MAP 103-4
PARCEL 358

1989 SEP 22 PM 3:42

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

AT NASHVILLE

JANICE BUCKNER THADEN,

Plaintiff

vs.

EDWARD HILL PROFFITT THADEN,

Defendant

BOOK 7945 PAGE 346

No. 88D-3709

SEP 25 1 53 PM '89
DAVIDSON COUNTY, TN

IDENTIFICATION REFERENCE

68859

FINAL DECREE

This cause came on to be heard on this the 5th day of September, 1989, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee upon the complaint for divorce filed by Janice Buckner Thaden, the answer and counter-complaint for divorce filed by Edward Hill Proffitt Thaden, and the answer to the counter-complaint filed by Janice Buckner Thaden. Upon testimony of the parties and the witnesses offered by Janice Buckner Thaden, argument of counsel, and the entire record herein, the Court finds as follows:

The hardest part about this lawsuit is the grounds are very very shaky here. If it wasn't for a recent allowance by the trial judge, I couldn't grant a divorce in this matter. But I will grant her a divorce on the grounds of cruel and inhuman treatment.

I will order they each keep the furnishings they have in their possession and, in addition, Mr. Thaden will get the safe, his wedding ring and he can keep the T.V. that he has. She will keep her BMW. He will keep his. He will pay the credit card debts and she will be held harmless on those. She will be awarded the home place subject to his one-half equity therein. Deduct the amount of the mortgage today from the agreed value of $63,112.00. That amount will be divided. His payment will be less $2,500.00. I will award back to her as her inherited funds because I really don't think she would be silly enough to invest that inheritance the way that they did. I believe her on that, so, she gets her $2,500.00 inheritance back. This money needs to be paid to him within sixty days of the date of this Order. Put the property description in the decree. There will be no interest running for sixty days. That is to give her enough time to negotiate a lien on the property to pay him off, but interest will run on his amount due after sixty days. I will split the cost of this cause between the parties, and any filing fees that are paid will remain to be put on the remaining court costs.

Each of you will pay your own attorney. However, her attorneys' fees are assessed as liens against her real estate and, Mr. Solomon, yours is assessed against his share of the proceeds. So, if you will draw the Order, Mr. Jablonski.

It is therefore **ORDERED, ADJUDGED** AND **DECREED** that Janice Buckner Thaden be, and she hereby is, awarded a divorce on the grounds of cruel and inhuman treatment and is restored to all the rights and privileges of an unmarried person and that the bonds of matrimonyheretofore existing between the parties shall be perpetually dissolved.

It is further **ORDERED** that Edward Hill Proffitt Thaden be, and he hereby is, awarded his BMW automobile and all the personal property which is presently in his possession plus the safe and his wedding band which are in the possession of Janice Buckner Thaden. Any interest that Janice Buckner Thaden has in and to this property is divested of her and vested in Edward Hill Proffitt Thaden.

It is further **ORDERED** that Janice Buckner Thaden be, and she hereby is, awarded her BMW automobile and all the personal property which is presently in her possession with the exception of the safe and the husband's wedding ring which two items are to be the property of Edward Hill Proffitt Thaden. Any interest that Edward Hill Proffitt Thaden has in and to this property is divested of him and vested in Janice Buckner Thaden.

It is further **ORDERED** that Edward Hill Proffitt Thaden will pay the balance of all credit card debts and will indemnify and hold Janice Buckner Thaden harmless from any liability thereon.

It is further **ORDERED** that Janice Buckner Thaden shall pay to Edward Hill Proffitt Thaden an amount equal to his one-half interest in the equity of the home place less $2,500.00 for her inherited property, which amount due Edward Hill Proffitt Thaden equals Thirteen thousand seven hundred one dollars and fifty three cents ($13,701.53) and payment of same is secured by a lien on the real property as hereafter set forth by this decree.

It is further **ORDERED** that Janice Buckner Thaden is granted sixty (60) days from the date of the entry of this

decree to pay the aforesaid Thirteen thousand seven hundred one dollars and fifty three cents ($13,701.53) to Edward Hill Proffitt Thaden without interest; at the end of said sixty (60) day period from the date of the entry of this decree, interest will run on the balance which remains unpaid at that time.

It is further **ORDERED** that any interest that Edward Hill Proffitt Thaden has in and to the following property, to wit:

> Being Lot 66, Plan of West End Annex as recorded in Plat Book 332, Page 61, Register's Office of Davidson County, Tennessee, to which plat book reference is hereby made for a more complete description of said lot.
>
> This being the same property conveyed to Edward Hill Proffitt Thaden and Janice Buckner by deed from Betty Stephens O'Rourke, Gladys Stephens Love, James Dee Chamberlain, Milford Dudley Chamberlain, Claude Lee Chamberlain, and Louis Matthews Hagar by deed of record in Book 5615, Page 426, Register's Office, Davidson County, Tennessee.

be, and it hereby is, divested from Edward Hill Proffitt Thaden and is vested in Janice Buckner Thaden, subject to a lien to secure payment to Edward Hill Proffitt Thaden from Janice Buckner Thaden in the amount of Thirteen thousand seven hundred one dollars and fifty three cents ($13,701.53), which amount is due to him under the terms of this Final Decree, and subject to a lien to secure payment to Jon Jablonski, attorney for Janice Buckner for her attorney's fee in this cause.

It is further **ORDERED** that each party will bear his or her own attorney fee expense.

It is further **ORDERED** that Norman Solomon, attorney for Edward Hill Proffitt Thaden be, and he hereby is, awarded a lien against the Thirteen thousand seven hundred one dollars and fifty three cents ($13,701.53) due Edward Hill Proffitt Thaden to secure payment of his attorney's fee.

It is further **ORDERED** that Janice Buckner Thaden be, and she hereby is restored to her maiden name of Janice Buckner.

It is further **ORDERED** that the balance of the court costs are to be split equally between the parties.

Enter this 20th day of Sept., 1989.

Muriel Robinson, Judge

APPROVED FOR ENTRY:

Jon S. Jablonski, #10003
Attorney for Wife
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Mail

Norm Solomon, #10115
Attorney for Husband
1016 17th Avenue South
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[illegible] 12.00

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* 20th *day of* September, *19* 89, *in Case Number* 88D-3709 *between* Janice Buckner Thaden *Plaintiff, and* Edward Hill Proffitt Thaden *Defendant, as same remains of record in Book* 181B, *Page* 1052 *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* 25th *day of* September *in the year one thousand nine hundred and* eighty-nine *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By R. Spurlock *D.C.*