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2055/1486

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

MAY -7 PM 4:

GEORGE L. ... FA, CLERK

D.C.

KYONG AE KU PLAINTIFF/WIFE	)	
V.	)	NO: 91D-2523
CHA YUN KU DEFENDANT/HUSBAND	)	

BOOK 8669 PAGE 402

FINAL DECREE

This case came on to be heard on the 29th day of April, 1992, before the Honorable Muriel Robinson Rice, Judge, for final hearing upon the Divorce Complaint of Plaintiff/Wife Kyong Ae Ku, personal service of process on the Defendant and his failure to appear having received notice of this hearing, withdrawal of his counsel of record, testimony of the Plaintiff/Wife in open Court, testimony of the witnesses, presentation of exhibits and the entire record in this cause, from which all of which the Court is of the opinion that the Defendant/Husband Cha Yun Ku has been guilty of such cruel and inhuman treatment toward Wife as to render further cohabitation unsafe and improper; further, that the Defendant has been guilty of adultery; further that Wife is hereby granted an absolute divorce from the Husband upon the grounds of cruel and inhuman treatment and adultery and is restored to all the rights and privileges of an unmarried person; further, that Wife is awarded custody of the parties two (2) minor children, Bon Yol Ku, D/O/B 9-17/74 and Catherine Y Ku, D/O/B 2-16-84 and visitation is to be set by Court order; further, that the restraining orders previously issued by the Court shall remain in effect until further orders of the Court; further, that there is an arrearage of child support in the amount of $914.28 which is to be satisfied in full within 30 days by payment into the Circuit Court Clerk's Office plus the Clerk's commission of five percent (5%), or $45.71 all totalling $959.99; further, Scire Faicas shall issue ordering the Defendant to appear and show cause if any he has, why said judgement should not be final; further, Husband shall pay as child support the sum of $76.19 per week, plus the clerk's commission of five percent (5%), or $3.81, totalling $80.00 weekly into the Circuit Court Clerk's Office of Davidson County, 506 Metropolitan Courthouse, Nashville, TN 37201; further, the parties current address are:

Wife -
6117 Nashua Avenue
Nashville, TN 37209

Husband -
6145 Robin Hill Road
Nashville, TN 37205

Said child support shall not be prorated or otherwise adjusted without further orders of the Court; further, Husband shall pay alimony in futuro to Wife in the amount of $100.00 per week plus the Clerk's commission of five percent (5%), or $5.00, all totalling $105.00 per week into the Circuit Court Clerk's Office of Davidson County, and said alimony shall continue until the death of Wife, death of Husband or remarriage of Wife, all pending further orders of the Court; further, Wife shall be awarded sole ownership of all of the personal property remaining in the parties' residence, one (1) 1990 Buick Century automobile further described herein and one (1) 1988 Nissan automobile further described herein; Wife shall be the sole recipient of the installment contract proceeds of the sale of her beauty shop to the exclusion of her Husband, in the approximate monthly amount of $461.45 per month; further, Wife shall be awarded full and sole ownership of three (3) Oppenheimer funds; a) account number 300-3001853830 which is in the name of Husband Cha Yun Ku is divested from Husband, and the same be vested solely in Wife Kyon Ae Ku, b) account number 300-3001853874 which is in the name of Wife and shall remain her sole and separate property and c) account number 300-3001951972 which is in the joint names of both parties and which shall be divested from Husband and vested solely in Wife Kyong Ae Ku; further, Wife is awarded her personal bank accounts listed in her name as her sole and separate property; further, Wife is awarded the sole ownership of the parties' real property known as 6117 Nashua Avenue, Nashville, TN 37209, which is further described herein; further, Husband shall pay the cost of this cause, for which execution may issue, if necessary; and further, the Court will hold in abeyance any judgement on the issue of the claim of $20,900 in debts paid by Wife, the claim of $45,425.58 for the stolen gold jewelry, the sum of $10,000 in stolen cash and an award of attorney's fees for the same to be decided when the Defendant is brought before the Court.

