IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

R Spurlock

GERTIE BEE KING WALLACE	)	
	)	
VS.	)	NO. 87D-384
	)	
	)	
CHARLES EDWARD WALLACE, SR.	)	

MAP- 70-1
Par - 42 ML

FINAL DECREE OF DIVORCE

THIS CAUSE came on to be heard on the 14th day of September, 1987, before the Honorable James R. Everett, Jr., Judge of the Probate Court for Davidson County, Tennessee, upon the original petition for absolute divorce filed by plaintiff/wife, Gertie Bee King Wallace, personal service of process had upon the defendant/husband, Charles Edward Wallace, Sr., and answer and counter-complaint filed by the said Charles Edward Wallace, Sr., answer filed to said counter-complaint by the plaintiff/wife, Gertie Bee King Wallace, with the answer and counter-complaint filed herein by Charles Edward Wallace, Sr. being withdrawn by the said Charles Edward Wallace, Sr.; and with the cause proceeding to trial as an uncontested matter upon submission to the Court of the Marital Dissolution Agreement entered into by and between the parties, testimony of plaintiff in open Court, statement of counsel and the entire record in the cause. From all of which it appeared to the Court that the parties to this cause have experienced marital difficulties in their marriage which are irreconcilable, thus rendering it impossible for them to longer live together as husband and wife, and that an absolute divorce should be granted to the plaintiff.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties be, and the same hereby are, forever and perpetually dissolved, and the plaintiff is granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It appearing to the Court that the Marital Dissolution Agreement entered into by and between the parties adequately

provides for the equitable division of the property of the parties and is a fair, just and equitable settlement. It is, therefore, ORDERED that the Marital Dissolution Agreement be, and the same hereby is, made a part of this Final Decree of Divorce, and is in words and figures as follows:

MARITAL DISSOLUTION AGREEMENT

THIS AGREEMENT entered into on this the 14th day of September, 1987, by and between "Wife," GERTIE BEE KING WALLACE, and "Husband," CHARLES EDWARD WALLACE, SR., as hereinafter provided:

1. DIVORCE - Wife shall proceed to trial to obtain an absolute divorce upon the grounds of irreconcilable differences.

2. CHILDREN - These parties have no minor children.

3. REAL PROPERTY - The parties own as tenants by the entirety a house and lot located at 3311 West Hamilton Road in Nashville, Davidson County, Tennessee. All right, title and interest which Wife has into said property shall be divested from her and vested in Husband in fee simple. Husband agrees to assume the outstanding mortgages, and further agrees to hold wife harmless thereon.

In lieu of Wife's equitable interest in said property, Husband agrees to give Wife a judgement lien against said property in the sum of Seven Thousand ($7,000.00) Dollars. Said judgement shall be paid in full within 120 days of signing this agreement or the property will be placed upon the real estate market for final sale and the Wife shall receive her net proceeds in the sum of Seven Thousand ($7,000.00) Dollars or 1/2 equity, whichever is greater, after payment of real estate commission and closing costs.

4. FURNITURE - The parties have previously divided the household furniture and furnishings.

5. ALIMONY - Both parties agree to waive alimony, both past, present and future.

6. SAVINGS - Husband presently has the sum of Nine Hundred ($900.00) Dollars in a Christmas savings account at Bridgestone. Husband agrees to pay Wife the sum of Five Hundred ($500.00)

Dollars within 30 days of signing this agreement.

7. AUTOMOBILES - Husband shall be awarded all right, title and interest in the 1976 Cougar free from any claim by Wife. Wife shall be awarded 1977 Pontiac free from any claim by Husband.

8. DEBTS - Husband agrees to pay the outstanding joint indebtedness owing to Mayfair and further agrees to hold Wife harmless.

9. Husband pays court costs and appraisal costs.

SIGNED this the 14 day of September by "Wife," and the 14 day of September by "Husband."

/s/ Gertie B. Wallace

Wife

/s/ Charles E. Wallace, Sr.

Husband

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED by the Court that the plaintiff be, and she hereby is, divested of all of her right, title and interest in and to the real property owned by the parties, located at 3311 West Hamilton Road in Nashville, Davidson County, Tennessee, and that same be vested solely in the defendant. Said real property is more particularly described as follows:

> BEING Lot No. 299 on the Plan of Section V. Trappard Heights, as of record in Book 2663, page 100, Register's Office for said County.
>
> SAID Lot No. 299 fronts 80 feet out the southerly side of West Hamilton Avenue and runs back 690 feet, more or less, on the easterly line and 666.7 feet, more or less, on the westerly line, to the center line of Whites Creek on which it measures 81 feet, more or less.
>
> BEING the same property conveyed to Charles E. Wallace and wife, Gertie Wallace, by deed from Ance J. Kinnard and wife, Mildred Kinnard, of record in Book 4392, page 208, Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED by the Court that plaintiff, Gertie Bee King Wallace, be, and she hereby is, awarded a judgment lien against said real property in the sum of Seven Thousand ($7,000.00) Dollars, and that, in the event said sum is not paid to the plaintiff by the defendant on or before One Hundred Twenty (120) days from and after September 14, 1987,

then and in that event said real property shall be placed upon the real estate market for final sale and plaintiff shall receive the sum of Seven Thousand ($7,000.00) Dollars, or one-half (1/2) equity, whichever is greater, from the proceeds of said sale, after payment of real estate commission and closing costs.

ALL OF WHICH IS ACCORDINGLY SO ORDERED, ADJUDGED, AND DECREED by the Court, and the costs of this cause are assessed against the defendant, for which let execution issue if necessary.

ENTERED this 21 day of September, 1987.

JUDGE

APPROVED FOR ENTRY:

GAY LISA LEVINE
Attorney for Plaintiff
1119 Stahlman Building
Nashville, TN 37201

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Final Decree of Divorce has been mailed to Mr. Robert L. Jackson, Attorney for Defendant, to his office, 216 Third Avenue North, Nashville, Tennessee 37201, on this the 14 day of September, 1987.

GAY LISA LEVINE

BOOK 7405 PAGE 477

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IDENTIFICATION REFERENCE

Nov 17 2 45 PM '87

FELIX Z. WILLIAMS 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* Probate *Circuit Court for Davidson County, Tennessee, on the* 22nd *day of* September, 19 87, *in Case Number* 87D-384 *between* Gertie Bee King Wallace *Plaintiff, and* Charles Edward Wallace, Sr. *Defendant, as same remains of record in Book* 38B, *Page* 1575 *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* 17th *day of* November *in the year one thousand nine hundred and* eighty-seven *and in the* 212th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By A. Fuggy *D.C.*

Form #GR-117