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GEORGE L. ROOKER, CLERK

K. Langford D.C.

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

FRANKIE EUGENE SAWYER)
)
VS.) NO. 85D-3329
)
ORA LEE SAWYER)

Map # 042-15
Parcel # 086

FINAL DECREE

This cause was scheduled to be heard on the 3rd day of June, 1986 and was continued to hearing until the 9th day of June, 1986 at which time it came on to be heard before the Honorable James Everett, Judge of the Probate Court for Davidson County, Tennessee, upon Plaintiff's Complaint for Absolute Divorce; upon the Default Judgement heretofore entered against the Defendant, Ora Lee Sawyer, upon the sworn testimony of witnesses, and upon the entire record, from all of which the Court finds that the allegations of Plaintiff's Complaint are sustained by the proof in that the Defendant, Ora Lee Sawyer, has been guilty of such cruel and inhuman treatment towards the the Plaintiff as renders further cohabitation unsafe and improper; that the Plaintiff should be awarded an absolute divorce; that the Plaintiff should be restored to all the rights and privileges of an unmarried person; and that the bonds of matrimony existing between parties should be permanently dissolved.

The Court further finds that the custody of the parties' minor child, Frankie Eugene Sawyer, should be awarded to the Plaintiff with the Court reserving the issue of visitation by the Defendant at this time.

The Court further finds that the Defendant should pay Plaintiff child support for the parties' minor child in the amount of $50.00 per week.

The Court further finds that the parties own as tenants by the entireties three parcels or tracts of land, one tract in Davidson County, Tennessee and two tracts in Wilson County, Tennessee. The

tract of land located in Davidson County, Tennessee is more particularly described as follows:

BEING Lots Nos. 85, 86, 87, 88, and 89 of Block "A" on the Map of Marthonna, described according to a survey by J. A. Mefford, dated December, 1937, in Plat Book 4690, Page 334, Register's Office, Davidson County, and further described by John Kohl, Surveyor, dated August 18, 1978, as follows:

SAID Lots 85, 86, 87, 88, and 89 front together, 125 feet on the easterly margin of East Marthonna Avenue, formerly East Ezell Road, and run back between parallel lines, 427 feet to a deed line in the rear, measuring 125 feet.

BEING the same property conveyed to Frankie Eugene Sawyer and wife, Ora Lee Sawyer by deed from James C. Dishman and wife, Frances V. Dishman, of record in Book 5338, Page 835, said Register's Office.

THIS conveyance is subject to any and all existing easements of record.

The tracts of land located in Wilson County are more particularly described as follows:

Tract I:

Being a tract of land situated and lying in the 1st Civil District of Wilson County, Tennessee, bounded generally on the North and East by McFarland heirs; South by Campbell, and West by J. D. Taylor, its detailed description as follows:

BEGINNING at the southeast corner of this lot or an iron pin on the North side of a road at McFarland heirs' southwest corner and running with the McFarland heirs' west line North 3° 40' East 247.6 feet to an iron pin; thence with McFarland heirs' south line South 85° 15' West 319.9 feet to an iron pin at Taylor's northeast corner; thence with Taylor's East line South 6° 10' West 176.4 feet to an iron pin; thence severing the lands of Albert Campbell South 73° 00' East 336.6 feet to the beginning and containing one and fifty-eight hundredths (1.58) acres, more or less, along with an easement described as folows: a strip of land 12 feet in width running in an Eastward direction across the entire tract of land that Steve Brooks et al own, said strip of land being located on the northerly boundary of the Brooks property, and being bounded generally on the North by the property of John W. McFarland; South by Cedar Grove Road; East by John W. McFarland; and West by property of Brooks, et ux, from Mathew Abston. For source of title on said easement, reference is hereby made to Deed Book 235, Pages 279, 282, 285, and 389, all in the Register's Office of Wilson County, Tennessee.

Tract II:

Being a tract or parcel of land situated and lying in the 1st Civil District of Wilson County, Tennessee, bounded generally on the South by Taylor and McFarland; West and North by Crittenden; and East by John W. McFarland, and being more particularly described according to a survey made by J. R. Butler, on July 23, 1966, as follows:

BEGINNING at a point designated by a post in the Southeast corner of this tract and running thence North 84° 12' West 441.3 feet to a point designated by a post, this point being the Southwest corner of this tract; thence North 5° 32' East 407.2 feet to a point designated by a post, this point being the Northwest corner of this tract; thence South 86° 14' East 478.2 feet to a point, this point being the Northeast corner of this tract; thence South 10° 29' West 425.6 feet to a point designated by a post, this point being the Southeast corner of this tract and the point of beginning, containing 4.41 acres, more or less, along with an easement described as follows: a strip of land 12 feet in width running in an Eastward direction across the entire tract of land that Steve Brooks et al own, said strip of land being located on the northerly bound of the Brooks property, and being bounded generally on the North by the property of John W. McFarland; South by Cedar Grove Road; East by John W. McFarland; and West by Property of Brooks, et ux, from Mathew Abston. For source of title on said easement, reference is hereby made to Deed Book 235, Pages 279, 282, 285 and 389, all in the Register's Office of Wilson County, Tennessee.

BEING the same property conveyed to Frankie E. Sawyer and and wife, Ora Lee Sawyer by deed from W. C. Gifford and wife, Sue D. Gifford, of record in Deed Book 381, page 996, said Register's Office.

The Court further finds that the Defendant, Ora Lee Sawyer, shall be divested of all right, title and interest to said properties and her interest shall be vested in the Plaintiff, Frankie Eugene Sawyer, as owner of said properties in fee simple. The Plaintiff shall be responsible for the payment of all liens on said properties and shall hold the Defendant harmless from any liability thereon.

IT IS ACCORDINGLY SO ORDERED, ADJUDGED AND DECREED that all of the foregoing findings are made an Order of this Court.

That the Plaintiff's present address is 333 East Marthonna Drive, Nashville, Tennessee. The last known address of the Defendant is 724 East 34th Street, North, Tulsa, Oklahoma.

That the child support heretofore set forth to be paid by the Defendant shall not be, unless specifically ordered by this Court, reduced or prorated.

It is further ORDERED, ADJUDGED and DECREED that the costs of this cause shall be, and are hereby, taxed against the Defendant.

It is finally ORDERED, ADJUDGED and DECREED by the Court that execution may issue to enforce any of the provision of this Decree.

Enter this 23 day of June, 1986.

JUDGE

APPROVED FOR ENTRY:

WILLIAM P. GRIFFIN, IV
Attorney for Plaintiff
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430 Third Avenue, North
Nashville, TN 37201
(615) 244-3600

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FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

IDENTIFICATION REFERENCE

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Final Decree has been mailed to the Defendant, Ora Lee Sawyer, 724 East 34th Street, North, Tulsa, Oklahoma 74106 on this the 11th day of June, 1986.

WILLIAM P. GRIFFIN, IV

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* twenty-third *day of* June, *19* 86, *in Case Number* 85D-3327 *between* Frankie Sawyer *Plaintiff, and* Ora Sawyer *Defendant, as same remains of record in Book* 33C, *Page* 1887 *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* 10th *day of* February *in the year one thousand nine hundred and* eighty-seven *and in the* 211th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Barbara Eddleman D.C.