PAUL ELMORE BURTON, JR.] IN THE FOURTH CIRCUIT COURT OF
DAVIDSON COUNTY, TENNESSEE
VS.]
NO. 82D-3057
EDDIE JANE (FULLER) BURTON]

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DECREE

This cause came on to be heard before the Honorable Muriel Robinson, Judge, Division IV, Circuit Court of Davidson County, Tennessee, on this the 14th day of December, 1982, upon all of the pleadings heretofore filed in this cause. It being announced to the Court that the cross-petition would be withdrawn, the matter was heard upon the original complaint on an uncontested basis. Following the testimony of the original plaintiff and his corroborating witnesses, statement of counsel, and a review of the entire record, the Court is of the opinion that the plaintiff did sustain his grounds for divorce, that is, that the defendant has been guilty of such cruel and inhuman treatment towards him as renders further cohabitation unsafe and improper.

It is therefore ORDERED, ADJUDGED and DECREED that the plaintiff, Paul Elmore Burton, Jr., is awarded an absolute divorce from the defendant, Eddie Jane Burton, and the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved. Plaintiff is restored to all the rights and privileges of an unmarried person. The cross-petition of the defendant is dismissed.

It further appearing to the Court that the parties had entered into a property settlement agreement, and that the same was recited to the Court by counsel and ratified by the Court, it is further ORDERED, ADJUDGED and DECREED as follows:

The defendant, Eddie Jane Burton, will deed to the plaintiff, Paul Elmore Burton, Jr., all of her right, title and interest in and to the home of the parties located at 4108 Dalemere Court in Nashville, Tennessee. In consideration for defendant's equity in the property, plaintiff will assume the responsibility for the payment of all of the outstanding joint debts of the parties, and

will hold defendant harmless from any further responsibility therefor. Said debts shall include the following: first mortgage on home, $25,625.00; second mortgage on home, $11,684.00; Nashville Teacher's Credit Union, $2,200.00; Educator's Credit Union, $2,100.00; Commerce Union Bank, $1,910.00; Sun America Finance, $1,404.00; Dial Finance, $808.00; Master Charge, $575.00; Visa, $267.00; Cain-Sloan, $220.00; Castner Knott, $252.00; Harvey's, $104.00; Woolco, $320.00; General Electric (Ray Batts), $164.00; Western Auto, $121.00; New Process Co., $105.00; Texaco, $122.00; and Miller Hospital, $223.00. Upon defendant's execution of a deed, deeding her interest in the homeplace to the plaintiff, the plaintiff will own the homeplace in fee simple title, free and clear from any further claim by defendant. However, a lien is expressly imposed against the plaintiff's interest in the homeplace at 4108 Dalemere Court, in favor of each and all of the aforementioned creditors to assure that the debts of the parties as hereinabove set forth will be secured by plaintiff's interest in said homeplace. Should plaintiff desire to sell said aforementioned homeplace, then and in that event, the balance owed to each of the creditors set forth above will be paid from the proceeds of said sale. Said aforementioned homeplace is more particularly described as follows:

> Being Lot No. 133 lying on the northwest extremity of Dalemere Court, Dalemere Subdivision, Section 6, as of record in Plat Book 3700, page 22, Register's Office for said County.
>
> BEGINNING at an iron pin at the end of the westerly margin of Dalemere Court at the common corner of Lots Nos. 133 and 134; thence north 82° 2' West 289.55 feet to an iron pin and continuing through said iron pin in the same direction another 40 feet to the property line of Dr. T. W. Dailey and wife; thence north 53° 47' 30" east 281.83 feet to a concrete monument; thence south 87° east 75 feet to an iron pin; thence South 6° 51' East 168.80 feet to an iron pin in the northerly margin of Dalemere Court; thence with the northwest extremity of Dalemere Court 50 feet to the point of beginning.
>
> Being the same property conveyed to Paul E. Burton, Jr. and wife, Eddie Jane Burton, by deed from Stanislaus C. Wasilewsky and wife, Sylvia R. Wasilewsky, by deed of record in Book 4610, page 628, Register's Office, Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that the plaintiff will retain all of the household furnishings, goods and effects located at said aforementioned homeplace, free and clear from any further claim by the defendant, but with the exception of those items that are set forth in a list designated as Exhibit 1 to this decree. The items set forth in Exhibit 1 to this decree shall become the sole and exclusive property of the defendant, free and clear from any further claim by plaintiff. Plaintiff has represented to the Court that the items set forth in defendant's list are, in fact, located at said aforementioned homeplace and have not been destroyed or disposed of.

