Map 181
Par. 125.00/83A/788

FILED

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GEORGE L. ROOKER, CLERK

K Lapsford D.C.

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSE

LARAINE O. EDMONDSON,

Plaintiff,

vs.

WAYNE PIERCE EDMONDSON

Defendant.

NO. 89D-763

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FINAL DECREE

This cause came on to be heard on the 5th day of December, 1989, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee upon the complaint filed by Wife and the subsequent default judgment, upon the testimony of the Wife and her witnesses, upon the statements of counsel, and a review of the record as a whole, from all of which the Court finds that the Wife should be granted an Absolute Divorce on the grounds of Cruel and Inhuman Treatment.

It is therefore ORDERED, ADJUDGED and DECREED that the Wife, Laraine Edmondson, be and hereby is granted an Absolute Divorce on the grounds of Cruel and Inhuman Treatment and is hereby restored to all the rights and privileges of an unmarried person.

The Court finds that it is equitable to award to the Wife, as a division of the marital property, the homeplace located at 906 Bluff Road, Brentwood, Davidson and Williamson Counties, Tennessee, consisting of five (5) acres and a barn located in Williamson County, Tennessee, and seventeen and one-half (17 1/2) acres located in Davidson County, Tennessee. The Court further finds that it is equitable to award to the Wife, as a divison of marital property, the real property and improvements located at 2829 Erica Place, Nashville, Davidson County, Tennessee. The Court further finds that as a division of the marital property Wife shall be awarded one-half (1/2) interest in the real property located at 2830 Dogwood Place, Berry Hill,

Davidson County, Tennessee, as well as one-half (1/2) interest in all studio equipment contained therein.

It is therefore ORDERED, ADJUDGED, and DECREED that the Wife is hereby awarded the real property located at 906 Bluff Road, Brentwood, Davidson and Williamson Counties, Tennessee, and Husband is hereby divested of any and all interest therein. Said property is more particularly described as follows:

> LAND lying in Davidson and Williamson Counties, Tennessee, and more particularly described according to a survey by R. L. Montoya-Land Surveying dated November 9, 1978, as follows:
>
> BEGINNING at a P. K. Nail in the center of Bluff Road, said point begin 1,210 feet, more or less, north of the intersection of Bluff Road and Pinkerton Road; thence along the center of Bluff Road, North 20 deg. 51' 01" West 219.96 feet to a P. K. nail; thence leaving the center of said road North 69 deg. 08' 59" East 1,074.40 feet to an iron pin; thence South 16 deg. 35'43" West 277.06 feet to an iron pin; thence South 69 deg. 08' 59" West 905.04 feet to the point of beginning; containing 5.00 acres, more or less.
>
> BEING the same property conveyed to Wayne Pierce Edmondson and wife, Laraine Edmondson by warranty deed of William Ronald Thomas and wife, Patricia R. Thomas dated the 28th day of October, 1981, and of record in Book 400, page 200 Register's Office for Williamson County, Tennessee, and in Book 5812, page 762, Register's Office for Davidson County, Tennessee.
>
> Beginning at a point on the East margin of Bluff Road, said point being Edmondson's NW corner and the SW corner of the herein described tract; thence with the East margin of Bluff Road N20 deg.51'01"W (crossing the Williamson/Davidson County line at 250 feet more or less, also crossing a gas line easement that is 228 feet wide more or less) 583.86 feet to a point; thence N14 deg. 47'28"W 95.25 feet to an iron pin in the South line of Lot No. 2 in Bluff Road Acres Subdivision; thence with the South line of Lot no. 2 N31deg.44'07"E,429.33 feet to a point in the center of Mill Creek; thence with the center of Mill Creek the four following calls: S35deg. 05'49"E, (crossing a gas line easement that is 228 feet wide more or less) 253.19 feet;S54deg 12'53"E 232.05 feet; S 78deg.34'36"E, 266.57 feet and S82deg 23'42"E 916.12 feet; thence with King's West line, S 0deg.29'27"E 150.76 feet to an iron pin at Barrimger's NE corner; thence with Barrimger's North line S69 deg. 08' 59"W, 643.42 feet to Edmondson's SE corner in the center of a small branch; thence with Edmondson's East line and the center of a small branch, N 16 deg 35'45" E 277.06 feet to a point in the branch; thence with

Edmondson's North line, S 69deg. 08'59"W (crossing the Williamson/Davidson County line at 865 feet more or less) 1044.40 feet to the point of beginning, containing 17.20 acres more or less. Description prepared from information provided by Seller.

