137B/1290

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GEORGE L. ACRES, CLERK
D.C.

IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

CHRISTIAN BERNARD NIEMEYER,)
Husband)
V.)
LINDA LOUISE WILLIAMS NIEMEYER,)
Wife)

NO. 88D-4745

MMP 156-2
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FINAL DECREE BOOK 7938 PAGE 34

This cause came on to be heard on May 22, 1989, before the Honorable Harry S. Lester, Judge, upon Husband's complaint, Wife's answer and counterclaim, Husband's reply to counterclaim, testimony of the parties, stipulations and statements of counsel, and the entire record in this cause. The Court took the case under advisement and filed a memorandum opinion dated May 31, 1989. Based upon all of the foregoing, it is hereby ORDERED as follows:

(1) Husband, Christian Bernard Niemeyer, is granted an absolute divorce from Wife, Linda Louise Williams Niemeyer, on the ground of cruel and inhuman treatment, and both parties are restored to all the rights and privileges of unmarried persons.

(2) Ownership of the 1986 Nissan automobile is vested in Husband, and he will be solely responsible for paying any balance owed thereon.

(3) Ownership of the 1983 Nissan automobile is vested in Husband, and he will be solely responsible for paying any balance owed thereon.

(4) Ownership of the 1988 Toyota Tercel automobile is vested in Wife, and the balance owed on that vehicle, in the amount of $7,200.00, will be paid equally by the parties.

(5) Husband will be solely responsible for the joint debts owed at Sears and at Caster Knott.

(6) The MasterCard bill in the amount of $4,200.00 will be paid equally by the parties.

(7) Wife is divested of her ownership interest in the marital residence located at 771 Myhr Drive, Nashville, Tennessee, and Husband is vested with fee simple ownership of same. Husband will be solely responsible for paying the

outstanding mortgage owed on the property. The property on which the marital residence is located, and which is herein divested out of Wife and vested solely in Husband, is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 311 on the plan of Harpeth Valley Park, Section 3, of record in Book 4175, page 15, Register's Office for said County.
>
> Said Lot No. 311 fronts 90.0 feet on the easterly margin of Myhr Drive and extends back 218.5 feet on the northerly line and 195.0 feet on the southerly line to a dead line in the rear, measuring 93.0 feet thereon.
>
> Being the same property conveyed to Christian Bernard Niemeyer and Wife, Linda Niemeyer (also known as Linda Louise Williams Niemeyer) by deed from E. Dorris Charlton, III, and wife Lisa S. Charlton, of record in Book 6890, Page 382, Register's Office for said county.

(8) Husband will pay to Wife the sum of $9,000.00 for her interest in the above-described real property.

(9) The parties will divide equally the income tax refund in the amount of $1,371.00.

(10) The suggested division of personal property (Trial Exhibit #2) is approved, with the following exceptions: (a) Wife will receive a cake plate; (b) Wife will receive one-half of the VCR tapes that were recorded during the marriage; and (c) Wife will receive a shower curtain. By way of clarification, Husband will receive the Bose stereo speakers and the stereo system that goes with them. A photocopy of Trial Exhibit #2 is attached hereto and incorporated by reference.

(11) Each party will be responsible for paying his own attorney.

(12) Costs are taxed to Wife.

(13) Execution may issue to enforce any of the provisions of this decree.

This 1 day of June, 1989.

JUDGE

APPROVED FOR ENTRY:

JOHN M. L. BROWN (#5438)
Attorney for Husband
221 Fourth Avenue North
Second Floor
Nashville, Tennessee 37219
615/242-3348

CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing Final Decree has been forwarded by U.S. Mail to Mr. William E. Porter, Attorney at Law, 213 Third Avenue North, Nashville, Tennessee 37201, on this the 31st day of May, 1989.

John M. L. Brown

JOHN M. L. BROWN

Exh. #2
5/22/87Z

Joint Marital Property
Suggested Division

BOOK 7938 PAGE 37

Christian

Dining Room:
- Picture of Mary and Child ?
- Large wall mirror
- Glass ice holder and tongs
- Rug
- Plug-in timer for spot light

Living Room:
- Brass floor lamp, curved neck
- Two brass wall lamps on piano

Dinette Area:
- Two throw-rugs

Kitchen:
- Telephone
- Hot-air popcorn maker
- Throw-rug
- CAKE PLATE

Den:
- Brass fireset
- Brass wood holder
- VCR tapes 4 recorded during Thursday
- Little lamps on mantel ?

