BOOK 719 PG 752

BOOK 10525 PG 18

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

CURLEY JACKSON, JR.	)	
	)	
vs.	)	No. 94D-3192
	)	
PATRICIA DESOUZA JACKSON	)	

FINAL DECREE OF DIVORCE

This cause came on to be heard upon the 20th day of June, 1995, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court, upon the parties' Complaint and Counter-Complaint for Absolute Divorce, their Answers thereto, stipulations of the parties, statement of counsel, and the entire record. From all of which the Court finds that the parties have stipulated, pursuant to Tennessee Code Annotated, Section 36-4-129, that if the Court heard the proof, it would find that each party had grounds for divorce against the other, and that therefore, the parties should be declared divorced. The Court further finds that the stipulations of the parties as to the division of their property and debts, and for the support of the Wife, should be approved and made the Order and judgment of the Court.

It is therefore, **ORDERED, ADJUDGED AND DECREED** that Curley Jackson, Jr. and Patricia D. Jackson should be and are hereby declared divorced, and that the parties should be, and are hereby restored to all of the rights and privileges of an unmarried persons.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband, Curley Jackson, Jr., should be, and is hereby, awarded the residence and real property located in Helena, Phillips County, Arkansas, and more particularly described below, as his sole and separate property. Any interest of the Wife Patricia D. Jackson, in the said real property, should be, and is hereby, divested from her and reinvested in the Husband so that he shall own this realty as his sole property, free and clear of any interest or claim of the Wife. This property is more particularly described as follows:

The following lands lying in Phillips County, Arkansas:

Part of Block Numbered Twenty-Five (25) of Hanks Place, City of Helena, Phillips County, Arkansas, being more particularly described as follows:

Beginning at the Southeast corner of Block Twenty-Five (25) of Hanks Place in the City of Helena,Arkansas, and running thence along the South line of said Block, north 89 Degrees 20 Minutes West 102.2; thence continuing along South line of said Block Twenty-Five (25), North 80 Degrees 00 Minutes West 147.8 feet; thence North 22 Degrees 15 Minutes East 100 feet; thence South 83 Degrees 45 Minutes East 250 feet to the West line of Biscoe Street; thence Southwesterly along the West line of Biscoe Street 100 feet to the point of beginning.

BEING the same property conveyed to Curley Jackson, Jr. and wife, Patricia D. Jackson, by Warranty Deed from Sammy C. Brocato and wife, Billie S. Brocato, of record in Book 679, Page 653, Register's Office for said County.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband, Curley Jackson, Jr.,should be and is hereby ordered to be solely responsible for the mortgage encumbering the aforesaid Arkansas residence and real property, and he shall indemnify and hold the Wife harmless thereon.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband, Curley Jackson, Jr., should be, and is hereby, awarded the following as his sole and separate property, free and clear of any interest or claim of the Wife: (a) the 1993 Nissan Pathfinder vehicle, subject to the lien thereon, for which the Husband shall be solely responsible and for which he shall indemnify and hold the Wife harmless; (b) the Dyess Federal Credit Union Certificate of Deposit in the approximate amount of $517.26; (c) the funds on deposit in the Eisenhower National Bank account number 001-331-437-4 in the approximate amount of $939.76; (d) the funds on deposit in the Husband's accounts at the Dyess Federal Credit Union, being share account number 70905005 and the share draft account; and (e) any other bank or credit union accounts in the Husband's sole name.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband shall be awarded as his sole and separate property the following household goods from the marital residence free and clear of any

interest or claim by the Wife: the bed, some lamps, the living room furniture; and one-half (1/2) of the linens.

It is further **ORDERED, ADJUDGED AND DECREED** that the Wife, Patricia D. Jackson, should be, and is hereby, awarded the condominium residence located at 911 Coarse Drive, Nashville, Davidson County, Tennessee and more particularly described below, as her sole property. Any interest of the Husband, Curley Jackson, Jr., in the aforesaid real property should be, and is hereby, divested from the Husband, and reinvested in the Wife so that she shall own that condominium as her sole property, free and clear of any interest or claim of the Husband. This property is more particularly described as follows:

> A certain condominium in Davidson County, State of Tennessee, described as follows, to wit:
>
> Unit No. 911 in Four Maples Condominium, a horizontal property regime, as shown on the Plat of record in Bock 5200, page 283, Register's Office for said County, to which plan reference is hereby made and otherwise known as 911 Course (sic).
>
> BEING the same property conveyed to Curley Jackson, Jr. and Wife, Patricia D. Jackson by deed from Linda F. Eller, filed of record in Book 9352, page 346 , Register's Office for Davidson County, Tennessee.
>
> THIS conveyance is subject to any and all existing easements, restrictions and building setback lines of record.
>
> THIS is improved property known as 911 Coarsey Street, Nashville, Tennessee 37217.

It is further **ORDERED, ADJUDGED AND DECREED** that the Wife, Patricia D. Jackson, should be and is hereby ordered to be solely responsible for the mortgage encumbering the said condominium from and after July 1995, and she shall indemnify and hold the Husband harmless thereon. It is **ORDERED** that the Husband shall be solely responsible for all mortgage payments through the month of June, 1995, for the aforesaid condominium.