Being part of the same property conveyed to Wayne P. Edmondson, et ux, by deed from Fitts & Johnson Development Company, Inc. of record in Book 5968, page 787, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that the Wife, Laraine Edmondson, is hereby awarded the real property and improvements thereon located at 2829 Erica Place, Nashville, Davidson County, Tennessee and Husband is hereby divested of any and all interest therein. Said property located at 2829 Erica Place, Nashville, Davidson County, Tennessee is more particularly described as follows:

LAND in Davidson County, Tennessee, being Lot No. 18 of Block "F" on the Plan of Berry Hill Gardens Subdivision, as of record in Book 1130, page 6, said Register's Office.

Said Lot No. fronts 70 feet on the westerly side of Erica Place and runs back between parallel lines 125 feet to a dead line in the rear which measures 70 feet thereon.

BEING the same property conveyed to Mr. & Mrs. W. P. Edmondson, by Deed from Pamela Stewart Spivey, a Widow, in Book 5290, Page 753, Register's Office of Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that Wife is awarded a one-half (1/2) interest in the real property, as well as the studio equipment contained therein, located at 2830 Dogwood Place, Berry Hill, Davidson County, Tennessee, and the parties shall heretofore own said property as tenants in common. Said property located at 2830 Dogwood Place, Berry Hill, Davidson County, Tennessee is more particularly described as follows:

LAND in Davidson County, Tennessee, being Lot No. 2 Block F, on the Map of Berry Hill Gardens Subdivision, as of record in Book 1130, page 36, said Register's Office.

Said Lot No. 2 fronts 78 feet on the easterly side of Dogwood Place and runs back between parallel lines 125 feet to a dead line.

Being the same property conveyed to Wayne P. Edmondson by deed from Rodgers Properties, Inc., of record in Book 5236, page 237, Register's Office for Davidson County, Tennessee.

This conveyance is made subject to the Plan of record in Book 1130, page 36, said Register's Office, which shows an Owner's Certificate, an unspecified minimum building setback line from Dogwood Place, and a 10 foot easement for public utility and drainage purposes along the real line of said lot.

It is further ORDERED, ADJUDGED and DECREED that Wife is awarded all furniture, furnishings and fixtures located at the homeplace located at 906 Bluff Road, Brentwood, Davidson and Williamson Counties, Tennessee. Husband is awarded the furniture and furnishings currently located at 2829 Erica Place, Berry Hill, Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that Wife is awarded the 1986 Cadillac Fleetwood Automobile, the Ford Tractor, the 1988 Ford Lariat XLT Truck, the horse trailer and the Honda four wheeler. The Husband is hereby ORDERED to sign all titles and documents necessary in order to transfer the legal title to said vehicles.

It is further ORDERED, ADJUDGED and DECREED that the Husband is awarded the 1981 Cadillac Fleetwood automobile, the 1972 Executive Motor Home, the 1962 Buick Convertible, the 1976 Chevrolet 4x4 Pick Up Truck, the Honda 750 Motorcycle, the Harley Motorcycle, the 125 Dirt Bike, the Three Wheeler Motorcycle and the Espirit Honda as his separate property.

It is further ORDERED, ADJUDGED and DECREED that Husband is awarded his gun collection as his separate property and Wife is awarded the sole and exclusive ownership of the Walking Horse stud named "Billy Carter".

It is further ORDERED, ADJUDGED and DECREED that Wife shall have the absolute care, custody and control of the parties' minor child, Diana Laraine Edmondson, and the issue of visitation

is reserved until such time as Husband petitions the Court for visitation with the minor child.

It is further ORDERED, ADJUDGED and DECREED that the Husband shall pay the sum of Eight Hundred Dollars ($800.00) per month as child support for the care and maintenance of the parties' minor child. The first payment of child support in the amount of Eight Hundred Dollars ($800.00) shall be paid on the tenth (10th) day of December, 1989 and subsequent child support payments shall be due on the 10th day of each and every month, said payment to be made directly to the Wife, Laraine Edmondson.

