IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED

96 APR 18 PM 3:43

RICHARD R. ROOKER, CLERK

D.C.

DEBRA YVONNE (WILLIS) FARR,
Wife,
v.
JERRY THOMAS FARR,
Husband.

NO. 95D-1370

FINAL DECREE OF DIVORCE

This cause came to be heard on Wednesday, March 20, 1996, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon a Complaint for Divorce filed by the Wife, Debra Yvonne (Willis) Farr, Answer and Counter-Complaint filed by the Husband, Jerry Thomas Farr, Answer to Counter-Complaint filed by the Wife, and from the testimony of parties and argument of counsel, the Court is of the opinion that both parties have grounds for divorce against the other, pursuant to Tennessee Code Annotated § 36-4-129.

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the parties are hereby declared divorced pursuant to Tennessee Code Annotated § 36-4-129.

IT IS FURTHER ORDERED that the Wife, Debra Yvonne (Willis) Farr, shall be granted custody of the minor child and the Husband, Jerry Thomas Farr, shall be granted reasonable visitation rights of every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.

The Court specifically finds that the parties will alternate the major holidays, those being as follows:

a. Easter, 1996, will be with the father;
b. Memorial Day, 1996, will be with the mother;
c. July 4, 1996, will be with the father;
d. Labor Day, 1996, will be with the mother;
e. Thanksgiving Day, 1996, will be with the father; and
f. New Years Day, 1997, will be with the mother.

All alternating holidays will begin at 6:00 p.m. on the eve of the holiday and terminate at 8:00 p.m. on the holiday. Each of the parties will be entitled to Father's Day and Mother's Day exclusive of any other visitation rights of the other parent, which visitation shall be from 9:00 a.m. through 6:00 p.m. The parties will split the child's birthday as equally as possible. The year of 1996, the mother will have visitation for one (1) week prior to Christmas Eve, until 9:00 p.m., at which time the father will pick up

the minor child at 9:00 p.m. on December 24th and will have the child for his one (1) week Christmas visitation ending at 6:00 p.m. on New Year's Eve. The above visitation for all the above major listed holidays will alternate every year.

The Husband shall be responsible for picking the child up and returning the child to the Wife's homeplace for the visitation period.

IT IS FURTHER ORDERED that the Husband shall be responsible for paying child support at the rate of $480.00 per month, which amount is set according to the federal guidelines. The Husband shall be allowed to pay this on a bi-weekly basis to correspond with his paycheck. The Husband shall pay child support of $221.54 every pay period, plus the five percent Clerk's fee of $11.08, for a total of $232.62 every two weeks, directly to the Davidson County Clerk's Office.

All payments shall be payable by wage assignment through the Davidson County Circuit Court Clerk's Office. The employer shall mail the child support of $221.54, plus the five percent (5%) Clerk's fee of $11.08, for a total of $232.62 every two weeks, directly to the Davidson County Circuit Court Clerk's Office, 506 Courthouse, Nashville, Tennessee 37201. This check shall be made payable to the Davidson County Circuit Court Clerk. The Clerk's Office shall forward the child support to the Wife whose address is 6641 Beacon Lane, Nashville, Tennessee 37209. The Davidson County Circuit Court Clerk's Office shall forward, by certified mail, a copy of this Order to the Husband's employer, Stat Medical Services, 1941 Cement Plant Road, Nashville, Tennessee 37208. The Husband shall be responsible for making the child support payments directly to the Clerk's Office until the wage assignment takes effect.

THIS WAGE ASSIGNMENT SHALL NOT BE USED AS A BASIS FOR ANY DISCIPLINARY ACTION AGAINST THE EMPLOYEE AND FURTHER, SHOULD THE EMPLOYER FAIL TO COMPLY, IT SHALL RESULT IN A JUDGMENT BEING ENTERED AGAINST THE EMPLOYER FOR THE FULL AMOUNT AS PROVIDED BY TENNESSEE CODE ANNOTATED.

The current address of the Wife is 6641 Beacon Lane, Nashville, Tennessee 37209 and the current address of the Husband is 6535 Premier Drive, Apartment D-2, Nashville, Tennessee 37209.

The Child support shall not be reduced or prorated without a prior Order of the Court.

