205B/1478

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
TWENTIETH JUDICIAL DISTRICT

LAURA ANN KARGER HOLT,

PLAINTIFF,

VS.

CHARLES LEE HOLT,

DEFENDANT.

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CIVIL ACTION NO.: 91D-1574

PICK-UP

94 SEP 15 AM 8:55
DAVIDSON COUNTY, TN.

IDENTIF. # REFERENCE
91029

FINAL DECREE OF DIVORCE

This cause came to heard on the 11th day of March, 1992, before the Honorable Muriel J. Robinson-Rice, Judge for the Fourth Circuit Court for the Twentieth Judicial District, upon the original complaint for absolute divorce heretofore filed by the Plaintiff and an answer thereto by the Defendant, and after full consideration of the evidence presented, stipulation of the parties, testimony adduced in open court, exhibits introduced, statements of counsel, and the entire record, the Court makes the following findings:

1. The parties have stipulated pursuant to Section 36-4-129, Tennessee Code Annotated, that the Defendant is guilty of inappropriate marital conduct as renders further cohabitation unsafe and improper, and that as a result, an absolute divorce is granted to the Plaintiff.

2. Both parties are fit and proper parents of the two minor sons of this marriage; however, it would be in the best interest of these children that Plaintiff should be granted complete and exclusive care, custody and control of them with Defendant to have specific visitation privileges.

3. That certain restrictions should be placed on the parties while the parties' minor children are in their respective presence.

4. The Defendant owes a duty to his children to provide a reasonable amount of child support, and the Court affirmatively finds that the amount hereinafter awarded is in compliance with the Tennessee Child Support Guidelines.

5. That there is no equity in the marital residence.

6. That the personal property of the parties

should be equitably divided between them.

7. That an equitable apportionment of the responsibility for paying the parties' debts shall be made.

IT IS THEREFORE ACCORDINGLY ORDERED, ADJUDGED and DECREED by the Court that the Plaintiff, Laura Ann Karger Holt, be and the same hereby is awarded an absolute divorce from the Defendant, Charles Lee Holt, and that the bonds of matrimony heretofore existing and subsisting between the parties are forever severed and held for naught, and Plaintiff is restored to all the rights and privileges of an unmarried person;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Plaintiff, Laura Ann Karger Holt, should be and hereby is awarded the exclusive care, custody and control of the parties' minor children; namely, Robert Chaz Holt and Eliot Shane Holt;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Defendant, Charles Lee Holt, should be and hereby is awarded reasonable visitation privileges with the parties' minor children on alternating weekends commencing at 6:00 o'clock p.m. on Friday and ending at 6:00 o'clock p.m. the following Sunday; further, Defendant shall be entitled to an extended visitation during the summer months for a two week period, and Defendant shall give Plaintiff a two week notice as to when he intends to exercise this extended visitation; further, during even numbered years, Defendant shall have the children on Easter, July 4th, and from December 17th at 6:00 o'clock p.m. to December 24th (Christmas Eve) until 9:00 o'clock p.m.; during odd numbered years, Defendant shall have the children on New Year' Day, Labor Day, and from December 24th (Christmas Eve) at 9:00 o'clock p.m. to December 31st at 6:00 o'clock p.m.; further Defendant shall have the children every year on his birthday and Father's Day as Wife shall have the children with her on her birthday and every Mother's Day and from 4:00 o'clock p.m. on Friday to 6:00 o'clock p.m. the following Sunday during the Thanksgiving Holidays; and

finally for all periods of visitation, Defendant shall be responsible for promptly picking up these children at Plaintiff's home and bringing them back to this residence at the times so ordered;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that while the children are with them, neither party shall participate in any illegal activity, neither shall drive any kind of vehicle while drinking alcoholic beverages, neither shall be around the children in any manner whatsoever while intoxicated, and neither shall have any overnight guests;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Defendant shall pay directly to the Circuit Court Clerk of Davidson County, Tennessee, the sum of $100.00 as child support plus the clerk's commission computed at 5% equalling $5.00 for a total of $105.00 each week; said amount shall not be reduced or prorated pending further orders of the Court; and said child support payments shall terminate only upon the youngest child reaching 18 years of age or if said child is in high school at the time he reaches 18 years of age, then until this child graduates or the class of which he is a member graduates from high school;

IT IS FURTHER ORDERED, ADJUDGED and DECREED Plaintiff shall maintain policies of health insurance on the parties' minor children through her employer, and the Defendant shall pay all expenses related to these children's medical needs as well as all other expenses, including but not limited to the deductibles, not covered or paid by these policies of health insurance;

