IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

DEBORAH G. PURCELL)
)
Wife)
)
v.) DOCKET NO. 94D-3696
)
LARRY WAYNE PURCELL)
)
Husband)

BOOK 9592 PG 750

FINAL DECREE

This cause came on to be heard on January 12, 1995, before the Honorable Marietta M. Shipley, Judge, upon Wife's complaint for divorce, default judgment taken, testimony of Wife and her witnesses in open court, and the entire record in this cause, from all of which the court finds and **ORDERS** as follows:

(1) Wife, Deborah G. Purcell, is awarded an absolute divorce from Husband Larry Wayne Purcell, on the ground of inappropriate marital conduct, and both parties are restored to all of the rights and privileges of unmarried persons.

(2) Wife is awarded custody of the parties' minor children, Travis Sean Purcell and Christal Dawn Purcell.

(3) Husband will pay child support in the amount of $47.62 a week to the office of the Circuit Court Clerk, plus Clerk's commission of $2.38. The total payment to the Clerk's Office each week will therefore be $50.00, and Husband will pay this amount to the Office of the Circuit Court Clerk on every Friday, beginning on January 27, 1995. Such payments may be made in person or they may be mailed to the following address: Circuit Court Clerk, 506 Metropolitan Courthouse, Nashville, Tennessee, 37201. In either event, each payment must be in the hands of the Clerk on the date it is due. Checks sent to the Clerk must be payable to "Circuit Court Clerk," and must have the docket number of the case noted thereon. The Clerk will disburse such child support payments to Wife, less commission, at Wife's address shown below. The amount of the child support payments prescribed herein will not be reduced or prorated without further orders of the court. Husband's duty to pay such support will end when the younger minor child attains the age of 18 years or graduates from high school, whichever event occurs later.

(4) The parties own a marital residence located at 4805 Eatons Creek Road, Nashville, Davidson County, Tennessee, which property is more particularly described as follows: 48-40

> Beginning at a point in the center of Eatons Creek Road, the southeast corner of the 64.12 acre tract of land, a description of which is of record in Book 1371, Page 106, Register's Office for Davidson County, Tennessee, where said tract corners with the lands of Rutherford, thence in a southwesterly direction, with the line between Rutherford and Warren, 280 ft. to a point in said line; thence in a northerly direction 310 feet to a point; thence easterly 280 feet to the center of Eatons Creek Road; thence with the center of Eatons Creek Road southerly 310 feet to the point of beginning. Containing two (2) acres, more or less.
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> Being the same property conveyed to Deborah G. Purcell and husband, Larry W. Purcell, by deed from Jack C. Oden and wife, Aline F. Oden, of record in Book 7830, Page 180, Register's Office of Davidson County.

Husband is divested of his ownership interest in the above-described property, and sole ownership thereof is vested in Wife. Wife will be responsible for paying any indebtedness secured by an encumbrance on this property, and she will hold Husband harmless from any liability thereon.

(5) The parties jointly own a tract of unimproved property located in Davidson County, Tennessee, and more particularly described as follows: 47-10

> A tract of land in the 13th Civil District of Davidson County, Tennessee. Being part of Lot No. 1, on the Map of the lands of Gideon Harris, deceased, of record in M. B. "J" Pages 232 and 233, of the County Court for said County, and described according to a copy of a survey thereof made February 6, 1946, by Lewis D. J. Justice, surveyor.
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> Being a part of that same tract of land conveyed to Burt Warren and wife, Lula Warren, by deed of S. D. Dugger and wife, Effie Dugger, by deed of record in Book 1371, Page 106, Register's Office for said County.
>
> The land herein conveyed is Ten (10) acres, more or less, in the southwest corner or portion of the Burt Warren land, described as follows: Beginning at the point in the southwest corner of the Burt Warren Tract, where it corners with the lands of Rutherford and Hazlewood; thence in a northerly direction with the line between Burt Warren and Hazlewoood and Vernon Phillips, 660 feet to a point, the northwest corner of the tract herein conveyed; thence easterly 660 feet to a point, the northeast corner of the tract herein conveyed; thence southerly 660 feet to a point in the line between Burt Warren and E. R. Rutherford; thence westerly with the line between Warren and Rutherford, 660 feet to the point of beginning, containing ten (10) acres. Also conveying herein is an easement fifty feet in width from the east line of the ten (10) acre tract herein conveyed across the remaining land of Burt Warren to Eatons Creek Road as a means of ingress and egress, provided, however, that Burt Warren shall have the right to designate the location of said easement.

