BOOK 10374 PG 450

FILED
97 FEB 20 AM 10:56
RICHARD R. ROOKER, CLERK
D.C.

IN THE FOURTH CIRCUIT COURT FOR TENNESSEE
20TH JUDICIAL DISTRICT
AT NASHVILLE

EDWARD GERALD JACKSON	]	
	]	
Plaintiff,	]	
	]	
VS.	]	**No. 95D-3727**
	]	
PATRICIA ANITA DEAL JACKSON	]	
	]	
Defendant.	]	

FINAL DECREE

This cause came on to be heard on the 30th day of September, 1996 before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, 20th Judicial District. It appearing to the Court that pursuant to *Tenn. Code Ann.* § 36-4-129 both parties have been guilty of misconduct toward the other. However, due to Edward Jackson's adultery, he is the party with greater fault and therefor Patricia Jackson should be granted a divorce. However, the Court finds that Defendant has quite a bit of fault on her part too. It further appearing to the Court that the parties are both fit and proper parents and should have joint custody of the parties minor child, Amy Jackson, with the child in the possession of Defendant, Patricia Jackson, during the school year with the child in the possession of Plaintiff, Edward Jackson, during the summer from two days after school is out until two days before school starts in August of each year. Visitation with the party not in primary physical possession of the child shall be on alternating weekends from 6:00 p.m. Friday to 6:00 p.m. Sunday, every Wednesday where the child may be picked up at school and returned at 8:00 p.m., alternating holidays including New Years, Easter Sunday, Memorial day, July 4th, Labor Day, and Thanksgiving Day, whereupon the holiday shall begin at 6:00 p.m. on the eve of the holiday and end at 8:00 p.m. on the date of the holiday. Each parent shall have the child one week before Christmas until 9:00 p.m. Christmas Eve with the other parent having the child from 9:00 p.m. Christmas Eve until 6:00 p.m. new years eve, alternating year to year with the Plaintiff having the child before Christmas in 1996. The child shall be with the mother on Mother's Day and the father on Father's Day from 8:00 a.m. to 6:00 p.m. It further appearing to the Court that the Edward Jackson shall pay child support directly to Patricia Jackson on the 10th of each month from September through May in the amount of $412.00 per month and that Patricia Jackson shall pay child support directly to Edward Jackson $670.00 on the 10th of June and July and $350.00 on August 10th. It further appearing to the Court that Patricia Jackson should continue to provide medical insurance for the minor child and the parties should split any deductible or amounts not paid by said insurance. It further appearing to the Court that Patricia Jackson should be permanently restrained and enjoined from interfering with Edward Jackson's time with the child under any circumstances whatsoever. It further appearing to the Court that both parties should be permanently restrained and enjoined from alienating the affections of the child from the other party. It further appearing to the Court that the Plaintiff shall receive one-half of Defendant's pension or $9,851.00 and Defendant shall receive one-half Plaintiff's pension or $2,421.00 for which the parties may agree to offset the amounts and pay from the proceeds of the refinancing of the marital residence by the Defendant. It further appearing to the Court that the Plaintiff is awarded one-half the savings bonds cashed in by the Defendant or $4,711.75 less

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BOOK 10374 PG 451

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IN THE CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED

97 FEB 20 PM 2:00

RICHARD R. ROOKER, CLERK

D.C.

CATHY JEANENE CRISP	)	
	)	
Petitioner,	)	
	)	
v.	)	**No. 95D-3612**
	)	
JOHN EDWARD CRISP	)	
	)	
Respondent.	)	

ORDER

It appearing to the Court, as evidenced by signature for counsel for the petitioner appearing below, that the respondent has satisfied his outstanding monetary obligations to the petitioner, it is hereby

ORDERED, ADJUDGED and DECREED that the petition for contempt is dismissed. Costs are taxed to the petitioner.

ENTER this 20th day of February, 1997.

JUDGE

SUBMITTED FOR ENTRY:

Timothy L. Warnock (BPR# 12844)
Bowen Riley Warnock & Jacobson, PLC
1906 West End Avenue
Nashville, TN 37203
(615) 320-3700
Attorneys for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been sent by first class mail, postage prepaid to John Edward Crisp, c/o BancOne Financial Services, 2334 Lebanon Rd., Nashville, TN 37214, this 18th day of February, 1997.

