IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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BONITA DAILEY,

Plaintiff,

vs.

FINUS L. DAILEY, JR.,

Defendant.

DOCKET NO.: 89D-3700

058-00-0
168.00

FINAL DECREE

This cause came on to be heard on ~~28th~~ 31st. day of January, 1991, before the Honorable Muriel Robinson-Rice, Judge for the Fourth Circuit Court for Davidson County, Tennessee, upon the complaint for divorce filed by Bonita Dailey, personal service Finus L. Dailey, Jr., the default judgment previously entered herein, sworn testimony of the Plaintiff and witnesses in open Court, statements of Plaintiff's attorney, and the entire record herein; from all of which the Court finds that the allegations of the complaint are substained by the proof, that is cruel and inhuman treatment and failure to provide support for the Wife and minor children.

It is therefore ORDERED, ADJUDGED, and DECREED as follows:

1. Bonita Dailey is awarded an absolute divorce from the Defendant Finus L. Dailey, Jr. and the parties are restored to all of the rights and privileges of unmarried persons.

2. Bonita Dailey shall have the sole care, custody and control of the parties' minor children Erica Nichole Dailey, Finus L. Dailey, III, and Sedrick L. Dailey. Finus L. Dailey, Jr. shall pay directly to Bonita Dailey the sum of $250.00 per month as child support for the parties' minor children. The parties shall divide equally all medical, dental, orthodontic, and optical expenses for the parties' minor children which are not covered by insurance. Bonita Dailey shall continue to carry the insurance coverage for the parties' minor children. Visitation shall be reserved.

3. The heretofore ordered wage assignment as regards the child support shall remain in effect. It is ORDERED that the Defendant's employer Ford Motor Glass Plant (Ford Motor Corporation) shall deduct from any wages, salary, or other income due Finus L. Dailey, Jr., pursuant to Tennessee Code Annotated Section 50-2-105, the sum $250.00 per week plus the sum of $12.50 as the Clerk's lawful commission for the total of $262.50 per week commencing immediately and continuing until further orders of this Court. Payments shall be made to the Clerk of the Circuit Court, 506 Metropolitan Courthouse, Nashville, TN. 37201. The Clerk shall disburse said payments to: Bonita Dailey, 3750 Homeland Drive, Nashville, TN. 37218.

It is further ORDERED that Finus L. Dailey, Jr. is responsible for making his payments until his employer begins deducting them from his wages.

It is further ORDERED that this assignment shall not be used a basis for discharge or disciplinary action against Finus L. Dailey, Jr., that failure to comply with this Order will result being entered against said employer as set out in Tennessee Code Annotated Section 26-2-209, and as provided by law, this order is binding upon said employer and successor employers fifteen (15) days after receipt and until further orders of this Court.

It is further ORDERED that Finus L. Dailey, Jr. shall inform the Court of the names and addresses of any new employers within thirty (30) days after such a change. Further, the Respondent shall inform the Court of any changes in his personal residence within thirty (30) days after such a change.

4. Bonita Dailey is hereby awarded a judgment against Finus L. Dailey, Jr. in the amount of $4,350.00 for past due child support; execution shall issue if necessary. Said judgment must be paid within thirty (30) days of the entry of this Order.

5. Finus L. Dailey, Jr. shall be solely responsible for all marital debts and deficiencies on marital debts with the exception of the remaining mortgage on the homeplace. Finus L. Dailey, Jr. shall hold Bonita Dailey harmless and shall indemnify

her for said indebtedness.

6. All of the right, title, and interest Finus L. Dailey, Jr. shall have in the parties real property known as 3750 Homeland Drive shall be divested from him and vested solely in Wife Bonita Dailey. Said property is described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 216 on the Plan of Homeland Heights, Section III, as of record in Book 3700, page 55, Register's Office for said County.
>
> SAID Lot No. 216 fronts 123 feet on the east side of Homeland Drive and runs back 585.4 feet on the north line and 570 feet on the south line, to a dead line in the rear on which it measures 111.88 feet.
>
> BEING the same property conveyed to Finis L. Dailey Jr., et ux Bonita Dailey, by deed from Ronald W. Cundall, et ux Jacqueline Cundall of record in Book 5155, page 177, Register's Office for Davidson County, Tennessee.

Herein and after, Wife shall have sole title to, interest in, and possession of the hereinabove described real property, subject to the mortgage indebtedness thereon.

7. Bonita Dailey shall be awarded one-half of the monies which are in Finus L. Dailey, Jr.'s retirement plan at Ford Motor Glass Plant (Ford Motor Corporation), also known as Ford Motor-UAW Retirement, as of January 28, 1991.

8. Finus L. Dailey, Jr. shall pay to Martha Child the sum of $800.00 as reasonable attorney's fees, for which execution may issue if necessary. Finus L. Dailey, Jr. shall also be taxed with the costs of this cause.

Enter this the 22nd day of Feb, 1991.

Judge

APPROVED FOR ENTRY:

Martha Child, #7213
Attorney for Bonita Dailey
4220 Nolensville Road
Nashville, TN. 37211
(615) 834-4300

mail

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been served by postage prepaid mail upon Finus L. Dailey, Jr. 2126 16th Avenue North, Nashville, TN. 37208 on this the 5th day of Feb, 1991.

Martha Child

Martha Child

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IDENTIF. REFERENCE

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CLERK & MASTER
DAVIDSON COUNTY, TN.

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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* FOURTH *Circuit Court for Davidson County, Tennessee, on the* TWENTY-SECOND *day of* FEBRUARY, *19* 91, *in Case Number* 89D-3700 *between* BONITA DAILEY *Plaintiff, and* FINUS L. DAILEY, JR. *Defendant, as same remains of record in Book* 194B, *Page* 1420 *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* 5th *day of* APRIL *in the year one thousand nine hundred and* NINETY-ONE *and in the* 215th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Walter L. Adams *D.C.*

Form #GR-117