July 21, 1972
22C/1358

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IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

M.M.

EPSEY LEE MARTIN)
PLAINTIFF)
VS) NO. 56914
BENNIE EDWARD MARTIN)
DEFENDANT)

033-15-0-059.00

FINAL DECREE

This cause came on to be heard on the 17th day of July, 1972, before the Honorable Shelton Luton, Judge, upon the original bill for absolute divorce and amended bill for absolute divorce filed by the plaintiff, order pro confesso entered, testimony of the plaintiff and witnesses in open court, statement of counsel, and the entire record in this cause, from all of which the Court is of the opinion that the defendant has been guilty of such cruel and inhuman treatment or conduct towards the plaintiff as renders further cohabitation unsafe and improper for her to be under his dominion and control; further, that the defendant has abandoned the plaintiff or turned her out of doors and refused and neglected to provide for her; and further, that the defendant is an habitual drunkard, having acquired the habit subsequent to the marriage.

IT IS, THEREFORE, ordered, adjudged and decreed by the Court that the plaintiff, Epsey Lee Martin, be and hereby is granted an absolute divorce from the defendant, Bennie Edward Martin, and is restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the care, custody, and control of the parties' minor children be awarded to the plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all the defendant's right, title and interest in and to the house and lot owned by the parties located at 820 New Campbell Road, Madison, Tennessee, be divested from him and vested solely in the plaintiff as alimony insolido, said property described as follows:

> Land in Davidson County, T nnessee, being Lot No. 120 on the Plan of Primrose Acres, Section 2, of record in Book 2900, page 44, Register's Office for said County.
>
> Said Lot No. 120 fronts 130.02 feet on the southeasterly side of Campbell Road and extends back 317.5 feet on the northeasterly line and 321.2 feet on the southwesterly line to a dead line measuring 127 feet thereon.
>
> Being the same property conveyed to Benny E. Martin and wife, Epsey Lee Martin, by deed from CharlesR. Willis and wife, Lois L. Willis, of record in Book 3671, page 291, Register's Office of Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all the defendant's right, title and interest in and to the household furnishings owned by the parties be divested out of him and vested solely in the plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all the defendant's right, title and interest in the 1968 Chrysler automobile be divested out of him and vested solely in the plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this cause be adjudicated against the defendant, for which execution may issue, if necessary.

Shelton Cuta
JUDGE

APPROVED FOR ENTRY:

James L. Smith
James L. Smith
Solicitor for Plaintiff

CERTIFICATE

I hereby certify that I have mailed a copy of the foregoing Final Decree to the Defendant, Bennie Edward Martin, at his last known address, on this the 19th day of July, 1972.

James L. Smith
James L. Smith

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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* Probate *Circuit Court for Davidson County, Tennessee, on the* 21st *day of* July, *19* 72, *in Case Number* 56914 *between* Epsey Lee Martin *Plaintiff, and* Bennie Edward Martin *Defendant, as same remains of record in Book* 22C, *Page* 1358 *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* 2nd *day of* July *in the year one thousand nine hundred and* ninty *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117