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RICHARD R. ROONEY, CLERK

IN THE SECOND CIRCUIT COURT FOR THE STATE OF TENNESSEE

20TH JUDICIAL DISTRICT, DAVIDSON COUNTY

PATSY JEAN SCHULLER	)	
	)	
Plaintiff	)	
	)	
vs.	)	DOCKET NO. 95D-2758
	)	
PHILLIP DURELL SCHULLER	)	
	)	
Defendant	)	BK 10021 PG 129

FINAL DECREE

This cause came to be heard on the 15th day of February, 1996, before the Honorable Walter Kurtz, Judge of the Fifth Circuit Court for Davidson County, Tennessee, sitting by interchange on the Complaint for Divorce filed by the Plaintiff, a default judgment having been rendered against the Defendant. Upon hearing testimony of Plaintiff and witnesses, statements of Counsel for the Plaintiff, and upon the record as a whole, the Court finds that the Plain-tiff shall be awarded a divorce on the grounds of abandonment and failure to support, addiction and inappropriate marital conduct.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Plaintiff, PATSY JEAN SCHULLER, is hereby awarded an absolute divorce from the Defendant, PHILLIP DURELL SCHULLER, on the grounds of abandonment and failure to support, addiction and inappropriate marital conduct, and is hereby restored to all of the rights and privileges of an unmarried person.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Wife shall have full custody of the minor child, RACHEL RENEE SCHULLER. Said minor child shall live and reside with the Wife.

It is, therefore, ORDERED, ADJUDGED AND DECREED that no visitation shall be set at this time, and is reserved for future resolution. The Husband may apply to the Court for visitation.

It is, therefore, ORDERED, ADJUDGED AND DECREED that on February 16, 1996, the Husband shall pay to the Wife at the Wife's residential address, the amount of two hundred dollars ($ 200.00) per month as child support and shall continue to pay

child support in the designated amount on first day of each month thereafter. The aforementioned amount is in compliance with the presently existing Department of Human Services Guidelines as referred to in Tennessee Code § 36-5-101(e)(1), based upon Husband's monthly gross income of $1,000 per month.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Wife shall maintain medical insurance coverage on the minor child. The Husband and Wife shall equally divide any medical expenses uncovered by insurance.

It is, therefore, ORDERED, ADJUDGED AND DECREED that Phillip Schuller shall use all Social Security checks which list Phillip Schuller as payee for the benefit of the minor child exclusively to support the minor child.

It is, therefore, ORDERED, ADJUDGED AND DECREED that all right, title, and interest of the Wife to a 1994 teal GMC van shall be divested from the Wife and fully vested in the Husband and the Husband shall hold the Wife harmless for any liabilities thereupon.

It is, therefore, ORDERED, ADJUDGED AND DECREED that all right, title, and interest of the Husband to a 1994 teal Toyota Corolla, VIN # 1NXAE0985RZ213859, shall be divested from the Husband and fully vested in the Wife and the Wife shall hold the Husband harmless for any liabilities thereupon.

It is, therefore, ORDERED, ADJUDGED AND DECREED that all right, title, and interest of PHILLIP SCHULLER in the marital home located at 701 South 14th Street, Nashville, Tennessee, 37206, shall be divested from PHILLIP SCHULLER and is fully vested in PATSY J. SCHULLER, subject to any and all mortgages, restric-tions, easements, and liens of record; said property is described as follows, to-wit:

Land in Davidson County, Tennessee, being Lot no. 39 on the Map of Shelby Village, No. 2, as of record in Book 1835, page 48, Register's Office for said County.

Beginning at the point in the Easterly margin of South 14th Street at the corner of Lots Nos. 38 and 39; thence with the line between said lots, Easterly 112 feet to a corner of Lot no. 40; thence with the line between Lots No.s. 39 and 40, Northerly 90.7 feet to the Southerly margin of Sevier Court; thence with the margin of same, Westerly 86.6 feet to the beginning of a curve;

thence around said curve Southwesterly 39.6 feet to the Easterly margin of South 14th Street; thence with the margin of same Southerly 62.9 feet to the point of beginning.

Being the same property conveyed to Phillip Schuller and wife, Mary F. Schuller by deed from Donald A. Schuller (Deceased) and wife, Mary F. Schuller of record in Book 9641, page 20, Register's Office for Davidson County, Tennessee. Said deed was re-recorded to correct the name of Phillip Schuller's wife to Patsy J. Schuller of record in Book 9641, page 597, Register's Office for Davidson County, Tennessee.

This is improved property known as 701 S. 14th Street, Nashville, Tennessee, 37206. The map number is 94-01, and parcel number is 320.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the parties have equitably divided the household furniture, appliances and personal property and each party is presently in possession of the property as equitably divided.

It is, therefore, ORDERED, ADJUDGED AND DECREED that each party has individually incurred debts throughout the term of this marriage and each party shall hold the other party harmless for any liabilities upon any individually incurred debts.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Husband shall pay all remaining amounts on the following itemized individual or joint debts and the Husband shall hold the Wife harmless for any liabilities thereupon:

Justin Johnson, attorney; Tennessee Title Loan; Internal Revenue Service ($ 1,700); medical bills incurred by the Husband; $500 owed to the Wife for loan.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Wife shall pay all remaining amounts on the following itemized debts and shall hold the Husband harmless for any liabilities thereupon Union Planter's Bank and medical bills incurred by the Wife.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the following injunction and restraining orders which are presently in effect this action against PHILLIP DURELL SCHULLER shall remain in full force and effect and shall become the permanent order of this Honorable Court:

1. That the Husband shall not physically or verbally abuse or harass the Wife and the minor child, including, but not

limited to, molesting, harassing, assaulting, threatening, or harming them, or from appearing or calling at their places of residence pending further Orders of this Honorable Court.

2. That the Husband shall not remove any property from the marital residence without the Wife's written consent or a court order;

3. That the Husband shall not order any utilities for the marital home to be shut off;

4. That the Husband shall not become intoxicated or high on drugs in the presence of the minor child;

5. That the Husband shall not drive a motor vehicle while under the influence of drugs with the minor child in his vehicle.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Husband shall reimburse the Wife for her attorney's fees paid to Attorney Ellen Taylor Turley in the amount of $ 1,250.

It is ORDERED, ADJUDGED AND DECREED that the final costs of this cause shall assessed against the Defendant, for which execution may issue, if necessary.

All other matters are reserved.

This, the 5 day of March, 1996.

HONORABLE WALTER KURTZ

Approved for Entry:

Ellen Turley

Ellen Taylor Turley, #11715
Attorney for PATSY JEAN SCHULLER
2623 Lebanon Pike
Nashville, TN 37214
(615) 889-5350

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Order has been mailed to the Defendant Phillip Durell Schuller, Sheriff's Office of Davidson Co, 506 2nd Avenue North, Nashville, TN, 37201 and to Plaintiff Patsy Jean Schuller, 701 S. 14th Street, Nashville, TN, 37206, on this the 15 day of Feb., 1996.

Ellen Turley

Ellen Taylor Turley

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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 SECOND Circuit Court for Davidson County, Tennessee, on the 05 day of MARCH , 19 96 , in the Case Number 95D2758 between SCHULLER, PATSY JEAN Plaintiff, and SCHULLER, PHILLIP DURELL Defendant, as same remains of record in Book 162C , Page 2060 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 19 day of APRIL in the year one thousand nine hundred and ninety-six and in the 220th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

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IDENTIF. & REFERENCE

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DAVIDSON COUNTY TN