IT IS FURTHER ORDERED, ADJUDGED and DECREED Defendant shall continue to maintain the two life insurance policies on his life that have an aggregate death benefit value of $20,000.00, further he shall insure that Plaintiff shall remain the beneficiary on these policies, and that these policies shall remain in full force and effect until the parties' youngest child reaches 18

years of age or if said child is in high school at the time he reaches 18 years of age, then until this child graduates or the class of which he is a member graduates from high school;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that all right, title and interest the Defendant may have in the marital residence located at 3368 Township Road, Antioch, Davidson County, Tennessee, shall be and hereby is completely divested out of him, and all right, title and interest in this real estate shall be and hereby is completely and absolutely vested in Plaintiff; furthermore, Plaintiff shall be responsible for paying the mortgage on this property and she shall hold Defendant harmless therefrom; this property is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 284 on the Plan of Towne Village of the Country, Section 3, as of record in Book 5200, Page 268 and 269, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 284 fronts 65 feet on the southerly margin of Towneship Road and extends back between parallel lines 145 feet to a dead line in the rear measuring 65 feet thereon.
>
> Being the same property conveyed to Charles L. Holt and Laura Ann Holt by deed from Randall Phillips Builders, Inc., of record in Book 6052, Page 187, Register's Office for Davidson County, Tennessee.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that all right, title and interest in and to the marital personal property, vehicles, personal belongings and all items of marital property of whatever kind that is not specifically hereafter listed should be and hereby is vested in Plaintiff absolutely, and all right, title and interest in same should be and hereby is divested out of Defendant; all right, title and interest in and to the following items should be and hereby is vested in Defendant absolutely, and all right, title and interest in the following listed items should be and hereby is divested out of Plaintiff:

> 1. All personal belongings and items of property that is in the Defendant's physical possession as of the date of this hearing.
> 2. Antique bedroom suite (three pieces), upon Defendant replacing these items with comparable

furniture that is chosen by the Plaintiff; however, the Defendant's obligation of the replacement furniture shall not exceed the value of $500.00.

3. Recliner.
4. Stereo and speakers.
5. Oil lamps (2).
6. Cordless phone.
7. Tools and tool box.
8. Jack Daniels collection.
9. Gun box.
10. Car radio and speaker.
11. Old coins.
12. Gun cleaning kit.
13. Drill motor.
14. China set (White with silver).
15. Lawn mower (Murray electric).
16. Air tank.
17. 1977 Datsun B-210.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Defendant, Charles Lee Holt, shall be and hereby is responsible for a one-half portion of the marital debts, and that his obligation amounts to $3,620.00; that he shall satisfy this outstanding balance plus post-judgment interest on an installment basis by paying directly to Plaintiff the minimum sum of $100.00 each month until completely paid; further, that this is a support obligation that will be non-dischargeable in the event of the bankruptcy of the Defendant pursuant to 11 U.S.C. Section 523(a)(5), and this obligation to pay support shall survive the death of the Defendant and the Plaintiff;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Defendant, Charles Lee Holt, shall pay to Plaintiff the amount of $ 750.00 as reimbursement of her reasonable attorney's fee for which execution may issue if necessary;

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the respective residences of the parties are as follows:

Plaintiff: Laura Ann Karger Holt
3368 Towneship Road
Antioch, Tennessee 37810

Defendant: Charles Lee Holt
745 Drummond Court
Nashville, Tennessee 37211

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the cost of this cause are taxed against the Defendant, Charles Lee Holt, for which execution may issue, if necessary.

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ENTERED this the 7th day of May, 1992.

HON. MURIEL ROBINSON-RICE, JUDGE

APPROVED FOR ENTRY:

W. H. (Steve) Stephenson, II
Attorney for Wife
BPR#: 3556

120 Donelson Pike, Suite 102
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Phone Number: (615)885-5950

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Joseph K. Dughman
Attorney for Husband
BPR#: 3550

First American Center
315 Deaderick Street, 20th Floor

STATE OF TENNESSEE

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* 7th *day of* MAY, *19* 92, *in Case Number* 91D-1574 *between* LAURA ANN KARGER HOLT *Plaintiff, and* CHARLES LEE HOLT *Defendant, as same remains of record in Book* 205B, *Page* 1478 *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* 15th *day of* SEPTEMBER *in the year one thousand nine hundred and* 94 *and in the* 219th *year of American Independence.*

RICHARD R. ROOKER, *Clerk*

By J. Parrish, *D.C*

Form #GR-117