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BOOK 8355 PAGE 283

MINUTES GENERAL SESSIONS, DIVISION II, SUMNER COUNTY, TENNESSEE - APRIL 30, 1991

IN THE GENERAL SESSIONS COURT FOR SUMNER COUNTY, TENNESSEE
DIVISION II, AT GALLATIN

PATRICIA ANN SWEENEY)
)
PLAINTIFF)
)
VS.) NO: 2007G
)
JAMES SWANSON SWEENEY, JR.)
)
DEFENDANT)

FILED 4-30 1991
Date
TIME: 4:30 P M
[illegible] Clerk
By: [illegible] D.C.

FINAL DECREE OF DIVORCE

This case was before the Court on the 30th day of April, 1991, the Honorable Barry Brown, Judge, presiding, upon the Complaint for Absolute Divorce upon the grounds of Inappropriate Marital Conduct, service of process being had on the defendant, but no answer having been filed by the defendant, the attorney for the plaintiff, Timothy L. Takacs, having withdrawn as counsel for the plaintiff and Ladye Kirkland being substituted as attorney for the plaintiff, and Attorney David R. Kennedy appearing as attorney for the defendant. After hearing statements of counsel, testimony of the plaintiff and her two corrorborating witnesses, and from the entire record of this cause, the Court finds that the defendant has been guilty of inappropriate marital conduct, as to render cohabitation unsafe and impracticable for the plaintiff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

The plaintiff PATRICIA ANN SWEENEY is granted an absolute divorce from the defendant JAMES SWANSON SWEENEY, JR. on the grounds of inappropriate marital conduct and she is restored to all the rights and privileges of an unmarried person.

The plaintiff and the defendant are awarded the joint care, custody and control of the parties' minor child, James Sweeney, III, with the primary residence of the minor child being with the plaintiff. The defendant will have reasonable visitation rights with the minor child.

The defendant will pay to the plaintiff the sum of $500.00 a month as child support, which amount meets the Tennessee Child Support Guidelines.

The defendant will pay to the plaintiff, as rehabilitative alimony the sum of $2,000 per month for twelve months.

The plaintiff shall maintain hospitalization and medical insurance on the minor child. Any medial expenses not covered by insurance will be paid equally by the plaintiff and the defendant.

The plaintiff is awarded all the stock in Jim Sweeney Construction, Inc.

The plaintiff is awarded all the household furniture, appliances and fixtures.

The plaintiff is awarded the 1989 Jeep Cherokee - VIN 1J4FJ78L3KL555759, 1989 GMC pick-up truck - VIN 1GTGK34N7KE502932, the 1976 Chevrolet Corvette - VIN 1Z37L6S424842, the 1967 Chevrolet Corvette - VIN 194677S107612, the 1967 Chevrolet Corvette - VIN 194377S119924, the 1986 Mercedes - VIN WDBBA48DOGAO45124, the 34' 1986 Sea Ray boat and accessories, the 1989 Bombardier Sea-Doo - I.D.# ZZN1166OD989, and the 1989 Model No. F292SR1 Thunderbird Formula Twin 454 Magnum Boat -I.D.# TNRD8564G889 and all accessories to this boat. The plaintiff will assume and pay any indebtedness on these vehicles and she will hold the defendant harmless from any indebtedness thereon.

The plaintiff is awarded the proceeds due from a note in the amount of $72,000.00, plus interest, payable to the defendant, executed by Richard and Donna Sterban.

The plantiff is awarded the First American bank IRA, No. [redacted]-2126, in the approximate amount of $3,700.00, which is in the name of James S. Sweeney, Jr.