It further appearing to the Court that Wife is in need of support and maintenance from the Husband and that this is a marriage of long term and that it is proper for Wife to be awarded alimony. It is therefore;

ORDERED, ADJUDGED and DECREED that Wife is awarded the sum of One Hundred Twenty-Five Thousand Dollars ($125,000.00) as alimony in solido, said sum to be paid within thirty (30) days of the entry of the final decree. It is the Court's intention that Wife have the lump sum to invest and to secure her continued maintenance. Said alimony in solido shall not be dischargeable in bankruptcy insomuch as said sum is in lieu of alimony in futuro. It is further;

ORDERED, ADJUDGED and DECREED that Wife is awarded a lien in the principal amount of $125,000,00 against Husband's one-half (1/2) interest in the property located at 2830 Dogwood Place, Berry Hill, Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that Husband shall be responsible for the indebtedness owed to the Internal Revenue Service and shall hold Wife harmless therefrom. It is further;

ORDERED, ADJUDGED and DECREED that Husband shall be responsible for the mortgage indebtedness in the approximate amount of Ten Thousand Dollars ($10,000.00) owed to the Small

Business Administration and which is secured by a Deed of Trust on the real property located at 2830 Dogwood Place, Berry Hill, Davidson County, Tennessee.

Wife shall be responsible for the indebtedness owed on the property located at 906 Bluff Road, Brentwood, Davidson and Williamson Counties, Tennessee and for the indebtedness owed on the real property located at 2829 Erica Place, Nashville, Davidson County, Tennessee, and shall hold Husband harmless from any indebtedness thereon.

It is further ORDERED, ADJUDGED and DECREED that the Defendant Wayne P. Edmondson shall sign any and all deeds, titles, documents or instruments necessary to carry out the provisions of the Final Decree and the intent of the orders of the Court.

It is further ORDERED, ADJUDGED and DECREED that the Wife's attorney, Clara Willis Byrd, is hereby awarded a judgment in the amount of One Thousand Dollars ($1,000.00) against the Defendant, Wayne Pierce Edmondson, for attorney's fees incurred as a result of this divorce, for all of which let execution issue if necessary.

It is further ORDERED, ADJUDGED and DECREED that the Temporary Restraining order heretofore entered by this Court shall become a permanent injunction, and the Defendant, Wayne Pierce Edmondson is hereby permanently enjoined and restrained from physically abusing or verbally abusing, molesting, harassing, or otherwise harming Laraine O. Edmondson. You are further restrained and enjoined from creating a disturbance in the presence of Wife in any manner whatsoever or, at any time or place.

The costs of this cause are taxed against the Husband, Wayne Pierce Edmondson, for all of which let execution issue if necessary.

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ENTER this the 13th day of December, 1989.

JUDGE

3533 01/24 0101 03CHECK 21.00

APPROVED FOR ENTRY:

Clara Willis Byrd
CLARA WILLIS BYRD, (9914)
Attorney for Wife
LACKEY, RODGERS, PRICE & SNEDEKER
12th Floor, First American Center
Nashville, Tennessee 37238
615/244-5772

Mail

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DAVIDSON COUNTY, TN.
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IDENTIF. REFERENCE

98392

CERTIFICATE OF SERVICE

I, Clara Willis Byrd, do hereby certify that a copy of the foregoing Final Decree was mailed to Wayne Pierce Edmondson, 2829 Erica Place, Nashville, Tennessee on this 6th day of December, 1989.

Clara Willis Byrd
CLARA WILLIS BYRD

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* EIGHTEENTH *day of* DECEMBER, *19* 89, *in Case Number* 89D-763 *between* LARAINE O. EDMONDSON *Plaintiff, and* WAYNE PIERCE EDMONDSON *Defendant, as same remains of record in Book* 183A, *Page* 788 *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* twenty-third *day of* January *in the year one thousand nine hundred and* ninety *and in the* two hundred and fourteenth *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Kathleen Gossett *D.C.*