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1989 JAN 12 PM 4:00
GEORGE L. ROCKETT, CLERK
D.C.

IN THE PROBATE COURT FOR DAVIDSON COUNTY, TENNESSEE

BILLY JOE BROWN,	)	
	)	
PLAINTIFF/COUNTER-DEFENDANT,	)	
	)	
V.	)	DOCKET NO. 88D-1436
	)	
BETH ANN BROWN,	)	
	)	
DEFENDANT/COUNTER-PLAINTIFF.	)	

FINAL DECREE

THIS CAUSE came on to be heard on the 3rd day of January, 1989, before the Honorable James R. Everett, Jr., Judge of the Probate Court for Davidson County, Tennessee, upon the Complaint for Absolute Divorce filed by Plaintiff, Billy Joe Brown; personal service of process had upon the Defendant, Beth Ann Brown; Answer and Counter-Complaint for Absolute Divorce filed by Defendant Beth Ann Brown; personal service of process had upon the Counter-Defendant, Billy Joe Brown; Answer to the Counter-Complaint for Absolute Divorce filed by Billy Joe Brown; the testimony of Plaintiff Billy Joe Brown in open court; the testimony of the witnesses in open court; the Exhibits offered and admitted into evidence in open court; the record as a whole, from all of which it duly appeared which the Court finds as follows:

1. That Plaintiff Billy Joe Brown is entitled to an Absolute Divorce on the grounds of Adultery and Cruel and Inhuman Treatment;

2. That Plaintiff Billy Joe Brown is entitled to all household furniture; household appliances; and other personal property identified in Exhibit "A" attached hereto, which represents a fair and equitable distribution of said property to Plaintiff and which said property is in the possession of Plaintiff;

3. That Plaintiff Billy Joe Brown is entitled to his 1987 Nissan Maxima automobile presently in the possession of Plaintiff;

4. That Plaintiff Billy Joe Brown is entitled to be vested with all right, title and interest in the homeplace located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138;

5. That Plaintiff Billy Joe Brown is entitled to all equity in the homeplace located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138, as Alimony in Solido which has been valued at approximately $6,000.00;

6. That Plaintiff Billy Joe Brown is a fit and proper person to have exclusive, legal and physical custody and control of the parties minor child;

7. That Defendant Beth Ann Brown owes a duty to provide reasonable support of $58.00 per week for the parties' minor child to be paid weekly by wage assignment plus a five percent commission for the Clerk's lawful commission, to the Clerk of the Circuit Court for Davidson County, Tennessee;

8. That Defendant shall have visitation privileges of the parties' minor child every first Sunday of each month, between the hours of 1:00 p.m. and 5:00 p.m. in the homeplace of Plaintiff Billy Joe Brown located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138, beginning February 1989;

9. That Plaintiff has incurred attorney's fees in the amount of $2,600.00, in this cause and has incurred a court reporter's expense in the amount of $219.75, and is entitled to recover these amounts from the Defendant;

10. That the Defendant Beth Ann Brown is entitled to the personal property and the 1986 Toyota Corolla automobile identified in Exhibit "B" attached hereto, which represents a fair and equitable distribution of said property to Defendant, and which said property is presently in her possession;

11. That Defendant Beth Ann Brown has incurred several debts and obligations following her separation from the homeplace in April of 1988, which Defendant shall be solely

responsible for repayment thereof;

12. That Defendant Beth Ann Brown shall be responsible for the court costs in this cause.

BASED UPON THESE FINDINGS, it is hereby

ORDERED, ADJUDGED AND DECREED that Plaintiff Billy Joe Brown shall be granted an Absolute Divorce from the Defendant Beth Ann Brown on the grounds of Adultery and Cruel and Inhuman Treatment, and the parties shall be restored to the rights and privileges of unmarried persons.