The plaintiff is awarded all the defendant's interest in the following described real property, and the plaintiff will assume any indebtedness owing on the real property and will hold the defendant harmless thereon, said real property being:

162-13-0 022.00

Land in Davidson County, State of Tennessee, described as follows:

Being Lot No. 21 on the Plat of Cedarwood Estates, Section 1, of record in Plat Book 4675, Page 62, Register's Office for Davidson County, Tennessee, described as follows:

Said Lot No. 21 fronts 85.0 feet on the southeasterly margin of Cedarvalley Drive, and extends back between parallel lines 154.97 feet on the southwesterly line and 154.97 feet on the northeasterly line, to a line on the rear on which is measures 85.0 feet.

Being the same property conveyed to James S. Sweeney, Jr., Trustee, by deed from Robert R. Haring and wife, Peggye J. Haring, of record in Book 5164, Page 618, Register's Office for Davidson County, Tennessee.

Land in the 5th Civil District of Sumner County, Tennessee, being Lot No. 193 on the Plan of Twin Valley Subdivision, Section Three, of record in Plat Book 6, Page 2, Register's Office for said County, to which reference is here made for a more complete description.

Being the same property conveyed to Inglewood Properties, a partnership, by deed from Johnnie Edgar Coles and wife, Ann Coles, of record in Deed Book 392, Page 373, Register's Office for Sumner County, Tennessee.

Land in the 5th Civil District of Sumner County, Tennessee, being Lot No. 16 on the Plan of Hickory Haven Subdivision, at Hendersonville, Tennessee, as of record in Plat Book 1, Pages 115 and 116, Register's Office for Sumner County, Tennessee.

Said Lot fronts 104 feet on the southerly side of Haven Stret and runs back 140.1 feet on the westerly line and 144.5 feet on the easterly line, to a dead line in the rear measuring 137.1 feet.

Being the same property conveyed to Inglewood Properties, a partnership, by deed from David A. Kennedy and wife, Renee Kennedy, of record in Deed Book 392, Page 642, Register's Office for Sumner County, Tennessee.

Land in the City of Hendersonville, 5th Civil District of Sumner County, Tennessee, being Lot No. 6 on the plan of Peeble Creek Estates, of record in Plat Book 9, Page 125, Register's Office for said County.

Said Lot No. 6 fronts 89.00 feet on the easterly margin of Peeble Creek Drive and extends back 118.14 feet on the northerly line and 117.86 feet on the southerly line to a dead line in the rear, measuring 89.00 feet thereon.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. d/b/a Inglewood Properties, by deed from Alexander MacLachlan and wife, Frances L. MacLachlan, of record in Deed Book 404, Page 626, Register's Office for Sumner County, Tennessee.

Land in Sumner County, Tennessee, being Lot No. 159 on the Map of Twin Valley Subdivision, Section II, as of record in BOok 6, Page 1, Register's Office for said County.

Beginning at a point in the westerly margin of South Valley Road at the common corner of Lots No. 158 and 159, thence in a northerly direction with said margin of said road a distance of 100 feet to a point, thence continuing with the margin of said road in a northwesterly direction around a curve 39.2 feet to a point in the southerly margin of North Valley Road, thence continuing in a westerly direction with the southerly margin of North Valley Road a distance of 169.2 feet to a point, thence in a southerly direction along the westerly line of said Lot No. 159, 120 feet to a point being the common corner of Lots Nos. 158 and 159, thence in an easterly direction along with dividing line between Lots 158 and 159 a distance of 189.2 feet to the point of beginning.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. d/b/a Inglewood Properties, by deed from C.L. Brewer and wife, Janice F. (Reed) Brewer, of record in Deed Book 410, Page 496, Register's Office for Sumner County, Tennessee.

Land in Wilson County, State of Tennessee, described as follows:

Being Lot No. 47 on the corrected Plan of Hermitage Plantation Estates in Plat Book 5, Page 11, Register's Office for Wilson County, Tennessee, to which plan reference is here made for a more complete description.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. d/b/a Inglewood Properties, by deed from Michael D. Adams and wife, Freddie M. Adams, of record in Deed Book 355, Page 45, Register's Office for Wilson County, Tennessee.

Land in Sumner County, State of Tennessee, described as follows:

Being Lot No. 123 on the Plan of Oakvale Subdivision, Section II, as of record in Plat Book 5, Pages 48 and 49, Register's Office for said County, to which plan reference is made for a more complete description.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr., by deed from Michael E. Duncan and wife, Marsha L. Duncan, of record in Deed Book 419, Page 398, Register's Office for Sumner County, Tennessee.

Land in Sumner County, Tennessee, in the Fifth Civil District, being Lot No. 150, Oakvale Subdivision, Section 2, of record in Plat Book 5, Pages 48 and 49, Register's Office for said County, to which plan reference is here made for a more particular description.

Being the same property conveyed to Inglewood Properties by deed from John A. Wheat, Jr. and wife, Sherry D. Wheat, of record in Deed Book 419, Page 607, Register's Office for Sumner County, Tennessee.

Land in Sumner County, Tennessee, being Lot No. 11 of Cedarbrook Subdivision, Section 1, as of record in Book 6, Page 46, Register's Office for Sumner County, Tennessee.

Beginning at the common southern corner of Lots 11 and 12 in the northern margin of Evergreen Circle; thence southeasterly along the margin of said Circle 40.0 feet to a point; thence continuing in said margin 35.0 feet to a point; thence northeasterly 221.9 feet to a point; thence southwesterly 73.57 feet to a point, thence northeasterly 175.0 feet to the point of beginning.

Being the same property conveyed to Inglewood Properties, a partnership, by deed from Associates Financial Services Company of Tennessee, Inc., of record in Deed Book _____, Page _____, Register's Office for Sumner County, Tennessee.

Certain real estate in Sumner County, Tennessee, described as follows:

Being Lot No. 102 on the Plan of Section Three "B", Oakvale, of record in Plat Book 6, Pages 50 and 51, Register's Office for Sumner County, Tennessee.

Said Lot No. 102 fronts 75.0 feet on the southeasterly margin of Oakvale Court and extends back 76.85 feet on the northeasterly line and 96.41 feet on the southwesterly line to a broken line in the rear, measuring 104.89 feet thereon.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Deed Book 452, Page 515, Register's Office for Sumner County, Tennessee.

071-08-0 187.00

Certain real estate in Davidson County, Tennessee, described as follows:

Being Lot No. 108 on the Map of Joywood Heights, Section One, as of record in Book 1130, Page 91, Register's Office for Davidson County, Tennessee, and described as follows:

Beginning on the easterly margin of Jones Avenue, at the corner of Lots 108 and 109; thence with said Avenue, northerly 39 feet to a monument; thence around a curve in an easterly direction 55.72 feet to a monument in the south margin of Norton Avenue; thence along said Avenue, easterly 79.2 feet to the corner of Lots 107 and 108; thence southerly with the line between said lots, 132 feet to the corner of Lots 108 and 109; thence with the same, westerly 150.5 feet to the point of beginning.

Being the same property conveyed to Inglewood Properties by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Book 5861, Page 370, Register's Office for Davidson County, Tennessee.

052-12.0 034.00

Certain real estate in Davidson County, Tennessee, described as follows:

Being Lot No. 11 on the Plan of Marlin Meadows, Section I, as of record in Book 1835, Page 108, Register's Office for Davidson County, Tennessee.

Beginning on the southeasterly margin of Nix Pass at the corner of Lots No. 10 and 11; thence with the line between said two lots, southeasterly 132 feet; thence north 43° 27' east 155.6 feet to the southwesterly margin of Neely's Bend Road; thence with the same northwesterly 134.55 feet to the beginning of a curve; thence around said curve, with a radius of 25.03 feet southwesterly 44.19 feet to the southeasterly margin of Nix Pass; thence with the same, southwesterly 154.3 feet to the beginning.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Book 5861, Page 368, Register's Office for Davidson County, Tennessee.

Certain real estate in Sumner County, Tennessee, described as follows:

Being Lot No. 71 on the Plan of Cedarbrook Terrace, Section 1, as of record in Plat Book 6, Page 46, Register's Office for Sumner County, Tennessee.

Said Lot No. 71 fronts a total of 72.77 feet on the southerly margin of Evergreen Circle and extends back 175.9 feet on the westerly line and 180 feet on the easterly line to a line in the rear measuring 50.43 feet thereon.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Deed Book 452, Page 517, Register's Office for Sumner County, Tennessee.

Certain real estate in Sumner County, Tennessee, described as follows:

Being Lot No. 64 on the Plan of Brooklawn Terrace, Section 2, of record in Plat Book 6, Pages 21, 22, 23 and 24, Register's Office for Sumner County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Sr. and James S. Sweeney, Jr. by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Deed Book 452, Page 519, Register's Office for Sumner County, Tennessee.

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150-06-0 089.00

Certain real estate in Davidson County, Tennessee, described as follows:

Being Lot No. 80 on the Plan of Cherry Hills Subdivision, Section 10-A, of record in Book 1860, Page 97, Register's Office for Davidson County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. and wife, Patricia M. Sweeney, by Quitclaim Deed from Bobby Huffine and wife, Anna A. Huffine, of record in Book 6119, Page 16, Register's Office for Davidson County, Tennessee.

109-01-0 025.00

Certain real estate in Davidson County, Tennessee, described as follows, to-wit:

Being Lot No. 108 on the Plan of Section Two, Larchwood, of record in Book 5200, Pages 57, 58 and 59, Register's Office for said County, to which plan reference is hereby made for a full and complete legal description.

Being the same property conveyed to James S. Sweeney, Jr. and wife, Patricia M. Sweeney, by deed from James M. Fischer, Jr. and wife, Mary V. Fischer, of record in Book 5957, Page 763, Register's Office for Davidson County, Tennessee.

Certain tract or parcel of land in Davidson County, Tennessee, described as follows, to-wit:

TRACT NO. I: 034-02-0 040.00

A certain tract or parcel of land in Davidson County, Tennessee, described according to a survey dated March 16, 1983, by Rocky L. Montoya, Surveyor, No. 697, as follows:

Beginning at a point in the northeasterly margin of Cude Lane, said point being 1,046 feet, more or less, from the easterly corner of the intersection of Cude Lane and Gallatin Pike; thence North 43° 48' 49" East 211.52 feet to a point; thence South 46° 31' 44" East 100.0 feet to a point; thence South 43° 48' 48" West 212.30 feet to a point in the northeasterly margin of Cude Lane; thence with the margin of said Lane, North 46° 04' 46' East 100.00 feet to the point of beginning.

TRACT NO. II: 034-02-0 042.00

A certain tract or parcel of land in Davidson County, Tennessee, described according to a survey dated March 16, 1983, by Rocky L. Montoya, Surveyor, No. 697, as follows:

Beginning at a point in the northeasterly margin of Cude Lane, said point being 796 feet, more or less, from the easterly corner of the intersection of Cude Lane and Gallatin Pike; thence North 43° 46' 26" East 209.55 feet to a point; thence South 46° 31' 44" East 100.00 feet to a point; thence South 43° 46' 25" West 210.34 feet to a point in the northeasterly margin of Cude Lane; thence with the margin of said lane North 46° 4' 46" East 100.00 feet to the point of beginning.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Joe B. Scruggs, of record in Book 6094, Page 195, Register's Office for Davidson County, Tennessee.

108-08-0 026.00

Certain tract or parcel of land in Davidson County, Tennessee, described as follows, to-wit:

Being Lot No. 184 on the Plan of Larchwood Subdivision, Section Two, of record in Book 5200, Pages 57, 58 and 59, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Anthony A. Crowder, an unmarried, of record in Book 6099, Page 891, Register's Office for Davidson County, Tennessee.

