Aug. 25, 1975
98A/B34

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

Map 102-7
Par 68 AE

MURLEEN HAM
Plaintiff

VS.

STANLEY WAYNE HAM
Defendant

NO. 76979

BOOK 7373 PAGE 484

FINAL DIVORCE DECREE

This cause came on to be heard on the 11th day of August, 1975 before the Honorable Benson Trimble, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Original Complaint for Absolute Divorce filed by the Plaintiff; default judgment taken; the testimony of the Plaintiff and her witnesses in open court; the Property Settlement Agreement entered into by and between the parties and tendered to and approved by the Court; statement of counsel; and, upon the entire record in this cause from all of which the Court is of the opinion and finds that the Defendant, Stanley Wayne Ham, has been guilty of such cruel and inhuman treatment or conduct towards the Plaintiff as renders cohabitation unsafe and improper. It is, therefore,

ORDERED, ADJUDGED AND DECREED, that the bonds of matrimony heretofore subsisting between the parties be, and the same hereby are, absolutely and perpetually dissolved, and that Murleen Ham be, and she hereby is, awarded an Absolute Divorce from the Defendant and restored to all the rights and privileges of an unmarried person. It is, further,

ORDERED, ADJUDGED AND DECREED that the Plaintiff have the absolute care, custody and control of the minor children of the parties, Jerry Wayne Ham, Stanley Eugene Ham and Jeffrey Dean Ham, with reasonable rights of visitation reserved for the Defendant. It is, further,

ORDERED, ADJUDGED AND DECREED that the Property Settlement Agreement entered into by and between the parties and tendered to and approved by the Court be, and the same hereby is, ratified, approved and in words and figures the same is made the ORDER of this Honorable Court. Said Property Settlement Agreement is as follows:

PROPERTY SETTLEMENT AGREEMENT

WHEREAS, there is presently pending in the Fourth Circuit Court for Davidson County, Tennessee, a Petition for Absolute Divorce filed by MURLEEN HAM, hereinafter referred to as the WIFE, against STANLEY WAYNE HAM, hereinafter referred to as the HUSBAND, under Rule No. 76979; and

WHEREAS, these parties have suffered certain irreconcilible difficulties in their marriage and are not living as man and wife and desire to enter into a Property Settlement Agreement and tender same to the Court for approval in the event a divorce is granted in this cause; and

WHEREAS, both parties are aware of their possessions and obligations one to the other; and

WHEREAS, both parties have been advised by counsel as to their legal rights insofar as to any contemplated Court action.

NOW THEREFORE, for and in consideration of ONE ($1.00) DOLLAR, cash in hand paid and other good and valuable consideration to the parties agree as follows:

1. Wife custody of the children, namely Jerry Wayne Ham, Stanley Eugene Ham, and Jeffrey Dean Ham, with reasonable reasonable rights of visitation reserved for the Husband.

2. That each and every week commencing on the Saturday following the granting of a divorce in this cause the Husband shall pay directly to the wife the sum of ONE HUNDRED FOURTY ($140.00) DOLLARS, said payments at the rate of ONE HUNDRED FOURTY ($140.00) DOLLARS per week to continue each and every week for a period of ten years for a total of five hundred twenty weekly payments and, with the final said weekly payment of ONE HUNDRED FOURTY ($140.00) DOLLARS all liability of the Husband for payment of support to the Wife and the children of the parties shall terminate. Said weekly payments of ONE HUNDRED FOURTY ($140.00) DOLLARS shall be apportioned between the Wife as alimony and the minor children as support in the following manner, to wit: Initially, THIRTY FIVE ($35.00) DOLLARS of each weekly payment shall be alimony for the Wife and the balance of ONE HUNDRED FIVE ($105.00) DOLLARS shall be construed as child support for the three minor children of the parties; subsequently as each of the three minor children of the parties

attains age of eighteen; dies or becomes emancipated, the entire weekly payment of ONE HUNDRED FOURTH ($140.00) DOLLARS shall be construed alimony for the Wife.

