IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

OLLIE MAY PATTERSON KIRBY)
)
VS.) NO. 86344
)
HENRY BERNARD KIRBY)

BILL GARRETT, Davidson County
Trans:T20160059052 DEEDDIV
Recvd: 07/11/16 15:35 4 pgs
Fees:22.00 Taxes:0.00
20160711-0070912

FINAL DECREE

This cause came on to be heard before the Honorable Joe C. Loser, Jr., Judge of the Third Circuit Court of Davidson County, on the 16th day of May, 1977, upon the original bill of divorce filed by the complainant, default judgment taken against the defendant, testimony of the complainant and her corroborating witnesses, statement of counsel and the entire record in this cause from all of which the Court finds that the complainant has made out her case as charged, to wit: that the defendant has been guilty of such cruel and inhuman treatment as renders cohabitation unsafe and improper for her to be under his dominion and control and that the complainant is entitled to an absolute divorce from the defendant and it further appears to the satisfaction of the court that the complainant is entitled to custody of the minor children of the parties, child support and an equitable distribution of the property accumulated by the parties during the marriage.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore existing and subsisting between the complainant and defendant be and the same are hereby forever and perpetually dissolved and that the complainant is awarded an absolute divorce from the defendant and is restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED AND DECREED that the complainant is awarded the care, custody and control of the parties minor children with reasonable rights of visitation reserved to the defendant at such times and places as are reasonable and convenient with the complainant and the children.

IT IS FURTHER ORDERED AND DECREED that the complainant is awarded the defendant's equity in the property at 2107 Morena Street, Nashville, Davidson County, Tennessee, and that said property is awarded to the complainant as her property absolutely. A legal description of said property is as follows:

Being the easterly 50 feet of the westerly 96 feet on the northerly one-half of Lot No. 2 in the Subdivision of Lot No. 4 of the Elizabeth Harding Lyle Tract as of record in Minute Book 25, page 453, Chancery Court of Davidson County, Tennessee at Nashville.

Said part of Lot No. 2 fronts 50 feet on the southerly side of Morena Street and runs back between parallel lines 162-1/2 feet to an alley.

IT IS FURTHER ORDERED AND DECREED that the complainant is awarded child support in the amount of $30.00 per week per child or a total of $60.00 per week plus the clerk's commission. Said payments to begin on Friday, June 17, 1977, and to be paid into the office of the Clerk of this Court.

IT IS FURTHER ORDERED AND DECREED that the complainant is awarded the 1971 Oldsmobile automobile as her property absolutely and all of the furniture, household goods and appliances contained in the residence at 2107 Morena Street as her property absolutely.

IT IS FURTHER ORDERED that the defendant is required to remove himself from the premises at 2107 Morena Street on or before 4:00 P. M. on Monday, June 13, 1977.

IT IS FURTHER ORDERED that the defendant is required to maintain all insurance policies now presently in existence on his life with the parties children as the beneficiaries of said policies and to furnish the complainant certificates of insurance on these policies designating the beneficiaries.

IT IS FURTHER ORDERED that the defendant pay unto Thomas O. H. Smith, Jr., Attorney for Complainant, the sum of $300.00 as his fee for representing the complainant herein.

IT IS FURTHER ORDERED that the injunction heretofore issued restraining the defendant from harming, threatening, harrassing or molesting the complainant or the children in any manner whatsoever and wherever they may be is hereby made permanent.

IT IS FURTHER ORDERED AND DECREED that the costs of this cause are taxed against the defendant for which execution may issue if necessary.

For all of the foregoing, judgment is given and for which execution may issue if necessary.

This ____ day of June, 1977.

JUDGE

6/13/77

APPROVED FOR ENTRY:

Thomas O. H. Smith, Jr.

Thomas O. H. Smith, Jr.
Attorney for Complainant

Enter This 13 Day of June, 197_

I hereby certify that I have mailed a copy of the foregoing Final Decree to the defendant, Henry Bernard Kirby, 2107 Morena Street, Nashville, Tennessee, on this 9th day of June, 1977.

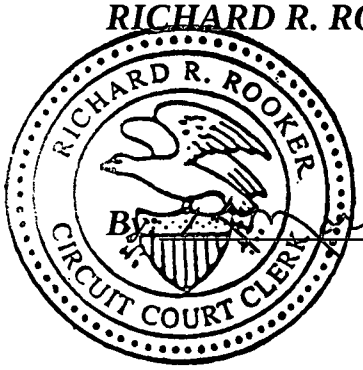
Thomas O. H. Smith, Jr.

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 13 day of JUNE, 1977, in Docket Number 86344 between KIRBY, OLLIE MAY P, Plaintiff, and KIRBY, HENRY 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 28 day of JUNE in the year two thousand sixteen and in the 239th year of American Independence.

RICHARD R. ROOKER, Clerk,



By: _____ Deputy Clerk

[SEAL]