Being the same property conveyed to Larry Purcell and wife, Deborah Warren Purcell (also known as Deborah G. Purcell), by deed from Burl Warren and Wife, Lula Warren, of record in Book 4840, Page 594, Register's Office of Davidson County.

Husband is divested of his ownership interest in the above-described property, and sole ownership thereof is vested in Wife. Wife will be responsible for paying any indebtedness secured by an incumbrance on this property, and she will hold Husband harmless from any liability thereon.

(6) Husband is the owner of a life insurance policy with Allstate Life Insurance Company, Policy No. 790-157-383. Wife has been paying the premium on this policy since its inception, and she is the beneficiary thereof. Wife is therefore awarded ownership of Allstate Life Insurance Policy No. 790-157-383, and she will continue to be the beneficiary thereunder. Wife will be solely responsible for paying the premiums on this policy for so long as she desires to keep it in full force and effect.

(7) Husband will pay spousal support in the amount of $300.00 a month, plus $15.00 Clerk's commission, to the Office of the Circuit Court Clerk. The total payment to the Clerk's Office for spousal support each month will therefore be $315.00. This payment will be due on or before the first day of each month, beginning in February 1995, and continuing until Wife's death or remarriage. Such payments may be made in person or they may be mailed to the following address: Circuit Court Clerk, 506 Metropolitan Courthouse, Nashville, Tennessee, 37201. In either event, each payment must be in the hands of the clerk on the date it is due. Checks sent to the Clerk must be made payable to "Circuit Court Clerk," and must have the docket number of this case noted thereon. The Clerk will disburse such spousal support payments to Wife, at Wife's address shown below.

(8) Each party is awarded the personal property that is presently in his or her possession. Wife is awarded her 1984 Ford Escort automobile, which is titled in her name.

(9) As additional spousal support, Wife is awarded a judgment against Husband in the amount of $750.00, as a partial reimbursement for her attorney fees in this cause, for which execution may issue.

(10) Wife's current address and Husband's last known address are as follows:

Ms. Deborah G. Purcell
4805 Eatons Creek Road
Nashville, Tennessee 37218

Mr. Larry Wayne Purcell
c/o Lillie Purcell
528 Rosedale Avenue
Nashville, Tennessee 37211

(11) Husband may also be residing at the following address:

Mr. Larry Wayne Purcell
112 Bowker Road
Ashland City, Tennessee 37015

(12) Court costs are taxed to Husband.

This 27th day of January, 1995.

0720 02/10 01:01 03CHECK 20.00

Marietta M. Shipley
JUDGE

APPROVED FOR ENTRY:

John M. L. Brown
JOHN M. L. BROWN (#5438)
Attorney for Wife
221 Fourth Avenue North
Second Floor
Nashville, Tennessee 37219
(615)242-3348

3323236
IDENTIF. & REFERENCE
PICK-UP
95 FEB 10 AM 10:04
FELIX A. ... REGISTER
DAVIDSON COUNTY, TN.

CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing has been forwarded by [x] U. S. Mail, [ ] Facsimile, or [ ] Hand Delivery, to the following persons on the 19th day of January, 1995

Mr. Larry Wayne Purcell
c/o Lillie Purcell
528 Rosedale Avenue
Nashville, Tennessee 37211

Mr. Larry Wayne Purcell
112 Bowker Road
Ashland City, Tennessee 37015

John M. L. Brown
JOHN M. L. BROWN

STATE OF TENNESSEE

BOOK 9592 PG 754

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 SECOND Circuit Court for Davidson County, Tennessee, on the 23 day of JANUARY , 19 95 , in the Case Number 94D3696 between PURCELL, DEBORAH G. Plaintiff, and PURCELL, LARRY WAYNE Defendant, as same remains of record in Book 157A , Page 579 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 10 day of FEBRUARY in the year one thousand nine hundred and ninety-five and in the 219th year of American Independence.

RICHARD R. ROOKER, Clerk,

By M. Brown
Deputy Clerk

SEAL