3. That the Wife shall have as her sole and separate property, free from all claims of the Husband, her 1974 Pontiac motor vehicle; the household furnishings and appliances of the parties; the realty of the parties including their home and one acre, more or less, of land behind their home; and ownership of the husband's V A and Prudential Life insurance policies. It is mutually understood and agreed by and between the parties that the wife shall assume and pay any and all indebtedness on said realty and personalty, to include the premiums which may become due on the said life insurance policies.

4. Each party shall retain as his or her sole and separate, free from claims of the other, all his or her personal effects, wearing apparel and ornaments of the person and the Husband shall retain as his sole and separate property all other property of every description and nature not herein specifically awarded to the Wife.

5. The parties agree to sign any and all instruments, documents, titles, covenants, or deeds necessary to carry out the full purpose and intent of this agreement.

The parties acknowledge that they have read this instrument in its entirety, that each of them have retained a copy thereof, that the agreement is fair and equitable and that they have signed same voluntarily and without duress or coercion.

Stanley Wayne Ham
STANLEY WAYNE HAM

WITNESS

Murleen Ham
MURLEEN HAM

WITNESS

It is, further, ORDERED, ADJUDGED AND DECREED by the Court that the title to the realty owned by the parties in Davidson County, Tennessee, be set aside to the Plaintiff as her sole and separate property, free from all claims of the Defendant, but subject to any indebtedness thereon, and the title be, and the same hereby is, divested out of the Defendant and vested in the Plaintiff, Murleen Ham, said property being more particularly described as follows:

TRACK ONE:
Land in Davidson County, Tennessee being Lot No. 6 on the Plan Section 26, Charlotte Park, as of record in Book 3700, page 91, Register's Office for said County.

Said Lot No. 6 fronts 70 feet on the northerly side of Upton Lane, and extends back between parallel lines, 150 feet to a dead line.

Being the same property conveyed to Stanley Wayne Ham and wife Tennie Murleen Ham by deed from Todd & Sheets as of record in Book _____, page_____, Register's Office for said County.

Track Two:
Land in Davidson County, Tennessee, being part of Reserved Parcel "A" on the plan of Charlotte Park, Section 26, of record in Book 3700, page 91, Register's Office for said County, described according to a survey thereof made by Kohl-Coode and Associates dated August 11, 1973, as follows:

BEGINNING at a point, said point being located at the rear common corner of Lots Nos. 6 and 7 on the plan of said Section 26; thence with the northeasterly extension of the line between said Lots Nos. 6 and 7, north 48° 10' 12" east, passing a witness line at 281.92 feet, a total distance of 301.92 feet,more or less, to the center line of said creek and the northeasterly extension of the line between Lots Nos. 5 and 6 on the plan of said Section 26; thence with the northeasterly extension of the line between said Lots Nos. 5 and 6 south 48° 10' 12" west, passing a witness line at 7 feet, more or less, and continuing for a distance of 262.18 feet, making a total of 269.18 feet, more or less, to the rear common corner of said Lots Nos. 5 and 6; thence with the northeasterly line of said Lot No. 6, north 41° 49' 48" west 70.00 feet to the point of beginning, containing 20,016 square feet, more or less.

Being the same property conveyed to Stanley Wayne Ham and wife Tennie Murleen Ham by deed from Reynold Bubis, Trustee, as of record in Book 4781, page 754, said Register's Office.

It is, further, ORDERED, ADJUDGED AND DECREED that the Defendant, Stanley Wayne Ham, pay to William E. HIggins, Plaintiff's attorney of record, the sum of $ 350.00 as and for a reasonable fee for his services to the Plaintiff in this cause, as alimony, and the Defendant shall also pay the costs of this cause, for which execution may issue if necessary.

ENTERED this 27th day of August, 1975.

JUDGE

APPROVED FOR ENTRY:

William E. Higgins
SOLICITOR FOR PLAINTIFF

Stanley Wayne Ham

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IDENTIFICATION REFERENCE

OCT 7 10 59 AM '87

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* twenty-fifth *day of* August, *19* 75, *in Case Number* 76979 *between* Murleen Ham *Plaintiff, and* Stanley Wayne Ham *Defendant, as same remains of record in Book* 98A, *Page* 234 *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* seventh *day of* October *in the year one thousand nine hundred and* eighty-seven *and in the* 212th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By A. Rooker *D.C.*

Form #GR-117