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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

NORMA JEAN ROGERS STREET

v.

CHARLES EDWARD STREET

D.C.

92D-2774

BOOK 9221 PAGE 726

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 30th day of November 1993, before the Honorable Bobby D. Davis, sitting as Special Judge in the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for Absolute Divorce filed by **NORMA JEAN ROGERS STREET**; personal service of process upon the Defendant, **CHARLES EDWARD STREET**; Answer of the Defendant, **CHARLES EDWARD STREET**; appearance of the parties; testimony of the Complainant, **NORMA JEAN ROGERS STREET**, adduced in open Court; statement of Counsel; and the entire record in this cause.

And it appearing to the Court that the parties have lived in separate residences and have not cohabitated as man and wife for a continued period of two (2) years or more and that there are no minor children of the parties;

It is, therefore, **ORDERED, ADJUDGED and DECREED** that the Complainant, **NORMA JEAN ROGERS STREET**, be, and she is hereby, awarded an absolute divorce from the Defendant, **CHARLES EDWARD STREET**, and she is restored to all the rights and privileges of an unmarried person.

And it further appearing to the Court from statements of respective counsel and acknowledgements of the parties in open Court that the parties have agreed to an equitable settlement of their property rights and support obligations, one to the other, subject to Court approval;

And this Court being pleased to approve the agreement of the parties;

It is, therefore, **ORDERED, ADJUDGED and AGREED** as follows, to wit:

1. The parties are the owners as tenants by the entireties of certain real property located at and known as 104 Lorraine Avenue, Nashville, Davidson County, Tennessee, and being more particularly described on **EXHIBIT A** attached hereto and made a part

hereof. This real property shall be vested in the parties as tenants in common.

2. The parties are the owners as tenants by the entireties of a one-half (1/2) undivided interest in certain real property being known as Lot No. 12 in Sycamore Harbor Subdivision, as shown on the Plan of said Subdivision of record in Deed Book 89, page 479, Register's Office for Cheatham County, Tennessee, and being more particularly described on **EXHIBIT B** attached hereto and made a part hereof; and all right, title and interest the said **NORMA JEAN ROGERS STREET**, being one and the same person as Jean Street, has in and to said real property, shall be, and the same is hereby, divested out of her and vested in **CHARLES EDWARD STREET**, being one and the same person as Charles Street, solely.

3. The parties are the owners of fourteen (14) mobile homes located in Nashville, Davidson County, Tennessee, and being more particularly described on **EXHIBIT C** attached hereto and made a part hereof; and all right, title and interest **NORMA JEAN ROGERS STREET** has in and to said fourteen (14) mobile homes shall be, and the same is hereby, divested out of her and vested in **CHARLES EDWARD STREET**, solely.

4. **NORMA JEAN ROGERS STREET** is the owner of a certain mobile home, being more particularly described as 1974 Hallmark GCL, 12 x 65, VIN 60T3KOE11323986; and all right, title and interest that **CHARLES EDWARD STREET** may have in and to said mobile home shall be, and the same is hereby, divested out of him and vested in **NORMA JEAN ROGERS STREET**, solely.

5. **CHARLES EDWARD STREET** is the owner of a certain mobile home, being more particularly described as a 1975 Alan. 3 BR MH VIN 246007570726AV; and all right, title and interest that **NORMA JEAN ROGERS STREET** may have in and to said mobile home shall be, and the same is hereby, divested out of her and vested in **CHARLES EDWARD STREET**, solely.

6. **CHARLES EDWARD STREET** is the owner of a one-half (1/2) undivided interest in and to a certain Deed of Trust Note dated 16 December 1985, and in the original principal amount of Four Hundred Twenty Five Thousand ($425,000.00) Dollars; and all right, title and interest that **NORMA JEAN ROGERS STREET** may have in and to said

Deed of Trust Note shall be, and the same is hereby, divested out of her and vested in **CHARLES EDWARD STREET**, solely.

7. **NORMA JEAN ROGERS STREET** shall be, and she is hereby, awarded a judgment in the amount of Thirty Five Thousand ($35,000.00) Dollars against **CHARLES EDWARD STREET;** and said judgment shall be payable as follows, to wit: One Thousand ($1,000.00) Dollars on or before 10 December 1993, One Thousand Five Hundred ($1,500.00) Dollars on or before 31 December 1993, Two Thousand Five Hundred ($2,500.00) Dollars on or before 31 January 1994, and the balance, together with interest accruing at the rate of six (6%) percent per annum payable as follows, to wit: Three Hundred ($300.00) Dollars, payable on the 15th days of February, March, April, May, June and July 1994; Four Hundred ($400.00) Dollars payable on the 15th days of August, September, October, November and December 1994, and January 1995; and then Five Hundred ($500.00) Dollars commencing on the 15th day of February 1995, and continuing on the 15th day of each month thereafter until paid in full.

