IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

CHARLES THOMAS BULLA,

Plaintiff,

vs.

LEE ANN WALLACE BULLA,

Defendant.

No. 89D-1039

621 = 143-2-A par. 72
625 = 143-2-A par. 73
704 = 143-2-B par. 3

FINAL DECREE

This cause came on for final hearing on July 25, and July 27, 1989, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court of Davidson County, Tennessee, upon the Original and Amended Complaint for Absolute Divorce filed by Husband, Answer and Counter-Complaint for Absolute Divorce filed by Wife, testimony of the parties, testimony of witness, exhibits, and the entire record herein, from all of which the Court finds as follows:

The parties have been married for two (2) years and three (3) months. During that interval, Wife's contribution to the family as a whole has been zero. Each party shall retain as separate property that personal property brought into this marriage as a result of the last Decree. Further separate property of Husband shall include the real property located at 621 Harpeth Trace Drive, lot #73 Harpeth Trace Drive, and the condominium located at 704 Harpeth Trace Drive, Nashville, Tennessee, and Husband shall be solely responsible for the payment of all indebtedness on said property. Wife shall be allowed to retain the Four Thousand Dollars ($4,000) heretofore removed from the home equity line of credit. The marital property shall be divided so that each party shall retain one oriental rug with Husband making the selection. Each shall retain their jewelry, and the children shall retain their jewelry. Wife shall retain the video camera, and shall exchange VCRs with Husband so that Husband retains the Mitsubishi VCR.

Wife shall retain ownership of the bedroom furniture presently used by the children, however the personalty shall remain with the children for so long as Wife desires.

Husband shall be awarded the divorce upon the grounds alleged, and Wife's Counter-Complaint shall be dismissed. Wife is presently not a fit or proper custodian for the minor children and Husband shall be awarded sole and exclusive custody of the parties' two minor children. Wife shall be awarded the restricted visitation as heretofore ordered with the minor son, however, visitation between the parties' fourteen (14) year old daughter shall be upon the daughter's request only. Wife shall be permanently enjoined from consuming alcohol while in the presence of the minor children, and shall be specifically enjoined from discussing the natural parentage of the minor daughter with the minor or while in her presence. There is a duty of child support, however, Wife does not have the present ability to pay same and the matter shall be reserved pending Wife's full time employment. Husband shall continue to furnish medical and hospitalization insurance coverage for the benefit of the minor children.

The pendente lite support order shall terminate and there shall be no further award of alimony. Wife shall pay the costs of this cause. Wife's counsel may file a time affidavit with the Court for consideration of a fee award in this cause.

It is therefore, **ORDERED, ADJUDGED** and **DECREED** that the bounds of matrimony heretofore existing by and between the parties are hereby, forever, and perpetually dissolved and the Complainant/Husband, **CHARLES THOMAS BULLA**, is hereby granted and absolute divorce from the Defendant/Wife, **LEE ANN WALLACE BULLA**, upon the grounds of cruel and inhuman treatment, and he is hereby restored to all the rights and privileges of an unmarried person.

It is further **ORDERED** that Counter-Complaint for absolute divorce filed by Wife shall be and is hereby dismissed.

It is further **ORDERED** that sole and exclusive custody of the parties' two (2) minor children, to wit, **ASHLEY WALLACE BULLA**, age fourteen (14) years, and **JOSHUA THOMAS BULLA**, age eleven (11) years, shall be and is hereby vested in Husband. Wife shall exercise supervised every other weekend visitation with the minor son in the home of her parents, **BETTY JEAN WALLACE** and **STEPHEN C. WALLACE**, 914 Battery Lane, Nashville, Tennessee 37212. Wife shall be and is hereby permanently enjoined from visiting the children or from driving a vehicle in which the children are present while under the influence of any alcohol. Visitation between Wife and the minor daughter shall be upon the daughter's request. Wife shall be and is specifically enjoined and restrained from discussing the natural parentage of the minor daughter with the minor daughter or while in her presence.

It is further **ORDERED** that Wife has a duty of child support, however, Wife does not have the present ability to pay same and the matter shall be and is hereby reserved pending Wife's full time employment. Husband shall continue to provide medical and hospitalization insurance coverage for the benefit of the parties' minor children pending further orders of the Court.

It is further **ORDERED** that the pendente lite support order shall be and is hereby terminated and there shall be no further award of alimony.

