9-30-75
98C/769

Map 120-1
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IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

AT NASHVILLE BOOK 6831 PAGE 493

MARTHA JEAN McGINNIS)
)
VS.) NO. 76517
)
PAUL THOMAS McGINNIS)

FINAL DECREE

This cause came on to be heard on this the 16th day of September, 1975, before the Honorable William Underhill, Special Judge of the Fourth Circuit Court for Nashville, Davidson County, Tennessee on the original complaint for an absolute divorce, filed by the plaintiff, Paul Thomas McGinnis, and on the cross-complaint and on the amended and supplemental complaint of the cross-plaintiff, Martha Jean McGinnis, the testimony of both parties and the witnesses for the cross-plaintiff, statement of counsel, and the entire record from all of which the Court was of the opinion that the original complaint of the original plaintiff, Paul Thomas McGinnis, should be dismissed and that it is hereby dismissed, and that the cross-plaintiff, Martha Jean McGinnis, shall be granted an absolute divorce in that her husband, Paul Thomas McGinnis, has been guilty of adultery with the said, Mary Ann Haynes, and that the facts charged in the amended and supplemental complaint of the cross-plaintiff are true.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the bonds of matrimony subsisting between the cross-plaintiff, Martha Jean McGinnis, and the cross-defendant, Paul Thomas McGinnis, be and they are hereby absolutely and forever dissolved; and that the cross-plaintiff, Martha Jean McGinnis, be restored to all the rights and privileges of an unmarried person, in that her husband, Paul Thomas McGinnis has been guilty of adultery.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the

custody of the parties minor children, Paula J. and Randall T. McGinnis, be awarded the cross-plaintiff, Martha Jean McGinnis, with the cross-defendant, Paul Thomas McGinnis, having reasonable visitation rights.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-defendant, Paul Thomas McGinnis, pay to the cross-plaintiff, Martha Jean McGinnis, $60.00 per week as continuing child support, and that said payment is to begin as of the date of this order and is to continue $60.00 per week, each week thereafter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-defendant, Paul Thomas McGinnis, is to pay to the cross-plaintiff, Martha Jean McGinnis, $75.00 per month as alimony and that said payment is to begin on the 1st day of October, 1975, and is to continue on the 1st day of each month thereafter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that title to the foregoing tract or parcel of real property, to wit:

> Land in Davidson County, Tennessee, being Lot No. 312 on the Plan of Glengarry Park, Section 3, as of record in book 2900, page 25, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 312 fronts 90.3 feet on the southerly margin of Winthorne Court, and extends back between lines, 170.8 feet on the westerly line and 189.6 feet on the easterly line, to a dead line in the rear, on which it measures 81 feet.
>
> Being the same property conveyed to Paul T. McGinnis and wife, Martha J. McGinnis, by deed from J. O. Richardson and wife, Dorothy Richardson, of record in book 4536, page 743, Register's Office for said County.

Be and is hereby divested out of the defendant, Paul Thomas McGinnis, and said property is vested in the plaintiff, Martha Jean McGinnis, in fee simple, with the cross-plaintiff, Martha Jean McGinnis, assuming all existing indebtednesses thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-defendant, Paul Thomas McGinnis, be divested of all right, title and interest in and to the parties household furnishings located at 803 Winthorne Court, and that all right, title and interest in and to said household furnishings is vested in the cross-plaintiff, Martha Jean McGinnis.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest in and to the parties cemetery lots located at Woodlawn Cemetery be divested out of the cross-defendant, Paul Thomas McGinnis, and that the cross-plaintiff, Martha Jean McGinnis, be vested with all right, title and interest in and to said cemetery lots and that she is to assume the existing indebtednesses thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest in and to the personal belongings of the cross-plaintiff located at 803 Winthorne Court, be divested out of the cross-defendant, Paul Thomas McGinnis, and that all right, title and interest in and to said personal belongings be vested in the cross-plaintiff, Martha Jean McGinnis.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the 1974 Federal Tax Refund check be divided equally between the parties after the withholding of all federal taxes for the year 1974.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-plaintiff, Martha Jean McGinnis, be divested of all right, title and interest in and to the personal property and household furnishings of the cross-defendant, Paul Thomas McGinnis, located at his residence in Bavaria Apartments and that the cross-defendant be vested with all right, title and interest in and to said household furnishings and personal property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in the event the cross-plaintiff, Martha Jean McGinnis is liable for any of the following indebtednesses, then and in that event, the cross-defendant, Paul Thomas McGinnis, shall pay said indebtednesses and shall hold the cross-plaintiff, Martha Jean McGinnis harmless for the same, to wit: (1) First American National Bank (2) Bank Americard (3) Master Charge card (4) Medicount (5) Sears Company.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the

cross-plaintiff, Martha Jean McGinnis, is granted a judgment against the cross-defendant, Paul Thomas McGinnis, in the amount of $94.00, which is for the cost of the depositions in this trial, for which execution may issue if necessary.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-defendant, Paul Thomas McGinnis, is to pay to the Attorney of Record for the cross-plaintiff, Martha Jean McGinnis, the amount of $350.00 as a reasonable attorney's fee in this cause for which execution may issue if necessary.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the cross-defendant, Paul Thomas McGinnis, is to pay the cost of this cause for which execuiton may issue if necessary.

Entered this the _____ day of September, 1975.

SPECIAL JUDGE - WILLIAM UNDERHILL

Enter This 30 Day of SEP 1975

APPROVED FOR ENTRY:

RICHARD R. CLARK
Attorney for Cross-Plaintiff
5113 Nolensville Road
Nashville, Tennessee 37211

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Final Decree has been mailed to the cross-defendant, Paul Thomas McGinnis, Bavaria Apartments, Nashville, Tennessee 37211; and to the Attorney for the cross-defendant, Harold Collins, 802 51st Avenue, North, Nashville, Tennessee 37209, this the 23rd day of September, 1975.

RICHARD R. CLARK

92420

IDENTIFICATION REFERENCE

APR 17 12 30 PM '86

FELIX Z. WILSON JR. REGISTER
DAVIDSON COUNTY, TN

BOOK 6831 PAGE 497

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* 30th. *day of* September, *19* 75, *in Case Number* 76517 *between* Martha Jean McGinnis *Plaintiff, and* Paul Thomas McGinnis *Defendant, as same remains of record in Book* 98C, *Page* 769 *of the Minutes of said Court.*

CIRCUIT COURT

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 17th. *day of* April *in the year one thousand nine hundred and* Eighty-Six *and in the* 210th. *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By D Rooker, *D.C.*

Form #GR-117