It is further **ORDERED, ADJUDGED AND DECREED** that the Counter-Complaint for Absolute Divorce filed by Defendant Beth Ann Brown be and the same is hereby dismissed;

It is further **ORDERED, ADJUDGED AND DECREED** that Plaintiff Billy Joe Brown is hereby awarded all right, title and interest in and to the household furniture; household appliances and other personal property identified in Exhibit "A" affixed hereto;

It is further **ORDERED, ADJUDGED AND DECREED** that Plaintiff Billy Joe is awarded his 1987 Nissan Maxima automobile and is hereby vested with all right, title and interest in said automobile presently in his possession; and that Plaintiff shall assume the outstanding indebtedness on said automobile;

It is further **ORDERED, ADJUDGED AND DECREED** that all, right, title and interest of the Defendant Beth Ann Brown, has in and to the following real property, known as the homeplace located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138, be and the same is divested out of her and vested solely in fee simple absolute in the Plaintiff Billy Joe Brown:

> LAND in Davidson County, Tennessee, Being Lot No. 9 on the Plan of SOUTHFORK SUBDIVISION, SECTION ONE, of record in Plan Book 6250, Pages 384 and 385, Register's Office for Davidson County, Tennessee, to which Plan reference is hereby made for a more complete and accurate description thereof.
>
> Being the same property conveyed to Billy Joe Brown and wife, Beth Ann Brown, from Centex Homes Corporation, a Nevada Corporation, by Warranty

It is further **ORDERED, ADJUDGED AND DECREED** that the Plaintiff, Billy Joe Brown, shall assume the outstanding indebtedness on said real property and forever hold the Defendant harmless of the same;

It is further **ORDERED, ADJUDGED AND DECREED** that the Plaintiff, Billy Joe Brown, shall be awarded as Alimony in Solido any and all equity in the homeplace located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138, which has been valued at approximately $6,000.00;

It is further **ORDERED, ADJUDGED AND DECREED** that the Plaintiff, Billy Joe Brown, shall be awarded the exclusive care, legal and physical custody and control of the parties' minor child;

It is further **ORDERED, ADJUDGED AND DECREED** that the Defendant, Beth Ann Brown, owes a duty of support for the parties' minor child, and that the Defendant Beth Ann Brown is hereby **ORDERED** to pay the sum of $58.00 per week as reasonable child support for the parties' minor child, and said sum, together with a five percent commission as the Clerk's lawful commission, shall be paid each week into the registry of the Circuit Court for Davidson County, Tennessee by wage assignment;

It is further **ORDERED, ADJUDGED AND DECREED** that the Defendant, Beth Ann Brown's employer, Pizza Hut, 3410 Lebanon Road, Hermitage, Tennessee 37076 shall deduct from any wages, salaries, or other income due the Defendant Beth Ann Brown the sum of $58.00 per week (plus $2.90 as the Clerk's lawful commission) for a total of $60.90 per week as regular child support as hereinabove provided for the support of the parties' minor child, to be paid directly to the Clerk of the Circuit Court for Davidson County, Tennessee, Fifth Floor, Metro Courthouse, Nashville, Tennessee 37201;

It is further **ORDERED, ADJUDGED AND DECREED** that Defendant, Beth Ann Brown shall notify the Court and/or Clerk of the Circuit Court for Davidson County, Tennessee, of any change in her employment with a correct address and phone number of said employer.

It is further **ORDERED, ADJUDGED AND DECREED** that the Defendant, Beth Ann Brown shall have visitation privileges of the parties' minor child every first Sunday of each month only, between the hours 1:00 p.m. and 5:00 p.m., in the homeplace of the Plaintiff Billy Joe Brown located at 404 Brannon Hill Court, Old Hickory, Tennessee 37138 and said visitation privileges shall begin February of 1989;

It is further **ORDERED, ADJUDGED AND DECREED** that the Plaintiff Billy Joe Brown shall be awarded a judgment of $2,600.00, against the Defendant Beth Ann Brown for attorney's fee incurred by Plaintiff in this cause; and an additional judgment of $219.75, for a court reporter's expense incurred by Plaintiff in this cause;

It is further **ORDERED, ADJUDGED AND DECREED** that the Defendant Beth Ann Brown shall be awarded all right, title and interest in and to the personal property and the 1986 Toyota Corolla automobile identified in Exhibit "B" affixed hereto, all of which are presently in the Defendant's possession;

