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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED

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RICHARD R. ROOKER, CLERK

ELIZABETH JANE RINGENBERG,	
Plaintiff/Counter-defendant,	
vs.	NO. 93D-1983
ROBERT DWIGHT RINGENBERG, II,	
Defendant/Counter-plaintiff.	

D.C.

BOOK 9498 PG 381

FINAL DECREE OF DIVORCE

This cause came for trial on the 17th day of August, 1994, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the original and amended Complaints for Absolute Divorce filed by the Wife, Elizabeth Jane Ringenberg, and the Counter-complaint for absolute divorce filed by the Husband, Robert Dwight Ringenberg, II. Upon the testimony of the parties in open court, exhibits, argument of their respective counsel and all the pleadings, the Court finds that the stipulations of the parties are approved by the Court as follows:

1. That the Wife, Elizabeth Jane Ringenberg, has been guilty of inappropriate marital conduct, and that the divorce shall be awarded to the Husband on those grounds, pursuant to T.C.A. Section 36-4-129;

2. That all right, title and interest of the Wife in and to the real property situated at 4815 Abbay Drive, Nashville, TN 37211 shall be divested from her and vested solely in the Husband;

3. That the Wife shall awarded sole ownership in and to her 1992 Toyota Paseo automobile subject to all indebtedness owing thereon and the Husband shall be awarded sole ownership in and to his 1994 Jeep Wrangler vehicle subject to all indebtedness owing thereon.

4. That the Wife shall retain sole ownership in and to all household furnishings, bank accounts, and all other personal property in her possession or titled to her and that she shall be awarded the baby clothes presently in the Husband's possession; and the Husband shall retain sole ownership in and to all

household furnishings, bank accounts, and all other personal property in his possession or titled to him, except for the baby clothes which are awarded to the Wife;

5. That the Husband shall pay the marital debts owing to Sears ($600.00), Discover ($3,800.00), First Deposit ($2,800.00) and Chase Visa ($2,000.00), and his separate credit cards and loans and the Wife shall pay her separate credit card and auto loan.

6. That the Wife shall provide health insurance on the parties' two minor children through her employment at U.P.S. and she shall pay the premiums for said coverage at the present rate of approximately $30.00 monthly. That in the event of an increase in her premium, the Husband shall pay the Wife the additional increase in the monthly premium. The Husband shall be responsible for all health expenses incurred on the minor children not paid by insurance.

On the issue of custody of the parties' two minor children, the Court finds that both parties have been equally involved with their children during the course of their marriage and that both parties are fit parents. However, the Court finds from the evidence that the Husband is a more fit parent and the best interests of the children shall be served by awarding custody to the Husband. The Court further finds that the Wife shall have reasonable and liberal visitation with the minor children as set out below and that she shall pay child support in compliance with the Tennessee Child Support Guidelines in the amount of $330.00 per month, plus the Clerk's commission, to be paid through wage assignment with her employer for the months of August through May each year. The Husband shall pay child support in the amount of $600.00 per month for the months of June and July each year, plus the Clerk's commission, through the Circuit Court Clerk's office, which amount is a deviation from the child support guidelines since the Husband has the continued obligation of maintaining a home for the children during Wife's extended summer visitation.

It is therefore **ORDERED, ADJUDGED and DECREED** by the Court that the Husband, Robert Dwight Ringenberg, II, be and is hereby

awarded an absolute divorce from the Wife, Elizabeth Jane Ringenberg, that the parties are hereby restored to all the rights and privileges of unmarried persons, and that the bonds of matrimony existing between the parties are perpetually dissolved;

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall be and is hereby awarded all right, title and interest in and to his 1994 Jeep Wrangler vehicle and he shall assume all indebtedness owing thereon and hold the Wife harmless from liability on said debt, and the Wife, Elizabeth Jane Ringenberg, shall be and is hereby awarded all right, title and interest in and to her 1992 Toyota Paseo automobile and she shall assume all indebtedness owing thereon and hold the Husband harmless from liability on said debt.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall be awarded all right, title and interest in and to the following real property and the same shall be divested from the Wife and vested solely in the Husband:

Land in Davidson County, Tennessee, being Lot No. 178 on the Plan of Abbay Hall, Section II, of record in Book 2331, Page 38, Register's Office, Davidson County, Tennessee.

Being the same property conveyed to Ralph E. Cotnoir and wife, Dianne B. Cotnoir by deed from James R. Davis, Jr. and wife Marian E. Davis of record in Book 5342, page 51, Register's Office for Davidson County, Tennessee.

Being the same property conveyed to Robert D. Ringenberg, II and wife, Elizabeth J. Ringenberg by deed from Ralph E. Cotnoir and wife, Dianne B. Cotnoir, of record in Book 8965, Page 954, Register's Office for Davidson County, Tennessee.

