BOOK 701 PAGE 879

IN THE CHANCERY COURT FOR TROUSDALE COUNTY, TENNESSEE

JEAN PENNINGTON *
*
PLAINTIFF *
*
VS * No. 2070
*
ERNEST PENNINGTON *
*
DEFENDANT *

FILED FOR RECORD
THIS 24 DAY OF June 19 86
Virginia Lattimore
CLERK AND MASTER
TROUSDALE COUNTY
HARTSVILLE, TENNESSEE

O R D E R

This cause came on to be heard on the 10th day of June, 1986, before the Honorable Edward M. Turner, Chancellor for the Chancery Court for Trousdale County, Tennessee, upon the pleadings, testimony of Plaintiff in open Court, and the facts and record as a whole, from all of which it duly appeared to the Court that the Parties had entered into a PROPERTY SETTLEMENT AGREEMENT WHICH FULLY ADDRESSES THE ISSUES of divorce and property settlement, and it further appeared that the Parties' PROPERTY SETTLEMENT AGREEMENT had been reduced to writing and filed in this cause and that same is proper and should be approved, and that Plaintiff should be granted an absolute divorce on the ground of irreconcilable differences.

IT, IS THEREFORE, ORDERED, ADJUDGED and DECREED that the bonds of matrimony heretofore subsisting between Plaintiff and Defendant be, and they are hereby, completely and forever dissolved. That Plaintiff be and is hereby granted an absolute divorce on the ground of irreconcilable differences.

The Court further determined from the proof presented in this cause that the Parties had heretofore entered into a PROPERTY SETTLEMENT AGREEMENT and that same was filed with the Court in accordance with the law, and that same appeared to be fair and reasonable, and henceforth, it is the JUDGMENT of the Court that said PROPERTY SETTLEMENT AGREEMENT heretofore entered into by the Parties is hereby ADOPTED and is the

JUDGMENT of this Court. That the said AGREEMENT is as follows and is hereby incorporated in this ORDER.

PROPERTY SETTLEMENT AGREEMENT

This PROPERTY SETTLEMENT AGREEMENT was entered into this 17th day of May, 1986, by and between ERNEST PENNINGTON, hereinafter called the HUSBAND, and JEAN PENNINGTON, hereinafter called the WIFE. Hereinafter when both Husband and Wife are referred to, they shall be designated as the PARTIES.

W I T N E S S E T H

WHEREAS, the Parties are Husband and Wife, for they were married on October 8, 1963 in Walnut Ridge, Arkansas. It is agreed between the parties that irreconcilable differences have now developed between said Husband and Wife, and that they are desirous of obtaining an absolute divorce on the grounds of irreconcilable differences as provided in T.C.A. 36-801, et. seq., as amended; and

WHEREAS, the Wife has filed a Complaint for an absolute divorce in the Chancery Court of Trousdale County, Tennessee, wherein the Wife alleges irreconcilable differences as the grounds for her divorce; and

WHEREAS, the Parties are desirous of complying with the laws of the State of Tennessee regulating divorce on the grounds of irreconcilable differences; and

WHEREAS, the Parties are now living separate and apart from each other and are desirous of entering into a voluntary final settlment of their respective property rights and are desirous of establishing separate estates without litigation upon these issues and certain other issues mentioned herein.

WHEREAS, both parties do hereby submit themselves to the jurisdiction of this Court.

NOW, THEREFORE, in consideration of the premises, and

of the covenants and conditions hereinafter made and set forth, the Parties have constituted a final settlment of their property rights and each respectfully relinquishes to the other all rights or claims which each has or may have in the other's property by way of any marital relationship, and this AGREEMENT shall apply to all property now owned by the Parties hereinabove named, to-wit:

1. That the Husband shall be awarded the Parties' house and lot described as follows:

> Being Lot No. 287 on the Map of Edgefield Land Company's First Subdivision, as of record in Book 57, Page 130, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 287 fronts 50 feet on the southerly side of Ease Side Avenue, and runs back parallel lines 150 feet to an alley.

That the Husband shall assume and pay all indebtedness on said house and lot and shall hold the Wife harmless.

2. That the Husband shall pay the Wife the sum of Fifteen Hundred Dollars ($1,500.00) cash for her interest in the Parties' house and lot.

3. That the Husband is awarded all the personal property now in his possession and shall assume and pay any and all indebtedness on same and shall hold Wife harmless.

4. That the Wife is awarded all the personal property now in her possession and shall assume and pay any and all outstanding indebtedness on same and shall hold Husband harmless.

5. That the Husband shall assume and pay all of the Parties' indebtedness.

6. That the Wife shall be awarded an absolute divorce from the Husband on the grounds of irreconcilable differences.

7. That the Wife shall pay the attorney's fee and court costs in this cause.

That each of the Parties state that they have read

this instrument, and that each of the Parties has knowingly and willingly executed this AGREEMENT after having read this instrument, and that each of them is aware of its contents and legal effect. The Parties, each of them, further agree that they have entered into this PROPERTY SETTLEMENT AGREEMENT voluntarily, and that neither of them has been coerced or threatened to cause them to enter into this AGREEMENT.

The Parties agree that this AGREEMENT constitutes the entire understanding of the Parties, and it supercedes any and all prior agreements between them.

ENTERED this 23 day of June, 1986.

CHANCELLOR

APPROVED FOR ENTRY:

ANTHONY E. HAGAN
Attorney for Plaintiff
107 1/2 S. Cumberland Street
Lebanon, Tennessee 37087

MAIL BOX

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN
OCT 24 1 50 PM '86

IDENTIFICATION REFERENCE

56100

CERTIFICATE OF SERVICE

I hereby certify that I have this 16th day of June, 1986, mailed a true and exact copy of the foregoing Order to Mr. Ernest Pennington, Hartsville, Tennessee 37084.

ANTHONY E. HAGAN

Certificate of True Copy. FORM 402 Ambrose-Nashville

State of Tennessee, TROUSDALE **County**

I, GAYNELL DEERING, CLERK AND MASTER of said TROUSDALE County, do hereby certify that the ATTACHED is a full, true and perfect copy of THE ORDER OF DIVORCE IN THE CASE OF JEAN PENNINGTON VS. ERNEST PENNINGTON CASE NO. 2070 as appears of record now on file in my office,

In XXXXXX MINUTE Book 5 Page 324

Witness GAYNELL DEERING, at office in HARTSVILLE, TENNESSEE this the 25 day of SEPTEMBER, 1986

Gaynell Deering Clerk