1378/1378

FILED
1984 JUN 22 PM 2:11
FELIX Z. ROBERTS, CLERK
D.C.

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE.

BETTY RUTH TINCH)
PLAINTIFF,)
VS.) NO. 82D-556
DAVID H. TINCH,)
DEFENDANT.)

BOOK 7271 PAGE 935

FINAL DECREE

This cause came to be heard on the 7th day of June, 1984, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon the complaint for Absolute Divorce filed by the Complainant, Betty Ruth Tinch; waiver of personal service of process by the Defendant, David H. Tinch; testimony of the complainant in open Court; submission of a signed, notarized Property Settlement Agreement to the Court for approval; statement of counsel in open Court; and the entire record in this cause.

From all of which the Court finds that the parties have suffered irreconcilable differences pursuant to Section 36-801 Tennessee Code Annotated, et seq., as submitted in 1977, and the complainant, Betty Ruth Tinch, should be awarded an Absolute Divorce from the defendant, David H. Tinch.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby forever perpetually disolved, and the complainant, Betty Ruth Tinch is granted an Absolute Divorce from the defendant, David H. Tinch, and restored to all the rights and privileges of an unmarried person.

37623

IDENTIFICATION REFERENCE

JUN 10 9 51 AM '87

FELIX Z. ROBERTS, CLERK
DAVIDSON COUNTY, TN

AND TIVW

It is further ORDERED, ADJUDGED AND DECREED by the Court and the Court affirmatively finds that the parties have made adequate and sufficient provision by written agreement for the custody and maintenance of the children of their marriage and for the equitable settlement of all property rights between the parties and that the agreement is sufficient and equitable, and that the Property Settlement Agreement heretofore entered into between the parties and tendered to the Court for approval, is hereby approved in all respects and made a part of this Final Decree, by inclusion, as follows:

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED
1984 JUN 18 AM 9:23
GEORGE L. ROOKER, CLERK
D.C.

BETTY RUTH TINCH)

VS.) NO. 82D-556

DAVID H. TINCH)

PROPERTY SETTLEMENT AGREEMENT

THIS AGREEMENT entered into by and between BETTY RUTH TINCH, hereinafter referred to as "wife", and DAVID H. TINCH, hereinafter referred to as "husband",

WHEREAS, certain irreconcilable differences have arisen between the parties, thus rendering it impossible for them to longer live together as husband and wife; and

WHEREAS, A Petition for Absolute Divorce has been filed by the wife against the husband in the Circuit Court for Davidson County, Tennessee, being Docket No.82D-556; and

WHEREAS, these parties are presently living separate and apart and desire to enter into a property settlement agreement and tender same to the Court for approval in the event a decree of divorce is granted in this cause; and

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties do agree as follows:

1. Wife shall proceed to trial and attempt to obtain a divorce on the grounds of irreconcilable differences and husband waives the issuance and service of process.

2. Wife shall have the exclusive care, custody and control of the parties minor children and the husband shall have the right to see and visit with said minor children every other weekend from Friday at 6:00pm through the following Sunday at 6:00pm. Husband shall be allowed visitation with the minor children for two weeks during the summer months and the parties shall alternate custody of the minor children on all holidays, with the husband having custody beginning on July 4, 1984 and

alternating h(days thereafter.

3. Husband agrees to pay to the wife the sum of Fifty Dollars ($50.00) per week for the support and maintainence of the parties minor child, commencing on June 15, 1984.

4. The home of the parties located at 2911 Highland Drive, Nashville, Davidson County, Tennessee shall be vested in the wife and wife shall have the sole responsibility for payment of the mortgage indebtedness now owing on said real property. Husband shall take the necessary steps to transfer title to wife.

5. Husband shall be awarded the 1970 Ford Stationwagon and wife will take the necessary steps to transfer title to husband.

Husband shall hold wife harmless from any indebtedness on said vehicle.

6. Each party shall keep in his or her own possession all personal property which they now have in their possession. Each party states that said property has already been divided to their satisfaction.

7. Each party shall be responsible for their own attorney's fees in this cause.

8. Each party shall divide equally the final costs in this cause.

WITNESS WHEREOF, the parties have read this instrument and are familiar with the contents hereof, and have executed same on the 7th day of June, 1984, as to wife, and the 6th day of June, 1984, as to husband.

Betty Ruth Tinch
BETTY RUTH TINCH

David H. Tinch
DAVID H. TINCH

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public, in and for said County and State, the within named BETTY RUTH TINCH, with whom I am personally acquainted and who acknowledged that she executed the foregoing instrument for the purposes therein contained.

Witness my hand and official seal at Nashville, Tennessee, this 7th day of June, 1984.

Brenda Estes
NOTARY PUBLIC

MY COMMISSION EXPIRES:

4-20-86

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public, in and for said County and State, the within named DAVID H. TINCH, with whom I am personally acquainted and who acknowledged that he executed the foregoing instrument for the purposes therein contained.

Witness my hand and official at Nashville, Tennessee, this 6th day of May, 1984.

Maxine Stubblefield
NOTARY PUBLIC

MY COMMISSION EXPIRES:

4/19/87

It is further ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest the husband, David H. Tinch, has in and to certain property located at 2911 Highland Drive, Nashville, Davidson County, Tennessee, "B", and the same is hereby, divested out of him and vested in Betty Ruth Tinch, solely. Said real property being more particularly described as follows:

LAND in Davidson County, being Lots Nos. 13 and 14 of Block "B" on the Map of Highland Park, as of record in Book 974, page 33, Register's Office for Davidson County, Tennessee.

SAID Lots Nos. 13 and 14 adjoin and front together 50 feet on the easterly side of Highland Drive, and run back between parallel lines 150 feet to a dead line.

BEING the same property conveyed to Kim F. Jew (now deceased) and wife, Alice W. Jew, as of record in Book 5599, page 119, Register's Office for Davidson County, Tennessee.

The costs of this cause are taxed equally against the Defendant and Complainant, for all of which execution may issue, if necessary.

ENTER this the 22nd day of June, 1984.

JUDGE

APPROVED FOR ENTRY:

JOHN E. RODGERS, JR.
ATTORNEY FOR COMPLAINANT
BUTLER, LACKEY, HOLT & SNEDEKER
12TH FLOOR, FIRST AMERICAN CENTER
NASHVILLE, TN. 37238
615/244-5772

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Final Decree has been sent to Robert Rutherford, Attorny for Defendant, 306 Nashville City Bank and Trust Bldg., 315 Union St., Nashville TN 37201 on this the 21st day of June, 1984.

JOHN E. RODGERS, JR.

BOOK 7271 PAGE 931

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* 22nd *day of* June, *19* 84, *in Case Number* 82D-556 *between* Betty Ruth Tinch *Plaintiff, and* David H. Tinch *Defendant, as same remains of record in Book* 137B, *Page* 1378 *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* June *in the year one thousand nine hundred and* eighty-seven *and in the* two-hundred eleventh *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By L. Hartman, *D.C.*