IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

JOHN EDWARD GRUBBS, Plaintiff, -vs- STEPHANIE GANN GRUBBS, Defendant.	]]]]]]]]	No. 86D-2516

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FINAL DECREE

This cause came on to be heard on this the 2nd day of June, 1987, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon Petition for Absolute Divorce heretofore filed in this cause on behalf of the plaintiff, John Edward Grubbs and the Answer and Counter-Complaint filed on behalf of Stephanie Gann Grubbs. Prior to the introduction of any proof, the defendant, Stephanie Gann Grubbs, through her attorney announced in open Court that she did not wish to proceed on her Counter-Complaint, and moved to withdraw same, which Motion the Court was pleased to grant.

The defendant, Stephanie Gann Grubbs, then moved to be allowed to file an Amended Answer to the original Complaint and upon objection by the plaintiff, John Edward Grubbs, and it satisfactorily appearing to the Court that there had not been leave of Court granted to the defendant to file an Amended Answer, therefore, the Motion was granted not to allow same to be filed and the matter proceeded for final hearing upon the Petition of John Edward Grubbs and after the testimony of the parties and their witnesses heard in open Court and upon various exhibits, statement of counsel and the entire record herein, the Court was of the opinion and finds that the allegation that the defendant, Stephanie Gann Grubbs, has been guilty of such cruel and inhuman treatment or conduct toward the plaintiff, John Edward Grubbs, as renders further cohabitation unsafe and improper, has been fully sustained by the proof and the

plaintiff, John Edward Grubbs, should be granted an absolute divorce from the defendant, Stephanie Gann Grubbs, and restored to all the rights and privileges of an unmarried person.

The Court was further of the opinion that custody of the minor child, Ashley Jane Grubbs, be vested in the mother, Stephanie Gann Grubbs, with liberal visitation rights granted to the father, John Edward Grubbs. The father, John Edward Grubbs, is ordered to pay the sum of FIVE HUNDRED DOLLARS ($500.00) per month child support. He is also to pay an additional TWO HUNDRED AND FIFTY DOLLARS ($250.00) per month as rehabilitative alimony for a period of one year.

The Court is further of the opinion that all right, title and interest which the defendant, Stephanie Gann Grubbs, has in and to the house and lot located at 2929 Lyndale Drive, Nashville, Davidson County, Tennessee, should be divested out of her and vested solely in the plaintiff, John Edward Grubbs, and he is to be solely responsible for any encumbrances or mortgages on said property and will hold the defendant, Stephanie Gann Grubbs, harmless thereon.

The Court is further of the opinion and finds that all certificates of deposit, savings accounts, cash, stocks, bonds or any other securities or money in any bank shall become his sole property as well as all household furnishings and effects located at his residence at 2929 Lyndale Drive and that all household furnishings and effects in the possession of the defendant at her place of residence shall become her sole and separate property.

The Court is further of the opinion that the defendant, Stephanie Gann Grubbs, will not have to repay any of the FOUR THOUSAND DOLLARS ($4,000.00) which she took from the bedroom of the plaintiff, nor will she have to repay any school expenses advanced by the plaintiff during the marriage for any courses that she took at Aquinas College in Nashville, Davidson County, Tennessee.

The Court is further of the opinion that the defendant, Stephanie Gann Grubbs, be awarded the sum of FIVE THOUSAND DOLLARS ($5,000.00) as alimony in solido and the plaintiff, John Edward Grubbs, shall become Trustee of any and all funds held by him on behalf of the minor child including any stocks, bonds, annuities or any assets or monies in any bank or a like institution.

The Court is further of the opinion that the Honorable Charles Galbreath should be awarded a fee in the amount of ONE THOUSAND DOLLARS ($1,000.00) for his services in this cause, FIVE HUNDRED DOLLARS ($500.00) of which is to be paid by the plaintiff, John Edward Grubbs, and FIVE HUNDRED DOLLARS ($500.00) by the defendant, Stephanie Gann Grubbs.

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties, be, and the same are forever dissolved and for nothing held and the plaintiff, John Edward Grubbs, is hereby granted an absolute divorce from the defendant, Stephanie Gann Grubbs, and is restored to all the rights and privileges of an unmarried person.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff, John Edward Grubbs, be and is hereby ordered to pay the sum of FIVE HUNDRED DOLLARS ($500.00) per month as child support for the minor child, Ashley Jane Grubbs, with custody of the minor child vested in the mother, Stephanie Gann Grubbs, with liberal visitation granted to the father, John Edward Grubbs.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff, John Edward Grubbs, be and is hereby ordered to pay the sum of TWO HUNDRED AND FIFTY DOLLARS ($250.00) per month as rehabilitative alimony to the defendant, Stephanie Gann Grubbs. Said payments to be made for a period of one year from the date of the trial of this cause.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff, John Edward Grubbs, is ordered to pay the sum of FIVE THOUSAND DOLLARS ($5,000.00) as alimony in solido to the defendant, Stephanie Gann Grubbs.

