BILL GARRETT, Davidson County
Trans:T20140005324 DEEDDIV
Recvd: 01/23/14 12:44 3 pgs
Fees:17.00 Taxes:0.00
20140123-0006465

BETTY FARMER TOMLIN)
)
Vs #45762)
)
WILLIAM RANDALL TOMLIN)

IN THE PROBATE COURT FOR

DAVIDSON COUNTY, TENNESSEE

D E C R E E

This cause came on to be heard on this 22nd day of July, 1965, before Honorable, Donald D. Hildebrand, sitting, Special Judge, holding Probate Court for Davidson County, Tennessee, upon the original bill of complaint, the pro confesso heretofore entered against the defendant, testimony of witnesses and exhibits introduced in open Court, argument of counsel and upon the entire record in the cause, from all of which it appearing to the satisfaction of the Court that the allegations of the original bill are fully sustained by the proof, that is, that the defendant William Randall Tomlin has been and is guilty of such cruel and inhuman treatment and conduct towards the complainant as to render it unsafe and improper to be under his dominion and control; that the defendant has abandoned complainant or turned her out of doors and has failed, refused and neglected to support and provide for her, IT IS, THEREFORE, ACCORDINGLY ORDERED, ADJUDGED AND DECREED BY THE COURT: That the bonds of matrimony heretofore subsisting between the complainant and the defendant be and the same hereby are perpetually and forever dissolved and the complainant, Betty Farmer Tomlin, be and she hereby is awarded an absolute divorce from the defendant, William Randall Tomlin, and restored to all rights and privileges of an unmarried person.

It further appearing that the complainant is a fit and proper person to have and enjoy the custody and control of the minor child born of this union, namely William Randall Tomlin, Jr., as well as the unborn child she now carries, it is adjudged and decreed that the sole, absolute and exclusive cares, custody and control of said minor children, be and hereby is awarded to the complainant, and that the defendant, being an unfit person to have and enjoy custodial rights of said child or children born and yet to be born of this union, no visitational rights are afforded him pending the other and further orders of this Court.

It is further ordered, adjudged and decreed by the Court that as partial alimony, the complainant being entitled to same, out of the property of the defendant within the jurisdiction of the Court as set forth in paragraph V of the Original Bill, all right, title and interests, legal or equitable of the defendant William Randall Tomlin in and to the real and personal property mentioned and described therein, all as is hereinafter set forth, be and same hereby is divested out of the defendant and vested in complainant, absolutely, subject only to any existing encumbrances thereon., i.e., the household furnishings, fixtures, appliances and personal effects situated at the complainant's residence at 1010 Granada Court, Nashville, Davidson County, Tennessee, and the 1961 model Chevrolet Corvair Monza automobile, bearing Motor Vehicle Title Certificate for the State of Tennessee, Number 9891060; further all right, title and interests of the

defendant, legal or equitable, in and to the real property heretofore held by the parties as tenants by the entirety situated at 1010 Granada Court in Nashville, Davidson County, Tennessee, be and same hereby is divested out of the defendant and title thereto is vested in complainant solely, subject to any existing encumbrances thereon and subject further to the lien for attorneys fees against said defendants interests hereinafter set forth. Said realty is more particularly described as follows:

> "Land in Davidson County, Tennessee, being Lot No. 5 on the Plan of Granada Place, as of record in Book 3106, Page 34, Registers Office for said County. "Said Lot No. 5 fronts 40.0 feet on the southeasterly side of Granada Court, and extends back between lines, 101.8 feet on the northeasterly line, and 143.6 feet on the southwesterly line, to a line in the rear, which is a broken line, measuring 112.5 feet thereon."
>
> Being the same property conveyed to William R. Tomlin and wife, Betty F. Tomlin by deed from Morton Smith, Sr., a widower, dated the 9th day of September, 1964, as same appears of record in Book 3809, Page 613, R.O.D.C., Tennessee.

It further appearing to the satisfaction of the Court taht Wm Thomas McHugh, the solicitor of record for the complainant, has rendered valuable and necessary professional services and made personal advancements for deposit to court costs, publication and related expenses incidant to these proceedings for and on behalf of the complainant and the minor child for which compensation should be awarded and for which the estate of the defendant are liable, it is accordingly ordered, adjudged and decreed by the Court that Wm Thomas McHugh be and he hereby is awarded the sum of $ 265.00 , as and for reasonable attorneys fees and to reimburse personal advancement of funds incident to these proceedings, and a lien is declared in his favor for said amount and impressed upon the real property hereinabove described.

Upon application of the complainant, and it appearing that the defendant in this case has absconded from the State of Tennessee and therefore could not be personally served with process so as to entitle complainant to an award for alimony and child's support, as well as for medical expenses incident to delivery of the unborn child, and that the manifest best interests of the minor child and the unborn child require other and further proceedings should the defendant return, or be returned, to the jurisdiction of this Court, the matter of alimony and child's support is expressly and specifically reserved, and leave is granted complainant to subsequently petition this Court for an award as to alimony, children's support as well as related expense incidant to confinement, delivery and both prenatal and postnatal care of her unborn child of this union, at such time as personal service may be had on the defendant William Randall Tomlin.

The costs of this cause are adjudged against the defendant, for which execution may issue.

APPROVED FOR ENTRY:

Wm Thomas McHugh, Sol'r for
Betty Farmer Tomlin, Complainant

SPECIAL JUDGE

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 _ Circuit Court for Davidson County, Tennessee, on the 22 day of JULY , 1965 , in the Case Number 45762 between TOMLIN, BETTY FARMER Plaintiff, and TOMLIN, WILLIAM R 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 21 day of JANUARY in the year two thousand fourteen and in the 237th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk