Map 136-13
Par 19

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

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GEORGE L. ROGERS, CLERK
K. Langford D.C.

TAMENA ANICE HUNTER,
4305 Goens Road
Nashville, Tennessee 37211,
Plaintiff/Counterdefendant,

vs

No. 89D-2130

HERMAN JAMES HUNTER,
541 Rural Hill Road
Nashville, Tennessee 37217,
Defendant/Counterplaintiff.

BOOK 8046 PAGE 967

FINAL DECREE OF DIVORCE

This cause came to be heard on the 6th day of February, 1990, before the Honorable James R. Everett, Jr., Judge of the Probate Court of Davidson County, Tennessee, upon the Complaint for Absolute Divorce heretofore filed by the Plaintiff, TAMENA ANICE HUNTER; answer and countercomplaint having been filed by HERMAN JAMES HUNTER and the same being withdrawn in open Court by his attorney of record for the purpose of allowing this to proceed as an uncontested hearing; statements from counsel for the Plaintiff and statements from counsel for the Defendant heard in open Court; testimony from the Plaintiff and the record in its entirety from all of which the Court finds that subsequent to the pre-trial hearing of this cause the parties entered into an agreement as to all matters of controversy, said agreement being announced to the Court by counsel for the Plaintiff, approval announced by counsel for the Defendant and the Court affirmatively finds that this agreement is a fair and equitable division of the marital estate and does provide for adequate support and maintenance of the minor children at this time.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that the Plaintiff, TAMENA ANICE HUNTER shall be granted an absoluted divorce from the Defendant, HERMAN JAMES HUNTER upon the grounds of irreconcilable differences and each party shall be restored to all the rights and privileges of unmarried persons.

It is, further, **ORDERED** that the full care, custody and control of the parties' two (2) minor children (to wit: Marcel Rashad Hunter d/o/b: August 21, 1986 and Marrio Marquet Hunter d/o/b: July 1, 1988) shall be granted and vested in the Plaintiff, TAMENA ANICE HUNTER.

It is, further, **ORDERED** that the Husband shall be granted visitation privileges and parenting time with each minor child on alternating weekends from Friday at 6:00 p.m. through Sunday at 6:00 p.m. beginning the 9th day of February, 1990; one of said weekends to always be the third (3rd) weekend of each month. The Defendant

shall be granted further visitation privileges and parenting time with each minor child every Wednesday evening from 5:30 p.m. through 8:30 p.m.; every Father's day (with the Plaintiff having possession of both children every Mother's Day) and alternating all other federally recognized holidays (Easter, Memorial Day, Fourth of July, Labor Day and Thanksgiving) with the Defendant having his first holiday visitation on Easter, 1990. The Defendant shall have further visitation privileges and parenting time with each minor child from 10:00 p.m. Christmas Eve through one week subsequent to Christmas in 1990 and then from one week prior to Christmas through 10:00 p.m. Christmas Eve, 1991 and this method of Christmas visitation shall continue to alternate each year thereafter. The Defendant shall have further summertime visitation privileges and parenting time with the minor children for three (3) full weeks during the summer months (June, July and August) with said three (3) week periods being at the election of the Defendant upon reasonable notice to the Plaintiff. It is, further, **ORDERED** for the purpose of carrying out the above stated visitation privileges and parenting time, the Defendant shall pick up the children and deliver the children back to the Plaintiff's residence.

It is, further, **ORDERED** that to aid in the support and maintenance of the minor children, the Husband shall pay ordinary child support in the amount of two hundred and thirty-eight dollars ($238.00) per month beginning March 1, 1990. It is, further, **ORDERED** that said child support shall not be reduced or pro-rated pending further orders of the Court. It is, further, **ORDERED** that the pendente lite order of ordinary child support shall remain in existence until March 1, 1990.

