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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED

96 APR 22 PM 1:06

RICHARD R. ROOKER, CLERK

D.C.

JANICE FAYE LYNCH
235 Maple Street
Madison, Tennessee 37115
Plaintiff,

v.

STEPHEN EDWARD LYNCH
c/o Cheatham County Jail
200 Court Square
Ashland City, Tennessee 37015
Defendant.

No. 95D-1504

BOOK 10043 PG 597

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 2nd day of April, 1996, before the Honorable Muriel Robinson, Judge, upon the original complaint for absolute divorce, personal service of process on the defendant on June 8, 1995, the default judgment previously entered herein, the sworn testimony of the plaintiff and witnesses in open Court, statement of counsel, and the entire record herein, from all of which the Court finds that the allegations of the complaint are sustained by the proof, that is, that the defendant has been guilty of such inappropriate marital conduct towards the plaintiff as renders further cohabitation unsafe and improper.

IT IS THEREFORE ORDERED AND ADJUDGED that the plaintiff, Janice Faye Lynch, be and is hereby awarded an absolute divorce from the defendant Stephen Edward Lynch, and the parties are restored to all of the rights and privileges of unmarried persons.

IT IS FURTHER ORDERED AND ADJUDGED that the plaintiff be and is hereby awarded the exclusive care, custody and control of the minor children of the parties, Ashlee Marie Lynch, born June 23, 1981, and Andrea Michelle Lynch, born June 29, 1982.

IT IS FURTHER ORDERED AND ADJUDGED that the matter of visitation with the minor children shall be reserved pending defendant's application to the Court to set visitation.

IT IS FURTHER ORDERED AND ADJUDGED that the plaintiff is awarded a judgment of $1,411.00 against the defendant as arrearages on pendente lite child support, plus the prior judgment of $1,012.57 against the defendant for child support arrearages previously ordered by this Court on January 23, 1996 under Case No. 94D-3665, for a total judgment of $2,423.57 against the defendant on child support arrearages.

IT IS FURTHER ORDERED AND ADJUDGED that the defendant continue to pay to the plaintiff $83.00 per week for child support, as well as $25.00 per week on the child support arrearages, said payments to be made to the Clerk of this Court, 506 Metro Courthouse, Nashville, Tennessee 37201, together with the Clerk's lawful fee of five percent ($5.40), for a total weekly payment of $113.40 to be paid by wage assignment as previously ordered by this Court on January 23, 1996.

IT IS FURTHER ORDERED AND ADJUDGED that, beginning no later than fourteen (14) days after service of this Order by certified mail from the Clerk of the Davidson County Circuit Court, defendant's employer shall deduct $113.40 from defendant's paycheck each week and shall forward said sum on a weekly basis to the Office of the Circuit Court Clerk, Room 506 Metro Courthouse, Nashville, Tennessee 37201, pursuant to T.C.A. §50-2-105 and §§ 36-5-502, et seq. Upon receipt of said payments, the Clerk shall send $108.00 per week to the plaintiff at the above address or to any subsequent address given them by plaintiff.

IT IS FURTHER ORDERED AND ADJUDGED that, once the judgment is satisfied, the employer then shall deduct the sum of $87.15 per week, with $83.00 being regular child support and $4.15 being the Clerk's fee.

IT IS FURTHER ORDERED AND ADJUDGED that defendant's employer shall not use this assignment as a basis for discharge or any disciplinary service against the defendant, and in the event defendant is no longer employed, said employer shall be held harmless from all child support payments that accrue after defendant's date of termination. If defendant's employment terminates, the employer shall notify the Clerk of defendant's new employer or source of income, if known.

IT IS FURTHER ORDERED AND ADJUDGED that until said payments are deducted from defendant's wages or if defendant is unemployed, he shall pay $113.40 per week to the Office of the Circuit Court Clerk and shall inform the Clerk of the name and address of any subsequent employment and of his subsequent home address.

IT IS FURTHER ORDERED AND ADJUDGED that this income assignment shall be binding on any and all successive employers of defendant fourteen (14) days after service by certified mail from the Clerk of the Court.

IT IS FURTHER ORDERED AND ADJUDGED that no action by the parties will be effective to reduce child support after the due date of each payment, and court approval must be obtained before child support can be reduced or terminated.

IT IS FURTHER ORDERED AND ADJUDGED that plaintiff is awarded the real property titled in the parties' names which is located at 235 Maple Street, Madison, Davidson County, Tennessee. Defendant is hereby divested of all right, title, and interest in said real property; and all right, title and interest in said property is hereby reinvested in plaintiff, subject to the lien of the first mortgage on said real property from which plaintiff will hold defendant harmless and all other liens of record. Said real property is more particularly described as follows:

> Being Lot No. 63 on the Map of Forest Park Subdivision Block "B" of record in Book 843, page 44, Register's Office for Davidson County, Tennessee.
>
> Said Lot No. 63 fronts 50 feet on the northerly side of Maple Street and runs back between parallel lines 150 feet to a dead line.
>
> Being the same property conveyed to Stephen E. Lynch and wife, Janice F. Lynch by deed from Curtis T. Stewart, of record in Book 8391, page 715, Register's Office for Davidson County, Tennessee.

This Final Decree of Divorce may be recorded in the Office of the Register of Deeds for Davidson County, Tennessee as a muniment of title.

IT IS FURTHER ORDERED AND ADJUDGED that plaintiff is awarded all right, title and interest in the personal property presently in her possession, free and clear of defendant's interest, and defendant is divested of all interest in said personal property.

IT IS FURTHER ORDERED AND ADJUDGED that the defendant is permanently enjoined from threatening, harassing, assaulting, or harming the plaintiff or the minor children in any manner whatsoever.

IT IS FURTHER ORDERED AND ADJUDGED that the costs of this cause be and are hereby taxed to the defendant, for which execution shall issue if necessary.

ENTERED this 22nd day of April, 1996.

JUDGE

APPROVED FOR ENTRY:

LISA EZELL PEERMAN, BPR No.: 014443
Stokes & Bartholomew, P.A.
424 Church Street
Suite 2800
Nashville, Tennessee 37219
(615) 259-1450
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby that a copy of this Final Decree of Divorce was mailed to defendant at his last known address, c/o Cheatham County Jail, 200 Court Square, Ashland City, Tennessee 37015 this 19th day of April, 1996.

LISA EZELL PEERMAN

STATE OF TENNESSEE

BOOK 10043 PG 601

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 22 day of APRIL , 19 96 , in the Case Number 95D1504 between LYNCH, JANICE FAYE Plaintiff, and LYNCH, STEPHEN EDWARD Defendant, as same remains of record in Book 256A , Page 372 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 07 day of MAY in the year one thousand nine hundred and ninety-six and in the 220th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By Jerry Campbell
Deputy Clerk

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IDENTIF. & REFERENCE

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FELIX Z. [illegible] REGISTER
DAVIDSON COUNTY, TN.

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