It is further **ORDERED, ADJUDGED AND DECREED** that any and all debts or obligations incurred by Defendant either personally or otherwise since April of 1988 shall be the sole and exclusive responsibility of the Defendant Beth Ann Brown in the payment of same, and Defendant Beth Ann Brown shall forever hold the Plaintiff Billy Joe Brown harmless now and in the future;

It is further **ORDERED, ADJUDGED AND DECREED** that Defendant Beth Ann Brown shall pay any and all court costs assessed in this cause for the Original Complaint for Divorce and the Counter-Complaint filed in this cause for which execution may issue.

ENTERED this the 11 day of January, 1989.

JAMES R. EVERETT, JR.
JUDGE OF THE PROBATE COURT

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SUBMITTED FOR ENTRY:

RAY & HOUSCH

BY: _____
PAUL T. HOUSCH, ESQ.
211 Third Avenue North
P. O. Box 2643
Nashville, Tennessee 37219
256-2111

Attorney for Plaintiff Billy Joe Brown

cc: Defendant Beth Ann Brown
Lee Allen, Attorney
former Attorney for Defendant
Beth Ann Brown

BILLY JOE BROWN V. BETH ANN BROWN

PROPOSED DIVISION OF PROPERTY FOR BILLY JOE BROWN INCLUDES SEPARATE AND MARITAL PROPERTY

1. Homeplace: 404 Brannon Hill Court, Old Hickory, Tennessee 37138, including Dynmark Alarm System

2. 1987 Nissan Maxima

3. Guitar

4. All personal awards, plaques, trophies, certificates, and diplomas

5. Baseball, Football and Basketball card collection

6. The following paintings (framed and matted):

   a) Tennessee Walker by Bob Carney

   b) Owl by Richard Screech

   c) Bengal Tiger by Trella Koczwara

   d) Whispering by Trella Koczwara

   e) Peaceful by Trella Koczwara

   f) Poppies by Trella Koczwara

   g) Springtime by Trella Koczwara

   h) Free Spirit by Trella Koczwara

7. Smith and Wesson 357 Magnum handgun that was a college graduation present from my father and mother

8. Realistic Chronomatic 227 Radio/Alarm clock

9. Bedroom furniture - king size waterbed with captain's pedestal; nightstand, dresser and mirror, and chest

10. Chest drawers (finished by father)

11. Coat rack

12. Samsonite three (3) piece blue luggage set

13. Waffle House universal travel bag and overnight zip bags

14. Conair - hairdryer

15. Bathroom wall rack made for me by one of my fraternity brothers

16. Cannon T-70 camera, cannon lens, speed light and Kiron zoom lens

17. Kodak instamatic X-15 camera

18. Kirby vacuum cleaner

19. Old black red lamp

EXHIBIT "A"

20. Sailing ship wall decoration

21. Personal belongings (all)

22. Realistic forty channel CB

23. Midland forty channel CB

24. Personal books (all)

25. Personal jewelry (all)

26. Weights and work out bench

27. Animal - Persian cat "Prince Golden Eagle"

28. Lawn mower (push mower) that belonged to my Grandfather Copeland that was given to my by my Grandmother

29. Sharp 25 inch television with remote control

30. JVC VCR with remote control plus tapes and VCR cart

31. Livingroom furniture; couch, loveseat, chair, two (2) end tables, coffee table and two (2) lamps

32. Dining room table and four (4) chairs

33. General Electric washer and dryer

34. Hamilton Beech iron and an ironing board

35. Electrolux vacuum cleaner

36. Litton microwave oven and cart

37. Hamilton Beech blender

38. Sentury safe and cabinet

39. Stereo equipment:

    a) JVC receiver

    b) JVC turntable

    c) JVC cassette deck

    d) Panasonic 8-track tape player

    e) Two (2) ESS speakers

    f) Kross head phones

    g) Grisdorf stereo stand

40. Personal records, cassettes, 8-track tapes and their respective holders

41. Portable Sears cassette recorder and Panasonic mini-cassette recorder

42. Radio Shack TRS 80 Model 4 computer; software, desk and chair

43. Realistic scanner

44. Panasonic Radio/Alarm clock

45. Two (2) telephones - Duofone 140 and Duofone 165

46. One (1) Radio Shack Duofone TAD-11A answering machine

47. Radio Shack adding machine EC-3007

48. Corner desk, bookcase, hutch, chair and desk lamp that were given to me by my father and mother that were mine when I was a child