It is, further, **ORDERED** that the payment of ordinary child support shall be by wage assignment through the office of the Clerk of the Circuit Court of Davidson County, Tennessee. However, the Court finds that the Defendant is currently unemployeed and during the period of his unemployment he shall pay the above stated child support in the amount of two hundred thirty-eight dollars ($238.00) per month plus the Clerks lawful commission of eleven dollars and ninety cents ($11.90) for and aggregate monthly payment of two hundred forty-nine dollars and ninety cents ($249.90) by delivering same no later than close of business on the first day of each month beginning March 1, 1990 at:

Clerk of the Circuit Court

506 Metropolitan Courthouse

Nashville, Tennessee 37201

It is, further, **ORDERED** that upon receipt of said payment, the Clerk of the

Circuit Court shall be entitled to withhold its lawful commission and forward the balance to the Plaintiff at:

Tamena A. Hockett-Hunter

4305 Goens Road

Nashville, Tennessee 37211

It is, further, **ORDERED** that upon the Defendant obtaining gainful employment the Plaintiff may, upon Motion of the Court, request that a wage assignment be instituted.

It is, further, **ORDERED** that the Plaintiff shall maintain health and hospitalization insurance coverage upon the minor children until such time as the Defendant obtains gainful employment. Upon the Defendant obtaining gainful employment it shall be his responsibility to provide health and hospitalization insurance coverage upon the minor children. It is, further, **ORDERED** that each party shall be responsible for the payment of one half (½) of any medical indebtedness incurred on behalf of either minor child including but not limited to deductibles, dental, orthodontic, optical and extraordinary treatment.

It is, further, **ORDERED** that each party shall be mutually and permanently enjoined and restrained from coming about the other for the purpose of physically abusing, threatening, harassing, or intimidating in any manner the other party at their residence or at any place they might be.

It is, further, **ORDERED** that the homeplace of the parties located at 541 Rural Hill Road, City of Nashville, County of Davidson, State of Tennessee, shall be divested from the parties as tenants by the entireties and re-invested in the name of the Defendant, HERMAN JAMES HUNTER in fee simple absolute; said real property more particularly described as follows:

> Land in Davidson Ciounty, Tennessee, being Lot No. 55, Edge-O-Lake Estates, Section IV, of record in Book 3600, page 87 and 88, Register's Office for Davidson County, to which reference is made for a more complete discription.
>
> Being the same property conveyed to Cleveland Hatcher, Jr., and wife, Deborah J. Hatcher, by deed from the Equitable Life Assurance Society of the United States, of record in Book 5561, page 224, Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Herman J. Hunter and wife, Tamena A. Hunter, by deed from Cleveland Hatcher, Jr. and wife, Deborah J. Hatcher, of record in Book 7584, page 205, Register's Office for Davidson County, Tennessee.

It is, further, **ORDERED** that the Plaintiff, TAMENA ANICE HUNTER, shall be granted a lien against the above described real property to secure the total income tax indebtedness owed by the parties to the Internal Revenue Service.

It is, further, **ORDERED** that the Plaintiff shall be granted the following household furniture, furnishings and personal property:

A. From the Master Bedroom

Bedspread
Curtains and sheers

lamp table

sheets

two pillows (queen size)

B. All Household furniture and furnishings in Marrio Marquet Hunter's bedroom (with the Defendant being awarded the household furniture and furnishings which is in Marcel Rashad Hunter's bedroom)

C. From the upstairs bathroom

curtains

½ of the towels and washclothes

½ of the blankets

½ of the sheets

D. One kerosene heater

E. From the living room:

One diamond shaped etage

Wall mirror - gold frame

Wall decorations, except for one duck picture

curtains and sheers

F. From the kitchen:

Microwave

Blender

Two (2) electric can openers

Dishes that were given to the Plaintiff from her grandmother

Pots and pans

Country kitchen china

silverware - glasses

G. From the Den:

two (2) blue lamps

one (1) wall clock

curtains

family pictures

nine (9) wine glasses

H. From the downstairs bathroom:

curtains

two (2) hand guns

I. From the playroom:

½ of the children's toys (the children shall be allowed input as to which toys remain with the Plaintiff and which toys remain with the Defendant)

radio with two (2) speakers

wooden T.V. stand

J. From the boys bedroom:

two bunk beds

chest of drawers

lamp table

curtains and sheers

bedspread

K. From the girls bedroom:

Microwave stand

black and white television

two pictures

sheets

bedspread

curtains/sheers

L. From the spare room:

television stand

stereo set with two large speakers

photo albums

M. Attic:

Boxes with miscellaneous items

It is, further, **ORDERED** that the Defendant shall be granted all other household furniture and furnishings not herein specifically granted to the Plaintiff. It is, further, **ORDERED** that the Defendant shall make available to the Plaintiff access to the home to take possession of the above stated items of personal property granted to her on Saturday, the 10th day of February, 1990 at 9:00 a.m.

