1924/389

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

PATRICIA ALEXANDER
2022 Golf Road, Apt. 208
Huntsville, Alabama 35802

Plaintiff/Wife,

v.

ROBERT ALEXANDER
1008 33rd Avenue, North
Nashville, Tennessee 37209

Defendant/Husband.

No. 88D-4373

1990 NOV 27 PM 12:12

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FINAL DECREE OF DIVORCE

This cause came on to be heard on this the 5th day of November, 1990, before the Honorable Muriel Robinson Rice, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for Divorce, the Answer and Counter Claim, the Answer to the Counter Claim, the Amended Complaint and Answer, stipulations, testimony of the parties, exhibits, and the record as a whole, from all of which the Court finds that as the parties have stipulated that they are entitled to a divorce, an absolute divorce should be granted under T.C.A. § 36-4-129.

The Court further finds that as the parties have stipulated that the Wife should have sole custody of the minor child born of the marriage, Jesse Taliaferro Alexander, that it is in the best interest of the child that the Wife, Patricia Alexander, have sole custody of the minor child, Jesse Taliaferro Alexander, and be allowed to move from the State of Tennessee with the child.

The Court further finds that as the parties have stipulated that the Husband should have standard visitation with the minor child, visitation should be set as follows: Every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m., four (4) weeks every summer, and alternating major holidays, including one-half (1/2) the child's Christmas vacation so as to alternate Christmas Day between them.

The Court further finds that the parties have stipulated that each party shall keep the household goods presently in their possession, except that the Wife shall give back to the Husband the following:

Stereo Equipment
Carved Soapstone Chess Set
Sofa Sleeper
His Books
His Records
His Tapes
His Clothing

The Court further finds that the parties have a joint tax return of Two Thousand Six Hundred Sixty Three Dollars ($2,663.00) from 1989. The Court finds that this asset should be divided so that One Thousand Six Hundred Sixty Three Dollars ($1,663.00) is paid to Patricia Alexander and One Thousand Dollars ($1,000.00) is paid to her attorney, Sidney S. F. Bennett, as part of her attorney fee.

The Court further finds that the parties have two (2) vehicles and that the Husband should be awarded the 1990 Ford Bronco and the Wife should be awarded the 1988 Taurus. The parties will each be responsible for the loan secured by their particular vehicle.

The Court further finds that the Husband has an IRA with Dean Whitter which has increased in value Eighteen Thousand Three Hundred Forty Five and 28/100 Dollars ($18,345.28) since the date of the marriage. The Wife is entitled to Nine Thousand One Hundred Seventy Two and 64/100 Dollars ($9,172.64) of that amount.

The Court further finds that the Husband has a credit union account, a Third National account, and a Metro Pension, all of which should remain his in toto.

The Court further finds that the Husband owns two (2) pieces of real property, one on 931 Carolyn Avenue, Nashville, Davidson County, Tennessee, and one on 33rd Avenue, North, Nashville, Davidson County, Tennessee. The Wife has made no act of contribution on the Carolyn Avenue home. Consequently, she is not entitled to receive any of the appreciation. The Wife did contribute to the appreciation of the 33rd Avenue home. Consequently, she is entitled to one-half (1/2) of the appreciation, or One Thousand Five Hundred Dollars ($1,500.00).

The Court finds that the Husband should pay child support in the amount of Three Hundred Sixty Three and 72/100 Dollars ($363.72) per month. Said amount will be paid on the first of each month, beginning December 1, 1990, and will be paid through the

Court. The Husband will continue paying pursuant to the pendente lite Order until December 1, 1990.

The Court also finds that the Husband should be responsible for one-half (1/2) of all medical, dental, orthodontic, optometric, opthomological, and prescriptions not covered by insurance. Husband shall keep the child insured with health insurance.

The Court also finds that the Husband has Eighteen Thousand Dollars ($18,000.00) in life insurance. The Husband must keep at least Six Thousand Dollars ($6,000.00) of life insurance on his life, naming the Wife as Trustee for the benefit of the parties' minor child.

