139A/564

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

AT NASHVILLE

KAREN SUE (GOODWIN) DEMPSEY)

VS) NO. 84D-605

GARY DOUGLAS DEMPSEY)

161-11; 51

FINAL DECREE

BOOK 6417 PAGE 542

This matter came on to be heard on this 7th day of August, 1984, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, at Nashville, upon the original Complaint filed by the wife, Karen Sue (Goodwin) Dempsey, the Answer and Counter Complaint filed by the husband, Gary Douglas Dempsey, statement of counsel for the husband in open Court that the husband would not proceed on his Counter Complaint for divorce but would present evidence as to division of property and child support, testimony of the parties and of witnesses, and the entire record in this cause, from all of which the Court was of the opinion that the wife, Karen Sue (Goodwin) Dempsey, is entitled to an absolute divorce in that the husband has been guilty of such cruel and inhuman treatment or conduct towards her as renders further cohabitation unsafe and improper; and further, that the wife should have custody of the parties minor children with reasonable visitation rights reserved for the husband; that the husband should pay child support in the amount of $200.00 per month and a further division of property, to wit:

1. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the wife, Karen Sue (Goodwin) Dempsey, is entitled to an absolute divorce from the husband in that he has been guilty of such cruel and inhuman treatment or conduct towards the wife as renders further cohabitation unsafe and improper and that the parties are restored to all the rights and privileges of unmarried persons in that the marriage is absolutely and perpetually dissolved.

2. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband is divested of all right, title and interest in and to all the household furnishings and personal property which the wife presently has in her possession except as is specifically granted to the husband in paragraph #3 herein below and that the wife is vested with the sole right, title and interest in and to said personal property presently in her possession.

3. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the wife is divested of all right, title and interest in and to the household furnishings and personal property presently in the possession of the husband and in addition thereto the following:

Remington pump shotgun, push lawnmower, riding lawnmower, weedeater-string trimmer; 100-foot extension cord, 25-foot extension cord, 23-inch black & white television, table lamp, chest freezer, baby craddle, clothing of husband, personal photo alubums of husband, text books and magazines, stereo headphones, ceramic cat figure, blender, gun rack, fishing equipment, bedroom suite in child's room,

and that the husband is vested with the sole right, title and interest in and to said personal property and household furnishings.

4. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the wife is awarded the sole right, title and interest in and to her automobile and is solely liable for any indebtedness thereon and shall indemnify the husband for any losses therefrom and hold husband harmless therefor.

5. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the wife is awarded the care, custody and control of the parties' minor children, Allison and Kyle, and that the husband is awarded reasonable visitation rights with said children.

6. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband is to pay directly to the wife the sum of Two Hundred and NO/100 ($200.00) Dollars per month as child support for the support and maintenance of said minor children and that said child support is to remain for a period of ninety (90) days at which time it shall be re-evaluated.

7. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that both parties are permanently enjoined and restrained from arguing or harrassing the other party.

8. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that after the husband obtains employment he is to maintain hospitlization insurance on the parties' minor children. That both parties are to divide equally all medical bills, including dental, orthodontic, and eye care equally, which are not covered by hospitalization insurance.

9. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the husband is hereby divested of all right, title and interest in and to the parties home place and that the wife is vested with the sole right, title and interest in and to said real estate and that she is soiely liable for all encumbrances thereon and shall hold the husband harmless for any mortgages thereon and indemnify him from any losses therefrom. That the Court establishes the value of said real estate to be $60,000.00. That the Court deducts the first mortgage in the amount of $9,418.32 from said $60,000.00 value. That the remaining amount of $50,581.68 shall have deducted from it the amount of $25,000.00 which represents the amount the wife's grandfather gave both parties. (That the wife is hereby awarded alimony in solido in the amount of $12,500.00, representing 1/2 of the husband's equity in said $25,000.00). That the remainder of $25,581.68 represents the net equity in said real estate. That the net equity shall be divided equally between

the parties. That the husband is thereby awarded and granted a lien against said real estate in the amount of $12,790.84, said lien must be paid by the wife to the husband within ninety (90) days of the date of said final hearing.

That said real estate is commonly known as 547 Huntington Parkway, Nashville, Davidson County, Tennessee and is more particularly described, to wit: BOOK 6417 PAGE 544

> Land in Davidson County, Tennessee being Lot No. 359 on the Plan of Huntington Park Subdivision of record in Book 4460, Page 68, of the Register's Office for Davidson County, Tennessee to which plan reference is hereby made for a more complete description.
>
> Being the same property conveyed to Gary D. Dempsey and wife, Karen G. Dempsey by deed from Phillip G. Hord and Edgar D. Smith, as of record in Book _____, Page _____, of the Register's Office for Davidson County, Tennessee.

10. IT IS FURTHER ORDERED, AJUDGED AND DECREED that each party is responsible for his or her own legal fees.

11. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this cause shall be taxed against the husband for which execution may issue if necessary.

ENTERED this 14th day of September, 1984.

JUDGE MURIEL ROBINSON

APPROVED FOR ENTRY:

Richard R. Clark
Attorney for Mr. Dempsey
5221 Nolensville Road
Nashville, TN 37211 (832-0138)

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Final Decree has been mailed to Mr. John G. Doak, Attorney for Mrs. Dempsey, 2740-A Old Lebanon Road, Nashville, TN 37214, on this 7 day of September, 1984.

Richard R. Clark

cc: Gary Dempsey

I 60897

RUSH

IDENTIF. REFERENCE

Nov 1 3 10 PM '84

REGISTER
DAVIDSON COUNTY, TN

BOOK 6417 PAGE 515

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* Fourth *Circuit Court for Davidson County, Tennessee, on the* Fourteenth *day of* September, *19* 84, *in Case Number* 84D-605 *between* Karen Sue Goodwin Dempsey *Plaintiff, and* Gary Douglas Dempsey *Defendant, as same remains of record in Book* 139A, *Page* 564 *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* 1st *day of* November *in the year one thousand nine hundred and* Eighty-Four *and in the* 209th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Virginia Lacey *D.C.*

Form #GR-117