2136/88

BOOK 10693 PG 686

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

96 NOV 22 PM 4:

RICHARD R. ROOKER, CLERK

D.C.

ROSE ELLEN CARROLL, Plaintiff,	)	
vs.	)	**No.: 95D-1699**
	)	**Proof of Judgment**
JOSEPH CEPHUS CARROLL, Defendant.	)	**Entry Requested**

FINAL DECREE

This cause came on to be heard on the 25th day of September, 1996, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Petition for Absolute Divorce filed on behalf of the Plaintiff, Rose E. Carroll.

By stipulation of the attorneys for the parties and pursuant to Tennessee Code Annotated, section 36-4-129(b), the Court finds that if the proof had been heard that each party would have grounds against the other and therefore the Court declares the parties divorced.

The Court further finds that as part of the Marital distribution the Plaintiff, Rose E. Carroll, shall pay to Joseph S. Carroll the sum of ~~$350.00~~ $3500.00 within 90 days legal rate of interest shall accrue thirty (30) days after note is due.

Further the Court finds that as to the disposition of marital property that it is Ordered that the properties be divided as follows: Mrs. Rose Ellen Carroll shall be solely vested and Joseph S. Carroll, divested of any interest and held harmless in the following property.

LAND in Davidson County, Tennessee, being Lot No. 81 on the Plan of McGavock's Addition to the Town of Nashville as of record in Book 21, page 23, Register's Office for Davidson County, Tennessee.

SAID Lot fronts 50 feet on the southerly side of Monroe Street and runs back between parallel lines 150 feet to an alley.

BEING part of the property conveyed to John H. Otey, Jr. by deed from Jerome James of record in Book 6388, page 647, said Register's Office.

BEING the same property conveyed to Joseph S. Carroll by deed from John H. Otey, Jr., of record in Book 8283, page 984, said Register's Office.

Also, commonly known as 1015 Monroe Street, Nashville, TN.

Further, Mrs. Rose Ellen Carroll shall be solely vested and Joseph S. Carroll divested of any interest and held harmless in the properties commonly known as Lots 8 and 9 of the Fairmead Drive, Nashville, Tennessee properties

more particularly described as:

TRACT I:

LAND in Davidson County, Tennessee, being Lot No. 2 on the Plan of Wrightwood Estates Resubdivision of Section One Lots 2 and 7 of record in Book 7900, page 286, Register's Office for Davidson County, Tennessee, as part of the survey by Allen R. Trumbo, Jr., as per Job No. 88-165.

BEING part of the same property conveyed to John Karlton Wright, and wife, Norma Jean Wright, by deed of record in Book 7592, page 388, Register's Office of Davidson County, Tennessee.

BEING the same property conveyed to Joseph S. Carroll, and wife, Rose Ellen Carroll, by deed of record in Book 8687, page 672, Register's Office of Davidson County, Tennessee.

TRACT II:

LAND in Davidson County, Tennessee, being Lot 2A on the Plan of Wrightwood Estates Resubdivision of Section One, Lots 2 and 7, of record in Book 7900, page 286, Register's Office for Davidson County, Tennessee as a part of the survey by Allen R. Trumbo, Jr., Job No. 88-165.

BEING part of the same property conveyed to John K. Wright and wife, Norma J. Wright, by deed of record of Book 7592, page 388, in said Register's Office, and to John Karlton Wright and wife, Norma Jean Wright by deed of record in Book 7689, page 104, Register's Office of Davidson County, Tennessee; the said John K. Wright and John Karlton Wright being one and the same person, and Norma J. Wright and Norma Jean Wright being one and same person.

BEING the same property conveyed to Joseph S. Carroll, and wife, Rose Ellen Carroll, by deed of record in Book 8687 page 672, Register's Office of Davidson County, Tennessee.

IT IS THE FURTHER ORDER of this Court that Joseph S. Carroll shall be solely vested and Rose Ellen Carroll divested of any interest and held harmless in the following property:

LAND in Davidson County, Tennessee being Unit No. W-6, together with Carport designated No. W-6-C, in River Plantation, Section Two, a Condominium, Horizontal Property Regime, located on Plantation Court, Nashville, Tennessee, as shown on the Plat of River Plantation, Section Two Condominium Apartments, as recorded in Book 4460, pages 136 and 137, Register's Office for Davidson County, Tennessee and described in Master Deed recorded in Book 4661, page 334, said Register's Office to which reference is hereby made.

BEING the same property conveyed to Joseph S. Carroll and wife, Rose Ellen Carroll by deed of record in Book 6938, page 637, Register's Office for said County.

Also known as 500 Plantation, #W-6, Nashville, TN 37221.

