Par. 77

BOOK 7850 PAGE 588

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GEORGE L. ROGERS, CLERK
D.C.

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

ANITA BUTLER BREWER	)	
	)	
VS.	)	NO. 88D-3288
	)	
JOHN WAYNE BREWER	)	

FINAL DECREE

This cause came on to be heard this 20th day of December, 1988, before the Honorable James R. Everett, Jr., Judge, upon petition for absolute divorce filed by the wife, order of default judgment having been entered as to the husband, testimony of the wife and her witnesses all heard in open Court. Based upon this and the entire record in this cause, the Court finds that the facts of the original complaint are true in that the husband has been guilty of such cruel and inhuman treatment or conduct towards the wife as renders further cohabitation unsafe and improper. The Court further finds that a divorce should be granted, and the relief sought should be approved.

It is, therefore, ORDERED, ADJUDGED, and DECREED that the wife, Anita Butler Brewer, be and is hereby awarded an absolute divorce from the husband, John Wayne Brewer, on the grounds of cruel and inhuman treatment, and both parties are hereby restored to all the rights and privileges of unmarried persons.

It is further ORDERED, ADJUDGED, and DECREED that pursuant to Tennessee Code Annotated § 36-4-121(c), the homeplace of the parties is hereby determined to be marital property and is divided equally between the parties. It is further ORDERED that pursuant to Tennessee Code Annotated § 36-5-101, the husband's one-half (1/2) interest in the homeplace located at 3230 Doverside Drive in Nashville, Davidson County, TN 37207, shall be divested out of the

husband, John Wayne Brewer, and shall be vested in the wife in fee simple absolute. The wife shall be responsible for all indebtedness owed thereon. Said property is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 676 on the Plan of Parkwood Estates, Section IV, as of record in Book 3306, pages 79 and 80, Register's Office for said County.
>
> Said Lot. No. 676 fronts 75.0 feet on the southerly side of Doverside Drive and extends back between parallel lines 150.0 feet to the northerly margin of Briley Parkway, measuring 75.0 feet thereon.
>
> Being the same property conveyed to John Wayne Brewer and wife Anita D. Brewer, by quitclaim deed from Albert Wayne Butler and Anita D. Butler of record in book 7352, page 937, Register's Office for Davidson County, Tennessee.
>
> Anita D. Butler, Anita D. Brewer, and Anita Butler Brewer are all one and the same person.

It is further ORDERED, ADJUDGED, and DECREED that the wife, Anita Butler Brewer, shall have a judgment against the husband, John Wayne Brewer, in the amount of $9,500.00, and this shall be as alimony in solido for the damage done to the homeplace of the wife and for items that the husband has removed from said homeplace.

It is further ORDERED, ADJUDGED, and DECREED that the husband shall pay and shall hold the wife harmless thereon the $4,000 lien on the homeplace which was for the child support arrearage owed by the husband, and this debt shall not be dischargable in the event of the bankruptcy of the husband.

It is further ORDERED, ADJUDGED, and DECREED that the husband, John Wayne Brewer, shall immediately return to the wife all items of personal property belonging to the wife which he now has in his possession. The Court also hereby reserves the question of contempt.

It is further ORDERED, ADJUDGED, and DECREED that L. R. DeMarco, the attorney for the wife, shall be awarded a judgment in the amount of $350.00 from the husband as a reasonable attorney fee.

It is further ORDERED, ADJUDGED, and DECREED that the husband, John Wayne Brewer, be and hereby is permanently enjoined from coming about the wife for the purpose of harming, threatening, molesting, or harassing her in any way or manner whatsoever and specifically from telephoning the wife at her place of employment.

The husband shall pay the cost of this cause for all of which execution may issue, ~~if necessary~~.

ENTER this 5 day of Jan, 1989.

JUDGE

APPROVED FOR ENTRY:

L. R. DeMARCO #2652
Attorney for Wife
Suite 400, Washington Square
214 Second Avenue North
Nashville, TN 37201
(615) 256-6681

I hereby certify that this is a true copy of original instrument filed in my office this 10th day of Jan 1989
GEORGE L. ROOKER Clerk
By Deputy Clerk

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Final Decree has been mailed to the husband, John Wayne Brewer, c/o Marie Felts, 1603 Jones Avenue, Nashville, TN 37207, this 22nd day of December, 1988.

L. R. DeMARCO

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IDENTIFICATION

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