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IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

1989 JUN 30 PM 3:52

72-9
368

PATRICIA ANN PETTY PRESTON,
Plaintiff

vs. No. 89D-985

WILLIAM HENRY PRESTON, III,
Defendant.

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FINAL DECREE

This cause came to be heard on the 5th day of June, 1989, before the Honorable Jim Everett, Judge of Probate Court of Davidson County, Tennessee upon the Wife's Complaint for Absolute Divorce. Personal service of process was served upon the Defendant and a default judgment heretofore entered in this cause. After testimony of the Wife and two witnesses in open court, statements of counsel, and the entire record in this cause from all of which duly appears to the Court that the Husband has been guilty of abandonment and failure to provide, habitual intoxication, adultery and of such cruel and inhuman treatment or conduct towards the Wife as would justify her being awarded an absolute divorce and that the parties hereto currently reside at the following addresses:

Mail
Patricia Ann Petty Preston
908 Cahal Avenue
Nashville, TN 37206

William Henry Preston, III
Metropolitan Nashville Jail
448 2nd Avenue, North
Nashville, TN 37201

It is therefore, ORDERED, ADJUDGED and DECREED that the Wife be granted an absolute divorce from the Husband on the grounds of abandonment and failure to provide, habitual intoxication, adultery and of such cruel and inhuman treatment or conduct towards the Wife, and that she be restored to all the rights and privileges of an unmarried person.

It is further ORDERED that a Restraining Order and Permanent Injunction is issued restraining William Henry Preston, III from further contact with the minor child, Candace Marie Preston.

It is further ORDERED that Patricia Ann Petty Preston be restored to her maiden name, Patricia Ann Petty.

It is further ORDERED that the Wife be awarded ONE THOUSAND DOLLARS ($1,000.00) alimony in solido.

It is further ORDERED that the Husband be divested of the following real estate and that said real estate be vested in the Wife. Said real estate is as follows:

1. Wellington Place Condominiums, Building 5C Unit 5937 of Week 6, Fairfield Glade, Cumberland County, Tennessee.
2. Lots 134 and 135, Block A, Lakeview Mountain Estates, Unit Number 1 in the 9th Civil District, DeKalb County as shown on plat of record in Plat Book T-3, page 448.
3. A house and lot at 908 Cahal Avenue, Nashville, Tennessee, Lot Number 88, West one-half of Lot 87 on the Plan Springdale Subdivision as of record in plat book 974 at page 18, Register's Office, Davidson County, Tennessee.

It is further ORDERED that any outstanding indebtedness on the above mentioned real estate be assumed by the Wife.

It is further ORDERED that the Wife be awarded the 1978 El Camino and the 1979 Chevrolet Impala station wagon which are currently titled in her name, and that the Husband be awarded two 1963 Novas which are titled in the Husband's name.

It is further ORDERED that the Wife be awarded all marital property including any personal property in her possession at the time of the final hearing. Such property being divested from the Husband and vested in the Wife.

It is further ORDERED that the Husband shall pay to the Wife's attorney of record a reasonable attorney's fee in the amount of FIVE HUNDRED DOLLARS ($500.00) payable on the date of the final decree.

It is further ORDERED that the cost of cause shall be taxed to the Husband.

It is further ORDERED, ADJUDGED and DECREED that execution may issue to enforce any of the provisions of this Decree.

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Enter this 29 day of June, 1989.

JUDGE

APPROVED FOR ENTRY:

Mary Frances Rudy

MARY FRANCES RUDY, #13403
Attorney for Plaintiff
21st Fl First American Center
Nashville, TN 37238-0069
615/242-0362

DAVIDSON COUNTY, TN
JUN 12 3 59 PM '89

IDENTIFICATION REFERENCE

3.3525

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing FINAL DECREE has been mailed to William Henry Preston, III, Metropolitan Nashville Jail, 448 2nd Avenue, North, Nashville, Tennessee 37201, on this the 27 day of June, 1989.

Mary Frances Rudy
MARY FRANCES RUDY

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* PROBATE *Circuit Court for Davidson County, Tennessee, on the* ~~30th~~ *day of* JUNE, *19* 89, *in Case Number* 89-D985 *between* PATRICIA ANN PETTY PRESTON *Plaintiff, and* WILLIAM HENRY PRESTON III *Defendant, as same remains of record in Book* 49A, *Page* 61 *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* 12th *day of* JUNE *in the year one thousand nine hundred and* ~~NINETY~~ *and in the* TWO HUNRED & FOURTEEN *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Laura Alexander *D.C.*

Form #GR-117