190H/426

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BARBARA SUE SUTHERLAND,
Wife

VS.

CHARLES WILLIAM SUTHERLAND,
Husband.

NO. 87D-1471

BOOK 8199 PAGE 304

AGREED ORDER

It appears to the Court from the signatures below of the parties and the signature of the attorney for the Wife that the parties have reached an agreement with regard to the arrearages in child support and alimony which the Husband has accrued since the entry of the Final Decree of Divorce, and in accordance with the agreement of the parties,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED as follows:

1. The Husband acknowledges that he will have amassed, through October, 1990, alimony arrearage payments to the Wife in the amount of $5,200.00; and further that he has an arrearage, from March of 1990 through August of 1990, in health insurance payments in the amount of $237.00; and further that he has, since March of 1990, not made payments to the Wife for clothing reimbursements for the parties' son, Charles, Jr. In consideration of the forgiveness of the Wife of all alimony payments owed to her through October, 1990, all health insurance payments in the amount of $39.50 per month owed from March through August, 1990, and for any clothing expenses owed for the parties' son, Charles, Jr., through August, 1990, all of the Husband's right, title and interest which he owns in and to the parties' jointly owned condominium located at 6902 Highland Park Drive, Nashville, Tennessee 37205, is divested from him and the same is hereby reinvested in the Wife. Said property is more specifically described as follows:

> A part of Harpeth Glen Condominium tract as shown per plat made Exhibit One hereto of record in Plat Book 4460, Page 42, said Register's Office for Davidson County, Tennessee, the part hereby being:

UNIT No. B-2 on the said section plat together with the carport designated number B-2, a family unit type no. 2, as shown in and described by the Master Deed Establishing Horizontal Property Regime with respect to Harpeth Glen Condominium, including the Plan and the Administrative By-Laws thereunto attached and exhibited, recorded in Book 4546, Page 658, said Register's Office for Davidson County, Tennessee, as amended in Book 4630, Page 504, said Register's Office.

BEING the same property conveyed to Charles Sutherland and wife, Barbara Sutherland, by deed from Phyllis M. McInnis, a single person, of record in Book 7210, Book 815, said Register's Office for Davidson County, Tennessee.

2. The parties further agree that the Husband has amassed an arrearage in child support payments for the parties' son, Christopher, for the months of March, April and May, 1990. The Husband agrees, and he hereby is ordered, to pay to the Wife said arrearage, which totals $1,050.00, by paying to the Wife $350.00 per month each for the months of September, October, and November, 1990.

3. Commencing November 1, 1990, and continuing through November, 1992, or until the Wife's death or remarriage, the Husband shall resume his payments of alimony to the Wife in the amount of $650.00 per month.

4. Commencing with the month of September, 1990, the Husband shall continue to reimburse the Wife for one-half of her health insurance premiums as provided in the Final Decree of Divorce.

5. All other provisions of the Final Decree of Divorce in this cause not otherwise altered or amended herein shall remain in full force and effect.

6. The costs of this cause shall be taxed to the Husband, Charles William Sutherland.

Entered this 14 day of Sept., 1990.

Muriel Robinson Rice
JUDGE

APPROVED FOR ENTRY:

Rose Palermo

Rose Palermo (#3330)
Attorney for Wife
P.O. Box 121857
Nashville, TN 37212

Barbara Sue Sutherland
Barbara Sue Sutherland

Charles William Sutherland
Charles William Sutherland

George E. Copple, Jr.
George E. Copple, Jr.
Attorney for Respondent
424 Church Street, Suite 1410
Third National Financial Center
Nashville, Tennessee 37219
(615) 254-9100

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, Pamela G. Rice, a Notary Public for said State and County, the within named Barbara Sue Sutherland, with whom I am personally acquainted and who acknowledged that she executed the foregoing Agreed Order for the purposes contained therein.

This 12 day of September, 1990.

Pamela G Rice
NOTARY PUBLIC

My Comm. Expires: 9-25-93

STATE OF ~~NORTH CAROLINA~~ Tennessee)
COUNTY OF Davidson)

Personally appeared before me, the undersigned, a Notary Public for said State and County, the within named Charles William Sutherland, with whom I am personally acquainted and who acknowledged that he executed the foregoing Agreed Order for the purposes contained therein.

This 11th day of Sept., 1990.

George E. Copple, Jr.
NOTARY PUBLIC

My Comm. Expires: 3-11-91

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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* Fourth *Circuit Court for Davidson County, Tennessee, on the* 14th *day of* September, *19* 90, *in Case Number* 87D-1471 *between* Barbara Sue Sutherland *Plaintiff, and* Charles William Sutherland *Defendant, as same remains of record in Book* 190A, *Page* 426 *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* 18th *day of* September *in the year one thousand nine hundred and* ninety *and in the* 215th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*

Form #GR-117