IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

'89 MAY 11 PM 3:32

SUE CAROL CARPENTER

vs. No. 88D-1666

RONALD LEE CARPENTER

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This cause came to be heard on the 2nd and 3rd day of May, 1989, before the Honorable Muriel Robinson, Judge, upon the Original and Amended and Supplemental Complaints for Absolute Divorce heretofore filed by Mrs. Carpenter, subsequent Answer filed by Mr. Carpenter, upon testimony of the parties and their corroborative witnesses, statement of counsel in open court and from the entire record in this cause. From all of which the Court finds that Mr. Carpenter has been guilty of adultery and such cruel and inhuman treatment or conduct as renders further cohabitation unsafe and improper. It is therefore,

ORDERED AND ADJUDGED by the Court that the bonds of matrimony heretofore subsisting between the parties be, and the same are hereby, forever and perpetually dissolved and the Complainant, Sue Carol Carpenter, is awarded an absolute divorce and restored to all the rights and privileges of an unmarried person.

It is further, **ORDERED AND ADJUDGED** by the Court that Mrs. Carpenter, is hereby awarded the absolute care, custody and control of the parties three (3) minor children, namely: Ronald Lee Carpenter, Jr., age 15 years; Heather, age 12 years; Sarah, age 8 years.

Mr. Carpenter shall be awarded visitation rights with the two youngest children every other weekend from Friday at 6:00 P.M. until Sunday at 6:00 P.M. beginning Friday, May 12, 1989 at 6:00 P.M. Mr. Carpenter shall be awarded reasonable visitation privileges with the oldest child, Ronald Lee Carpenter, Jr.

It is further **ORDERED AND ADJUDGED** by the Court that during Mr. Carpenter's visitation with the parties three minor children, he shall be enjoined and restrained from using any illegal drugs or having any illegal drugs in his home around these children. Further, he shall be enjoined and restrained from becoming

intoxicated while in the presence of the parties three minor children.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter shall be enjoined and restrained from sharing his bedroom with Ms. Anna Parker in the presence of the parties three minor children during the said visitation.

It is further **ORDERED AND ADJUDGED** by the Court that Mrs. Carpenter shall be awarded any and all personal property or furniture presently maintained in her possession, free from any claim of Mr. Carpenter, with the exception of the ping pong table, any tools, and the boat, motor, and trailer. Further, Mr. Carpenter shall be awarded any and all personal property and furniture presently maintained in his possession, and he shall be awarded the ping pong table, tools, and boat, motor and trailer, free of any claim from Mrs. Carpenter.

It is further **ORDERED AND ADJUDGED** by the Court that all right, title and interest which Mr. Carpenter has, in and to the 1988 Toyota Corolla, shall be divested from him and vested solely in Mrs. Carpenter. Mrs. Carpenter shall assume the outstanding indebtedness thereon and hold Mr. Carpenter harmless therefrom. All right, title and interest which Mrs. Carpenter has, in and to the van shall be divested from her and vested solely in Mr. Carpenter. Mr. Carpenter shall assume the outstanding indebtedness thereon and hold Mrs. Carpenter harmless therefrom.

It is further **ORDERED AND ADJUDGED** by the Court, that all right title and interest which Mrs. Carpenter has, in and to Mr. Carpenter's business, known as **RONALD CARPENTER CONSTRUCTION COMPANY, INC.**, shall be divested from her and vested solely in Mr. Carpenter. Said business shall include the tools and equipment, tractor and two trucks. Mr. Carpenter shall assume any and all outstanding indebtedness owing on said business or owing on said business equipment or vehicles, and hold Mrs. Carpenter harmless therefrom.

It is further **ORDERED AND ADJUDGED** by the Court that all right, title and interest which Mr. Carpenter has, in and to the real property located at 301 Moss Trial, Goodlettsville, Davidson

County, Tennessee, shall be divested from him and vested in Mrs. Carpenter in fee simple absolute. Said property is more particularly described as follows:

LAND in the Tenth Civil District of Davidson County, Tennessee, being Lot No. 68 in the Plan of Goodlettsville heights, Section Two, as of record in Book 1424, page 120 and 121, Register's Office for said county, and o.918 acres, (more or less), adjoining on the east, described together as follows:

BEGINS with the northwest corner of Lot No. 68 and running easterly with the line between Lot No. 68, 67, 350 feet to the corner of 68, 67 and 66; thence South 84 deg. 2 min. east with the southerly line of Lots 66 and 67, 166 feet to an iron pin; thence South 5 degrees west 241.4 feet to an iron pin in the northerly margin of the road to the Swimming Pool; thence with the northerly margin of a 50-foot road with a radius of 402.2 feet westerly 23.1 feet; thence with the said margin North 60 deg. 10 min. west 239.5 feet to a monument; being the southeast corner of Lot No. 68, and continuing with said road, 330 feet to the beginning of a curve to the right; thence with a 20-foot radius 31.42 feet to the easterly margin of Moss Trail; thence with said road, northerly 136 feet to the beginning.