It is further **ORDERED, ADJUDGED AND DECREED** that the Wife, Patricia D. Jackson, should be, and is hereby, awarded as her sole and separate property the Oppenheimer Global Mutual Fund in the approximate amount of $1,872.00, and the U.S. Savings Bonds in the approximate amount of $2,200.00.

MIN

It is further **ORDERED, ADJUDGED AND DECREED** that any additional U.S. Savings Bonds owned by the parties, or either of them, over and above the initial $2,200.00 awarded to the Wife hereinabove, shall be divided equally between the parties.

It is further **ORDERED, ADJUDGED AND DECREED** that the Wife should be, and is hereby, awarded all household furniture, fixtures and appliances located at the marital residence at 911 Coarsey Drive, Nashville, Davidson County, Tennessee, except for those items hereinabove specifically awarded to the Husband.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband should be and is hereby **ORDERED** to pay all utilities for the marital residence located at 911 Coarsey Drive, Nashville, Davidson County, Tennessee through the month of June, 1995, at which time he should be and is hereby **ORDERED** to transfer all the utilities into the Wife's name effective as of July 1, 1995.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband shall have the right to remain in the marital residence through the month of June, 1995.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband should be, and is hereby, **ORDERED** to be solely responsible for the MasterCard and Montgomery Ward Charge accounts, and that he should be, and is hereby, **ORDERED** to indemnify and hold the Wife harmless thereon.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband should be and is hereby awarded as his sole and separate property, that portion of this military retirement which was acquired prior to the marriage of the parties and that portion which may be acquired after the date of entry of the Final Decree of Divorce; further, that by Qualified Domestic Relations Order, that portion of the Husband's military retirement acquired during the Fifteen (15) years and Ten (10) months of the parties' marriage shall be divided equally between the parties.

It is further **ORDERED, ADJUDGED AND DECREED** that as a further division of property between the parties, the Wife should be, and is hereby, awarded a judgment against the Husband in the amount of

$13,023.73, which shall be payable to the Wife over a period of three (3) years beginning July 1, 1995, at 8% interest, for a monthly payment of $408.11, which shall be due on the first day of each month commencing July 1, 1995, with a like amount due each month thereafter until paid in full. Said payment shall be made by check payable to the wife and mailed to her in care of her attorney, Mary Arline Evans, 214 Third Avenue North, Nashville, TN 37201. The Husband should be, and is hereby, **ORDERED** to execute a promissory note to the Wife in that amount. Further it is **ORDERED** that the Wife should be, and is hereby, granted a lien on the property awarded hereinabove to the Husband located in Helena, Phillips County, Arkansas, in the amount of $13,023.73 to secure her judgment herein.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband should be and is hereby **ORDERED** to pay to the Wife as alimony the sum of $300.00 per month for 36 months commencing July, 1995, with each payment due on the first day of the month, until paid in full. Said payment shall be made by check payable to the Wife and mailed to her in care of her attorney, Mary Arline Evans, 214 Third Avenue North, Nashville, TN 37201.

It is further **ORDERED, ADJUDGED AND DECREED** that the Husband should be and is hereby **ORDERED** to pay the premium for the Wife's health insurance either through the COBRA provisions of his current policy or from a private policy (having no less than the same benefits which she had during the marriage) at his election, for a period of 24 months, or until the Wife receives benefits at no cost to her from her employment,whichever comes first, the Husband's maximum obligation to provide health insurance to the Wife being 24 months.

It is further **ORDERED, ADJUDGED AND DECREED** that the parties should be, and are hereby, mutually **RESTRAINED** and **ENJOINED** from contacting each other except through their attorneys, for any reason whatsoever.

It is further **ORDERED, ADJUDGED AND DECREED** that the parties should be and are hereby, **ORDERED** each to be responsible for their own attorney fees for representation in this matter.

It is further **ORDERED, ADJUDGED AND DECREED** that the costs of this cause should be and are hereby taxed to the Husband, Curley Jackson, Jr., for which let execution issue, if necessary.

ENTER this 24th day of August, 1995.

JUDGE

APPROVED FOR ENTRY:

MARY ARLINE EVANS, #12067
Attorney for Wife
214 Third Avenue North
Nashville, TN 37201
(615) 244-2070

NEWTON HOLIDAY, III, No. 12990
Attorney for Husband
208 Third Avenue, North
5th Floor
Nashville, TN 37201
(615) 244-4850

cc: Newton Holiday, III

97 AUG 10 PM 2:20

0324949

IDENTIF. & REFERENCE

BOOK 719 PAGE 758

BOOK 10525 PG 24

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 24 day of AUGUST, 19 95, in the Case Number 94D1592 between JACKSON, CORLEY JR Plaintiff, and JACKSON, PATRICIA DESBOUGH Defendant, as same remains of record in Book 2426, Page 1261 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 12 day of DECEMBER in the year one thousand nine hundred and ninety-five and in the 220th year of American Independence.

RICHARD R. ROOKER, Clerk,

By Terry Campbell
Deputy Clerk

SEAL

STATE OF ARKANSAS, COUNTY OF PHILLIPS
FILED FOR RECORD THE 12th DAY OF March,
1996 AT 11:45 O'CLOCK A. M AND
RECORDED IN BOOK 719 PAGE 752.
WANDA W. McINTOSH, CIRCUIT CLERK
BY Willene S. Buckliew D.C.