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MARY JEAN GRAY KING,))
Plaintiff

)) No. 83637 - Divorce

VS.))

IN THE SIXTH CIRCUIT COURT
DAVIDSON COUNTY, TENNESSEE

CHARLES HERBERT KING,))
Defendant

S.S. #409-26-0498

D E C R E E

This cause came on to be heard before the Honorable James Swiggart, Judge of the Sixth Circuit Court of Davidson County, Tennessee, upon the original bill filed by the plaintiff and the answer of the defendant, on May 2, 1977.

From the pleadings in the cause, the testimony of the witnesses heard in open court, statement of counsel and the entire record in the cause, the Court was of the opinion that the allegations of the original bill were fully sustained by the evidence, that is, that the defendant has been guilty of such cruel and inhuman treatment and conduct towards the plaintiff as renders further cohabitation unsafe and improper.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore subsisting between the plaintiff, Mary Jean Gray King, and the defendant, Charles Herbert King, be and they are hereby forever and perpetually dissolved, the plaintiff, Mary Jean Gray King, is decreed an absolute divorce from the defendant, Charles Herbert King, and she is further restored to all the rights and privileges of an unmarried person.

It further appearing that the plaintiff and mother is the fit and proper person to have the custody and control of the minor son of these parties, namely, Timothy Layne King, age eleven, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the custody of said minor child be and the same is placed with the plaintiff-mother, with the right and privilege to the father and defendant to see said child, visit with said child, and have

said child visit with him at all reasonable times and places.

It further appearing to theCourt that the parties to this cause having been married for nearly thirty-one years, during which time they have both worked and accumulated a substantial marital estate consisting of various pieces of real estate and active business enterprises as well as personal property; and that further the parties have agreed as to a settlement of their property rights, which agreement has been presented to the Court, the Court hereby approves said agreement and the same is incorporated into this decree, as follows:

All right, title and interest in and to the real estate owned by the parties located at 1000 Downey Drive, Nashville, Tennessee, which is presently occupied by the plaintiff and her minor son as their home, and more particularly described, as follows:

"Land in Davidson County, Tennessee, being Lot No. 10 on the Plan of Brook Meade Addition, Section 1, as of record in Book 263, page 53, Register's Office for said County.

BEGINNING at an iron pin in the easterly margin of Downey Drive, said iron pin being the common front corner of Lots Nos. 9 and 10; thence in an easterly direction 270.2 feet to an iron pin; thence continuing along said line 11 feet more or less, to the center line of a branch; thence along the center line of said branch in a southerly direction, 178 feet more or less, to a concrete monument; thence in a westerly direction a total of 298.7 feet to a concrete monument the beginning of a curve; thence around said curve, 32.9 feet to a concrete monument; thence in a northerly direction along the easterly margin of Downey Drive 58.3 feet to an iron pin the point of beginning."

Being the same property conveyed to Charles H. King and wife Mary J. King by deed from J. B. Downey & Sons, Inc., as of record in Book 93, page 29 R.O.D.C.

now vested in the defendant, Charles Herbert King, is hereby divested out of the defendant, Charles Herbert King, and title to said home real estate is vested in the plaintiff, Mary Jean Gray King, in fee simple. The defendant, Charles Herbert King, is hereby directed to pay all mortgage payments on said property until the same is clear, to the end that plaintiff will own said property free and unencumbered.

It is a part of their agreement, and the Court, therefore, DIRECTS the defendant to pay all taxes and insurance on said property until such time as he has paid the encumbrance remaining on said property as of the date of this decree in full.

It is further a part of the agreement, and it is, therefore, OEDERED, ADJUDGED AND DECREED that all the right, title and interest in and to real estate located at 704 Waco Drive in Nashville, Davidson County, Tennessee, and more particulatly described, as follows:

Land in Davidson County, Tennessee, being Lot No. 41, Mosswood Subdivision, Section II, of record in Book 2900, page 123, Register's Office for Davidson County, Tennessee.

SAID Lot No. 41 fronts 50.1 feet on the easterly side of Waco Drive and extends back lines, 167.0 feet on the northerly line and 167.4 feet on the southerly line to a line in the rear on which it measures 50.0 feet.

Being same property conveyed by deed from James L. Barnes, Jr. and wife Bonnie Sue Barnes as of record in Book 5034, Page 376 R.O.D.C.

now vested in the defendant, Charles Herbert King, be and the same is hereby divested out of the said Charles Herbert King and title to said real estate is vested in the plaintiff, Mary Jean Gray King, in fee simple, with the provision that the plaintiff, Mary Jean Gray King, assume and pay the present encumbrance or balance owing on said property in the amount of Six Thousand Nine Hundred Fifty-Two (6952.00) Dollars.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant transfer the title to the 1975 Cadillac automobile, which is now in the plaintiff's possession, to the plaintiff, and the defendant is hereby directed to pay the balance owing on said automobile.

It appearing to the Court that the parties have further agreed, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that defendant, Charles Herbert King, pay to the plaintiff, Mary Jean Gray King, the sum of One Hundred ($100.00) Dollars per week for a period of fifteen (15) years from the date of this decree.

It is FURTHER ORDERED, ADJUDGED AND DECREED by theCourt that the defendant, Charles Herbert King, pay to the plaintiff, Mary Jean Gray King, the sum of Fifty ($50.00) Dollars per week, in addition to the amount mentioned above, as support and maintenance for the minor child until said child reaches the age of eighteen years, or becomes self-supporting.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court, and the defendant is hereby DIRECTED, to maintain hospitalization and medical insurance for said minor son.

It being agreed by the parties, it is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Charles Herbert King, maintain insurance on his life in the total amount of Fifty Thousand ($50,000.00) Dollars, with the plaintiff, Mary Jean Gray King, and the minor son, Timothy Layne King, as irrevocable beneficiaries of said insurance.

In consideration of the property settlement agreement voluntarily made by the parties and submitted to and approved by the Court, and incorporated in the decree, as stated above, the plaintiff, Mary Jean Gray King, relinquishes any further claim or interest in any other real estate owned either by the parties jointly or by the said Charles Herbert King individually, as well as any claim against or interest in any business enterprises owned by the parties jointly or by the defendant individually.

As a further part of the agreement of the parties, the defendant, Charles Herbert King, will hold the plaintiff, Mary Jean Gray King, free and harmless from any obligation to pay any debt, encumbrance or claims of others against said businesses or real estate holdings over and beyond the obligation to pay the balance owing on the Waco Drive property, which obligation the plaintiff assumes, as set out hereinabove. The parties will execute all instruments necessary to effect the directions of this decree.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Charles Herbert King, pay to Jack Norman, Attorney of record for the plaintiff, the sum of $ 3,300.00 as a professional fee for representing the plaintiff and the minor child of the parties in this litigation, for which execution may issue, if necessary.

The defendant will pay the costs of this cause, for which execution may issue, if necessary.

Enter This 18th Day of April, 1977

Judge, Sixth Circuit Court

Approved:

Mary Jean Gray King, Plaintiff

Charles Herbert King, Defendant

Attorney for Plaintiff

Attorney for Defendant

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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* Sixth *Circuit Court for Davidson County, Tennessee, on the* 18th *day of* April, 19 77, *in Case Number* 83637 *between* Mary Jean Gray King *Plaintiff, and* Charles Herbert King *Defendant, as same remains of record in Book* 20B, *Page* 1280 *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* 29th *day of* October *in the year one thousand nine hundred and* ninety-one *and in the* 216th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By L Bayne *D.C.*