150-06-0 090.00

Certain real estate in Davidson County, Tennessee, described as follows:

Being Lot No. 81 on the Plan of Cherry Hills Subdivison, Section 10-A, of record in Book 4860, Page 97, Register's Office for Davidson County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. by Quitclaim Deed from Anthony A. Crowder, an unmarried, of record in Book 6159, Page 333, Register's Office for Davidson County, Tennessee.

086-16-0 018.00

Certain tract or parcel of land in Davidson County, Tennessee, described as follows, to-wit:

Being Lot No. 55 on the Plan of Valley Grove Subdivision, Section One, Revised, of record in Book 5200, Page 388, Register's Office for Davidson County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Robert E. Earheart and wife, V. Lucretia Earheart, of record in Book 6109, Page 700, Register's Office for Davidson County, Tennessee.

108-08-0 031.00

Certain tract or parcel of land in Davidson County, Tennessee, described as follows, to-wit:

Being Lot 189, of Plan of Section Two, Larchwood, of record in Book 5200, Pages 57, 58 and 59, Register's Office for said County, to which plan reference is hereby made for a full and complete legal description.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Billy C. Robinson and wife, Phyllis J. Robinson, of record in Book 6246, Page 665. Register's Office for Davidson County, Tennessee.

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018-09-0 123.00

Certain real proprty in Davidson County, Tennessee, described as follows, to-wit:

Being Lot Nos. 66, 73 and 74 of Charleston Square, Section II, of record in Plat Book 5200, Page 133, Register's Office for Davidson County, Tennessee, to which plat reference is hereby made for a more complete and accurate description of the metes and bounds of said lots.

Being the same property conveyed to James S. Sweeney, Jr. and wife, Patricia M. Sweeney, by Quitclaim Deed from Slate and Sweeney Construction Company, a partnership composed of Robert W. Slate and James S. Sweeney, Jr., of record in Book 6246, Page 626, Register's Office for Davidson County, Tennessee.

018-04-0 001.00

Certain real estate in Davidson County, Tennessee, described as follows:

Being Lot No. 16 on the Plan of Connell Hills Subdivision, of record in Book 2800, Page 141, Register's Office for Davidson County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Wayne Grubbs and wife, Diana Grubbs, of record in Book 6551, Page 255, Register's Office for Davidson County, Tennessee.

Certain tract or parcel of land in Sumner County, Tennessee, described as follows, to-wit:

Being Lot No. 58 on the Plan of Valley View, Section 2, Register's Office for Sumner County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to Inglewood Properties, by deed from Wayne Grubbs and wife, Diana G. Grubbs, of record in Record Book 8, Page 539, Register's Office for Sumner County, Tennessee.

Certain tract or parcel of land in Sumner County, Tennessee, described as follows, to-wit:

Being part of Lot No. 7 on he Map of E.A. Lindsley's Subdivision, of record in Book 547, Page 144, Register's Office for Davidson County, Tennessee, and being Lot No. 7-A as shown on the survey of the easterly part of said Lot No. 7, made by William C. Parrish, Civil Engineer, June 24, 1957, as follows:

Beginning at a point on the westerly side of Hillside Road at the northeast corner of Lot No. 6 on said plan conveyed to Fred J. Cobb by deed from Herman T. Cobb of record in Book 2029, Page 176, said Register's Office; thence with the line between said Lots No. 6 and 7, North 8° 30' West 200.1 feet to a corner post; thence

North 4° 45' East with a fence 50 feet to the southwest corner of Lot No. 7-B as shown on said survey; thence with the line between said Lots 7-A and 7-B as shown on said survey; South 84° 30' East 199.4 feet to the westerly margin of Hillside Road; thence with the same, South 4° West 50 feet to the beginning.

Being the same property conveyed to Inglewood Properties by deed from Wayne Grubbs and wife, Diana G. Grubbs, of record in Book 7490, Page 201, Register's Office for Davidson County, Tennessee.

