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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

MARY ALINE LENING,

Plaintiff,

VS. DOCKET NO.: 88D-1861

COGAR WILSON LENING,

Defendant.

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FINAL DECREE

This cause came on to be heard on the 10th day of November, 1988, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Plaintiff's Complaint for Divorce and amendment thereto, defendant having been personally served, and a default judgment having been previously entered, the testimony of the plaintiff and her witnesses, and upon the entire record, from all of which the Court finds as follows:

That the defendant is guilty of such cruel and inhuman treatment toward the plaintiff as renders the continuation of this marriage unsafe and improper.

That the plaintiff shall have the sole care, custody and control of the minor child of the parties, namely: Angela Faye Lening.

That the former marital residence located at 90 Lutie Street, Nashville, Davidson County, Tennessee, and all personal property of the parties located in said residence should be awarded to the Plaintiff, namely, Mary Aline Lening, who presently resides at 532 High Street, Nashville, Tennessee, 37211.

That the two (2) life insurance policies issued by American General Life Insurance Company, more specifically being Policy Number 09996791 and Policy Number 79627567, shall be the sole and exclusive property of the plaintiff.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that the plaintiff is awarded an absolute divorce from the defendant on the grounds that the defendant, Cogar Wilson Lening, whose current address is V A Hospital, Murfreesboro, Tennessee, 37130, has rendered such cruel and inhuman treatment toward the plaintiff as it makes the continuation of this marriage unsafe and improper, and the plaintiff is restored to all the rights and privileges of an unmarried person.

IT IS, FURTHER, ORDERED that the plaintiff is hereby awarded the sole care, custody and control of the minor child of the parties, namely Angela Faye Lening, born the 16th day of December, 1972, and that the defendant shall pay the sum of Fifty Dollars ($50.00) per week as and for support of the parties' minor child. Said sum shall be paid through the Circuit Court Clerk's Office, and the Husband shall pay in addition to the Fifty Dollars ($50.00) per week child support, the Clerk's customary fee for handling and processing such payments, currently five percent (5%) for a total weekly payment to the Circuit Court Clerk in the amount of Fifty-Two and 50/100 Dollars ($52.50). First said payment is due and payable on 15th day of November, 1988, and said obligation of the Defendant to pay child support shall continue thereafter to be due and payable weekly by the defendant in each such succeeding week of each succeeding year; and shall terminate when the child of the parties reaches the age of majority or otherwise becomes emancipated.

IT IS, FURTHER, ORDERED that defendant's visitation with said minor child of the parties, namely, Angela Faye Lening, is reserved pending defendant making application with this Court for visitation with said minor child.

IT IS, FURTHER, ORDERED that the jointly owned real property located at 90 Lutie Street, Nashville, Davidson County, Tennessee, 37210, is divested out of the defendant, and vested solely in plaintiff, Mary Aline Lening, and that plaintiff shall immediately take possession of said real property. The plaintiff is responsible for making mortgage payments, and all costs for taxes, maintenance and other costs relative to said real property. Said real property is more specifically described as follows:

> BEING Lot No. 21 on the Plan of Sterling Subdivision No. 1, as of record in Book 1424, page 97, Register's Office for said County.
>
> Said Lot No. 21 fronts 60 feet on the northerly side of Lutie Street and runs back between parallel lines 158.4 feet to a dead line.
>
> Being the same property conveyed to Cogar W. Lening and wife, Mary A. Lening, by deed from Agnes J. King, of record in Book 5540, page 796, Register's Office for Davidson County, Tennessee.

IT IS, FURTHER, ORDERED that the defendant is enjoined from coming around the real property known as 90 Lutie Street, Nashville, Davidson County, Tennessee, for any reason.

IT IS, FURTHER, ORDERED that all interest in all furniture, furnishings, household goods and other personal property of the parties located in the marital residence is divested out of the defendant and vested solely in the plaintiff.

IT IS, FURTHER, ORDERED that ownership of two (2) life insurance policies issued by American General Life Insurance Company, being Policy Number 09336791 and Policy Number 79627567, is divested from the defendant and vested solely in the plaintiff.

IT IS, FURTHER, ORDERED that the plaintiff is awarded an attorney fee of Five Hundred Dollars ($500.00) to be paid to the plaintiff by the defendant, and that all costs of this cause are taxed to the defendant.

For all of which execution may issue as necessary.

ENTER, this 22nd day of November, 1988.

MURIEL ROBINSON, Judge

SUBMITTED FOR ENTRY:

TED F. WALKER
Attorney for Plaintiff
2108 Parkway Towers
404 James Robertson Parkway
Nashville, Tennessee 37219
Telephone: 615/244-7706

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and exact copy of the foregoing has been furnished by U. S. Mail, postage prepaid to defendant, Cogar Wilson Lening, V A Hospital, Murfreesboro, Tennessee, 37130.
This Date: November 16, 1988

TED F. WALKER

cc: Mary Aline Lening, Plaintiff

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* TWENTY-THIRD *day of* NOVEMBER, *19* 88, *in Case Number* 88D-1861 *between* MARY ALINE LENING *Plaintiff, and* COGAR WILSON LENING *Defendant, as same remains of record in Book* 174B, *Page* 1152 *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* 4th *day of* MAY *in the year one thousand nine hundred and* EIGHTY-NINTH *and in the* TWO HUNDRED-THIRTEENTH *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Walter S. Adams *D.C.*