3-9-70
64C/898

E. Box 58

MAP 062-11
Par 47

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

JAMES DONALD BENDELE

VS

MARCELLA JO ROACH BENDELE

NO. 57174

BOOK 7557 PAGE 966

FINAL DECREE

This cause came on to be heard on this, the 3rd day of March 1970, before the Honorable Benson Trimble, Judge, upon the petition for annulment or divorce heretofore filed by complainant, James Donald Bendele, answer and cross-bill by the defendant and cross-complainant, answer to the cross-bill, statement of counsel and from the entire record, and particularly the statement of counsel that the matter would be non-contested and that cross-complainant nor her attorney were present in Court, testimony of complainant and his witnesses, from all of which the Court finds and is of the opinion that the defendant has been guilty of such cruel and inhuman treatment or conduct towards him as renders cohabitation unsafe and improper, and complainant is entitled to an absolute divorce from the defendant. It is, therefore,

ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore existing and subsisting between the complainant, James Donald Bendele, and the defendant, Marcella Jo Roach Bendele, be, and the same are, hereby forever and perpetually dissolved, and the complainant is hereby granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

It is FURTHER ORDERED that all right, title and interest in and to the following described real property be, and the same is, hereby divested out of defendant and cross-complainant and vested in complainant as his sole and absolute property:

> Land in Davidson County, Tennessee, being Lot No. 193 on the Plan of Sutherland Heights, Section V, as of record in Book 2900, page 1, Register's Office for said County.
>
> SAID Lot No. 193 fronts 89.6 feet on the westerly side of the terminus of Gaywinds Court and extends back 223.4 feet on the southerly line and 261.88 feet on the northerly line, which is a broken line to a dead line in the rear which is a broken line, measuring a total of 220.2 feet thereon.

BEING the same property conveyed to James Donald Bendele and wife, Marcella Jo Bendele, by deed from Grady N. Bennett and wife, Josephine W. Bennett, of record in Book 4363, page 232, Register's Off ice for Davidson County, Tennessee.

It is FURTHER ORDERED that the property settlement agreement heretofore entered into by and between the parties is hereby approved by the Court and made a part hereof by reference as fully as if copied ver batim hereto.

Costs are adjudged against the defendant and cross-complainant for which execution may issue if necessary.

This _____day of _____1970.

JUDGE

H Philip Sadler
Solicitor for Complainant

_____
Solicitor for Defendant

I hereby certify a copy of the foregoing has been mailed to Mr. Eddie Gross, attorney for defendant and cross-complainant, this 6 day of March 1970.

H Philip Sadler

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IDENTIFICATION REFERENCE

FELIX Z WILSON II REGISTER
DAVIDSON COUNTY, TN
MAY 31 3 38 PM '88

2687 05/31 0101 03CHECK 9.00

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* 9th *day of* March, *19*70, *in Case Number* 57174 *between* James Donald Bendele *Plaintiff, and* Marcella Jo Roach Bendele *Defendant, as same remains of record in Book* 64C, *Page* 898 *of the Minutes of said Court.*

CIRCUIT COURT OF DAVIDSON

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 27th *day of* May *in the year one thousand nine hundred and* 88 *and in the* 212th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By L Dyer *D.C.*

Form #GR-117