060-02-0 159.00

Certain tract or parcel of land in Davidson County, Tennessee, described as follows, to-wit:

Being Lot No. 145 on the Plan of Parkwood Estates, Section 1, of record in Plat Book 2900, Page 119, Register's Office for Davidson County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to Inglewood Properties by deed from Wayne Grubbs and wife, Diana G. Grubbs, of record in Book 7490, Page 204, Register's Office for Davidson County, Tennessee.

Land in Davidson County, Tennessee, described as follows: 43-07-0 Pars 96 Thru 114

FIRST TRACT: Being part of Lot No. 10 on the Plan of Anderson Estates of record in Book 1130, Page 37, Register's Office for said County, being Lots No. 3,4,22,24,29 to 44 inclusive and 46 to 48 inclusive of Block "A" on the unrecorded plan of Ellen and Vandiver's Subdivision.

SECOND TRACT: Being part of Lot No. 10 on the Plan of Anderson Estates as of record in Book 1130, Page 37, Register's Office for said County, described as follows:

43-11-0 Pars 215 & 216

Beginning at the northwest corner of Lot No. 10 and running thence South 2° 30' West 2193 feet to a stake at the northwest corner of Lot No. 5; thence South 88° East 1415.1 feet to a stake, the southwest corner of the tract purchased by John C. Vandiver and Rudolph M. Ellen from John W. Anderson and wife, by deed of record in Book 1308, Page 608, said Register's Office; thence with their lines, northwesterly to the beginning containing 35.6 acres, more or less.

INCLUDED in the above described property but to be EXCLUDED therefrom is the following described parcel of property:

Land in Davidson County, Tennessee, being shown on the plan of Rio Vista Apartments, as of record in Plan Book 4460, Page 144, Register's Office for said County, described as follows:

Beginning at a concrete monument in the southerly right of way of Anderson Lane (or Thornton Road) and the westerly right of way of proposed Rio Vista Drive, being the northeast corner of Lot No. 44, Archwood Acres, Section II, as of record in Book 2331, Page 12, Register's Office for said County; thence South 27° 53' 00"East 1,478.00 feet to an iron pin in aforementioned property right of way of Rio Vista Drive; thence with said proposed right of way South 23° 30' 00" East 370.6 feet to an iron pin; thence

South 60° 15' 00" West 582.5 feet to an iron pin; thence North 33° 30' 00" West 240.0 feet to an iron pin; thence North 84° 20' 00" West 394.0 feet to an iron pin being the southwest corner of this tract and the southeast corner of Lot No. 59 North 5° 01' 40" East 220.0 feet to an iron pin being the northeast corner of said Lot No. 59 and being in the southerly right of way of Roosevelt Avenue; thence with said right of way South 84° 58' 20" East 62.1 feet to an iron pin; thence North 2° 01' 30" East 50.07 feet to an iron pin being in the northerly right of way of Roosevelt Avenue; thence North 84° 58' 20" West 59.5 feet with the northerly right of way of said Avenue to an iron pin being the southeast corner of Lot No. 58 of said Archwood Acres, Section I; thence with the easterly property line of said Lot No. 58 North 5° 01' 40" East 200.0 feet to a concrete monument being the northeast corner of said Lot No. 58; thence North 30° 01' 30" East 68.69 feet to a concrete monument; thence with the easterly property lines of Lots No. 57,56,55 and 54 of said Archwood Acres, Section I, North 2° 01' 30" East 509.0 feet to a concrete monument; thence North 26° 28' 00" West 363.0 feet to an iron pin; thence North 67° 50' 00" East 190.95 feet to an iron pin being the southeast corner of Lot No. 44 of said Archwood Acres, Section II, as of record in Book 2331, Page 12, said Register's Office, thence North 2° 01' 30" East 247.94 feet with the easterly property line of said Lot No. 44 to the point of beginning, containing 21.28 acres, more or less.