Plaintiff's share of the tax liability on same and one-half of any existing Certificates of Deposit. It further appearing to the Court that the remaining savings bonds should be vested in Defendant in trust for the benefit of the parties' minor child's college education. It further appearing to the Court that the real property should be vested in the Wife subject to the lien of Edward Jackson which is one-half the value of the property as appraised or $205,000.00 less a 6% sales commission or $12,300.00 and the mortgage balance of $27,556.15 for a total lien of $82,571.93 which should be paid to the Plaintiff within 60 days of the entry of this Order. It further appearing to the Court that said real property should be re-financed by the Wife to remove the Husband's liability from any mortgage thereon within 60 days of the entry of this Order. It further appearing to the Court that the parties have agreed to distribution of their personal property except for certain items which the Court should award as follows: the Plaintiff should be solely vested with the 1983 Mustang, the 1966 Ford, the Green Machine weedeater, John Deere Tractor, the tractor with all the accessories, the wheelbarrow, the cordless drill and the Plaintiff's personal papers; the Defendant should be solely vested with the Ford Explorer, the animal lead ropes, and the goats. It further appearing to the Court that pursuant to *Tenn. Code Ann.* § 36-5-101 (h) that no action by the parties will be effective to reduce child support after the due date of each payment, and that Court approval must be obtained before child support can be reduced unless such payments are automatically reduced or terminated under the terms of this Order. It further appearing to the Court that each party should pay their own attorney fees. It further appearing to the Court that the costs of this action are taxed equally to the parties.

IT IS THEREFOR ORDERED, ADJUDGED, AND DECREED that pursuant to *Tenn. Code Ann.* § 36-4-129 that while both parties are guilty of misconduct toward the other, due to Edward Jackson's adultery, he is more at fault than Patricia Jackson and therefor Patricia Jackson shall be granted a divorce.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the parties should have joint custody of the parties minor child, Amy Jackson, with the child in the possession of Defendant, Patricia Jackson, during the school year with the child in the possession of Plaintiff, Edward Jackson, during the summer from two days after school is out until two days before school starts in August of each year.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that visitation with the party not in primary physical possession of the child shall be on alternating weekends from 6:00 p.m. Friday to 6:00 p.m. Sunday, every Wednesday where the child may be picked up at school and returned at 8:00 p.m., alternating holidays including New Years, Easter Sunday, Memorial day, July 4th, Labor Day, and Thanksgiving Day, whereupon the holiday shall begin at 6:00 p.m. on the eve of the holiday and end at 8:00 p.m. on the date of the holiday. Each parent shall have the child one week before Christmas until 9:00 p.m. Christmas Eve with the other parent having the child from 9:00 p.m. Christmas Eve until 6:00 p.m. New Years Eve ~~one week thereafter~~, alternating year to year with the Plaintiff having the child before Christmas in 1996. The child shall be with the mother on Mother's Day and the father on Father's Day from 8:00 a.m. to 6:00 p.m.

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IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Edward Jackson shall pay child support directly to Patricia Jackson on the 10th of each month from September through May in the amount of $412.00 per month and that Patricia Jackson shall pay child support directly to Edward Jackson $670.00 on the 10th of June and July and $350.00 on August 10th.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Patricia Jackson shall continue to provide medical insurance for the minor child and the parties shall split any deductible or amounts not paid by said insurance

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Patricia Jackson shall be permanently restrained and enjoined from interfering with Edward Jackson's time with the child under any circumstances whatsoever.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that both parties shall be permanently restrained and enjoined from alienating the affections of the child from the other party.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff shall receive one-half of Defendant's pension or $9,851.00 and Defendant shall receive one-half Plaintiff's pension or $2,421.00 for which the parties may agree to offset the amounts and pay from the proceeds of the refinancing of the marital residence by the Defendant.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff is awarded one-half the savings bonds cashed in by the Defendant or $4,711.75 less Plaintiff's share of the tax liability on same and one-half of any existing Certificates of Deposit. It further appearing to the Court that the remaining savings bonds shall be vested in Defendant in trust for the benefit of the parties' minor child's college education.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the parties have agreed to distribution of their personal property except for certain items which the Court awards as follows: the Plaintiff shall be solely vested with the 1983 Mustang, the 1966 Ford, the Green Machine weedeater, John Deere Tractor, the tractor with all the accessories, the wheelbarrow, the cordless drill and the Plaintiff's personal papers; the Defendant shall be solely vested with the Ford Explorer, the animal lead ropes, and the goats.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the real property shall be vested in the Wife subject to the lien of Edward Jackson which is one-half the value of the property as appraised or $205,000.00 less a 6% sales commission or $12,300.00 and the mortgage balance of $27,556.15 for a total lien of $82,571.93 which shall be paid to the Plaintiff within 60 days of the entry of this Order. Said property is more particularly described as follows, to wit:

Parcel One:

Land in Davidson County, Tennessee, described according to Survey of John Kohl and Company, P.C. dated October 4, 1983, as follows:

Beginning at an iron pin in the westerly margin of Cane Ridge Road located at the northeast corner of Hallie H. Coffey (Map 174, Parcel 85); thence with a segment of Coffey's north line south 79 deg. 30 minutes west 769.89 feet to an iron pin; thence north 7 deg. 12 minutes 55 seconds west 414.16 feet to an iron pin in the south line of Hallie H. Coffey (Map 174 parcel 17); thence with a segment of Coffey's south line south 86 deg. 57 minutes 55 seconds east 678.81 feet to an iron pin in the westerly margin of Cane Ridge Road; thence with said margin and with a curve having a radius of 490.00 feet, southeastwardly a distance of 157.27 feet to an iron pin; thence continuing with said margin south 34 deg. 21 minutes 42 seconds east 114.10 feet to the point of beginning.