Laundry Room:
- Two laundry baskets

Downstairs Bedroom and Bath:
- Shower curtain

Upstairs Hall:
- Small bookshelf

Green Bathroom and Pink Bedroom:
- Shower curtain
- Sweater holder hanging in closet

Linda

Dining Room:
- Two chairs, oak and wicker, light frames
- Six wood napkin rings
- Four sets of coth napkins
- Antique chest of drawers
- Brass candle holder, the heavier of two

Living Room:
- Brass floor lamp, straight neck
- Three brass trumpet candle holders
- Oak piano bench
- Sony tape deck
- Two throw pillows

Dinette Area:
- Small bookshelf
- Wooden cross on wall

Kitchen:
- Five high-topped wine glasses
- Electric hand mixer

Split up:
- Various daily glasses
- Two pizza tins
- Various vases, storage bowls, mugs, plastic cups, cooking utensils

Den:
- Panasonic television
- Picture of country scene — Linda
- Throw-pillows

Laundry Room:
- One laundry basket

Downstairs Bedroom and Bath:
- Wall clock
- Picture of flower in bedroom
- Sweater holder hanging in closet
- SHOWER CURTAIN

Upstairs Hall:
- Telephone

Christien

Outside and Garage:
One wrought-iron bench
Hose holder and hose
One lawn sprinkler
Two square cement planters
Lawn mower

Linda

Outside and Garage:
One wrought-iron bench
Hose still in original package
One lawn sprinkler
Leaf rake

In South Bend, Indiana:
Oak table

Christian's Property
from before the marriage
and from gifts within the
marriage

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Living Room:
- Piano and bench
- Cello and case
- VCR
- Seven wall pictures
- Toshiba television
- Telvision table
- Cat basket
- Child's rocking chair
- Large wicker basket
- Sleeper couch
- Two plants
- Coffee table
- Bronze statue by Mrs. Lucie Niemeyer
- Leather box
- Record albums
- Stereo Receiver
- Record player turntable
- Two pillows
- Spot lamp on floor

Front Foyer:
- Table cabinet with sewing machine
- Wall mirror
- Large earthen jar
- Plant on jar

Dining Room:
- Two wall pictures, not Mary and child
- Artistic bowl
- Cat box
- One brass candle holder, lighter of two
- Set of stainless steel ware
- Door wreath
- Plant, tall one
- Spot lamp on floor
- One pewter jar
- Three tile pot stands
- Four glass wine holders, i.e. decanters
- Two sets of glass candle holders

Dining table and four chairs, the heavy ones of the six

Dinette Area:
- Books
- Small embroidered picture
- Wall hanging plant
- Upright vacuum cleaner

Den:
- Wall embroidered picture
- Two book shelves and books
- Family photo pictures
- L-shaped piece of furniture for plants and T.V.
- Three plants
- Standing floor lamp
- Wood wastebasket

Before marriage + Book Shelf

Den (continued):
- Wrought iron wall candle holders
- Wrought iron wall clock
- OED Dictionary
- Wood stature
- Small trinklets on shelves

Downstairs Bedroom and Bath:
- Bed and headboard and comforter
- Night-stand
- Electric clock on night-stand
- Lamp on night-stand
- Two green clothing holders in closet
- Picture of retreat in bedroom
- Picture in bathroom
- Throw rug in bathroom
- Telephone stand

Hall of Downstairs Bedroom
- Embroidered picture

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Laundry Room
- Maytag washer and dryer
- Iron
- Most of the sheets and towels
- Traveling iron
- Assorted sewing equipment, small items
- Assorted linens
- Weighing scales
- Two wall pictures

Kitchen:
- Chair
- Garbage can
- Assorted items in drawers, cupboards, pantry
- Whirlpool refrigerator
- Coffee mill and pyrex pot
- Table linens
- Two bowls on refrigerator
- White china set
- Two Bose stereo speakers —— ? x was passed
- Blue china set
- Patterned daily china, two different kinds
- All wine glasses and goblets and beer glasses, except 5 high-topped wine glasses
- Some daily glasses
- Challenge juicer, electric
- Mug set and assorted other mugs
- Assorted cooking utensils
- Stainless steel ware, daily set
- Electric knife
- Pot, pans, and cooking tins
- Green metal teapot for stove ?
- Candle stick holders, two sets
- Place mats
- Several items of silver in cupboard above oven
- Metal cooking tray

BOOK 7938 PAGE 41

Blue Bedroom:
- Standing floor lamp
- Rocking chair
- Two wall pictures
- Typewriter
- Red pillow back rest
- Wool blanket
- Christian's personals
- Niemeyer photo albums
- Bed-side lamp
- Desk lamp
- Electric clock-radio

Pink Bedroom:
- All wall pictures
- Two beds and comforters
- Two desks
- Telephone
- Four lamps, table
- Jennifer's personals
- Sara's personals
- Chest of drawers
- Small unfinished chest
- Upright open chest of drawers
- Two wood book shelves
- Wall mirror

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Yellow Bedroom:
- Desk and chair
- Desk lamp
- Bird cage and cover