The Court also finds that the Husband shall pay One Thousand Dollars ($1,000.00) as a portion of the Wife's attorney's fees incurred in this matter, and shall pay all Court costs, as he is employed.

It is therefore, **ORDERED, ADJUDGED and DECREED** that the parties, Patricia Alexander and Robert Alexander, shall be granted an absolute divorce pursuant to T.C.A. § 36-4-129, and the parties are restored to all the rights and privileges of unmarried persons.

It is further, **ORDERED, ADJUDGED and DECREED** that the Plaintiff/Wife, Patricia Alexander, is granted sole custody of the parties' minor child, Jesse Taliaferro Alexander, and is granted leave to remove the child's residence from the State of Tennessee.

It is further, **ORDERED, ADJUDGED and DECREED** that the Defendant/Husband, Robert Alexander, is granted standard visitation, every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m., four (4) weeks of visitation in the summer, and alternate major holidays, including one-half (1/2) of Christmas vacation such that the parties alternate having the child on Christmas Day from year to year, every other Thanksgiving (including the weekend after Thanksgiving), every other Easter and Spring break, and any other holidays that the parties can agree on. Every Mother's Day shall be spent with the Mother and every Father's Day shall be spent with the Father. All transportation will be

divided evenly between the parties, such that one party picks the child up and the other takes him.

It is further, **ORDERED, ADJUDGED and DECREED** that Mr. Alexander shall pay an additional One Thousand Dollars ($1,000.00) to Mrs. Alexander's attorney on her attorney fee and Mrs. Alexander is granted a judgment for that amount.

It is further, **ORDERED, ADJUDGED and DECREED** that the Husband is awarded all right, title and interest in the 1990 Bronco. The Husband is responsible for all debt on this vehicle and shall hold the Wife harmless for any liability therefor.

It is further, **ORDERED, ADJUDGED and DECREED** that the Wife is awarded all right, title and interest in the 1988 Taurus. The Wife is responsible for all debt on this vehicle and shall hold the Husband harmless for any liability therefor.

It is further, **ORDERED, ADJUDGED and DECREED** that the property presently in possession of the Husband shall remain the Husband's free of any claim by the Wife and the property in possession of the Wife shall remain the Wife's free of any claim by the Husband, except for the stereo equipment, the carved soapstone chess set, the sofa sleeper, books, records, tapes, and clothing. These items are made the sole and separate property of the Husband, free of any claim by the Wife.

It is further, **ORDERED, ADJUDGED and DECREED** that the Wife is awarded Nine Thousand One Hundred Seventy Two and 64/100 Dollars ($9,172.64) of the IRA located in an account in the Husband's name at Dean Whitter. The Husband shall take whatever action is necessary to transfer this amount to an IRA in the Wife's name in a bank of her choosing. Should the Wife decide to take this amount out of an IRA status, she is responsible for the tax consequences. The transfer itself to her is not a taxable event, as it is merely a transfer of marital property pursuant to a decree of divorce.

It is further, **ORDERED, ADJUDGED and DECREED** that the Husband is awarded all right, title and interest in the credit union account, the Third National Bank account and his pension plan from Metro.

It is further, **ORDERED, ADJUDGED and DECREED** that the 931 Carolyn Avenue, Nashville, Davidson County, Tennessee house and the 33rd Avenue, Nashville,

Davidson County, Tennessee house are the sole and separate property of the Husband. However the Wife shall be awarded a judgment for One Thousand Five Hundred Dollars ($1,500.00) for her share of the equity in the 33rd Avenue house. Said judgment shall be a lien against these properties, which are more particularly described as follows:

072-09-0
310.00

Land in Davidson County, Tennessee, being Lot No. 61 on the Map of Irvington as of record in Book 843, page 60, Register's Office for said County, to which plan reference is hereby made for a more complete description of said lot.

Being the same property conveyed to Robert E. Alexander (unmarried) by deed from James Oscar Rained, Jr., Executor of the estate of Vicie Ranes Raveneau, of record in Book 5040, page 803, said Register's Office.

and

92-01-0
108.00

Land in Davidson County, Tennessee, being the southerly 45 feet of Lot No. 16 and the northerly 2 1/2 feet of Lot No. 17 of Block No. 32 on the Map of Midway between Centennial and Zollicoffer Avenues, and McLaughlin and Branch Streets, as of record in Book 421, page 11, Register's Office for said County.