Being the same property conveyed to Edward Gerald Jackson, et. ux., Patricia D. Jackson by deed from Dale G. Klenke and wife, Margaret K. Klenki as of record in Book 7991, page 564, said Register's Office.

Parcel Two:

Land in the 5th Civil District of Davidson County, Tennessee, described according to a survey by Elbert F. Luther, Jr., dated February 12, 1978.

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Beginning at an iron pin in the center line of Cane Ridge Road, being the northeast corner of the Louis Michael Wheatley and wife, Brenda Lynn Wheatley property of record in Book 5302, page 623, Register's Office for Davidson County, Tennessee; thence along the Wheatley property line South 50 degrees 45 minutes West 456.5 feet to a point; thence South 88 degrees 15 minutes West 443.5 feet along the Wheatley property line to an iron pin; thence South 45 degrees 30 minutes West 221.5 feet along the Wheatley property line to a point at the Wingler's property line; thence South 88 degrees 15 minutes West 185 feet to a cedar tree; thence North 9 degrees 15 minutes East 497.5 feet to an iron pin; thence North 76 degrees 15 minutes East 946.5 feet to a spike in the center of Cane Ridge Road; thence in a southerly direction along the line of Cane Ridge Road, South 23 degrees 30 minutes East 291.5 feet to the point of beginning.

The bearing along the northerly line of this property has been correlated to match the deed for adjacent property already owned by Edward and Patricia Jackson, all other bearings have been correlated accordingly and rounded to the nearest minute, according to a mortgage loan inspection performed by Campbell Surveying Co., Inc., dated May 9, 1990. Said mortgage loan inspection described the same property as follows:

Beginning at an iron pin in the center line of Cane Ridge Road, being the northeast corner of the the Louis Michael Wheatley and wife, Barbara Lynn Wheatley, property of record in Book 5302, page 623, Register's Office for Davidson County, Tennessee; thence along the Wheatley property line North 54 degrees 01 minutes East 456.5 feet to a point thence South 88 degrees 29 minutes East 443.5 feet along the Wheatley property line to an iron pin; thence North 48 degrees 45 minutes East 221.5 feet along the Wheatley property line to a point at Wingler's property line; thence South 88 degrees 29 minutes East 185 feet to a cedar tree; thence North 12 degrees 30 minutes East 497.5 feet to an iron pin; thence South 79 degrees 30 minutes 39 seconds West 946.5 feet to a spike in the center of Cane Ridge Road; thence in a southerly direction along the line of Cane Ridge road 291.5 feet to the point of beginning.

Being the same property conveyed to Edward Gerald Jackson, et. ux., Patricia D. Jackson by deed from Robert L. Kieffer et. ux. Mary Kieffer as of record in Book 8113, page 155, said Register's Office.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that said real property shall be re-financed by the Wife to remove the Husband's liability from any mortgage thereon within 60 days of the entry of this Order.

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IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that pursuant to *Tenn. Code Ann.* § 36-5-101 (h) that no action by the parties will be effective to reduce child support after the due date of each payment, and that Court approval must be obtained before child support can be reduced unless such payments are automatically reduced or terminated under the terms of this Order.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that each party shall pay their own attorney fees.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that costs are taxed equally to the Parties for which let execution issue as required.

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The current addresses of the parties are: Edward Gerald Jackson, 927 Hickory Club Lane, Antioch, Tennessee 37013 and Patricia Anita (Deal) Jackson, 5749 Cane Ridge, Antioch, Tennessee 37013.

ENTERED THIS 20th **DAY OF** Feb, **19** 97.

JUDGE

APPROVED FOR ENTRY:

Clark Lee Shaw
2525 Lebanon Road
Nashville, TN 37214
(615) 883-0705
Supreme Court Reg. No. 10836

CERTIFICATE OF SERVICE

This is to certify that a true and exact copy of the foregoing has been hand delivered to Ellis Marshall, Jr. at 3310 Lebanon Road, Suite 200, Hermitage, Tennessee 37076 this the 12 day of ~~January~~ February, 1997.

Clark Lee Shaw

F:\WS2000\1996\@OCT.96\JACKSON

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BOOK 10374 PG 456

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 FOURTH Circuit Court for Davidson County, Tennessee, on the 20 day of FEBRUARY , 19 97 , in the Case Number 95D3727 between JACKSON, EDWARD GERALD Plaintiff, and JACKSON, PATRICIA ANITA DEAL Defendant, as same remains of record in Book 266B , Page 831 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 MARCH in the year one thousand nine hundred and ninety-seven and in the 221st year of American Independence.

RICHARD R. ROOKER, Clerk,

By Christy Allen
Deputy Clerk

SEAL

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DAVIDSON COUNTY, TN.

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IDENTI... ...ICE

RECORDERS MEMO
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