158A/44

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BOOK 7216 PAGE 777

MARGARET FAYE TOWNS,
330 East Marthona Road
Madison, TN 37115,

Plaintiff,

vs.

WILLIAM MARSHALL TOWNS,
2018 Jones Circle
Nashville, TN 37207,

Defendant.

No. 85D-2706

APR 28 11 37 AM '87
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

IDENTIFICATION REFERENCE 19534

FINAL DECREE

This cause came on to be heard the 8th day of December, 1986, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for absolute divorce filed by Margaret F. Towns and the Answer and Counter-Complaint filed by William M. Towns. Upon the testimony of the parties, witnesses, exhibits filed, argument of counsel and the entire record in this cause, the Court finds the following:

1. That Margaret F. Towns shall be awarded an absolute divorce from William M. Towns on the grounds of cruel and inhuman treatment and the parties are hereby restored to all the rights and privileges of unmarried persons. The Counter-Complaint filed by William M. Towns is dismissed.

2. Margaret F. Towns is awarded sole care and custody of the minor child of the parties, Daryl Lee Towns, with William M. Towns having visitation with said child from 1:00 p.m. to 6:00 p.m. each Sunday, major holidays on alternating years and two consecutive weeks during the summer months. William M. Towns shall pay directly to Margaret F. Towns the sum of $60.00 per week for the support and maintenance of said minor child beginning December 19, 1986 and continuing thereafter until further Orders of this Court. Unless specifically Ordered by this Court the amount of child support set herein shall not be reduced or prorated by either party. William M. Towns shall continue to provide the major medical insurance policy offered through his Union for the benefit of the minor child.

3. William M. Towns is hereby permanently enjoined

from calling Margaret F. Towns any foul or profane names.

4. William M. Towns is hereby awarded as his sole and separate property his tools, CB radio and 1972 Plymouth automobile. Margaret F. Towns is hereby awarded as her sole and separate property the furniture and furnishings located at 330 Marthona Road and the 1976 Skylark automobile. Margaret F. Towns shall deliver or execute to William M. Towns or his assignee whatever documents are necessary to transfer title to the boat, motor and trailer of the parties.

5. Margaret F. Towns is hereby awarded as her sole and separate property the real estate consisting of a house and lot located at 330 East Marthona Road in Madison, Davidson County, Tennessee, and William M. Towns is hereby divested of any right, title or interest he may have in said real property. Said real property is more particularly described as follows:

Map 72-15
Par. 56

BEING Lots Nos. 144, 145, 146 and 147 of Block "B" on the Map of Marthonna, not of record, and described according to a copy of a survey thereof made by J. A. Mefford, Surveyor, in December, 1937, as follows:

BEGINNING at a point in the westerly margin of Ezell Road East at the common corner of Lots Nos. 143 and 144, being 450 feet north of Ezell Road South; thence westerly with the line between said lots, 422.5 feet to a point; thence northerly 100 feet to the line between Lots 147 and 148; thence with the line between said lots, easterly 422.5 feet to the westerly margin of Ezell Road East; thence with the margin of the same S. 2° 58' W., 100 feet to the point of beginning.

BEING the same property conveyed to William M. Towns and Wife, Margaret F. Towns, by deed from Charles E. Holland and wife, Freda M. Holland, by deed of record in Book 4522, page 769, said Register's Office.

William M. Towns shall have and retain a lien on the above described real property in the amount of $11,880.00 which sum represents his remaining share of the equity in said real property after deduction of an alimony in solido award to the wife in the amount of $10,500.00 and deduction of $1,120.00 for pedente lite child support arrearage. Enforcement of the Husband's lien is hereby stayed until such time as the custody of the minor child is changed, he graduates from high school, he turns 18 or the wife remarries or takes up residence elsewhere, whichever occurs first. Further, the husband's lien shall be reduced by a sum equal to any child support arrearage developing after the entry of this Final Decree.

6. William M. Towns shall pay to H. Tom Kittrell, Jr., the sum of $250.00 which represents the balance due to him for legal services rendered to Margaret F. Towns. William M. Towns shall pay to Margaret F. Towns the sum of $250.00 which represents reimbursement for fees paid previously to her attorney in this cause.

IT IS THEREFORE SO ORDERED, ADJUDGED AND DECREED.

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY: 12-17-86

H. TOM KITTRELL, JR.
Attorney for Plaintiff
1916 Parkway Towers
Nashville, TN 37219

PHILLIP ROBINSON
Attorney for Defendant
213 Third Avenue North
Nashville, TN 37201

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* 17th *day of* December, *19* 86, *in Case Number* 85D-2706 *between* Margaret Faye Towns *Plaintiff, and* William Marshall Towns *Defendant, as same remains of record in Book* 158A, *Page* 194 *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* 28th *day of* April *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