12-18-74
93B/615

DAVID N. WAYMAN] IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

VS.]

NO. 74778

LILLIAN FAYE BURDETTE WAYMAN]

D E C R E E

This cause came on to be heard on this 9th day of December, 1974, before the Honorable John R. Parker, Special Judge, Division IV of the Circuit Court of Davidson County, Tennessee, upon the original petition filed by the plaintiff, and the answer and cross-petition, and the answer to the cross-petition. The answer and cross-petition having been withdrawn prior to the hearing of the cause, the matter was heard on an ex parte basis. From the testimony of the plaintiff, his corroborating witnesses, statement of counsel, and from the entire record of the matter, the Court was of the opinion that the plaintiff did sustain his grounds for divorce, that is, that the defendant has been guilty of such cruel and inhuman treatment towards him as renders further cohabitation unsafe and improper.

It is, therefore, ORDERED, ADJUDGED and DECREED that the plaintiff, David N. Wayman, is awarded an absolute divorce from the defendant, Lillian Faye Burdette Wayman, and the bonds of matrimony heretofore existing between the parties are forever and perpetually dissolved. Plaintiff is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED that the absolute care, custody and control of the minor child of the parties, to wit, Cindy, be vested in the defendant, with the right and privilege of the plaintiff to see and visit said aforementioned child at all reasonable times and places. As support for said child, the plaintiff shall pay to the defendant

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the sum of $20.00 per week, payable directly by check or money order. The defendant shall have the right and privilege to claim said child for income tax purposes.

It further appearing to the Court that the parties had entered into a property settlement agreement, disposing of certain items of property, and the Court having ratified the same, it is further ORDERED, ADJUDGED and DECREED as follows: The plaintiff will assume all responsibility for payment of a note at the DuPont Credit Union in the amount of $767.77, which has heretofore been paid by the defendant at the rate of $50.00 per week. In addition thereto, the plaintiff will pay to the defendant a sum of $1,150.00, representing monies paid by the defendant in regard to the said aforementioned note, and paid by the defendant prior to the entry of this order.

It is further ORDERED, ADJUDGED and DECREED that all of defendant's right, title and interest in and to a certain piece of real property heretofore owned by the parties as tenants by the entirety, and more particularly described as follows:

> Being Lot No. 80 on the plan of Village of Old Hickory, Section "B" as of record in Book 1424, page 67, Register's Office for said County.
>
> Said Lot No. 80 fronts 53 feet on the west side of Clarke Street and runs back 87.7 feet on the north line and 88.1 feet on the south line, to a dead line in the rear on which it measures 53 feet.
>
> Being the same property conveyed to David N. Wayman and wife, Lillian B. Wayman, by deed from Harry B. Taylor and wife, Irene A. Taylor, of record in Book 4638, page 503, Register's Office for said County.

it being the intention of the Court to convey said property absolutely to the plaintiff.

The plaintiff shall transfer to the defendant all of his right, title and interest in and to a 1969 Rambler Rogue

automobile, and shall execute such documents as may be necessary for said transfer.

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

Entered this 18 day of December, 1974.

SPECIAL JUDGE

APPROVED FOR ENTRY:

Jack Norman, Jr., Attorney for Plaintiff

I certify that I have mailed a copy of this Decree to Mr. Henry A. Seligmann, attorney for defendant, Suite 101, 361 West Main Street, Hendersonville, Tennessee, 37075, this 13th day of December, 1974.

Attorney

STATE OF TENNESSEE

I, RICHARD R. 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 0 Circuit Court for Davidson County, Tennessee, on the 18 day of DECEMBER , 1974 , in the Case Number 74778 between WAYMAN, DAVID N Plaintiff, and WAYMAN, LILLIAN FAYE Defendant, as same remains of record in Vol. 093B , Page 00615 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 15 day of JUNE in the year two thousand one and in the 225th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

RICHARD R. ROOKER
CIRCUIT COURT CLERK