2-24-11
1112/0015

IN THE THIRD CIRCUIT COURT
FOR DAVIDSON COUNTY, TENNESSEE

HERBERT JACKSON BIGGS,
Complainant,
VS.
DOLLY B. ADCOCK BIGGS,
Defendant.

NO. 79544

Davidson County DEEDDIV
Recvd: 03/02/07 09:42 4 pgs
Fees:22.00 Taxes:0.00
20070302-0025779

FINAL DECREE

This cause having come on to be heard on the 17th day of February, 1977 before the Honorable Joe C. Loser, upon the complaint, the answer, the cross-complaint of the defendant and the answer thereto, upon statement of plaintiff and defendant, and their respective witnesses, upon statement of counsel and from the entire record; from all of which it appears to the court that this court has jurisdiction of the cause and that defendant-cross-complainant has proved and sustained her grounds of cruel and inhuman treatment and of abandonment and failure to provide; IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that defendant-cross-complainant, Dolly B. Adcock Biggs is awarded an absolute divorce on the grounds of cruel and inhuman treatment and abandonment and failure to provide; and IT IS HEREBY ORDERED, ADJUDGED AND DECREED that absolute custody of the parties' minor child, Christopher Rodney Biggs is vested in the defendant-cross-complainant, Dolly B. Biggs with reasonable visitation granted to the plaintiff-cross-defendant, Mr. Herbert Biggs at such times and places as determined by the defendant-cross-complainant.

It is hereby ORDERED, ADJUDGED AND DECREED that the plaintiff-cross-defendant shall pay child support for the parties' minor child in the amount of Twenty-Five ($25) Dollars per week commencing February 17, 1977 and payable on each and every Thursday hereafter until said minor child

is emancipated. Said child support awarded herein shall be paid through the Circuit Court Clerk's office of Davidson County, Tennessee and the Clerk's lawful commission shall be paid in addition to the amount awarded herein; and

IT IS ORDERED, ADJUDGED AND DECREED that the plaintiff-cross-defendant shall pay as alimony in futuro of Two Hundred ($200) Dollars per month commencing February 17, 1977 and payable on the 17th day of each and every month thereafter. Said alimony in futuro shall be paid through the Circuit Court Clerk's Office in Davidson County, Tennessee and the Clerk's lawful commission shall be paid in addition to the amount awarded herein; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that as partial alimony in solido the defendant-cross-complainant is hereby awarded and she shall have full right, title and interest in the parties' home place known as 5644 Higdon Road, Davidson County, Tennessee and more fully described as follows:

> All of that certain piece, parcel or lot of land, lying and being in the County of Davidson, State of Tennessee, in the 14th, formerly the 24th Civil District, more particularly described as follows: BEGINNING at a point on the easterly margin of theHigdon Road, and being on the southerly line of one Cornwell land; thence South 84 Degrees East 432 feet to a post which is the North East Corner of the land that is being described by this deed; thence South 6 Degrees West 295 feet to a beech, and the same being the South East corner of this land; thence North 71 Degrees West 495 feet to the easterly margin of said Higeon Road, thence North 15 Degrees East 190 feet to the place of the beginning, and according to a survey made by C. J. Carney, Surveyor, 30th day of August 1960, being 2.54 acres and being noted in Book 93 Page 829 of the Register's Office for Davidson County, Tennessee, see deeds of August 15th, 1953. Said lot of land having been conveyed to the Bargainors herein by Deed of Dommie Higdon, dated August 31, 1960 and recorded in said Register's Office on September 1, 1960 in Deed Book No. 3128 Page No. 317.

Also, as partial alimony in solido defendant-cross-complainant is awarded all the contents in said home place. Further, plaintiff-cross-defendant shall pay to the defendant-cross-complainant the sum of Two Thousand ($2,000) Dollars cash

One Thousand ($1,000) Dollars of which constitutes reasonable attorney's fees to be paid to counsel for defendant-cross-complainant, Woods & Woods, A Professional Association, 121 Seventeenth Avenue, South, Nashville, Tennessee 37203; and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this Honorable Court shall retain jurisdiction of this cause for the purpose of awarding additional alimony in solido pending review of the documents to be submitted by the plaintiff-cross-defendant;

IT IS ORDERED, ADJUDGED AND DECREED that within sixty (60) days of the entry of this order plaintiff-cross-defendant shall file the following documents with the court: a copy of plaintiff-cross-defendant's most recent financial statement submitted by plaintiff-cross-defendant to Ashland City Bank & Trust Company for loans regarding automobiles, equipment and machinery; a sworn financial statement giving a true, complete and accurate account of plaintiff-cross-defendant's present financial condition and a copy of plaintiff-cross-defendant's 1975 income tax return. It is further ORDERED, ADJUDGED AND DECREED that the plaintiff-cross-defendant file with the court his 1976 income tax return simultaneously with his filing of said return with the Internal Revenue Service.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff-cross-defendant is hereby enjoined from going about the defendant-cross-complainant or her children for the purpose of injuring, harrassing, molesting, insulting, or in any way interfering with said persons.

The cost of this cause shall be taxed against the plaintiff-cross-defendant.

ENTERED this ___ day of _____, 1977.

Enter This 24 Day of Feb., 1977 JOE C. LOSER, JUDGE, THIRD CIRCUIT COURT

2/24/77

APPROVED FOR ENTRY:

Jinx S. Thomas
Attorney for Defendant-Cross-Plaintiff

Melvin Butler
Attorney for Plaintiff-Cross-Defendant

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 THIRD Circuit Court for Davidson County, Tennessee, on the 24 day of FEBRUARY , 1977 , in the Case Number 79544 between BIGGS, HERBERT JACKSON Plaintiff, and BIGGS, DOLLIE B Defendant, as same remains of record in 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 27 day of FEBRUARY in the year two thousand seven and in the 230th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