Upper Hall
- Books
- Picture above bookcase
- Large wooden cross

Attic
- Two bunk beds, mattress
- Wrought iron sofa
- Small wood table, like living room T.V. table
- Baby crib
- Army sleeping bags, 2, and army equipment
- Amplifier
- Suitcases and traveling bags
- Bird cage and equipment
- Cat box traveler
- Children's pumpkin table and two chairs
- Toy sink
- Jennifer and Sara's packed children toys and objects
- Music stand
- Trunk
- Four metal books shelves, books, files
- L-shaped desk lamp
- Hanging lamp
- Christmas decorations
- Skis, ski boots, and ski car holder
- Three pairs of roller skates

BOOK 7938 PAGE 42

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Kitchen (continued):
- Jumping tins and utensils
- Popcorn maker
- Book stand
- Hair dryer
- Bow and arrows
- Easter trappings, decorations
- Children's blocks
- Large wicker basket
- Refrigerator drawers and shelves
- Model house

Garage:
- Two bicycles
- Sailboat and trailer and equipment
- Power tools and hand tools
- Two ladders
- Wrought iron table
- Assorted hardware and supplies
- Books
- File cabinet and contents
- Small odds and ends
- Black and Decker work table
- Car luggage rack
- Various sporting equipment
- Various garden-lawn equipment
- Electric hedge trimmer
- Mop and broom
- Two science back boards
- Two throw rugs
- Small car vacuum cleaner

Linda's Property
From before the marriage
and from gifts within the
marriage

Living Room:
- Love seat
- Cabinet stereo

Front Foyer:
- Plant on table

Dining Room:
- Table, sewing type, upon which sets the liquor
- Plant and wood plant stand
- Pewter set
- Liquor tray and coasters
- Straw jar
- One decanter

Dinette Area:
- Wall candle holder
- Niemeyer picture
- Flower picture
- Table and three chairs
- Floor vacuum cleaner

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Den:
- Couch and lounge chair
- End table
- Round oak table
- Fake flower arrangement
- Five plants
- Throw rug
- Floor pillows
- Four couch pillows
- Table lamp
- Two tin plates on mantel
- Children's rocking chair
- Family photos on shelves
- Small trinklets on shelves
- Picture of Stacie
- Black and white T.V.

Downstairs Bedroom and Bath:
- Wicker basket
- Rocking chair
- Two chests of drawers
- One small record album cabinet
- Wall mirror
- Clock radio
- Family pictures
- Linda's personals

Laundry Room:
- Ironing board
- Some sheets and towels
- Broken iron
- Some sewing euipment, small items
- Assorted linens

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BOOK 7938 PAGE 44

Kitchen:
- Assorted items in drawers, cupboards, pantry
- Assorted table linens and place mats
- Patterned daily dishes
- Canister set
- Crock pot
- Assorted glasses and cups
- Assorted mugs
- Assorted cooking utensils
- Stainless steel ware, daily
- Electric blender
- Assorted pots and pans and cooking tins
- White metal teapot for stove

Blue Bedroom:
- Chest of drawers with shelves
- Bed and comforter
- Night stand
- Wood stereo stand
- Desk and chair
- False plant arrangement
- Five small pillows on window seat

Yellow Bedroom:
- Two beds and covers
- Two chests of drawers
- Captain's chair
- Scott's personals
- Table lamp on chest of drawers
- Plant holder

Upper Hall:
- Baby picture of Stacie

Green Bathroom:
- Two pictures
- Throw rug

Attic:
- Wicker laundry basket
- Night stand
- Stereo table
- Night clothing holder-organizer
- Table lamp, like one in den
- Electronic T.V. game
- Toaster
- Electric can opener
- Coffee maker
- Box of stainless steel ware
- Crutches
- Pipe holder
- Easter baskets
- Bean-bag seat
- Green wood chest, Stacie's
- Standing desk lamp

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BOOK 7938 PAGE 45

Store:

Three bicycles
Baseball backboard
Two chaises
A few hand tools
Lounge chair, green
Sears refrigerator
Small odds and ends
Some sporting equipment
One science backboard
One throw rug

At the Sequoia Club:

Sears dryer

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FELIX Z. WELCH REGISTER
DAVIDSON COUNTY, TN
SEP 14 1 08 PM '89

IDENTIFICATION REFERENCE

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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* Second *Circuit Court for Davidson County, Tennessee, on the* 1st *day of* June, *19* 89, *in Case Number* 88D-4745 *between* Christian Bernard Neemeyer *Plaintiff, and* Linda Louise Williams Neemeyer *Defendant, as same remains of record in Book* 137B, *Page* 1290 *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* 14th *day of* September *in the year one thousand nine hundred and* 89 *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By L. Oyer *D.C.*

Form #GR-117