159C/1625

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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CLERK & MASTER, CLERK

JUDITH ESTELLE GREEN,
Complainant,

vs.

No. 86D-2235

JERRY WENDELL GREEN,
Defendant.

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FINAL DECREE

This Cause came on to be heard on the 24th and 25th days of February, 1987, before the Honorable Walter C. Kurtz, Judge by Interchange, upon the pleadings heretofore filed in this Cause, testimony of the parties and witnesses, exhibits, statements of counsel for the respective parties and the entire record in this Cause. From all of which the Court finds that the Complainant, Judith Estelle Green, is entitled to an absolute divorce on the ground of cruel and inhuman treatment; that the Complainant wife should be awarded temporary legal custody of the parties' minor child; that the Court should appoint a member of the Nashville bar to represent the minor child's interests in the issue of custody, the said appointee having the duty to investigate the respective households of the parties, and that a further hearing to determine permanent custodial arrangements should be set for June 8, 1987 at 9:00 a.m.; that the Defendant husband should be awarded visitation privileges with the parties' minor child as heretofore ordered by the Court; that the Defendant husband should be responsible for maintaining medical and hospitalization insurance on the said minor child irrespective of which party is ultimately awarded custody and that any medical expenses of any nature for the child, which are not covered by insurance, should be borne equally by the parties; that the Defendant husband should pay to the Complainant wife child support in the amount of FIFTY DOLLARS ($50.00) per week and that unless specifically ordered by the Court such child support should not be prorated or reduced; that the issue of whether Defendant husband should maintain life insurance for the benefit of the minor child should be reserved pending the Court's determination of which party

should be awarded custody of the said child; that the Defendant husband should be awarded as his sole and separate property the marital residence situated at 1219 Kenmore Place, Nashville, Tennessee with any interest of the Complainant wife being divested out of her and vested into the Defendant husband; that the Complainant wife should be awarded as her sole and separate property the following items: 1976 Datsun 280-Z automobile, queen size waterbed, two (2) end tables, hutch, maple chest of drawers, table and chairs in garage, dining table in kitchen, pushmower, stereo, television, video cassette recorder, camera with all accessories, one (1) picnic table to be selected by Defendant husband and all items of personalty already in her possession with the exception of a gun which husband shall be awarded; that the Defendant husband should be awarded as his sole and separate property the following items: 1987 Chevrolet automobile which he is now driving, king size waterbed, step ladder, gun in wife's possession, 1980 motorcycle and all items of personalty already in his possession, with the exception of those items heretofore awarded to wife or reserved by the Court; that the disposition of the washer, dryer, swingset and sandbox should await the Court's determination of custody on June 8, 1987; that the Defendant husband should be responsible for paying and should hold wife harmless on the following obligations: mortgage debt on marital residence at 1219 Kenmore Place, Nashville, Tennessee, home improvement loan secured by motorcycle, indebtedness on 1987 Chevrolet automobile, Castner Knott account, Cain Sloan account, Furniture Center account, overdraft charges at Commerce Union Bank, Internal Revenue Service tax liability and General Hospital charges arising out of the minor child's birth; that the Complainant wife should be responsible for paying and should hold Defendant husband harmless on the following obligations: Visa account, Miller Medical Group charges arising out of her hospitalization and any indebtedness on her 1976 Datsun automobile; that the Defendant husband should be allowed to make copies, at his expense, of the photographs of the parties' minor child which are in wife's possession and that Complainant wife