It is further ORDERED, ADJUDGED and DECREED by the Court that all right, title and interest in and to the house and lot located at 2929 Lyndale Drive, Nashville, Davidson County, Tennessee, be and the same is divested out of the defendant, Stephanie Gann Grubbs, and vested solely in the plaintiff, John Edward Grubbs. Said property is more particularly described as follows:

> BEING Lot No. 125 on the Plan of Hillhurst Acres, Section 4, as of record in Book 2331, page 136, Register's Office for Davidison County, Tennessee.
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> SAID Lot No. 125 fronts 140 feet on the westerly side on Lyndale Drive and extends back 295.7 feet on the northerly line and 309.6 feet on the southerly line to a dead line, measuring 84.6 feet thereon.
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> BEING the same property conveyed to John E. Grubbs and wife, Myrtle D. Grubbs, by deed from Paul Waters and wife, Alice Waters of record in Book 5252, page 392, Register's Office for Davidson County, Tennessee.
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> THIS conveyance is made subject to a 15-foot easement for public utilities along rear line of premises, 125 feet building setback line from Lyndale Drive, and conditions of owners certificate, as shown on plan of record in Book 2331, page 136, Register's Office for said County; easement for right-of-way for the purpose of laying, construction, maintaining, operating, altering, replacing and removing pipe line for the transportation of natural gas, petroleum and their by-products under, upon, over and through premises with rights of ingress and egress and other rights, as set out in decree in Minute Book 45, page 572, Third Circuit Court at Nashville, Tennessee; to restrictive covenants of record in Book 2545, page 111, as amended by instrument of record in Book 2640, page 313, said Register's Office.
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> BEING the same property conveyed by Quitclaim Deed from John E. Grubbs to Stephanie Grubbs to create a tenancy by the entirety on June 17, 1983, and recorded in Volume 6586, Page 537, Register's Office for Davidson County, Tennessee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff, John Edward Grubbs, shall be appointed Trustee for any and all funds, including stocks, bonds, monies or assets of any kind now being held for the minor child and to be administered by him for the best interests of the minor child.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Honorable Charles Galbreath be and is hereby awarded a fee in the amount of ONE THOUSAND DOLLARS ($1,000.00) with the defendant, Stephanie Gann Grubbs, paying FIVE HUNDRED DOLLARS ($500.00) and the plaintiff, John Edward Grubbs, being ordered to pay the sum of FIVE HUNDRED DOLLARS ($500.00) of this fee.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant shall not be required to repay any of the FOUR THOUSAND DOLLARS ($4,000.00) which she took from the plaintiff, nor repay any of the school monies advanced by the plaintiff for her tuition, books or expenses at Aquinas College during this marriage.

It is further ORDERED, ADJUDGED and DECREED by the Court any and all Certificates of Deposit, as well as any and all checking and savings accounts now in the possession or name of the plaintiff, John Edward Grubbs, shall become his sole property and any interest which the defendant, Stephanie Gann Grubbs, may have by reason of her marriage to the plaintiff, John Edward Grubbs, be and the same as divested out of her and all interest is vested solely in John Edward Grubbs.

It is further ORDERED, ADJUDGED and DECREED by the Court that the fur coat now in the possession of the plaintiff, John Edward Grubbs, shall become the sole property of the defendant, Stephanie Gann Grubbs.

It is therfore ORDERED, ADJUDGED and DECREED that all costs of this cause are to be taxed against the defendant for which execution may issue if necessary.

JUDGE

6-22-87

APPROVED FOR ENTRY:

ROBINSON & ROBINSON

By: Mac E. Robinson
MAC E. ROBINSON
Attorney for Plaintiff,
John Edward Grubbs

511 Dominion Bank Building
Nashville, TN 37201
(615) 259-2802

STEPHANIE GANN GRUBBS
323 Summitt Ridge Circle
Nashville, TN 37215

JOHN EDWARD GRUBBS
2929 Lyndale Drive
Nashville, TN 37207

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Final Decree has been served upon Charles Galbreath, Attorney for Defendant, 901 Stahlman Building, Nashville, TN 37201, by placing said copy in the United States mail of this the 15th day of June, 1987.

Mac E. Robinson

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* 22nd *day of* June, *19* 87, *in Case Number* 86D-2516 *between* John Edward Grubbs *Plaintiff, and* Stephanie Gann Grubbs *Defendant, as same remains of record in Book* 162A, *Page* 730 *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* 29th *day of* June *in the year one thousand nine hundred and* eighty-seven *and in the* 211th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By R. Spurlock *D.C.*

Form #GR-117