34A/695
Map 104-1
Parcel 59

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

L. Langford

LILLIAN B. BROOKS,

Plaintiff,

vs.

JOHN CALVIN BROOKS,

Defendant.

No. 85D-1528

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FINAL DECREE

This cause came to be heard on the 29th day of July, 1986 before the Honorable James R. Everett, Jr., Judge, upon the complaint for divorce, testimony of plaintiff's witness, statements of counsel, and record as a whole, from all of which the Court is of the opinion that plaintiff is entitled to an absolute divorce from defendant upon the grounds of cruel and inhuman treatment pursuant to T.C.A. §36-4-102 (1), and habitual drunkenness pursuant to T.C.A. §36-4-101.

It is, therefore, ORDERED, ADJUDGED and DECREED as follows:

1. Plaintiff is entitled to an absolute divorce from defendant upon the grounds of cruel and inhuman treatment and habitual drunkenness, and she shall be restored to all the rights and privileges of an unmarried person.

2. Plaintiff shall be entitled to permanent custody of the parties' minor child and the Court will reserve the question of visitation for the father until the father has personally appeared before the Court. Plaintiff shall be entitled to $11,696.39 for future child support and the Court will reserve the issue of additional child support that may be due plaintiff if it can be determined that Mr. Brooks is gainfully employed.

3. The Court finds that plaintiff is entitled to all right, title and interest in the parties' homeplace and hereby divests defendant of any interest he may have in said home. A legal description of the home is as follows:

> Land in Davidson County, Tennessee, being Lot No. 27 on the Map of Bransford Realty Company's Subdivision of Westmoreland Place of record in Book 421, page 16, Register's Office for said County.

Said Lot No. 27 fronts 85 feet on the northerly side of Westmoreland Drive and runs back between lines 185 feet to an alley on which it measures 60 feet.

Being the same property conveyed to John C. Brooks and wife, Lillian B. Brooks, by deed from Gary E. Carrelli, unmarried, of record in Book 6113, page 923, Register's Office for Davidson County, Tennessee.

4. The Court awards to plaintiff all household furnishings owned by the parties for her use and benefit and for the use and benefit of the parties' minor child.

5. Defendant shall be entitled to all right, title and interest in two (2) trailer lots located in Brookfield, Florida and shall hold plaintiff harmless for any indebtedness owed on said lots.

6. Plaintiff presently has $22,540.47 remaining from the sale of farm property in Hickman County and the following monies shall be paid from said account: $6,844.08 to attorney, John Popham, for representation of the parties in litigation concerning their home; $2,500.00 as a fee for plaintiff's attorney, Joseph K. Dughman; and $1,500.00 as a fee for defendant's attorney, Thomas M. Black. The remaining money shall be used for child support as previously stated.

7. Court costs are assessed against defendant for which let execution issue if necessary.

ENTER this the 12 day of August, 1986.

JAMES R. EVERETT, JR., JUDGE

Approved for Entry:

JOSEPH K. DUGHMAN
Attorney for Plaintiff
1610 Parkway Towers
Nashville, TN 37219
Phone: 615-244-5432

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Final Decree has been mailed to the defendant's attorney, Thomas M. Black, 223 Madison Street, Madison, TN 37115, on this the 11th day of August, 1986.

JOSEPH K. DUGHMAN

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Mail Recorded document to:
Joseph K. Dugan
Attorney at Law
1610 Parkway Towers
Nashville, TN
37219

IDENTIFICATION REFERENCE

AUG 28 3 07 PM '86

FILED & RECORDED
DAVIDSON COUNTY, TENN.

36505

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* 12th *day of* August, 19 86, *in Case Number* 85D-1528 *between* Lillian B. Brooks *Plaintiff, and* John Calvin Brooks *Defendant, as same remains of record in Book* 34A, *Page* 695 *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* 26th *day of* August *in the year one thousand nine hundred and* eighty-six *and in the* 211th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By K. Langford *D.C.*

Form #GR-117