It is, further, **ORDERED** that the party in possession of the JC Penneys credit card and the Sears Company credit card shall immediately distroy said credit card and each party shall be permanently enjoined and restrained from incurring any indebtedness thereon.

It is, further, **ORDERED** that the Defendant, HERMAN JAMES HUNTER, shall be responsible for the payment of all indebtedness incurred during the course of this marriage including but not limited to:

United State Internal Revenue Service

Dominion Bank Mastercard

Chase Manhatten Line of Credit (formerly The Atlantic Financial Line of Credit)

City Bank Mastercard

More Visa Card

Fidelity Bank Mastercard

Georgia Federal Line of Credit

Southern Hills Hospital

Baptist Hospital (included in October 22, 1989 Judgement)

Dr. Zerfoss (Southern Hills Medical Building)

Dr. Bishop (Doctor's Pavilion)

Baptist Hospital (Marcel's medical expenses-account no. 2118137)

It is, further, **ORDERED** that the payment of the above stated indebtedness in no way negates or relieves the Defendant from the responsibility of paying certain judgements awarded to the Plaintiff by order of this Court, entered October 27, 1989.

It is, further, **ORDERED** that the Plaintiff shall be awarded her Mitsubishi Precision, Vehicle Identification Number KMHLA31J8HU152580, automobile free and clear of any claims from the Defendant and it is further **ORDERED** that the Plaintiff shall pay the indebtedness owed thereon. It is, further, **ORDERED** that the Defendant shall be granted his Buick Rivera free and clear of any claims from the Plaintiff and he shall be responsible for paying any lien thereon. It is, further, **ORDERED** that to the extent of the above stated outstanding debts, security or collateral requirements or mortgages for any and all the property retained by the Plaintiff and/or Defendant pursuant to the terms of this order, except as otherwise provided herein, the parties retaining those property items listed above shall pay said debts, securities, collateral or mortgages and be responsible for said debts or obligations and assume and be solely responsible for paying said debts or obligations and further agrees to indemnify and hold the other party harmless from payment of same.

It is, further, **ORDERED** that the Plaintiff shall be granted a judgement against the Defendant in the amount of eighty-seven dollars ($87.00) as re-payment to her for out-of-pocket expenses due to continuances.

It is, further, **ORDERED** that the Plaintiff shall be granted a judgement against the Defendant in the amount of five hundred dollars ($500.00) as reimbursement for her reasonable attorney's fees and it is further **ORDERED** that execution may issue if necessary for the collection of said judgements.

It is, further, **ORDERED** that the Plaintiff shall be restored to the use and benefit of her maiden name, "TAMENA ANICE HOCKETT-HUNTER".

It is, further, **ORDERED** that the cost of this cause shall be divided equally between the parties for which execution may issue if necessary.

ENTERED this the 12 day of February, 1990.

JAMES R. EVERETT, JUDGE

APPROVED FOR ENTRY:

W. ALLEN BARRETT
Attorney for Plaintiff
Supreme Court Registration No. 10894
214 Second Avenue, North
One Washington Square, Suite 103
Nashville, Tennessee 37201

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Order has been forwarded by first class U.S. mail, postage prepaid, to the Honorable Howard F. Butler, 23rd Floor, First American Center, Nashville, Tennessee, 37238-0083 on this the 8th day of February, 1990.

W. ALLEN BARRETT

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* February, *19* 90, *in Case Number* 89D-2130 *between* TAMENA ANICE HUNTER *Plaintiff, and* HERMAN JAMES HUNTER *Defendant, as same remains of record in Book* 53C, *Page* 2284 *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* FEBRUARY *in the year one thousand nine hundred and* NINETY *and in the* 214th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Mary Washburn, *D.C.*