8-8-74
89C/704

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BOOK 7911 PAGE 582

IDENTIF. REFERENCE 56601

AUG 10 10 35 AM '89
FELIX Z. WILSON ILRECISTER
DAVIDSON COUNTY TN.

MARIE KATHERINE DALTON)

Plaintiff,)

)

VS)

)

ROSS OWEN DALTON)

Defendant) NO. 71438

FINAL DIVORCE DECREE

This cause came on to be heard before the HONORABLE BENSON TRIMBLE, JUDGE OF THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE, on the 9th day of July, 1974, upon the original bill for divorce, the answer and cross-bill of the defendant, the matter being heard as a non-contested case, the testimony of the plaintiff and witnesses examined in open Court; the statement and argument of counsel; and the entire record, from all of which it appears to the Court that the allegations in the original bill for divorce have been sustained, that is, that the defendant and cross-plaintiff has been guilty of such cruel and inhuman treatment and conduct toward the plaintiff and cross-defendant as renders further cohabitation unsafe and improper, and renders it further unsafe and improper for the plaintiff and the cross-defendant to remain under the defendant's and cross-plaintiff's dominion and control.

It is therefore, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore subsisting between the plaintiff and the defendant be, and they hereby are, forever and perpetually dissolved and that the original plaintiff be, and she hereby is, granted 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 by the Court that the Property Settlement Agreement made and entered into by and between the parties be made an order of the Court. Said Property Settlement Agreement mutually agreed and contracted as follows:

" IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

MARIE KATHERINE DALTON)
VS)
ROSS OWEN DALTON) NO. 71438

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PROPERTY SETTLEMENT AGREEMENT

This property settlement agreement entered into on this the 9th day of July, 1974, by and between Marie Katherine Dalton, hereinafter called "wife", and Ross Owen Dalton, hereinafter called "husband".

That the parties are presently husband and wife, and wife has filed a petition for absolute divorce in the Fourth Circuit Court for Davidson County, Tennessee, which has been cross-filed by husband, under Rule No. 71438. That it is the desire of the parties in the event a divorce is granted to either of them that this be submitted as a Property Settlement Agreement between the parties.

CHILD SUPPORT

That by 4:00 on Friday of each week, commencing immediately after the granting of a divorce herein, if any, husband will pay to the Clerk of this Court, the sum of Fifty Dollars ($50.00), plus Clerk's fee of $2.50, making a total of Fifty Two Dollars and Fifty cents ($52.50) per week or one-third of all monies coming into his hands for that week, whichever is smaller, to be used by wife in the support and maintenance of the parties two minor children, Pamela Jean, age 14; and Johnny Ray, age 12. In the event the payments so made are based on a one-third of all monies coming into his hands, he shall keep an accurate record and accounting of such sums.

CHILD CUSTODY AND VISITATION

The exclusive care, custody and control of the parties two minor children, Pamela Jean, age 14, and Johhny Ray, age 12, is vested in wife with reasonable visitation to husband.

However, since the said minor children have reached an age where it is felt that they should assist in making the decision as to visitation the parties will attempt to work out visitation among themselves and in the event that they are unable to do so, will be granted leave to return to the Court to set such visitation.

REAL PROPERTY

That the parties own as tenants by the entirety, the following described real estate located in Davidson County, Tennessee:

> Being Lot No. 37 on the Plan of Lori Heights of record in Book 3106, page 123, Register's Office for said County.
>
> Said Lot No. 37, fronts 70 feet on the easterly side of Lori Drive and extends back 202.26 feet on the southerly line and 202.28 feet on the northerly line to the rear line on which it measures 70 feet.

that all right, title, or interest in and to said property the wife may have in and to same shall be divested out of her and vested in husband, to become his property in fee simple and absolute, to the eclusion of wife. That any and all outstanding liens and mortgages against said property will be paid in their entirety by husband.

That the parties own fourteen (14) grave plots located in Woodlawn Memorial Park, Nashville, Tennessee, and all right, title, and interest in and thereto is divested out of husband and vested in wife to be hers in fee simple and absolute, to the exclusion of the husband.

PERSONAL PROPERTY

Husband has a 1967 model Chevrolet truck and 1969 model Oldsmobile which are titled to him and shall remain in his possession as his sole and exclusive property.

Wife has a 1973 Pontiac Lemans which is titled to her and in her possession and shall remain therein as her sole and exclusive property.

The parties shall retain whatever other personalty they now have in their possession with the exception that wife shall be granted the following personalty as her exclusive property:

> Recliner chair
> coffee table
> one end table
> bedroom suite (one in Pamela's room)
> dinette suite

It is further understood that this is not an agreement to get a divorce so will not in any way or manner operate to keep either party from proceeding with any petitions pertaining to divorce that they may deem advisable. That in the event either party is granted a divorce, that this property settlement operate as a property settlement agreement between them, setting out their

property rights and shall be termed a part of the divorce decree.

MARIE KATHERINE DALTON

ROSS OWEN DALTON

The defendant will pay the costs of this cause, for all of which execution may issue.

Any and all other matters are reserved by the Court.

FOR ENTRY:

O. V. MYERS, JR.
Attorney for Plaintiff-Cross-Defendant

BENSON TRIMBLE, JUDGE
8-8-74

I hereby certify that I have mailed a true and exact copy of the foregoing Final Divorce Decree to the Honorable Jack Green, Attorney at Law, 201 Thompson Lane Building, Nashville, Tennessee 37211, this the 15th day of July, 1974.

O. V. MYERS, JR.

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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* 8th. *day of* August, *19*74, *in Case Number* 71438 *between* Marie Katherine Dalton *Plaintiff, and* Ross Owen Dalton *Defendant, as same remains of record in Book* 89C, *Page* 704 *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* 21st. *day of* July *in the year one thousand nine hundred and* Eighty-Nine *and in the* 214th. *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By D.Tucker *D.C.*

Form #GR-117