189B/953

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

CLARE L. ROGERS, CLERK
D.C.

DOROTHY H. ANTHONY)
)
vs.) NO. 89D-3088
)
WILLIE THOMAS ANTHONY)

BOOK 8209 PAGE 995
7109 10/03 0101 03CHECK 12.00

ORDER

This cause came to be heard on July 30, 1990 upon stipulation of party and proof thereof, and Wife's complaint for divorce, testimony of the parties, statements of counsel and the record as a whole, it appears to the court that the parties have stipulated to the grounds of divorce pursuant to T.C.A. § 36-4-129 that a divorce shall be granted to Wife on the grounds that the parties have continually moved apart for more than ten years, and have no minor children, pursuant to T.C.A. § 36-4-101 (12). It further appears that the parties have agreed that Wife is entitled to $8,000 for her share of the marital property. It further appears that Wife has a lien upon the real property, described as:

> Being Lot No. 262 on the Plan of Trappard Heightts, section 3, as of record in book 2663, page 116, R.O.D.C., Tenn. Said Lot no 262 fronts 70 feet on the southeasterly margin of West Hamilton Avenue, and extends back between lines 204.4 feet; more or less, on the southwesterly line, to a line in the rear, which is the center of Whites Creek, on which it measures 75 feet, more or less. Being the same property conveyed to the undersigned Leon Gilbert by deed from James A. O'Hara, District Director of Internal Revenue for the District of Nashville, Tennessee, of record in Book 4357, page 290, R.O.D.C., Tenn., to which reference is here made, this conveyance by Leon Gilbert being made subject to the restrictions and easement set out in the above mentioned deed from O'Hara to Gilbert.

until that sum is paid in full, and Husband should pay the cost of registering that lien with the registrar's office. Further, Husband should pay Wife the sum of $500 a month for four months, beginning August 10, 1990. At the end of the four months, Husband will pay the Wife the remaining $6,000 that is due. If any of these installment payments are not

made on the date ordered, the full sum comes due and owing. This is a judgment for which execution shall issue if necessary. Further, it appears to the Court that if Husband breaches this order in any manner, and it becomes necessary for Wife to file in any court of competent jurisdiction to enforce this order, including but not limited to this Court. Further, Husband will pay all attorney's fees, court costs, deposition costs, or any other fees related to enforcement of this order. Further, the parties have agreed that the purpose of enforcement of this order, including but not limited to, any action that would become necessary concerning execution on the judgment, or action on the lien of the property, which included the selling of the property to clear the lien, remain in this court, in the interest of justice and expediency. It further appears that each party's retirement and savings accounts and other assets in the parties' names shall belong exclusively and totally to each party whose name it is in. It further appears that each party shall pay their own attorney's fees. Court costs shall be equally divided. It is

THEREFORE ORDERED, ADJUDGED AND DECREED that a divorce shall be granted to Wife on the grounds that the parties have continually moved apart for more than ten years, and have no minor children, pursuant to T.C.A. § 36-4-101 (12). It is

FURTHER ORDERED, ADJUDGED AND DECREED that the Wife is entitled to $8,000 for her share of the marital property. It is

FURTHER ORDERED, ADJUDGED AND DECREED that Wife has a lien upon the real property, described as:

> Being Lot no. 272 on the Plan of Trappard Heights, section 3, as of record in book 2663, page 116, R.O.D.C., Tenn. Said Lot no. 262 fronts 70 feet on the southeasterly margin of West Hamilton Avenue, and extends back between lines 204.4 feet, more or less, on the southwesterly line, to a line in the rear, which is the center of Whites Creek, on which it measures 75 feet, more or less. Being the same property conveyed to the undersigned Leon Gilbert by deed from James A. O'Hara, District Director of Internal Revenue for the

District of Nashville, Tennessee, of record in Book 4357, page 290, R.O.D.C., Tenn., to which reference is here made, this conveyance by Leon Gilbert being made subject to the restrictions and easement set out in the above mentioned deed from O'Hara to Gilbert.

until the sum is paid in full, and Husband shall pay the cost of registering that lien with the registrar's office. It is

FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall pay Wife the sum of $500 a month for four months, beginning August 10, 1990. At the end of the four months, Husband will pay the Wife the remaining $6,000 that is due. IT is

FURTHER ORDERED, ADJUDGED AND DECREED that if any of the installment payments are not made on the date ordered, the full sum comes due and owing. This is a judgment for which execution shall issue if necessary. It is

FURTHER ORDERED, ADJUDGED AND DECREED that if Husband breaches this order in any manner, and it becomes necessary for Wife to file in any court of competent jurisdiction to enforce this order, including but not limited to this Court, Husband will pay all attorney's fees, court costs, deposition costs, or any other fees related to enforcement of this order. It is

FURTHER ORDERED, ADJUDGED AND DECREED that the purpose of enforcement of this order, including but not limited to any action that would become necessary concerning execution on the judgment, or action on the lien of the property, which included the selling of the property to clear the lien, remain in this court, in the interest of justice and expediency It is

FURTHER ORDERED, ADJUDGED AND DECREED that each party's retirement and savings accounts and other assets in the parties' names shall belong exclusively and totally to the party whose name it is in. It is

FURTHER ORDERED, ADJUDGED AND DECREED that each party shall pay their own attorney's fees. It is

FURTHER ORDERED, ADJUDGED AND DECREED that the costs of this cause shall be equally divided between the parties.