49. Tools that were given to me by my father and mother as a high school graduation present

50. Two (2) filing cabinets

51. Two (2) wood cabinets that I made in high school

52. Rival crock pot

53. Sunbeam electric skillet

54. Bowling ball, bag and shoes

55. Char grill and stand

56. One-half (1/2) dishes/pots/pans and silverware

57. Rival electric can opener

58. Personal coin collection

59. Personal clothes

60. Gott 30 quart cooler

61. Wedding Album

62. Steepleton pool table; sticks; rack; and cover

63. General Electric refrigerator

64. All other tools in home

65. All upright metal shelves

66. One-half (1/2) of all linens

67. Anything left in the homeplace that is in my possession now that I forgot to list

68. Everthing that I have purchased since our legal separation in April, is to remain mine

69. Anita Spring Water Cooler rented for $9.64 per month plus water. Also deposit on each water bottle

70. High chair that was loaned to Beth and I from my parents. This high chair was used by my brother and I. My father wants me to pass the high chair on to my brother once Amanda has finished using it.

BILLY JOE BROWN V. BETH ANN BROWN

PROPOSED DIVISION OF PROPERTY FOR BETH ANN BROWN INCLUDES SEPARATE AND MARITAL ITEMS

1. 1986 Toyota Corolla paid in full. The title has been signed over to Beth. Before I signed the title, I put 4 new tires and new brakes on her car.

2. Personal clothes and jewelry (all) and personal items

3. Panasonic stero and speakers

4. Stereo stand

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5. Other personal belongings

6. Spare bedroom furniture:

   a) bed

   b) dresser and mirror

   c) chester drawer

   d) Two (2) lamps

7. Two (2) bar stools

8. Amanda's baby bed and dressing table

9. Two (2) telephones: A T & T cordless and General Electric

10. Mr. Coffee machine

11. Black & Decker toaster

12. General Electric mixer

13. Magnavox portable television

14. THree (3) piece brown luggage set

15. Rocking chair

16. One-half (1/2) of all dishes, pots, pans and silverware

17. All framed baby pictures of Amanda that were taken before April 1988

18. Trenkle alarm clock

19. Blue set of bathroom rugs and shower curtains

20. Four (4) big throw pillows

21. Gillette hairdryer

22. Kodak Ektralite 10 camera outfit

23. I bought a new high chair for Amanda

24. Presto Fry Daddy

25. One-half (1/2) of all linens

26. Anything that Beth has purchased since our legal separation in April, is to remain hers

EXHIBIT "B"

27. Set of Revere copper clad stainless steel cooking ware

28. Pressure cooker

29. Set of corningware

30. Two (2) cannister sets

31. Smith-Corona SD-250 electronic typewriter

RUSH

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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* PROBATE *Circuit Court for Davidson County, Tennessee, on the* 12th *day of* JANUARY, *19* 89, *in Case Number* 88D-1436 *between* BILLY JOE BROWN *Plaintiff, and* BETH ANN BROWN *Defendant, as same remains of record in Book* 46A, *Page* 150 *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* 31st *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 L. Adams *D.C.*

CERTIFICATE OF DIVORCE OR ANNULMENT

TENNESSEE DEPARTMENT OF HEALTH AND ENVIRONMENT
VITAL RECORDS

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STATE FILE NO

HUSBAND

1 HUSBAND—NAME (First)	(Middle)	(Last)
Billy	Joe	Brown

2a RESIDENCE—STATE	2b COUNTY	2c CITY, TOWN, OR LOCATION
Tennessee	Davidson	Old Hickory