8. The judgment in the amount of Thirty Five Thousand ($35,000.00) Dollars awarded **NORMA JEAN ROGERS STREET** shall be secured on, and **NORMA JEAN ROGERS STREET** shall be, and she is hereby awarded, a lien against the one-half (1/2) undivided interest of **CHARLES EDWARD STREET** in that certain real property being located at and known as 104 Lorraine Avenue, Nashville, Davidson County, Tennessee, and being more particularly described on **EXHIBIT A** attached hereto, and the one-half (1/2) undivided interest of **CHARLES EDWARD STREET** in that certain real property being known as Lot No. 12 in Sycamore Harbor Subdivision, as shown on the Plan of said Subdivision of record in Deed Book 89, page 479, Register's Office for Cheatham County, Tennessee, and being more particularly described on **EXHIBIT B** attached hereto.

9. **CHARLES EDWARD STREET** shall pay directly to or for the benefit of **NORMA JEAN ROGERS STREET** the lot rental for her mobile home at Lot 12, Kings Court, 2712 Dickerson Road, Nashville, Davidson County, Tennessee, and the electric bill for her mobile home, both for the months of December 1993, and January, February, March, April and May 1994.

10. **CHARLES EDWARD STREET** shall pay to or for the benefit of **NORMA JEAN ROGERS STREET** her outstanding medical bills with Miller Medical Associates and Parkview Hospital.

11. With respect to the payment obligations that **CHARLES EDWARD STREET** has been ordered to pay to or for the benefit of **NORMA JEAN ROGERS STREET**, **CHARLES EDWARD STREET** shall save, indemnify and hold **NORMA JEAN ROGERS STREET** harmless therefrom and against, and in any respect of, any and all loss, damage, cost or expenses, including reasonable attorney's fees, resulting from his failure to make such payments; and such obligations shall be considered part of the financial support settlement by and between the parties and not part of any division of the parties' properties and, therefore, a non-dischargeable debt under 11 U.S.C. 523(a)(5) of the Bankruptcy Code because these support obligations are necessary for **NORMA JEAN ROGERS STREET** to meet her daily living expenses.

12. **CHARLES EDWARD STREET** shall pay directly to **NORMA JEAN ROGERS STREET**, for the use and benefit of Brian Timothy Clark, the sum of Nine Hundred ($900.00) Dollars, being the Trust Funds of Brian Timothy Clark withdrawn by **CHARLES EDWARD STREET** from Third National Bank regular savings account 116194300, and additionally the balance of said trust funds in the amount of $260.10, plus accrued interest from 12 February 1988, on or before ninety (90) days from the date of this hearing.

13. Each party shall be awarded her or his own wearing apparel, jewelry and other personal belongings presently in her or his possession, together with all household furniture, furnishings and appliances presently in her or his possession; and **NORMA JEAN ROGERS STREET** additionally shall be, and she is hereby, awarded a brass bed, dresser, curtains and bedspread, Home Interior products, freezer, knick knacks and microwave presently in the possession of **CHARLES EDWARD STREET**.

14. **CHARLES EDWARD STREET** shall be awarded his 1991 GMC truck and **NORMA JEAN ROGERS STREET** shall be awarded her 1979 Chevrolet Monte Carlo automobile, free from any claim of the other.

15. Each party shall be awarded his or her own individual checking and/or savings account(s), free from any claim of the other.

16. Each party shall assume any outstanding indebtedness against any household furniture, furnishings and appliances, automobiles or other personal property awarded to her or him herein, and shall save, indemnify and hold the other harmless therefrom.

17. Each party has submitted to the other a statement of outstanding indebtednesses; and, unless otherwise ordered herein, each party shall assume, save, indemnify and hold the other party harmless therefrom from.

18. Each party shall sign any and all instruments, documents, titles and/or deeds necessary or reasonably required by the other in order to complete and effectuate the orders of this Court.

19. Each party shall be responsible for paying her or his own attorney's fees and expenses incurred in connection herewith.

20. **CHARLES EDWARD STREET** shall pay the final costs of this cause, for which let execution issue, if necessary.

The current addresses of the Parties are as follows, to-wit:

Complainant, **NORMA JEAN ROGERS STREET**, 2712 Dickerson Road, Lot No. 12, Nashville, Tennessee, 37207; and

Defendant, **CHARLES EDWARD STREET**, 2712 Dickerson Road, Lot No. 76, Nashville, Tennessee, 37207.