INCLUDED in the above description, but expressly excluded therefrom, is the following described property:
A tract of land in Davidson County, Tennessee, City of Goodlettsville, being a portion of 0.918 acre tract adjoining Lot No. 68 on the Plan of Goodlettsville Heights, Section II, as of record in Book 1424, pages 120 and 121, and being more particularly described according to a survey by Wm. C. Parrish, Engineer, February 3, 1964, as follows:

BEGINNING at a point on the northerly margin of Swimming Pool Road, also known as Pleasant Green Drive, the same being a point North 60 deg. 10 min. west 25.0 feet from J.M. Moore property; thence following the margin of Pleasant Green Drive or Swimming Pool Road in an easterly direction 1.9 feet and 23.1 feet to an iron pin, the corner to present James M. Moore property; thence with a line between this tract of land and land conveyed to James M. Moore, as of record North 5 deg. 00 min. East 241.4 feet to an iron pin; thence South 11 deg. West 233 feet to the point of beginning. Being the same property conveyed to James M. Moore and Wife, Dianne J. Moore, by deed from Wallace Carpenter, and wife, Vera L. Carpenter, of record in Book 3947, Page 723, Register's Office for Davidson County, Tennessee.

BEING the same property conveyed to Ronald Carpenter and wife, Sue Carpenter, of record in Book 6798, Page 929, Register's Office of Davidson County, Tennessee.

Mrs. Carpenter shall assume the outstanding mortgage indebtedness thereon, and hold Mr. Carpenter harmless therefrom.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter is enjoined and restrained from withdrawing or transferring the Credit Line owing on the real property located at 301 Moss Trail Drive, Goodlettsville, Davidson County, Tennessee.

It is further **ORDERED AND ADJUDGED** by the Court that all right

title and interest that Mrs. Carpenter has, in and to the real property located on Baker Road in Davidson County, Tennessee, shall be divested from her and vested in Mr. Carpenter in fee simple absolute. Said property is more particularly described as follows:

> **LAND** in the 10th Civil District of Davidson County, Tennessee, described as follows:
>
> **BEGINNING** at a point in the northerly margin of Baker Road, which point is 512 feet East of the Southeast corner of a tract of land owned by Jeffery A. Stromatt et ux by deed of record in Book 6544, Page 579, Register's Office for said County; thence along the Northerly margin of Baker Road, North 53 deg. 22 min. 48 sec. east 400 feet to a point; thence South 26 deg. 54 min. 25 sec. West 550 feet to the point of beginning, containing 5.12 acres more or less.
>
> **BEING** the same property conveyed to Ronald L. Carpenter and wife, Sue Carpenter, by Continental Land Group, Inc., by deed of record in Book 6581, Page 580, Register's Office of Davidson County, Tennessee.

Mr. Carpenter shall assume any indebtedness on said property and hold Mrs. Carpenter harmless therefrom.

It is further **ORDERED AND ADJUDGED** by the Court that the parties shall continue to own the real property located on Bethel Road in White House, Robertson County, Tennessee,as tenants in common, with each party owning one-half (1/2) interest therein. Mr. Carpenter shall be enjoined and restrained from placing any liens on the Bethel Road property of any kind whatsoever. Said property shall be sold immediately and Mrs. Carpenter shall choose the realtor.

It is further **ORDERED AND ADJUDGED** by the Court that Mrs. Carpenter shall be awarded all right, title and interest, in and to the monies held in escrow with the Circuit Court Clerk in the approximate sum of **TWO THOUSAND SIX HUNDRED (2,006.00) DOLLARS** free from any claim from Mr. Carpenter.

It is further **ORDERED AND ADJUDGED** by the Court that Mrs. Carpenter shall be awarded the 1987 Income Tax Refund in the approximate sum of **ONE THOUSAND FIVE HUNDRED (1,500.00) DOLLARS** free from any claim from Mr. Carpenter.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter shall be awarded his retirement accounts with Metropolitan Life and with Piper, Jaffray and Hopwood, free from any claim of Mrs. Carpenter.