2d STREET AND NUMBER	3 BIRTHPLACE (STATE OR FOREIGN COUNTRY)	4 DATE OF BIRTH (MONTH, DAY, YEAR)
404 Brannon Hill Court	Putnam County, TN	Sept. 9, 1960

WIFE

5a WIFE—NAME (First)	(Middle)	(Last)	5b MAIDEN NAME
Beth	Ann	Brown	Shonting

6a RESIDENCE—STATE	6b COUNTY	6c CITY, TOWN, OR LOCATION
Tennessee	Davidson	Hermitage

6d STREET AND NUMBER	7 BIRTHPLACE (STATE OR FOREIGN COUNTRY)	8 DATE OF BIRTH (MONTH, DAY, YEAR)
1103 Crystal Springs Lane	Tennessee	November 11, 1967

9a PLACE OF THIS MARRIAGE—STATE (OR FOREIGN COUNTRY)	9b COUNTY	9c DATE OF THIS MARRIAGE (MONTH, DAY, YEAR)	10 DATE COUPLE SEPARATED (MONTH, YEAR)
Mt. Juliet	Wilson	2-21-86	November 1987

11a NUMBER OF CHILDREN EVER BORN ALIVE OF THIS MARRIAGE (SPECIFY)	11b CHILDREN UNDER 18 IN THIS FAMILY (SPECIFY)	11c CUSTODY OF CHILDREN—MOTHER, FATHER, OTHER (SPECIFY)	12 PETITIONER—HUSBAND, WIFE, BOTH, OTHER (SPECIFY)
1	1	Father-Legal & Physical custody	Billy Joe Brown

13a ATTORNEY FOR PETITIONER—NAME (TYPE OR PRINT)	13b ADDRESS (STREET OR R.F.D. NO., CITY OR TOWN, STATE, ZIP)
Paul T. Housch	211 Third Avenue North, Nashville, TN 37201

DECREE

14a I CERTIFY THAT THE MARRIAGE OF THE ABOVE NAMED PERSONS WAS DISSOLVED ON (MONTH, DAY, YEAR)	14b TYPE OF DECREE—ABSOLUTE OR LIMITED DIVORCE, ANNULMENT (SPECIFY)	14c WAS MAIDEN NAME OR PREVIOUS LEGAL SURNAME RESTORED? (SPECIFY NAME)

14d COUNTY OF DECREE	14e DATE OF RECORDING DECREE (MONTH, DAY, YEAR)

14f COURT OFFICIAL—SIGNATURE	14g TITLE OF COURT OFFICIAL	14h COURT—NAME

CONFIDENTIAL INFORMATION

HUSBAND

15 HUSBAND—RACE (WHITE, BLACK, AMERICAN INDIAN, ETC. (SPECIFY))	16 NUMBER OF THIS MARRIAGE (FIRST, SECOND, ETC. (SPECIFY))	17a IF PREVIOUSLY MARRIED HOW MANY ENDED BY DEATH	17b DIVORCE OR ANNULMENT (SPECIFY IF ANNULMENT)	18 EDUCATION—SPECIFY HIGHEST GRADE COMPLETED: ELEMENTARY OR SECONDARY (0-12)	COLLEGE (1-4 OR 5+)
White	first	n/a	n/a	12	4

WIFE

19 WIFE—RACE (WHITE, BLACK, AMERICAN INDIAN, ETC. (SPECIFY))	20 NUMBER OF THIS MARRIAGE (FIRST, SECOND, ETC. (SPECIFY))	21a IF PREVIOUSLY MARRIED HOW MANY ENDED BY DEATH	21b DIVORCE OR ANNULMENT (SPECIFY IF ANNULMENT)	22 EDUCATION—SPECIFY HIGHEST GRADE COMPLETED: ELEMENTARY OR SECONDARY (0-12)	COLLEGE (1-4 OR 5+)
White	first	n/a	n/a	11	0

RECORDER'S MEMO: Legibility of Writing, Typing or Printing Unsatisfactory When Received.

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