All of plaintiff's right, title and interest in and to a station wagon automobile that is now vested in plaintiff shall be divested out of plaintiff and awarded to defendant, free and clear from any further claim thereon by plaintiff. It is understood that said aforementioned station wagon automobile is an old vehicle that has a defective water pump and a flat tire. All other vehicles in the possession of the plaintiff shall become the sole and absolute property of the plaintiff, free and clear from any further claim of defendant, and plaintiff shall hold defendant harmless from any mortgage indebtedness that might exist against said vehicles. Both parties will sign all documents necessary to transfer title to the respective vehicles into the name of the party to which the vehicle is awarded.

In view of the past record of hostility between the parties to this litigation and the children involved, it is further ORDERED ADJUDGED and DECREED as follows:

Both plaintiff and defendant are permanently enjoined from in any way or in any manner threatening or harassing one another, or from coming about one another for the purpose of harming, bothering, molesting or harassing one another. In addition thereto, the two children of these parties, to wit, Jennifer Burton and Paul E. Burton, III, are also included as parties to this

litigation for injunctive purposes, and said aforementioned children are specifically enjoined from in any way or in any manner threatening or harassing the defendant, or from coming about the defendant at any place that she might be for the purpose of harming, bothering, threatening, molesting or harassing her.

In order to assure that the defendant may peacefully pick up the items of personal property that she is to have, it is further ORDERED, ADJUDGED and DECREED that defendant, through her counsel, will communicate with plaintiff through his counsel, and will advise plaintiff as to when defendant intends to come to the homeplace for the purpose of securing her personal property. The Court will order that two officers from the Sheriff's Department accompany defendant to the home in order to insure peace and tranquility at such time as defendant collects her items of personal property. Said officers will be permitted to accompany the defendant within and without the premises, or to any other place that is necessary for defendant to go to secure her property.

Each party will be responsible for the payment of their respective counsel fees, and plaintiff will pay the costs of these causes, all for which execution may issue, if necessary.

Entered this 14th day of December, 1982.

Muriel Robinson

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY:

L. R. DeMarco

L. R. DeMarco, Attorney for Plaintiff

Jack Norman

Jack Norman, Jr., Attorney for Defendant

EXHIBIT 1

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

PAUL ELMORE BURTON]
]
]
VS.] NO. 82D-2057
]
]
EDDIE JANE (FULLER) BURTON]

PERSONAL PROPERTY REQUESTED BY WIFE

1. Wood picture over kitchen sink
2. Gord in kitchen
3. ~~Two (2) seahorses in hall~~ JN JR
4. Crock Pot (Mother)
5. One (1) set queen size sheets (Mother)
6. One-half of linens
7. Brass flower arrangement
8. Mother's wedding picture
9. Living room suite (Mother)
10. Two (2) lamps with ash tray - living room
11. Dining room suite (Mother)
12. Green velvet chair
13. Gold pictures in living room
14. Gold mirror and candle holders in living room
15. Shelf in living room
16. Gold mirror in basement
17. White plate in living room
18. White and gold flower arrangement
19. ~~Remote control spanish style television~~ JN JR
20. Two (2) paintings
21. Tea set and one (1) bowl
22. Big spoon and fork on kitchen wall
23. Mushroom pictures
24. Bar stool
25. Canister set
26. Buggy in basement (Germany)
27. Black rooster
28. Antique doll
29. Cedar chest (Mother)
30. Bedroom suite (Mother) JN JR
31. Record albums - ELVIS, T. JONES & JONES, MICKEY GILLEY, WILLIE NELSON
32. Chaise longue
33. Pictures of her family
34. Jewelry box
35. Clothes and personal belongings - INCLUDES FOX COAT JN JR
36. Candles from Germany
37. Butterfly pictures in bathroom
38. Music boxes
39. Crystal ring holder
40. End tables (Grandmother)
41. ~~Brass bed~~ JN JR
42. ~~Bible (Gift from Jennifer)~~ JN JR
43. Marble floor lamp in basement
44. Gold drapes in hall closet
45. Three (3) lady figurines
46. Three (3) figurines and bell in living room
47. Brass and wood candle holder
48. Green lamp
49. RCA PORTABLE COLOR T.V. JN JR
50. SILVER IN LIVING ROOM
51. OLD STATUE (CHINA)
52. THE MUSICIANS BAR BELLS

Jack Norman, Jr.
Attorney for Defendant

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Mail
Paul E. Burton Jr.
418 Dalemere Ct.
37207

09161

IDENTIFICATION REFERENCE

MAR 30 11 25 AM '87

FELIX E. WILSON II REGISTER
DAVIDSON COUNTY, TN

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* 14th *day of* December, *19* 82, *in Case Number* 82D-3057 . *between* Paul Elmore Burton, Jr. *Plaintiff, and* Eddie Jane (Fuller) Burton *Defendant, as same remains of record in Book* 128A, *Page* 365 *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* 30th *day of* March *in the year one thousand nine hundred and* eighty-seven *and in the* 211th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By A Lovelace *D.C.*

Form #GR-117