It is further **ORDERED** that Wife's counsel of record shall be and is hereby allowed to file a time affidavit with the Court for consideration of an award of attorney's fees.

It is further **ORDERED** that upon consideration by the Court of the time affidavit filed by Wife's Counsel, Peggy Mathis, Esquire, shall be and is hereby awarded an attorney's fee in the amount of $750.00, ~~Said fee shall be and is hereby reduced to judgment with Husband responsible for the sum of _____, and Wife responsible for the remaining balance.~~ To be paid by the Plaintiff. any bal on said fee remaining will be the responsibility of the defendant.

It is further **ORDERED** that the personal property heretofore awarded the respective parties in the last Decree of Divorce shall be and is hereby awarded to said party as separate property free and clear of any claim of the other party. Wife shall retain ownership of the bedroom furniture previously awarded to her but presently used by the parties' minor children, and the personalty shall remain with the children for so long as Wife desires.

It is further **ORDERED** that the marital assets shall be and are hereby divided so that each party shall retain as separate property, free and clear of any claim of the other, one oriental rug with Husband making the selection, Wife shall retain the video camera, and shall exchange VCR's with Husband so that Husband retains the Mitsubishi VCR.

It is further **ORDERED** that Wife shall be allowed to retain the FOUR THOUSAND DOLLARS ($4,000) previously withdrawn from the home equity line of credit secured by the real property located at 621 Harpeth Trace Drive, Nashville, Tennessee, free and clear of any claim of Husband.

It is further **ORDERED** that the following real property shall be and is hereby vested solely in Husband as separate property, free and clear of any claim of Wife, with any right, title or interest in and to said property divested from her and vested in Husband. Husband shall be solely responsible for the indebtedness on said property and shall indemnify and hold Wife harmless thereon. Said property is described as follows:

621 Harpeth Trace Drive:

BEING LOT NO. 72 on the Plan of Harpeth Trace Estates, Phase Three, of record in Plat Book 5200 at pages 751, 752 and 753, Register's Office for Davidson County, Tennessee, to which reference is hereby made for a more complete description.

BEING the same property conveyed by Deed of Trust from Ralph E. Kelly and Thomas F. Baker, IV, Trustees to Charles T. Bulla and Wife, Lee Ann Bulla, of record in Book 7051, at Page 129, Register's Office for Davidson County, Tennessee.

Lot No. 73, Harpeth Trace Estates

BEING LOT NO. 73 on the plan of Harpeth Trace Estates, Section Three, as of record in Plat Book 5200, pages

751, 752 and 753, Register's Office for said County, to which reference is hereby made for a more complete description of said lot.

BEING the same property conveyed by Deed of Trust from John R. Beesley, III, Trustee, to Charles T. Bulla, of record in Book 7051, at Page 129, Register's Office for Davidson County, Tennessee

704 Harpeth Trace Drive

LAND in Davidson County, Tennessee, being Lot No. 3, Unit 704, on the Plan of Treetops at Harpeth Trace, as of record in Book 5200, Page 775, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.

BEING the same property conveyed by Deed from The Zeitlin Group to Charles T. Bulla, of record in Book 6484, Page 582, Register's Office for Davidson County, Tennessee.

It is further **ORDERED** that the costs of this cause shall be and are taxed against Wife, for all of which execution may issue if necessary.

ENTERED this 14th day of August, 1989.

JUDGE

APPROVED FOR ENTRY:

Sandra Jones #7082
Attorney for Husband
213 Third Avenue, North
Nashville, Tennessee 37201
615-256-6401

CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing Final Decree has been mailed to Ms. Peggy Mathis, Esq., 214 Second Avenue, North, Suite 204, Nashville, Tennessee 37210, on this 2nd day of August, 1989.

Sandra Jones

BOOK 7964 PAGE 639

7473 10/20 0101 01CASH 19.00

75461

IDENTIF. REFERENCE

Oct 20 11 17 AM '89

FELIX ZANDMAN
DAVIDSON COUNTY, TENN.

mail
Cheri D. Bulla
621 - Hargate
Trace Dr
37221

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* 14th *day of* August, *19* 89, *in Case Number* 89D-1039 *between* Charles Thomas Bulla *Plaintiff, and* Lee Ann Wallace Bulla *Defendant, as same remains of record in Book* 180B, *Page* 1283 *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* 20th *day of* October *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