300/1963

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

85 MAY -3 PM 2:25

THELMA ELIZABETH GARY,

Plaintiff,

vs.

ROBERT EARL GARY,

Defendant.

No. 85D-212

D. Baynes D.C.

Map 75-13
Par 207 Is

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FINAL DECREE

This cause came on to be heard on the 25th day of April, 1985, before the Honorable James Everett, Judge, on Plaintiff's complaint for absolute divorce, the default judgment heretofore taken, the testimony of the Plaintiff and two witnesses in open court, statements of counsel, and the entire record in this cause, from all of which it duly appears to the court that the Plaintiff is entitled to an absolute divorce on the grounds of cruel and inhuman treatment; that the Plaintiff is a fit and proper person to have custody of the parties' minor child; that the Defendant owes a duty to provide reasonable support for the parties' minor child; that the parties own certain real property located at 311 Bonnacroft Drive, Hermitage, Davidson County, Tennessee, the same being found in Book 4719, Page 312 in the Davidson County Register's Office and being more fully described as Lot Number 163 on the Plan of Hermitage Hills, Section 1, as of record in Book 2900, pages 48 and 49, Register's Office for said County. Beginning at a point in the northerly margin of Bonnacroft Drive at the common corner of Lots Nos. 162 and 163; thence northerly with the line between said two lots 130.5 feet to a point; thence north 80° 18' east 121 feet to a point in the westerly margin of Bonnaspring Drive, thence southerly with the margin of the same 83 feet to a concrete monument at the beginning of a curve; thence southwesterly around said curve 37.28 feet to a concrete monument in the northerly margin of said Bonnacroft Drive; thence westerly with the margin of the same 99 feet to the point of beginning; that all right, title and interest of the Defendant in and

to the real property heretofore described, and the personal property presently in Plaintiff's possession should be divested from the Defendant and vested in the Plaintiff as alimony in solido.

It is therefore according ORDERED, ADJUDGED, and DECREED that:

1. The Plaintiff, Thelma Elizabeth Gary be granted an absolute divorce from the Defendant, Robert Earl Gary, and that the parties be restored to all the rights and privileges of unmarried persons.

2. The Plaintiff have the exclusive care, custody and control of the parties' minor child, and that the Defendant be required to pay child support in the amount of One Hundred ($100.00) Dollars per week beginning May 3, 1985.

3. All right title and interest of the Defendant in and to the property located at 311 Bonnacroft Drive, Hermitage, Davidson County, Tennessee, be divested from him and vested in the Plaintiff as alimony in solido.

4. All right, title and interest of the Defendant in and to the personal property of the parties now in the possession of the Plaintiff be divested from the Defendant and vested in the Plaintiff as alimony in solido.

5. All right, title and interest in the 1983 Chevrolet Monte Carlo be vested in the Plaintiff and that she be responsible for the payment of any indebtedness thereon and further that she holds the Defendant harmless for same.

6. Any and all right, title and interest in and to the 1983 Mercury Cougar be placed in the Defendant, and that he be responsible for any indebtedness thereon, and hold the Plaintiff harmless for same.

7. That the Defendant be required to pay on behalf of the Plaintiff, reasonable attorney fees in the amount of Three Hundred Dollars ($300.00) to the Honorable Mark J. Fishburn.

8. That the costs in this cause be taxed to the Defendant, for which execution may issue if necessary.

ENTER this 9 day of May, 1985.

JUDGE

APPROVED FOR ENTRY BY:

BEDNARZ & FISHBURN

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Mark J. Fishburn

MARK J. FISHBURN
Attorney for Plaintiff
Suite 1620, Parkway Towers
Nashville, Tennessee 37219
(615) 242-8107

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been mailed to Robert Earl Gary, % Homer Brown Company, 6100 Robertson Road, Nashville, Tennessee 37209 on this 3rd day of May, 1985.

Mark J. Fishburn

MARK J. FISHBURN

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IDENTIFICATION REFERENCE

DEC 18 11 13 AM '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* Probate *Circuit Court for Davidson County, Tennessee, on the* 25th *day of* April, *19* 85, *in Case Number* 85D-212 *between* Thelma Elizabeth Gary *Plaintiff, and* Robert Earl Gary *Defendant, as same remains of record in Book* 30C., *Page* 1962 *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* 18th *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 L Dyer *D.C.*

Form #GR-117