This is improved property known as 4815 Abbay Drive, Nashville, TN 37211.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Wife, Elizabeth Jane Ringenberg, shall be and is hereby awarded all household furnishings, bank accounts, and all other personal property in her possession or titled to her and the baby clothes and the Husband, Robert Dwight Ringenberg, II, shall be and is hereby awarded all household furnishings, bank accounts, and all other personal property in his possession or titled to him, except the baby clothes.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall pay the parties' marital debts owing to Sears ($600.00), Discover ($3,800.00), First Deposit ($2,800.00) and Chase Visa ($2,000.00), and his separate credit cards and loans and the Wife shall pay her separate credit card and auto loan.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall be and is hereby awarded custody of the parties' two minor children, Jennifer Rene Ringenberg, born 10/2/86, and Cameron Dwight Ringenberg, born 6/11/90.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Wife, Elizabeth Jane Ringenberg, shall have visitation with the two minor children as follows:

(a) every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.;

(b) every Wednesday evening from 6:00 p.m. until 8:00 p.m.;

(c) every summer beginning June 1st (or 2 days after school is out if school is still in session on June 1) until August 15th, with the Husband to have the children during Wife's extended summer visitation on alternating weekends from Friday at 6:00 p.m. until Sunday at 6:00 p.m. and on every Wednesday evening from 6:00 p.m. until 8:00 p.m.;

(d) the parties shall alternate having the children on the following major holidays, New Years Day, Easter, Memorial Day, July 4th, Labor Day, Thanksgiving; visitation shall begin at 6:00 p.m. on the eve of the holiday and continue through 8:00 p.m. on the holiday;

(e) the parties shall alternate having the children for their Spring Break from school each year;

(f) the parties shall each have the children for one week during the Christmas holidays, alternating the week before Christmas until 9:00 p.m. on Christmas Eve, and from 9:00 p.m. on Christmas Eve until 6:00 p.m. on New Years Eve;

(g) the Husband shall have the children from 9:00 a.m. until 6:00 p.m. on Father's Day every year and the Wife shall have the children from 9:00 a.m. until 6:00 p.m. on Mother's Day every year;

(h) the Husband shall have the children for one uninterrupted week during the Wife's extended summer visitation if he takes the children on an out of town vacation, which week will include the Husband's usual weekend visitation;

(i) the Wife shall provide the transportation for her visitation with the children;

(j) the Wife shall be permanently restrained from having the children around her boyfriend in inappropriate circumstances;

It is further ORDERED, ADJUDGED and DECREED by the Court that for the months of August through May every year, the Wife, Elizabeth Jane Ringenberg, shall pay child support in compliance with the Tennessee Child Support Guidelines in the amount of $330.00 per month, to be paid in installments of $76.15 per week, plus the Clerk's commission ($3.81), for a total of $79.96 per week, beginning Monday, August 22, 1994. The Wife shall make these payments through wage assignment with her employer,

United Parcel Service
705 Massman Drive
Nashville, TN 37217

and all future employers. Payments shall be sent to:

Circuit Court Clerk
506 Metro Courthouse
Nashville, TN 37201

and the Clerk, after deduction of its lawful commission, shall send the payments to the Husband,

Robert Dwight Ringenberg, II
4815 Abbay Drive
Nashville, TN 37211.

The Clerk shall issue the appropriate wage assignment order. The Wife shall be responsible for making all payments due under this Order prior to implementation of the wage assignment and at any time a wage assignment is not in effect. The Wife shall inform the Court of any changes in her employment within thirty days of such a change.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall pay child support for the months of June and July each year in the amount of $600.00 per month, plus the Clerk's usual commission ($30.00), for a total payment of $630.00 per month. This amount represents a deviation from the child support guidelines ($1,455.00 per month), but recognizes that the Husband, as the custodial parent, must continue to maintain a home for the children during Wife's extended summer visitation. Due to his self-employment, the Husband shall make payments directly to

Circuit Court Clerk
506 Metro Courthouse
Nashville, TN 37201

and the Clerk, after deduction of its lawful commission, shall send the payments to the Wife,

Elizabeth Jane Ringenberg
761 Huntington Parkway
Nashville, TN 37211.

BOOK 9498PG386

It is further ORDERED, ADJUDGED and DECREED by the Court that the Wife, Elizabeth Jane Ringenberg, shall provide health insurance on the parties' two minor children through her employment and she shall pay the premiums for said coverage at the present rate of approximately $30.00 monthly; provided, however, in the event of an increase in Wife's premium, the Husband shall pay directly to the Wife the additional increase in the monthly premium.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Husband, Robert Dwight Ringenberg, II, shall be responsible for all health expenses incurred on the minor children not paid by Wife's insurance.

It is further ORDERED, ADJUDGED and DECREED by the Court that the costs of this cause, be and are hereby taxed against the Husband, Robert Dwight Ringenberg, II.

It is finally ORDERED that execution may issue to enforce any of the provisions of this Decree.

The current addresses of the parties are:

Robert Dwight Ringenberg, II
4815 Abbay Drive
Nashville, TN 37211

Elizabeth Jane Ringenberg
761 Huntington Parkway
Nashville, TN 37211

Entered this 15th day of Sept, 1994.

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY:

Karen Cain

KAREN CAIN #6931
Attorney for Husband
306 Gay Street, Suite 304
Nashville, Tennessee 37201
(615) 256-2806

CERTIFICATE OF SERVICE

I hereby certify that I mailed a true and exact copy of the foregoing Final Decree to Mr. Robert L. Jackson, Attorney for Wife, 214 Second Avenue, North, Suite 103, Nashville, TN 37201, on this 8 day of September, 1994.

Karen Cain

KAREN CAIN

STATE OF TENNESSEE

BOOK 9498 PG 387

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 _15 day of _SEPTEMBER , 19 _94 , in the Case Number _93D1983 between _RINGENBERG, ELIZABETH JANE Plaintiff, and _RINGENBERG, ROBERT DWIGHT II Defendant, as same remains of record in Book 234C , Page _1689 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 _20 day of _SEPTEMBER in the year one thousand nine hundred and _ninety-four and in the _219th_ year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

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IDENTIF. & REFERENCE

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FEE & TAX COLLECTOR
DAVIDSON COUNTY, TN.

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