M&P 134-13-1

BOOK 7110 PAGE 516

129A/71C

IN THE CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE,

AT NASHVILLE

83 FEB 22 PM 3:51

GEORGE L. [illegible], CLERK.

D.C.

LINDA JOAN FRYER)

VS.) NO: 83D-2695

JAMES ALLEN FRYER)

FINAL DECREE

This matter came on to be heard on this the 13th day January, 1984, before the Honorable Harry Lester, Judge of the Second Circuit Court for Davidson County, Tennessee, upon the original Complaint and the Amended Complaint of the wife, the Counter-Complaint of the husband and the Answers to respective pleadings, the testimony of the parties in open Court, the exhibits, statement of counsel, and the entire record in this cause from all of which the Court was of the opinion that the Counter Complaint of the husband should be dismissed and the same is hereby dismissed and the wife should be granted an absolute divorce with custody of the parties minor child and property distributed between the parties as hereinafter set out, all of which became the orders of the Court, to wit:

I

It is therefore ORDERED, ADJUDGED AND DECREED that the wife, Linda Joan Fryer, is hereby granted an absolute divorce from the husband, James Allen Fryer, and that the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved and that the parties are restored to all the rights and privileges of unmarried persons in that the husband, James Allen Fryer, has been guilty of such cruel and inhumane treatment or conduct towards the wife as renders further cohabitation unsafe and improper.

II

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the wife is awarded the sole care, custody and control of the parties minor child, Dustin Allen Fryer.

That the husband is to have liberal visitation rights with said minor child, two afternoons each week being the period of time from which the husband can pick up said minor child at the babysitter, after the husband gets off from work, and being allowed to visit with said child until the wife gets off from work. Further, the husband shall have visitation rights with said minor child every weekend on either a Saturday or Sunday from 9:00 A.M. to 6:00 P.M. On the weekend visitation the husband shall pick the child up from its mother and deliver the child back to its mother by the appointed time. The parties shall agree in advance as to which two (2), days through

the week and rather the visitation shall be exercised on Saturday or Sunday so that both parties may be able to make their respective plans to effectuate said visitation.

III

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband is to pay to the wife the sum of Seventy and NO/100 Dollars, ($70.00) per week as child support, beginning the 17th day of February, 1984, and continuing each week thereafter. Further, the husband is to provide for and maintain hospitalization insurance on said minor child.

IV

That the husband is to be divested of all right, title and interest in and to the 1979 Toyota automobile and the wife is to be vested with the sole ownership in said automobile and that she is to be responsible for the lien thereon and hold the husband harmless therefore.

V

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the wife is to be divested of and the husband is to be vested with the sole right, title and interest in and to the following described personal property: pic-nic table, french telephone, ceiling fan, book shelf and all of the other items of personal property and household furnishings which were listed under the name of James Allen Fryer on the list submitted by the wife as an exhibit to her testimony in open Court.

VI

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband is to be divested of all of the rest and residue of the parties household furnishings and appliances and that the wife is vested with the sole right, title and interest in and to said household furnishings and appliances.

VII

IT IS FURHTER ORDERED, ADJUDGED AND DECREED that all right, title and interest in and to the real estate owned by the parties commonly known as 273 Garry Drive, shall be divested out of the husband, James Allen Fryer and that all right, title and interest in and to the said real estate shall be and hereby is vested soley in the name of wife, Linda Joan Fryer, fee simple. That said real estate is more particulary described, to wit:

> Land in Davidson County, Tennessee, being Lot No. 152, on the Plan of Kenilworth Estates, Section One, of record in Book 2900, Pages 105 and 106, Register's Office for said County.

Said Lot No. 152 fronts 70.0 feet on the southerly margin of Garry Drive and extends back 151.0 feet on the easterly line and 169.3 feet on the westerly line to a dead line in the rear, measuring 71.7 feet thereon.

Being the same property conveyed to James A. Fryer and Wife, Linda J. Fryer by warranty deed from Calvin Eugene Beveridge, et ux, Roberta Beveridge as of record in Book ____, Page ___, of the Register's Office for Davidson County, Tennessee.

That the wife shall be solely responsible for the mortgage thereon and shall hold the husband harmless therefrom.

That the husband shall have a lien against said real estate in the amount of Two Thousand and NO/100 Dollars, ($2,000.00). That the wife shall have an offset against said lien in the amount of Four Hundred Twenty Five and .NO/100 Dollars, ($425.00) which represents one-half, (1/2) of the balance of the money loaned by the wife's parents to the parties to purchase said real estate. That the wife shall have the period of one (1) year from the date of this Order to pay said money to the husband and that said money shall bear interest at the rate of Ten, (10%) percent per annum.

VIII

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband shall pay the cost of this cause for which execution may issue if necessary period.

ENTERED this the 21 day of February, 1984.

JUDGE

APPROVED FOR ENTRY:

RICHARD R. CLARK
Attorney for Linda J. Fryer
3221 Nolensville Road
Nashville, TN 37211
Phone: (615) 832-0138

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Final Decree hs been mailed to Jack Green, Attorney At Law, 141 Thompson Lane, Nashville, Tennessee 37211. This the 21 day of February, 1984.

Richard R. Clark, Attorney

84900

IDENTIFICATION REFERENCE

JAN 16 3 26 PM '87

ELEX J. WILSON JR. REGISTER
DAVIDSON COUNTY, TN

RUSH

BOOK 7110 PAGE 519

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* Second *Circuit Court for Davidson County, Tennessee, on the* 22nd. *day of* February, 19 84, *in Case Number* 83D-2695 *between* Linda Joan Fryer *Plaintiff, and* James Allen Fryer *Defendant, as same remains of record in Book* 129A, *Page* 710 *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* 16th. *day of* January *in the year one thousand nine hundred and* Eighty-Seven *and in the* 211th. *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____, *D.C.*

Form #GR-117