**IT IS FURTHER ORDERED** that the Husband, Jerry Thomas Farr, shall maintain health and hospitalization insurance on the minor child and that each party shall be responsible for paying one-half of all medical bills not covered by this health and hospitalization insurance.

**IT IS FURTHER ORDERED** that on December 31st of each year, the Husband's overtime (including mileage) from his employment for that year shall be calculated and that he shall pay an additional 21% of his net overtime as child support to the Wife. This amount shall be payable directly to the Wife and shall be paid by the last day in February of the next year. The Husband shall provide the Wife with documentation from his employer showing all overtime (including mileage) earned that year by January 30th of the next year.

**IT IS FURTHER ORDERED** that all right, title and interest in the parties' homeplace located at 6641 Beacon Lane, Nashville, Tennessee 37209, shall be divested from the Husband and vested in the Wife. The property bears a legal description as follows:

> A certain tract or parcel or land in Davidson County, State of Tennessee, described as follows, to wit:
>
> Being Lot No. 93 on the Plan of Charlotte Park, Section 26, of record in Book 3700, Page 91, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete description of said lot.
>
> For source of title reference is made to Book 6045, Page 561, Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Debra Y. Farr and husband, Jerry T. Farr, by Deed from Robert Earl Allen, Jr. and wife, Debora Tate Allen, of record in Book 8838, Page 309, Register's Office for Davidson County, Tennessee.
>
> Subject to restrictive covenants filed of record in Book 4065, Page 67, and Book 4115, Page 166, Register's Office for Davidson County, Tennessee.

**IT IS FURTHER ORDERED** that the Wife, Debra Yvonne (Willis) Farr, shall be responsible for the mortgage on the homeplace and shall hold the Husband, Jerry Thomas Farr, harmless thereon. If the Wife should fail to timely pay the mortgage for four months, leaving

a four month arrearage owed on the mortgage, then the homeplace shall be sold subject to the Husband's $6,000.00 lien.

**IT IS FURTHER ORDERED** that the Husband shall execute a Quitclaim Deed to the Wife subject to a lien in the amount of $6,000.00.

**IT IS FURTHER ORDERED** that the Husband, Jerry Thomas Farr, shall be granted a $6,000.00 lien against the homeplace. The Wife, Debra Yvonne (Willis) Farr, shall be responsible for paying the $6,000.00 lien to the Husband, Jerry Thomas Farr, when the minor child turns 18 or graduates from high school, whichever occurs last, or upon the child reaching emancipation before this date.

Further, the lien shall be paid to the Husband if the Wife should sell the residence, remarry or allow a male party to move into the homeplace who is unrelated to the Wife.

**IT IS FURTHER ORDERED** that the Wife shall be responsible for all tax deficiencies owed as a result of the operation of her daycare and shall hold the Husband harmless thereon. Further, the Wife shall be responsible for the balance owed on the Bank One credit card and shall hold the husband harmless thereon.

**IT IS FURTHER ORDERED** that the Wife shall be granted no alimony.

**IT IS FURTHER ORDERED** that each party shall be responsible for their own attorney's fee.

**IT IS FURTHER ORDERED** that each party shall pay one-half of the costs of this cause, for which execution may issue if necessary.

**ENTERED** this 15th day of April, 1996.

JUDGE MURIEL ROBINSON

AGREED AND APPROVED:

Ann Buntin Steiner #11697
Attorney for Wife
STEINER & STEINER
214 Second Avenue North, Suite 203
Nashville, TN 37201-1644
(615) 244-5063

Mail

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been mailed, postage prepaid, to R. Eddie Davidson, Esq., 222 Second Avenue North, Suite 417, Nashville, Tennessee 37201, this 15th day of April, 1996.

A. B. Steiner
Ann Buntin Steiner

STATE OF TENNESSEE BOOK 10089 PG 87

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 _ day of 0 , 19 _ , in the Case Number 95D1370 between FARR, DEBRA YVONNE (WILLIS) Plaintiff, and FARR, JERRY THOMAS Defendant, as same remains of record in Book 245C , Page 2248 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 03 day of MAY in the year one thousand nine hundred and ninety-six and in the 220th year of American Independence.

**RICHARD R. ROOKER**, Clerk,

By Betty D. Murray
Deputy Clerk

SEAL

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IDENTIFICATION REFERENCE