Being the same property conveyed to James S. Sweeney, Jr. by Quitclaim Deed from Douglas R. Berry and wife, Mary N. Berry, of record in Book 7658, Page 763, Register's Office for Davidson County, Tennessee.

118-05-A 017.00

Land in Davidson County, Tennessee, being a certain building site or lot, designated as No. 5-D, and further identified as Parcel No. 17 on the Property Map No. 118-5-A, as shown on the Revised Plan of St. Martin Square, as of record in Book 4460, Page 186, Register's Office for said County, to which said plan reference is here made for a more complete legal description of said lot.

Being the same property conveyed to James S. Sweeney, Jr. by Trustee's Deed from D.W. McMackin, Substitute Trustee, of record in Book 7782, Page 667, Register's Office for Davidson County, Tennessee.

Land in Sumner County, Tennessee, being Lot No. 37 on the Plan of Governor's Point, of record in Plat Book 11, Page 391, Register's Office for Sumner County, Tennessee, reference to said Plat is hereby made for a more complete and accurate description of said lot.

Being the same property conveyed to James S. Sweeney, Jr. and wife, Patricia M. Sweeney, by deed from Jay R. Kalbes and wife, Christine M. Kalbes, of record in Record Book 105, Page 389, Register's Office for Sumner County, Tennessee.

Land in Sumner County, Tennessee, being Lot No. 38 on the Plan of Governor's Point, of record in Plat Book 11, Pages 391 and 392, Register's Office for Sumner County, Tennessee, to which plan reference is here made for a more complete and accurate description.

Being the same property conveyed to James S. Sweeney, Jr. by deed from Wayne B. Glasgow, Trustee, of record in Record Book 105, Page 391, Register's Office for Sumner County, Tennessee.

The defendant is awarded all rights and interests that the plaintiff may have in any remaining real estate owned by the parties jointly, or any property owned by the defendant with any other parties or entities. The defendant shall assume all indebtedness on any remaining real estate that he is awarded, and he will hold the plaintiff harmless from any liability thereon.

As long as the defendant James Sweeney, Jr. remains a member of Bluegrass Yacht & Country Club, the minor child of the parties, James Sweeney, III, will be allowed to use the Bluegrass boat dock, and to make charges on the defendant's account in an amount not to exceed $100.00 per month. The minor child will be allowed to use other facilities that are available to him at Bluegrass Yacht & Country Club.

The defendant will keep in full force and effect the One Million Dollar life insurance policy with Kentucky Central, and the plaintiff will remain as beneficiary on this policy.

The defendant is awarded the 1988 SEL Mercedes (white), and he will assume and pay any indebtedness owing on this vehicle, and will hold the plaintiff harmless therefrom.

All other personal property not set out herein, shall remain as presently divided.

The assets awarded to the plaintiff are to be considered a division of marital property and not alimony. The only obligation of the defendant for alimony is set out in this decree as rehabilitative alimony.

Each party will be responsible for his or her own attorney's fees, and the costs of this cause shall be paid by the defendant, for which execution may issue, if necessary.

IT IS SO ORDERED, ADJUDGED AND DECREED.

ENTERED this 30 day of April, 1991.

BARRY BROWN, JUDGE

APPROVED FOR ENTRY:

LADYE H. KIRKLAND
Attorney for Plaintiff
118 Old Shackle Island Road
Hendersonville, TN 37075

STATE OF TENNESSEE
SUMNER COUNTY
I, Mariah Hughes Clerk, do hereby certify that the foregoing is a true copy of the Final Decree on file or issued in Sullivan vs Sullivan Case No. 9191 this 20 day of May 1991.
MARIAH HUGHES, CIRCUIT COURT CLERK

DAVID R. KENNEDY
Attorney for Defendant
4207 Lebanon Road, Suite 200
Hermitage, TN 37076

1554.0
IDENTIFICATION REFERENCE
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