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GEORGE L. ROOKER, CLERK

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

ELAINE HARRIS PEEBLES,

Wife,

-vs-

JAMES HENRY PEEBLES,

Husband,

D.C. 88D-846

MAP 81-6
PAR. 401

BOOK 7995 PAGE 197

FINAL DECREE

This cause came on to be heard on this the 21st day of November, 1989 before the Honorable Muriel Robinson, Judge for the Fourth Circuit Court of Davidson County, Tennessee upon the original complaint for divorce filed by the wife, answer and cross-complaint filed by the husband, answer to the cross-complaint and the entire record. In open Court the husband's attorney, O. B. Hofstetter, III, announced that his client had informed him that he would not appear in court for the divorce hearing, the husband did not appear but his attorney was present throughout. In open Court upon the testimony of the wife, testimony of corroborating witnesses, exhibits entered into the record, statement of counsel for the wife, and statement of counsel for the husband the Court finds that the allegations contained in the wife's complaint are sustained by the proof and that the husband is guilty of cruel and inhuman treatment towards the wife, that the husband has contracted habitual drunkenness habit after marriage and that the husband has abandoned the wife, or turned her out of doors and refused or neglected to provide for her. The Court finds that the cross-complaint of the husband should be dismissed. The Court finds that the wife should have an award of alimony in solido in the amount of Ten Thousand and 00/00 ($10,000.00) Dollars and is hereby granted judgement against the husband in the amount of Ten Thousand and 00/00 ($10,000.00) Dollars, that the husband is to pay to the wife's attorney, Glenn E. Sager, the sum of Seven Hundred and Fifty and 00/00 ($750.00) Dollars as attorneys fees for service rendered to the wife as further alimony in this cause and a judgement in this amount is granted to the attorney. As security for payment of said judgements a lien is hereby declared on the real property of the husband at 2404 Buchanan Street, Nashville, Tennessee.

The Court finds that the aforesaid judgements should bear interest at the annual legal rate. That the judgements are to be paid on or before the 21st day of May, 1990, including accured interest, or the property at 2404 Buchanan Street, Nashville, Davidson County, Tennessee is to be sold and the proceeds of sale to be applied to the payment of aforesaid judgements and interest. The Court finds that the husband should be enjoined from conveying, transferring or placing any other liens against the real property located at 2404 Buchanan Street, Nashville, Davidson County, Tennessee. That the wife is awarded all the personal property of the marriage as her sole and separate property of the wife. That the Court finds that the real property at 2789 Old Matthews Road, Nashville, Davidson County, Tennessee is the separate property of the wife, she having brought the property into the marriage, and it is to be her's free and clear from any claim, of any nature, by the husband.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. That the bonds of matrimony heretofore existing between the parties are dissolved and the wife is granted an absolute divorce from the husband and restored to all the rights and privileges of an unmarried person.

2. That the cross-complaint of the husband should be, and is hereby, dismissed.

3. That the wife is awarded ~~alimony~~ a judgment in solido MR/ from the husband, in the amount of Ten Thousand and 00/00 ($10,000.00) Dollars and is hereby granted a judgement against the husband in the amount of Ten Thousand and 00/00 ($10,000.00) Dollars, further that the husband is to pay to the wife's attorney, Glenn E. Sager, the sum of Seven Hundred Fifty and 00/00 ($750.00) Dollars as ~~attorneys fees~~ as further alimony MR/ for service rendered to the wife in this cause and a judgement in this amount is granted to the attorney. That the aforesaid judgements shall bear interest at the annual legal rate as provided by law.

4. As security for the payment of the aforesaid judgements and interest a lien is hereby declared on the real property of the husband, described as follows:

LAND in Davidson County, Tennessee and described to-wit:

LAND in the 8th Civil District of said county, being part of Lot No. 17 on the plan of the Nichol property as of record in Book 31, page 603, Register's Office for said county, being Lot No. 3 on the map showing subdivision of the Conrad Santi Property.

BEGINNING at a point in the northerly margin of Buchanan Street, 125 feet west of the westerly margin of 24th Avenue North, said point being the corner of Lots Nos. 2 & 3; thence with the line between said two lots, northwardly 150 feet to the southerly line of Lot No. 32: thence with the southerly line of said lot, westerly 50 feet to the corner of Lots 3 & 4: thence with the line between said two lots, southwardly 150 feet to the northerly margin of Buchanan Street: thence with said street, eastwardly 50 feet to the beginning, according to a survey made by John Kohn, dated 7/26/79.

Being the same property conveyed to James Odom from Mary Jane Halliburton by deed of record in Book 5539, page 508, Register's Office for Davidson County, Tennessee. James Odom, since deceased and by Will conveyed property to Gladys Peebles Odom, of record in Docket Number 80699, Probate Court For Davidson County, Tennessee. Gladys Peebles Odom, since deceased and left one son and sole heir, James Henry Peebles, of record in Docket Number 90412, Probate Court for Davidson County, Tennessee.

This property is improved and known as 2404 Buchanan Street, Nashville, Davidson County, Tennessee

5. The wife is awarded all the personal property of the marriage as her sole and separate property.

6. That the real property at 2789 Old Matthews Road, Nashville, Davidson County, Tennessee is the separate property of the wife, she having brought the property into the marriage, and it is to be her's free and clear from any claim, of any nature, by the husband.

7. That the judgements, hereinabove granted to the wife and her attorney, are to be paid on or before the 21st day of May, 1990, including accured interest, or the property, hereinabove described, is to be sold and the proceeds of sale to be applied to the payment of said judgements and interest.

8. The husband is hereby enjoined from conveying, transferring or placing any other liens against the aforesaid described real property. until above liens are paid or further orders of the Court. MR

9. The cost of this cause is to be paid by the husband, for all of which let execution issue, if necessary

Russell Robinson
JUDGE

11-29-89

APPROVED FOR ENTRY:

Glenn E. Sager, Attorney for Wife.

Glenn E. Sager #4131
923 Main Street, Nashville, Tenn. 37206
Phone 228 5442

CERTIFICATE

I hereby certify that a true and correct dopy of this Fina Decree has been mailed to O. B. Hofstetter, III, Attorney for the husband, James Henry Peebles, at his business address 230 Fourth Avenue North, Suite 500, Nashville, Tennessee 37219 on this the 22nd day of November, 1989.

GLENN E. SAGER, Attorney

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IDENTIF. TREFERENCE

Nov 30 12 59 PM '89

FELIX Z. WILSON REGISTER
DAVIDSON COUNTY TN.

85804

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* 29th *day of* November, *19* 89, *in Case Number* 88D-846 *between* Elaine Harris Peebles *Plaintiff, and* James Henry Peebles *Defendant, as same remains of record in Book* 182C, *Page* 2186 *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* 30th *day of* November *in the year one thousand nine hundred and* eighty-nine *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By K Langford *D.C.*

Form #GR-117