It is further **ORDERED AND ADJUDGED** by the Court that Mrs. Carpenter is hereby awarded a judgment against Mr. Carpenter in the sum of **ONE HUNDRED EIGHTEEN DOLLARS and NINETY-SIX (118.96) CENTS** which represents the March electric bill owed by Mr. Carpenter. Said judgment is to be due and payable within fifteen (15) days from the date of entry of this Final Decree.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter is hereby enjoined and restrained from coming about Mrs. Carpenter's premises for any purpose whatsoever, other than pulling in the driveway to pick up his children for his scheduled visitation.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter is hereby enjoined and restrained from harassing, threatening, or making harassing or threatening telephone calls to Mrs. Carpenter or the parties three minor children.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter is hereby ordered to cooperate with Mrs. Carpenter in filing a claim for the damage to her automobile.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter is found in willful contempt of the prior orders of this Court, however, no punishment shall be adjudicated at this time. Further, the costs of the two Contempt Petitions filed by Mr. Carpenter shall be taxed to Mr. Carpenter.

It is further **ORDERED AND ADJUDGED** by the Court that Mr. Carpenter shall hereby pay the sum of **EIGHT HUNDRED ($800.00) DOLLARS** per month for the support and maintenance of the three minor children. Said payments shall be due and payable upon the first day of each and every month beginning June 1, 1989. Said payment shall continue until the property located at 301 Moss Trail Drive, Goodlettsville, Davidson County, Tennessee, is sold or the Select Line of Credit is refinanced by Mrs. Carpenter. At that time, said child support shall be reduced to the sum of **SEVEN HUNDRED ($700.00) DOLLARS** per month and shall continue on the first day of each and every month thereafter until the parties youngest child attains the age of eighteen (18) years or otherwise graduates from her regular senior class in high school, whichever is the

latter event to occur. Said child support shall not be reduced nor prorated unless specifically ordered by the Court.

It is further **ORDERED AND ADJUDGED** by the Court that when said real property located at 301 Moss Trail Drive in Goodlettsville, Davidson County, Tennessee, is sold or refinanced by Mrs. Carpenter, Mr. Carpenter shall begin to pay periodic alimony in the sum of **TWO HUNDRED FIFTY ($250.00) DOLLARS** per month for **THIRTY-SIX (36)** consecutive months, beginning the first full calendar month following the sale or refinancing of the real property located at 301 Moss Trail Drive, Goodlettsville, Davidson County, Tennessee.

It is further **ORDERED AND ADJUDGED** by the Court that the pendente lite Order shall remain in full force and effect for the month of May, 1989.

It is further **ORDERED AND ADJUDGED** by the Court that Laura Y. Goodall, Attorney for Mrs. Carpenter, shall be allowed to submit an affidavit for fees and the Court will hear arguments from cousel as to whether said fees shall be paid by Mr. Carpenter.

It is finally **ORDERED AND ADJUDGED** by the Court that the costs of this cause are taxed against Mr. Carpenter, for all of which, execution may issue if necessary.

The current address of the parties are as follows:

Mrs. Sue Carol Carpenter
301 Moss Trail Drive
Goodlettsville, TN 37072

Mr. Ronald Lee Carpenter
176 Star Boulevard
Madison, Tennessee 37115

Signed this 11th day of May, 1989.

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY:

ROBERT L. JACKSON & ASSOCIATES

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BY: LAURA Y. GOODALL
P.R. #11272
Solicitor for Mrs. Carpenter
214 Second Avenue, North
Suite 103
One Washington Square
Nashville, Tennessee 37201
615/256-2602

Mail

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Final Decree has been furnished to Mr. Phillip Robinson, Attorney for Mr. Carpenter, 213 Third Avenue North, Nashville, Tennessee, 37201, this 8th day of May, 1989.

LAURA Y. GOODALL

carpenter.fd

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* 11th *day of* May, *19*89*, in Case Number* 88D-1664 *between* Sue Carol Carpenter *Plaintiff, and* Ronald Lee Carpenter *Defendant, as same remains of record in Book* 178A*, Page* 509 *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* 5th *day of* July *in the year one thousand nine hundred and* 89 *and in the* 213th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By [signature] *D.C.*

25-16-0-50.00