IT IS, THEREFORE, ORDERED AND ADJUDGED BY THE COURT THAT:

Wife is hereby granted an absolute divorce from the Husband upon the grounds of cruel and inhuman treatment and adultery and is restored to all the rights and privileges of an unmarried person and further that the Court rules as follows:

1. That Wife is awarded custody of the parties' two (2) minor children, Bon Yol Ku, D/O/B 9-17-74 and Catherine Y Ku, D/O/B 2-16-84 and visitation is to be set by Court order; further, that the restraining orders previously issued by the Court should remain in effect until further orders of the Court; further,

2. That Wife shall have a judgement for the child support arrearage in the amount of $914.28, for which execution may issue if necessary, plus the Clerk's commission of five percent (5%), or $45.71, all totalling ~~$959.00~~ $959.99, which shall be satisfied in full within 30 days of this Final Decree and for which Scire Facias may issue; further that Husband shall pay child support of $76.19 per week, plus the Clerk's commission of five percent (5%), or $3.81, totalling $80.00 weekly into the Circuit Court Clerk's Office of Davidson County, 506 Metropolitan Courthouse, Nashville, TN 37201, and that said child support shall not be prorated or otherwise adjusted without further orders of the Court; further,

3. That Husband shall pay alimony in futuro to Wife in the amount of $100.00 per week plus the Clerk's commission of five percent (5%), or $5.00, totalling $105.00 per week into the Circuit Court Clerk's Office of Davidson County, and that said alimony shall continue until the death of Wife, death of Husband or remarriage of Wife, all pending further orders of the Court; further,

4. That Wife shall be awarded sole ownership of the parties' residence at 6117 Nashua Avenue, Nashville, TN:

> BEING Lot No. 7 on the Plan of Mosswood Heights, Section 2, as of record in Book 4175, Page 155, Register's Office for Davidson County, Tennessee.
>
> SAID Lot fronts 51.0 feet on the South side of Nashau Avenue; thence runs 122.3 feet South to a point; thence runs 51.0 feet North 84° 25' 30" West to a point; thence runs 122.3 feet South to a point on the South side of Nashau Avenue.
>
> BEING the same property conveyed to Cha Yun Ku, and Wife Kyong Ae Ku from Landis S. Sexton and Wife Martha A. Sexton by deed of record in Book 5757, Page 679, Register's Office for Davidson County, Tennessee.

and all of the personal property remaining in the parties' residence; and further,

5. Wife shall be awarded sole ownership of one (1) 1990 Buick Century Automobile, VIN #1G4AH-54N4L-6414-833 and one (1) 1988 Nissan automobile, VIN $#JN1PN-34S-7JM-020-224; further,

6. That Wife shall be the sole recipient of the installment contract proceeds of the sale of her beauty shop to the exclusion of her Husband in the approximate monthly amount of $461.45 per month; further,

7. That Wife shall be the sole owner of the three (3) Oppenheimer funds which include: a) account number 300-3001853830 which should be divested from Husband and vested

in Wife, b) account number 300-3001853874 which is in the name of Wife and c) account number 300-300195972 which is in the joint names of both parties and is vested in Wife and divested from Husband; further,

8. That Wife shall be the sole owner of her personal bank accounts listed in her name and that said accounts shall be her sole and separate property; further,

9. That the Court shall hold in abeyance any judgement on the issue of the Wife's claim of $20,900 in debts which Wife was left to pay, the claim of $42,425.58 for the stolen gold jewelry, the sum of $10,000 in stolen cash and an award of attorney's fees for the same to be decided when the Defendant is brought before the Court; further,

10. That husband shall pay the cost of this cause, for which execution may issue, if necessary.

IT IS SO ORDERED.

DATE: 5-7-92

JUDGE MURIEL ROBINSON RICE

APPROVED FOR ENTRY:

JUDE T. LENAHAN #3759
Attorney for Wife
227 Second Avenue North
Nashville, TN 37201
615-259-4444

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Scire Facias has been sent via U.S. Mail, postage prepaid to the most recent known address of Cha Yun Ku, at 6145 Robin Hill Road, Nashville, TN 37205, on this the 4th day of May, 1992.

JUDE T. LENAHAN

25281

IDENTIF. TREFERENCE

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FELIX Z. WILSON JR. REGISTER
DAVIDSON COUNTY TN.

PICK-UP

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* SEVENTH *day of* MAY, *19* 92, *in Case Number* 91D-2523 *between* KYONG AE KU *Plaintiff, and* CHA YUN KU *Defendant, as same remains of record in Book* 205B, *Page* 1486 *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* 6th *day of* JULY *in the year one thousand nine hundred and* 92 *and in the* 217th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By _____ *D.C.*