5/12/86 LS

IN THE CIRCUIT COURT FOR RUTHERFORD COUNTY, TENNESSEE

AT MURFREESBORO

FILED
MAY 19 1986
10:50 o'clock AM.
ROBERT J. SUDBAR, CLERK
BY LS
DEPUTY CLERK

LABEEBAH NAYAWIYYAH MATEEN
Plaintiff

vs

NO. 18952

SEIYID JIHAD MATEEN
Defendant

8170 06/26 0101 03CHECK 6.00

FINAL DECREE

BOOK 8384 PAGE 73

This cause came to be heard on this the 25th day of April, 1986 before the Honorable J. S. Daniel, Circuit Judge, upon the pleadings, the Plaintiff's Motion for Default Judgment, the Defendant's Answer filed after the Plaintiff's Motion for Default Judgment was filed and served upon the Defendant, the testimony of the Plaintiff and a witness examined in open Court, and, in fact, upon the record as a whole, from all of which it appears unto the Court that the original complaint for divorce was filed on February 2, 1984 and that the Defendant, Jeiyid Jihad Mateen, was served with process on the 11th day of February, 1984, and, further, more than 30 days had elapsed from the date of the filing of the complaint in this cause, and that more than 30 days had passed from the date Defendant was served with process in this cause until the date of the filing and service of the Motion for Default Judgment upon the Defendant, and, it further appearing that the Defendant's Answer heretofore filed in this cause specifically sets forth that the Defendant does not contest the divorce action and that the Defendant merely wants the Court to grant a divorce between the parties, and, further, it appearing that the Plaintiff should be granted an absolute divorce from the Defendant on the grounds of cruel and inhuman treatment, it is, accordingly, ORDERED, ADJUDGED and DECREED as follows:

1. That the Plaintiff's Motion for Default Judgment is hereby granted.

2. That the Plaintiff, Labeebah Nayawiyyah Mateen, is hereby awarded an absolute divorce from the Defendant, Seiyid Jihad Mateen, on the grounds of cruel and inhuman treatment, and the parties are hereby restored to all of the rights and privileges of unmarried persons.

3. That the exclusive custody and control of the parties' three minor children, namely, ZEBUNNISAA YASMEEN MATEEN, KHALIMAH TAQWA MATEEN, and TEEJAN JIHAD MATEEN, is hereby awarded to the Plaintiff.

4. That due to the Defendant's present incarceration in the State

Penitentiary of Tennessee, the question of visitation in the Defendant and payment of child support and medical bills of the parties is hereby reserved for future determination at such time as the Defendant is no longer incarcerated in the State Penitentiary.

5. That the Plaintiff shall have the right to declare all three of the parties' minor children on her income tax returns for 1986 and subsequent years.

6. That all right, title, claim and interest of a certain parcel of real estate titled in the name of the parties is hereby divested from the Defendant and vested in the Plaintiff, said property being more particularly described as follows, to wit:

> That certain tract or parcel of real estate situated in Davidson County, State of Tennessee, and being described as follows, to wit:
>
> BEING the westerly 30 feet Lot No. 5 and the easterly 20 feet of Lot No. 6 on the Plan of Bransford Realty Company's Re-Subdivision of Manlove's Addition, as of record in Book 421, page 53, Register's Office for said county. Said parts of Lots Nos. 5 and 6 front together 50 feet on the northerly side of Heiman Street and run back between parallel lines 162 feet to an alley.
>
> The above described property was conveyed to Seiyid Jihad Mateen and wife, Labeebah Nayawiyyah Mateen, by deed from James C. Tippens of record in Book 5269, page 113, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED that the Plaintiff shall pay such indebtedness, if any, on said real estate, holding the Defendant free and harmless from payment thereof.

7. The costs of this cause are adjudged against the Defendant, for which execution may issue, if necessary.

ENTER: 19 May 1986

J. S. Daniel, Circuit Judge

APPROVED FOR ENTRY:

John B. Pittard
Attorney for Plaintiff

State of Tennessee, Rutherford County
The undersigned, Circuit Court Clerk of the said County and State, hereby certifies that the foregoing is a correct copy of the instrument filed in the foregoing case in the Circuit Court at Murfreesboro, Tennessee.
This 26 day of June 1991
ROBERT J. SIDDARTH, CLERK
Circuit Court Clerk

CERTIFICATION

The undersigned does hereby certify that a true and exact copy of the foregoing FINAL DECREE has been mailed to Windell L. McClain aka Seiyid J. Mateen at CCSC, 815 North Hickory, Chattanooga, Tennessee 37404 on this the 13 day of May, 1986.

John B. Pittard

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IDENTIFICATION REFERENCE
JUN 26 1 39 PM 91
Register's Office 130 685
5/19/91 1025