Said parts of Lots Nos. 16 and 17 front together 47 1/2 feet on the easterly side of 33rd Avenue North, formerly Killerney Street, and run back between parallel lines, 150 feet to an alley.

Being the same property conveyed to Ethel A. McGill, Clifford B. Alexander, Edward W. Alexander, Robert L. Alexander, Walton H. Alexander, Walter H. Alexander and Robert E. Alexander by warranty deed of record in Book 4214, page 116, Register's Office for Davidson County, Tennessee. The said Robert L. Alexander having since died and his heirs at law being Larry T. Alexander, Amelia A. Austin, Kenneth Alexander and Lisa Alexander.

This is improved property at 1008 33rd Avenue, North, Nashville, Tennessee.

It is further, **ORDERED, ADJUDGED and DECREED** that based on the child support guidelines presently in effect, Mr. Alexander should pay Three Hundred Sixty Three and 72/100 Dollars ($363.72) child support. Said payments shall begin December 1, 1990, and shall be paid through the Court and taxes with a statutory clerk's fee of five percent (5%) or Eighteen and 19/100 Dollars ($18.19) for a total payment of Three

Hundred Eighty One and 91/100 Dollars ($381.91) per month. Such support shall not be reduced or prorated without specific prior order of this Court and shall be paid until such time as the child becomes eighteen (18), graduates from high school or the class of which he would have been a member graduates from high school, whichever occurs last. The Court shall disburse said payments to:

Patricia Alexander
2022 Golf Road, Apt. 208
Huntsville, Alabama 35802

It is further, **ORDERED, ADJUDGED and DECREED** that the pendente lite Order for support shall remain in full force and effect until December 1, 1990.

It is further, **ORDERED, ADJUDGED and DECREED** that the Husband will keep medical and dental insurance on the minor child and each will pay one-half (1/2) of the medical, dental, optometric, orthodontic, opthomological, prescription or other like expenses incurred on behalf of the minor child and not covered by insurance or within the deductible limits of the insurance.

It is further, **ORDERED, ADJUDGED and DECREED** that the Husband will keep insurance on his life in the amount of Six Thousand Dollars ($6,000.00) with the Wife as beneficiary in trust for the minor child.

It is further, **ORDERED, ADJUDGED and DECREED** that the Husband will pay One Thousand Dollars ($1,000.00) to the Wife's attorney and the Wife is granted a judgment for this amount.

It is further, **ORDERED, ADJUDGED and DECREED** that all costs of this cause are taxed to the Defendant/Husband, Robert Alexander.

ENTERED this the 27th day of Nov., 1990.

Muriel Robinson Rice, Judge

APPROVED FOR ENTRY:

Frey & Barnes, P.C.

Sidney S. F. Bennett, #10371
Attorney for Plaintiff/Wife
150 Second Avenue, North
Suite 300
Nashville, Tennessee 37201
(615) 244-9410

CERTIFICATE OF SERVICE

This certifies that a true and exact copy of the foregoing has been hand delivered to Carol Solomon, Attorney for Defendant, One Church Street, Third Floor, Nashville, Tennessee, 37210, this the 20 day of November, 1990.

Sidney S. F. Bennett

(sfb39\kem\2274)a:alexander.fdc

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IDENTIF. TREFERENCE

DEC 4 2 33 PM '90

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY TN.

6105 12/04 0101 03CHECK 24.00

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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* 27th *day of* NOVEMBER, *19* 90, *in Case Number* 88D-4373 *between* PATRICIA ALEXANDER *Plaintiff, and* ROBERT ALEXANDER *Defendant, as same remains of record in Book* 192A, *Page* 389 *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* 4th *day of* DECEMBER *in the year one thousand nine hundred and* NINETY *and in the* 215th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Kelly M. Hall *D.C.*

Form #GR-117