretrievably broken and that irreconcilable differences exist between the parties and the Court approves the agreement entered into by the parties.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DEGREED AS FOLLOWS:

1. That the Complainant be granted an absolute divorce from the Defendant, and that the parties be restored to all rights and privileges of unmarried persons.

2. That the Court affirmatively finds that the parties have made adequate and sufficient provision for the custody and maintenance of any children of that marriage of all of their property rights and hereby approves the Property Settlement Agreement entered into by the parties as set forth hereinafter as follows:

IN THE CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

DAVID R. PAYNE,
COMPLAINANT

VS.

RENITA DIANE PAYNE,
DEFENDANT

NO. 82D - 1300

PROPERTY SETTLEMENT AGREEMENT

This agreement entered into and made by and between DAVID R. PAYNE, hereinafter referred to as "Husband"; and RENITA DIANE PAYNE, hereinafter referred to as "Wife".

WITNESSETH

THAT, WHEREAS, the parties are husband and wife, and are now living apart and separated by reason of domestic difficulties between them, and,

WHEREAS, the parties have entered into this a full and complete agreement, the terms of which shall be approved and incorporated into any judgment of divorce that is rendered, the divorce filed in 5th Circuit Court, docket # 82D - 1300.

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements between the parties, it is understood, contracted and agreed as follows:

It is understood, contracted and agreed that the parties shall execute all deeds, bills of sale, title certificates and any other documents necessary for the purpose of effecting this agreement.

It is agreed that this is a fair and equitable settlement as to all the rights of the parties.

That the wife is to have exclusive care, custody and control of the parties' minor child, subject to the husband's reasonable visitation rights. Such reasonable visitation rights shall include, but not be limited to, every other weekend.

That the husband is to pay to the wife the sum of Thirty-Five ($35.00) Dollars per week as child support.

That the wife is to continue to carry major medical and hospitalization on the parties' minor child.

That the husband is to have all interest in the real estate located at 1847 Joy Circle, Nashville, Tennessee, and is to pay any mortgage due and payable on said real estate. That the wife is divested of all interest in said real estate.

That the husband is to have the 1978 Ford pickup truck and is to pay any loans due and owing on said truck.

That the wife is to have the 1977 Monza automobile and is to pay any loans due and owing on said automobile.

That the parties have already made an equitable division of all household goods and furnishings. That each of the parties is to have the property in his/her own name, or possession.

That each of the parties is to pay own debts listed in his/her name.

ENTERED THIS 13th DAY OF February, 1983.

David R Payne
HUSBAND

Sonita Dianne Payne
WIFE

OATH

STATE OF TENNESSEE)
) ss
COUNTY OF DAVIDSON)

Personally appeared before me the undersigned, a Notary Public in and for said County and State, the within named bargainor DAVID R. PAYNE, with whom I am personally acquainted, who acknowledges that he executed the foregoing instrument for the purposes contained therein.

Witness my hand and seal this 13th day of JAN, 1983.

NOTARY PUBLIC

My commission expires: 10-20-85

STATE OF TENNESSEE)
) ss
COUNTY OF DAVIDSON)

Personally appeared before me the undersigned, a Notary Public in and for the said County and State, the within named bargainor RENITA DIANE PAYNE, with whom I am personally acquainted, who acknowledges that she executed the foregoing instrument for the purposes contained therein.

Witness my hand and seal this 22nd day of December, 1982.

NOTARY PUBLIC

My commission expires: 1/20/85

That the Complainant, David R. Payne, is hereby awarded the following described real estate and the Defendant, Renita Prater Payne is hereby divested of all interest in said real estate.

> Land in Davidson County, Tennessee, being Lot No. 41 on the Plan of Joywood, as of record in Book 974, page 45, of the Register's Office for said County.
>
> Said Lot No. 41 fronts fifty (50) feet on the westerly side of Joy Circle and runs back between parallel lines, 150 feet to a dead line and shows 50 feet on said dead line.
>
> Being the same property conveyed to DAVID RANDALL PAYNE and wife, RENITA PRATER PAYNE by deed from CALVIN HOUSTON HICKMAN and wife, BERTHA MAI GASKIL HICKMAN of record in Book _____, page _____, Register's Office for Davidson County, Tennessee.

3. That the cost of this cause be taxed against the Complainant for which execution may issue if necessary.

Walter Kurtz
JUDGE

DATED: 3/15/83

MICHAEL E. STARLING
ATTORNEY FOR COMPLAINANT

Joe M. Haynes
JOE M. HAYNES
ATTORNEY FOR DEFENDANT

61643

IDENTIFICATION REFERENCE

Dec 16 2 52 PM '85

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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* Fifth *Circuit Court for Davidson County, Tennessee, on the* 15th *day of* Mar. ,19 85 , *in Case Number* 82D-1300 *between* David R. Payne *Plaintiff, and* Renita Diane Payne *Defendant, as same remains of record in Book* 46B , *Page* 324 *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* 16th *day of* Dec *in the year one thousand nine hundred and* 85 *and in the* 210th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By LDyer *D.C.*

Form #GR-117