should make such photographs available to husband for such purpose; that the issue of attorney's fees should be reserved pending the Court's determination of custody on June 8, 1987; and that the costs of this Cause should be assessed equally between the parties.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Complainant, Judith Estelle Green, shall be and she is hereby awarded an absolute divorce on the ground of cruel and inhuman treatment and that the parties are restored to all of the rights and privileges of unmarried persons.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant wife shall be and she is hereby awarded temporary legal custody of the parties' minor child.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Court shall and it will hereby appoint a member of the Nashville bar to represent the interests of the minor child in the issue of custody, with the said appointee having the duty of investigating the respective households of the parties, and that a further hearing to determine permanent custody of the parties' minor child shall be set for June 8, 1987 at 9:00 a.m.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby awarded visitation privileges as heretofore ordered by the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby responsible for maintaining medical and hospitalization insurance on the parties' minor child, irrespective of which party is ultimately awarded permanent legal custody, and that all medical expenses of the said child, of any nature, which are not covered by insurance, shall be borne equallly between the parties.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall and he will hereby pay to the Complainant wife child support in the amount of FIFTY DOLLARS ($50.00) per week, and that unless specifically ordered by the Court such child support shall not be prorated or reduced.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the issue of whether the Defendant husband should be required to maintain life insurance for the benefit of the minor child shall be and it will hereby be reserved pending the Court's determination as to permanent legal custody.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby awarded as his sole and separate property the parties' marital residence situated at 1219 Kenmore Place, Nashville, Tennessee and that all interest of the Complainant wife shall be and it is hereby divested out of her and into the Defendant husband.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant wife shall be and she is hereby awarded as her sole and separate property the following items: 1976 Datsun 280-Z automobile, queen size waterbed, two (2) end tables, hutch, maple chest of drawers, table and chairs in garage, dining table in kitchen, pushmower, stereo, television, video cassette recorder, camera with all accessories, one (1) picnic table to be selected by Defendant husband and all items of personalty already in her possession with the exception of a gun which shall be awarded to Defendant husband.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby awarded as his sole and separate property the following items: 1987 Chevrolet automobile which he is now driving, king size waterbed, step ladder, gun in wife's possession, 1980 motorcycle and all items of personalty already in his possession, with the exception of those items heretofore awarded to the Complainant wife or reserved by the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the disposition of the washer, dryer, swingset and sandbox shall be and it will hereby be resreved pending the Court's determination of permanent custody on June 8, 1987.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby responsible for paying and shall hold Complainant wife harmless on the following

obligations: mortgage debt on marital residence at 1219 Kenmore Place, Nashville, Tennessee, home improvement loan secured by motorcycle, any indebtedness on 1987 Chevrolet automobile, Castner Knott account, Cain Sloan account, Furniture Center account, overdraft charges at Commerce Union Bank, Internal Revenue Service tax liability and General Hospital charges arising out of the minor child's birth.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant wife shall be and she is hereby responsible for paying and shall hold Defendant husband harmless on the following obligations: Visa account, Miller Medical Group charges arising out of her hospitalization and any indebtedness on her 1976 Datsun 280-Z automobile.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant husband shall be and he is hereby allowed to make copies of photographs of the parties' minor child which are in wife's possession, at his expense, and that wife shall make such photographs available to him for such purpose.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the issue of attorney's fees shall be and it is hereby reserved pending the Court's determination of permanent custody on June 8, 1987.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this Cause shall be and they are hereby assessed equally between the parties.

The addresses of the parties are as follows:

1. Judith Estelle Green
   1604 Lillian Street
   Nashville, TN 37206

2. Jerry Wendell Green
   1219 Kenmore Place
   Nashville, TN 37216

ENTER this the 5 day of March, 1987.

WALTER C. KURTZ, JUDGE BY INTERCHANGE

APPROVED FOR ENTRY:

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JAMES R. TOMKINS

Robert H. Jennings, Jr. (by pem. DLP)

ROBERT H. JENNINGS, JR.
Attorneys for Complainant Wife
JENNINGS, BRADLEY & VAN SANT
21st Fl. First American Ctr.
Nashville, TN 37238-0069
(615) 244-0847

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IDENTIFI REFERENCE

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DAVIDSON COUNTY, TN

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing FINAL DECREE has been forwarded to Mr. C. Edward Fowlkes, Attorney for Defendant, 535 Church Street, Suite 1009, Nashville, TN 37219 on this the 2nd day of March, 1987.

JAMES R. TOMKINS

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* 5th *day of* MARCH, *19* 87, *in Case Number* 86D-2235 *between* JUDITH ESTELLE GREEN *Plaintiff, and* JEERY WENDELL GREEN *Defendant, as same remains of record in Book* 159C, *Page* 1625 *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* 21st *day of* JULY *in the year one thousand nine hundred and* EIGHTY-NINE *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117