IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

CONSTANCE DAWN WHITSON MUMMERT, Plaintiff,	)	
vs.	)	CASE NO. 89D-4552
WILLIAM MICHAEL MUMMERT, Defendant.	)	

MAP-133-14
PAR-102

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FINAL DECREE OF DIVORCE

This cause came on to be heard on the 9th day of July, 1990, before the Honorable Muriel Robinson-Rice, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the original complaint for divorce filed by plaintiff, the answer and countercomplaint filed by the defendant, and plaintiff's answer to defendant's countercomplaint. Upon testimony of the parties, the testimony of witnesses, the statements of counsel for both parties, and the entire record in this cause, the Court finds as follows:

1. That the original complaint for divorce filed by the plaintiff is hereby dismissed and the defendant is awarded a divorce from the plaintiff on the grounds of adultery, as set forth in his countercomplaint, and the parties are hereby restored to all the rights and privileges of unmarried persons.

2. That full custody and control of the parties' three minor children, Brittney Dawn Mummert and Ashley Brooke Mummert, twin girls born October 13, 1984, and Landon Brady Mummert, born May 25, 1988, shall vest solely in the plaintiff/mother.

3. That the defendant/father shall be entitled to visit with said children from 6:00 p.m. on Friday until 6:00 p.m. on Sunday every other weekend. Additionally, the father shall have the right to have said children for two weeks' extended visitation in the summer months and shall make every effort to have said visitation period coincide with his vacation from his employment. The parties shall alternate visitation with the minor children on the major holidays, i.e., Easter, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and New Year's, with the mother to have the children for Labor Day, 1990, and the husband

to have the children on Labor Day, 1991; the husband to have the children for Thanksgiving, 1990, and the mother to have the children for Thanksgiving, 1991; and to alternate the holidays listed in said fashion yearly thereafter, with the exception of Christmas. The parties are to work together to enable both parents to have the children with each of them over the Christmas Eve/Christmas Day holidays, and should they be unable to do so, either party may move the Court for specified Christmas visitation times.

4. The father is hereby restrained and enjoined from using alcohol or drugs while in the presence of the minor children or from permitting the minor children from being around other persons using drugs or alcohols while they are in his care.

5. The mother is hereby restrained and enjoined from having any intimate relations with Bill West in the presence of the minor children.

6. The father is to pay as child support the sum of $250.00 every two weeks, said sum to be paid through the office of the Circuit Court Clerk for Davidson County, Tennessee, together with the Clerk's lawful commission of five percent (5%), for a total payment of $262.50. The mother is to maintain medical insurance on behalf of the minor children through her employment, and in consideration of same, the father is to pay one-half (1/2) of all insurance deductibles and one-half (1/2) of any medical or dental bills incurred on behalf of said children not covered by insurance. The first payment of child uspport is due on July 19, 1990 and every two weeks thereafter until further orders of the Court. Child support is not to be reduced or prorated without further orders of the Court.

7. All right, title and interest in and to the marital homeplace of the defendant/father, William Michael Mummert, shall be divested from him and shall vest solely in the plaintiff/mother, Constance Dawn Whitson Mummert, said property being known as 4811 Citrus Drive, Nashville, Tennessee 37211, and being more fully described as follows:

> Land in Davidson County, Tennessee, described as follows:

Being Lot No. 47 on the Plan of Kenilworth Estates, Section 3, as of record in Book 2900, pages 149 and 150, Register's Office for said County.

Said Lot No. 47 fronts 70 feet on the westerly side of Citrus Drive and extends back between parallel lines 140 feet to a dead line.

Being the same property conveyed to William Michael Mummert and wife, Constance D. Mummert by deed from Mark R. Langlois, and wife, Robin A. Langlois, of record in Book 6907, page 328, Register's Office of Davidson County, Tennessee.

8. All household furniture and furnishings shall be the sole property of the plaintiff, with the exception of the stereo and portable television located at the marital residence which are the property of the defendant.

9. All right, title and interest in and to the 1975 Chevrolet Camaro shall vest solely in the defendant and plaintiff agrees to make no claim thereto; all right, title and interest in and to the 1982 Chevrolet Chevette shall vest solely in the plaintiff and defendant agrees to make no claim thereto. In consideration that the payments on both vehicle are consolidated into one automobile loan with a monthly payment due of $206.25, due on the 25th day of each month, the defendant is to pay directly to the plaintiff the sum of $103.12 each month, with the initial payment to be made prior to July 25, 1990, and continuing until said automobile loan is paid in full on the 25th of each month thereafter. Further, the insurance policies on both vehicles are combined with a total monthly payment of $65.45. Therefore, the defendant is to pay directly to the plaintiff the sum of $32.73 each month, with the initial payment to be made prior to July 15, 1990. Upon receipt of the aforesaid sums, the plaintiff will tender her like amounts and make said payments to the appropriate parties. Plaintiff will maintain defendant's vehicle on said insurance policy until such time as the automobile loan is paid in full at which time he shall be responsible for obtaining a separate insurance policy.

10. Each party hereto shall be responsible for his or her respective attorney's fees and the court costs shall be taxed to

the defendant, for which execution shall issue if necessary.

ENTERED, this the 16th day of July, 1990.

MURIEL ROBINSON-RICE, JUDGE

APPROVED FOR ENTRY:

James L. Curtis #4317
Attorney for Plaintiff/Mother
214 Second Avenue North, Suite 204
Nashville, Tennessee 37201
(615) 256-4747

FILED
Jul 26 2 10 PM '90
FELIX Z WILSON CLERK & MASTER
DAVIDSON COUNTY, TN

IDENTIFICATION REFERENCE

44477

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Final Decree of Divorce has been mailed, first class, postage prepaid, to David R. Kennedy, attorney for the defendant/father, 4207 Lebanon Road, Suite 200, Hermitage, Tennessee 37076, on this the 9th day of July, 1990.

James L. Curtis

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* 16TH *day of* JULY, *19* 90, *in Case Number* 89D-4552 *between* CONSTANCE D. MUMMERT *Plaintiff, and* WILLIAM M. MUMMERT *Defendant, as same remains of record in Book* 188B, *Page* 1005 *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* 26TH *day of* JULY *in the year one thousand nine hundred and* NINETY *and in the* 215TH *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By S. Nolan *D.C.*

Form #GR-117