IT IS THE FURTHER ORDER of this Court that Joseph S. Carroll shall be solely vested and Rose Ellen Carroll divested of any interest and held harmless in the following property:

LAND in Pima County, Arizona, Lot 9, in Block 13 of Pueblo Gardens Additions, a subdivision of Pima County, Arizona, as set forth in the office of the Pima County Recorded in book 8 of Maps and Plats at page 84 conveyed to Joseph S. Carroll and Rose E. Carroll, husband and wife, as joint tenants with right of survivorship by joint tenancy deed from The Few and Clinton Residence Trust,

Order No. 01-037,986 PC.

Further the Court finds that Joseph Carroll shall have custody of Tiffany Rose Carroll and that Rose E. Carroll shall have custody of Timothy Carroll. Each parent shall provide health insurance coverage of the child in their custody and shall equally pay any health expenses not covered by insurance. Since the minor child, Tiffany, is in need of Orthodontic services the parties shall mutually agree upon said specialist to perform the services. If the parties cannot agree then they shall make application to the Court.

Further the Court finds that Mrs. Carroll's obligation for child support to Mr. Carroll is $570.00 per moth for the support of Tiffany; likewise Mr. Carroll's obligation for child support to Mrs. Carroll is $357.00 per month for the support of Timothy, therefore, Mrs. Carroll shall pay to Mr. Carroll the amount of $213.00 per month in increments of **$106.50 twice per month, plus the clerk's commission of $5.33, for a total** ~~**bi-monthly**~~ semi-monthly **obligation of $111.83.** The plaintiff, Rose E. Carroll, is gainfully employed by Metro Board of Education, 2601 Bradsford Ave., Nashville, TN, and a wage assignment shall issue and payments to the Clerk of the Court 506 Metro Courthouse, Nashville, Tennessee and shall be disbursed to Joseph C. Carroll, 500 Plantation Court, #W-6, Nashville, TN 37222.

Further the Court finds that Mr. Carroll shall be allowed to exercise visitation with Timothy and he shall provide transportation to and from each visit from 6:00 p.m. Friday to 6:00 p.m. Sunday on an alternating weekends; further he shall visit from 5:00 p.m. to 8:00 p.m. on alternate Wednesdays. Further the parties shall alternate major holidays with the major court recognized holidays as: Christmas*, New Year's ~~Holiday school schedule~~, Easter Sunday; Memorial Day, July 4th, Labor Day and Thanksgiving Day.** Mr. Carroll shall be allowed thirty (30) days in the summer with Mr. Carroll giving Mrs. Carroll fourteen (14) days notice as to when he intends to exercise his summer visitation. Since Tiffany is sixteen (16) years old the Court will not set specific visitation between she and Mrs. Carroll but urges them to resolve their differences.

It is further ORDER of the Court that Mr. Carroll shall pay the credit cards debts associated with Nat West Visa and MBNA Visa. Provided however, if he can substantiate by competent proof, within the next thirty (30) days that the

*Christmas visitation with one parent having one week prior to Christmas until 9:00 p.m. Christmas Eve and the other parent having from 9:00 p.m. Christmas Eve until 6:00 p.m. New Year's Eve.

**All other holiday visitation shall begin at 6:00 p.m. on the eve of the holiday and shall end at 8:00 p.m. on the holiday evening; Mother's Day

charges associated with these cards paid household debts the Court wil evaluate this ruling. Each party is enjoined and restrained from incurr additional debt on each others credit.

Further the Court finds that the Court cost associated with this cause sh be equally paid by the parties and each party shall pay their own attorney's fe

It is therefore, **ORDERED, ADJUDGED and DECREED** that t findings of this Court shall become the Order of the Court,

Enter on this the 22nd day of November, 199[illegible]

JUDGE

APPROVED FOR ENTRY:

ANDREI ELLEN LEE, #7113
Attorney at Law
961 Woodland Street
Suite 100
Nashville, Tennessee 37206
(615) 227-1213

Mail

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Motion has been sent to Terry Clayton, Attorney at Law, 176 Second Ave., No., Suite 300, Nashville, TN 37201, on this the 20 day of November, 1996.

ANDREI ELLEN LEE

RECORDERS MEMO
LEGIBILITY OF WRITING, TYPING OR
PRINTING IN THIS DOCUMENT
UNSATISFACTORY WHEN RECEIVED

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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 FOURTH Circuit Court for Davidson County, Tennessee, on the 22 day of NOVEMBER , 19 96 , in the Case Number 95D1699 between CARROLL, ROSE ELLEN Plaintiff, and CARROLL, JOSEPH CEPHUS Defendant, as same remains of record in Book 263B , Page 889 of the Minutes of said Court.

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IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 24 day of NOVEMBER in the year one thousand nine hundred and ninety-seven and in the 222nd year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By B. Graham
Deputy Clerk

97 NOV 25 AM 9:45
FELIX A. ... REGISTER
DAVIDSON CO. TENN.

IDENTIFICATION ... REFERENCE

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