ENTERED this 17 day of Aug., 1990.

JUDGE MURIEL ROBINSON-RICE
Judge of Fourth Circuit Court

APPROVED FOR ENTRY:

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IDENTIF. REFERENCE

OCT 3 3 50 PM '90

FELIX Z. WILSON III-REGISTER
DAVIDSON COUNTY TN.

62359

STATE OF TENNESSEE

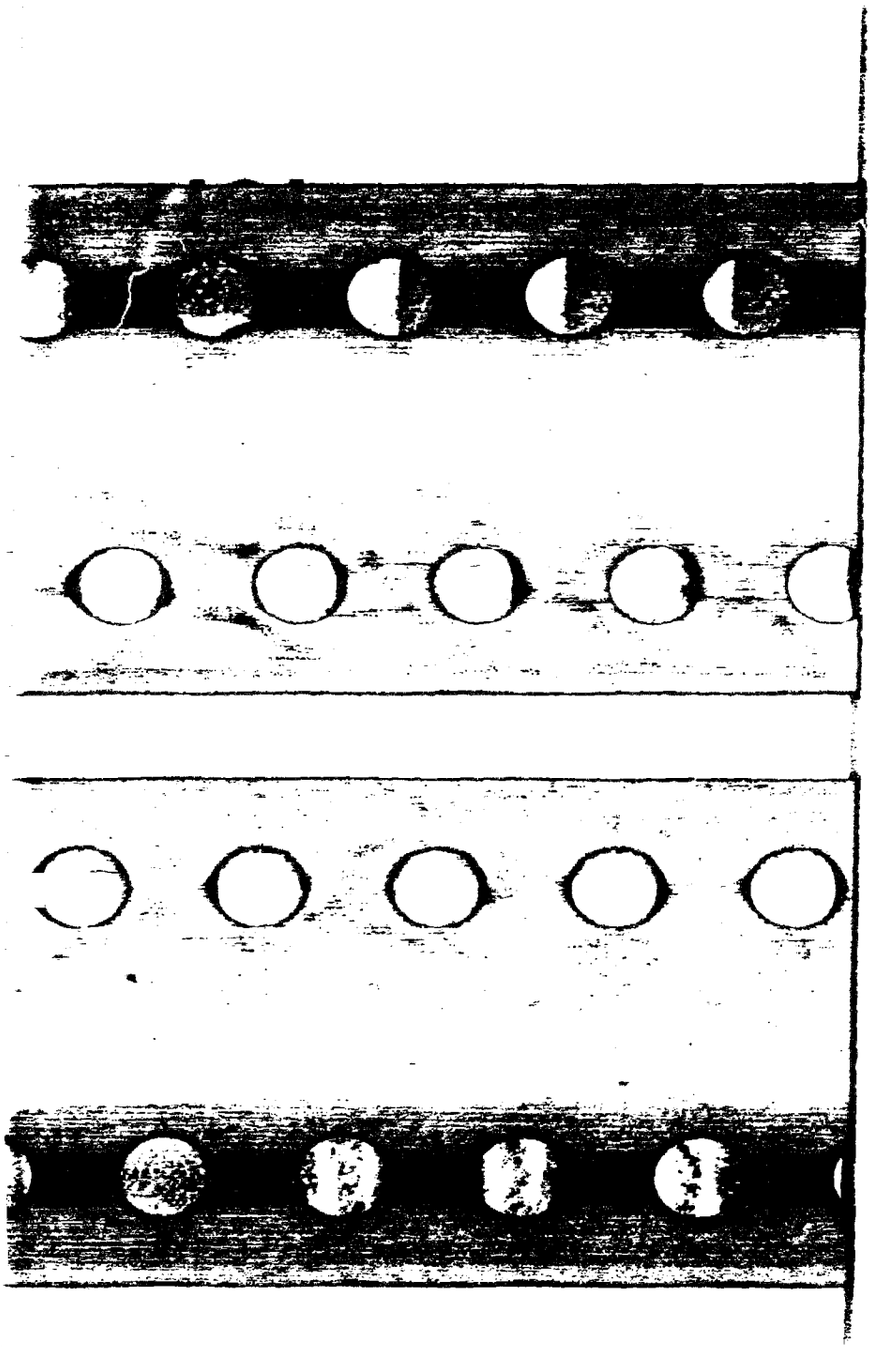
I, **GEORGE L. ROOKER,** *Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the* FOURTH *Circuit Court for Davidson County, Tennessee, on the* 17TH *day of* AUGUST, *19*90, *in Case Number* 89D-3088 *between* DOROTHY H. ANTHONY *Plaintiff, and* WILLIE THOMAS ANTHONY *Defendant, as same remains of record in Book* 189B, *Page* 955 *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* 3RD *day of* OCTOBER *in the year one thousand nine hundred and* NINETY *and in the* 214 *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By B. Eden *D.C.*

Form #GR-117



VOID

BOOK 8209 PAGE 999

10-3-90