ALICE OZELL ALFORD BALLOU ] IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

VS. NO. 47675 ]

SAM BALLOU, JR. ]

D E C R E E

This cause came on to be heard before the Honorable Benson Trimble, Judge, Division IV, Circuit Court of Davidson County, Tennessee, on this the 15th day of August, 1966, upon a petition for divorce from bed and board filed by the complainant, Alice Ozell Alford Ballou, and an answer of the defendant, Sam Ballou, Jr., it being announced to the Court by counsel of record representing the defendant that the defendant was not going to appear in Court, the matter was therefore heard on an uncontested basis. From the testimony of complainant and her corroborating witnesses, statement of counsel, and from the entire record of this cause, the Court is of the opinion that the grounds for divorce as set forth in the original complaint are well taken, that is, that the defendant, Sam Ballou, Jr., has been guilty of such cruel and inhuman treatment as renders further cohabitation unsafe and improper; and further, that the defendant, Sam Ballou, Jr., has abandoned the defendant, turned her out-of-doors, and has failed, refused or neglected to provide for her

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the complainant, Alice Ozell Alford Ballou, is awarded a divorce from bed and board from the defendant, Sam Ballou, Jr., for a period of six (6) months from date of entry of this decree, at the conclusion of such period, upon proper application, the same may be made final or other relief granted at the discretion of the Court.

It further appearing to the Court that complainant, Alice Ozell Alford Ballou, is the fit and proper person to have the absolute care, custody and control of the minor children of the parties, to wit, Jerry Ballou and Leonard Ballou;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the absolute care, custody and control of the said aforementioned children will therefore be committed to the complainant, Alice Ozell Alford Ballou.

It further appearing to the Court that under previous order that the defendant has been ordered to pay to the complainant as alimony and support, the sum of $80.00 on each payday, or twice a month, for a total sum of $160.00 a month, but with the understanding that in October of 1966, said payments shall be reduced to $70.00 bi-monthly, or a total of $140.00 per month;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that such payments are ordered continued, with one-half of the sum being designated as child support and one-half being designated as alimony.

It further appearing that the parties now own an equity in a house and lot located at 1115 Winding Way in Nashville, Tennessee, and more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 8 of Block "A" on the Plan of Jackson Park, Section 1, as of record in Book 843, page 17, Register's Office for said County.
>
> Said Lot No. 8 fronts 60 feet on the northerly side of Winding Way and runs back between parallel lines 186 feet to a dead line.
>
> Being the same real property conveyed to Jesse Carrol Evans and wife, Frances Clough Evans, by deed from William Chas. Webster et al, dated October 29, 1940, filed November 18, 1940, and recorded in Book 1142, page 350, said Register's Office, the said Frances Clough Evans having since died.

and that the equity in said aforementioned home should be awarded the complainan it is, accordingly, ORDERED, ADJUDGED AND DECREED that all of defendant's right, title and interest in and to said aforementioned real property now vested in the defendant shall be divested from the defendant and vested in the complainant in fee simple, and the property is awarded to the complainant to be hers absolute and in fee simple. In addition thereto, the household furnishings now located at the property are awarded to the complainant to be hers absolute, and all of defendant's right, title and interest in and to said aforementioned furnishings now vested in him are divested from the defendant and awarded the complainant absolutely.

As additional alimony, all of defendant's right, title and interest in and to a 1959 Chevrolet automobile, bearing license No. AL-1952, now vested in the defendant, is hereby divested out of the defendant and title to said aforementioned automobile is awarded to the complainant to be hers absolutely.

It further appearing to the Court that at the time of the separation of the parties that there were a large number of outstanding obligations, including the mortgage on the household furnishings of the parties, togeth with light bills, water bills and other utility bills, and that all of said aforementioned obligations were outstanding and due at the time that the defendant left the complainant, and were and are the responsibility of the defendant, and were accumulated at the time the defendant was residing in the home of the parties;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the defendant will be responsible for the payment of these obligations, including and particularly the mortgage on the household furnishings, and as heretofore ordered by previous order, it will be the responsibility of the defendant to make arrangements to ascertain that said household furnishings are not removed or repossessed from the home of the complainant by the mortgage holder thereon.

As additional alimony, the defendant will pay to Jack Norman, Jr., solicitor for the complainant, a total fee in the amount of $300.00, for services rendered complainant in this cause.

All other matters are reserved for final hearing.

JUDGE

O.K. FOR ENTRY:

Jack Norman, Jr., Attorney for Complainant

Cornelius Summers, Attorney for Defendant

I certify that I have mailed a copy of this Decree to Mr. Cornelius Summers, attorney, 300 James Robertson Parkway, Nashville, Tennessee.

Attorney

75857

IDENTIFICATION REFERENCE

FEB 13 11 09 AM '86

FELIX Z. WILSON II 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* fifteenth *day of* August, 1966, *in Case Number* 47675 *between* ALICE OZELL ALFORD BALLOU *Plaintiff, and* SAM BALLOU, JR. *Defendant, as same remains of record in Book* 49, *Page* 370 *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* 13th *day of* February *in the year one thousand nine hundred and* eighty-six *and in the* two hundred tenth *year of American Independence.*

**GEORGE L. ROOKER,** *Clerk,*

*By* W. L. Rowland, *D.C.*

Form #GR-117