Enter this 7th day of December 1993.

Boyd D. Davis
SPECIAL JUDGE

Approved for Entry:

John R. Reynolds

JOHN R. REYNOLDS
S C Reg No. 2522
Attorney for Complainant/Wife
217 Second Avenue, North
P. O. Box 190481
Nashville TN 37219-0481
Tel: (615) 256-2694

George H. Cate, Jr.

GEORGE H. CATE, JR.
S C Reg No. 2775
Attorney for Defendant/Husband
Suite 503, Cavalier Building
95 White Bridge Road
Nashville TN 37205
Tel: (615) 352-8677

cc: Ms. Norma Jean Rogers Street

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RICHARD R. ROOKER, CLERK

EXHIBIT A

This is improved real property located at and known as 104 Lorraine Avenue, Nashville, Davidson County TN 37207 D.C.

Land in Davidson County, Tennessee, being Lot No. 18 on the Map of Capitol View Subdivision, of record in Book 974, pages 52 and 53, Register's Office for Davidson County, Tennessee.

Said part of Lot No. 18 fronts 72.3 feet on the southerly side of Lorraine Avenue and runs back on the easterly line 180.8 feet and along the westerly line 95 feet with the easterly margin of Brunswick Drive to a dead line.

Being the same property conveyed to Charles Street and wife, Norma Jean Street, by deed of record in Book 5965, page 876, and re-recorded in Book 6001, page 965, both Register's Office for Davidson County, Tennessee.

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RICHARD R. HOOKER, CLERK

D.C.

EXHIBIT B

This is improved real property located on Old State Highway No. 12, Cheatham County, Tennessee.

Land in Cheatham County, Tennessee, being Lot No. 12 in Sycamore Harbor Subdivision, as shown on the Plan of said Subdivision of record in Deed Book 89, page 479, Register's Office for Cheatham County, Tennessee, and being more particularly described as follows, to wit:

BEGINNING at a stake in the north margin of Old State Highway No. 12, the southeast corner of Lot No. 11 of said Subdivision; thence with the east boundary line of said Lot No. 11, in a northerly direction 78 feet to a stake in the U. S. Government Property; thence with the line of said U. S. Government Property, South 78 degrees 30 minutes East 50 feet to a stake in said U. S. Government Property, northwest corner of Lot No. 13; thence with the west line of said Lot No. 13 in a southerly direction, 78 feet to a stake in the north margin of the said Old Highway No. 12; thence with the margin of said highway, North 75 degrees 30 minutes West 50 feet to the beginning.

Being the same property conveyed to T. W. Street and wife, Beulah Mae Street, and Charles Street and wife, Jean Street, by Quitclaim Deed of record in Deed Book 222, page 203, Register's Office for Cheatham County, Tennessee.

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RICHARD R. ROOKER, CLERK
D.C.

EXHIBIT C

C & J Mobile Homes
121 Lucille Street
Nashville, Davidson County, Tennessee

1972	Lamp 52 x 12 2 BFR		VIN-M2-2596
1973	Kir 60x	MH	VIN GB60T3K0A341702
1972	Mar 60x	MH	VIN 3699
1970	Holiday 12x16	MH	VIN 681-4416
1972	Impm. 651	MH	VIN 6512711113
1970	Lamp. 3 BR	MH	VIN 9290
1973	Esqu. 65x Colonial	MH	VIN 512C315MOFR4443
1958	Comm. 60x	MH	VIN 86024470
1964	Cham. GAL	HS	VIN GAL4418
1970	Cava. Cov.	HS	VIN 52x12G4018
1965	Amer. K55	HS	VIN 55799M
1971	Guerchs Colonial		VIN GAHEXBMK4822

Kings Court
2712 Dickerson Road
Nashville, Davidson County, Tennessee

1972	Cham. 789	MH	VIN 731248789

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STATE OF TENNESSEE BOOK 9221 PAGE 734

I, **RICHARD R. 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 _09 day of _DECEMBER , 19 _93 , in the Case Number _92D2774 between _STREET, NORMA JEAN ROGERS Plaintiff, and _STREET, CHARLES EDWARD Defendant, as same remains of record in Book 2248 , Page _1205 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 _12 day of _JANUARY in the year one thousand nine hundred and _ninety-four and in the _218th_ year of American Independence.

RICHARD R. ROOKER, Clerk,

By Kathleen A Garrett
Deputy Clerk

SEAL

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IDENTIFICATION REFERENCE