IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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RICHARD ... CLERK

D.C.

DEBRA ANNE DUNNIGAN

Plaintiff

vs.

ROBERT LELAND DUNNIGAN

Defendant

Docket No. 97D 1896

10719

FINAL DECREE OF DIVORCE

This cause came on to be heard the 10th day of September, 1997 before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee. Upon the Complaint For Divorce filed in this cause, personal service of process upon the Defendant, default judgment duly taken, testimony of the Plaintiff and two corroborating witnesses and the record as a whole, the Court finds as follows:

1. The Plaintiff is granted a divorce from the Defendant upon grounds of Cruel and Inhuman Treatment and upon grounds of Indignities to the Wife's Person.

2. The Plaintiff is awarded sole and exclusive custody of the parties' minor child, Justin Leland Dunnigan, born May 8, 1988.

3. The Defendant will pay support to the Plaintiff for the care and maintenance of the parties minor child at the rate of Two hundred ninety seven and no/100 ($297.00) dollars per month, said support being in conformity with the Tennessee Department of Human Services guideline for child support, and said

support will be paid through the office of the Clerk of the Davidson County Circuit Court and will include an additional 5% for the Clerk's lawful fee. The Clerk of the Court will deduct his lawful fee from child support monies received by the Defendant and disburse the balance to the Plaintiff: Debra Dunnigan, 3926 Creekside Drive, Nashville, TN 37211. The said child support is retroactive to the date of separation of the parties, June 1, 1997. The address of the Defendant is unknown at this time.

4. The Defendant is **ENJOINED and RESTRAINED** from having any contact with the Plaintiff, from verbally abusing the Plaintiff, and from taking or destroying the Plaintiff's property.

5. Visitation for the Defendant with the parties' minor child will be reserved until such time as the Defendant makes application to the Court to set visitation.

6. Such interest as the Defendant may have in the marital residence located at 3926 Creekside Drive, Nashville, Tennessee 37211 is vested out of the defendant and Rein- vested solely in the Plaintiff, subject to the mortgage thereon. The Plaintiff will be responsible for the indebtedness secured by the said real property and will hold the Defendant harmless thereon. The legal description for said real property is as follows:

Being Lot No. 169 on the Plan of Locustwood, Section 5, as of record in Book 2663, Page 43, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.

Being the same property conveyed to Debra A. Dunnigan by deed from Claudia P. Miller Seybert and Paul C. Seybert of record in

Book 9454, Page 618, Register's Office, Davidson County, Tennessee.

7. Such interest as the Defendant may have in the approximately 22.2 acres of unimproved real property in Rutherford County, Tennessee is divested out of the Defendant and vested solely in the Plaintiff. The legal description of said real property is as follows:

Land in the Fourth Civil District of Rutherford County, Tennessee. Bounded on the north by Tract No. 6 and east by Tract No. 4 of this survey; the south by Gary N. Patton (Deed Book 325, page 64) and Swink P. Patterson (Deed Book 337, page 890); the west by Alonzo R. Grubbs, Jr. (Deed Book 163, page 25), described as Tract 7 according to a survey by Robert E. Francis, a licensed Surveyor (license No. 669), 10 October, 1989.

BEGINNING at an iron pin set in the center line of Dollar Drive being the SE corner of Tract 6 and the NE corner of this tract; thence with the centerline of said road, for a distance of 100 feet, and continuing with the West line of Tract 4, of this survey, S 7 degrees 00' 00" W 1015.54 feet, in all, to an iron pin set in a fenceline; thence with the north fenceline of Patton N 80 degrees 58' 30" W 256.63 feet to an 18" hacked cedar found: N 45 degrees 44' 20" w 39.01 feet to a 12" hacked cedar found; S 65 degrees 26' 40" W 62.55 feet to a 12" hacked cedar found; N 83 degrees 46' 00" W 14.01 feet to an iron pin found; thence with the north fenceline of Patterson N 84 degrees 43' 50" W 586.22 feet to an iron pin found by a corner post being the SW corner of this tract; thence with the east fenceline of Grubbs N 07 degrees 00' 00" E 980.15 feet to an iron pin set by a 10" cedar; thence continuing with Grubbs east fenceline, N 6 degrees 59' 00" E 78.86 feet to an iron pin being the NW corner of this tract; thence with the South line of Tract 6, S 83 degrees 00' 00" E 297.60 feet to

the iron pin; thence continuing with Tract 6, S 67 degrees 56' 40" E 98.27 feet to an iron pin; thence S 83 degrees 00' 00" E thru a pin 25 feet off the centerline of Dollar Drive, for a total distance of 548.30 feet to an iron pin at the beginning, containing 22.20 acres more or less.

INCLUDED in this tract is 25 feet of a 50 foot right of way or easement along the east side of this tract and the west side of Tract 4, as indicated above, being part of a permanent easement for ingress and egress of the Dollar Drive.

INCLUDED in this tract is a 20 foot easement for power lines, water lines, phone lines or any other utility need by persons on Sam Hill Road or Dollar Drive, said easement being on both sides of and parallel with the outside edges of the road easements.

INCLUDED in this tract is the permanent easement, 50 feet in width, for ingress and egress from Del Thomas along the Old Sam Hill Road, a private roadway, described by instrument of record in Book 431, page 809, and as amended by Book 434, page 331, R.O.R.C., TN.

BEING the same property conveyed to Robert L. Dunnigan and wife, Debra A. Dunnigan by installment deed from Ronald S. Nunn and wife, Joye E. Nunn, of record in Deed Book 434, Page 334, Register's Office for Rutherford County, Tennessee.

8. The Plaintiff is awarded such personal property as may be in her possession as of the date of the final hearing herein.

9. The Plaintiff's attorney, Michael S. Bligh, is awarded a judgment against the Defendant for the Plaintiff's reasonable attorney's fees in the amount of One Thousand and no/100 ($1,000.00) dollars.

IT IS SO ORDERED, ADJUDGED AND DECREED this 24th day of NOV., 1997.

Costs in this cause are taxed to the Defendant for which execution may issue. The Court further notes that the Defendant, having been duly notified, did not appear at the final hearing of this cause.

MURIEL ROBINSON, JUDGE

11-24-97

Approved for Entry:

Michael S. Bligh, #14080
Attorney for the Plaintiff
392 Harding Place, Suite 215
Nashville, Tennessee 37211
Telephone 615 / 333-2276

CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing has been served by United States mail, postage prepaid, on the Defendant, Robert Leland Dunnigan, at his last known address, 3926 Creekside Drive, Nashville, Tennessee 37211 on this the 18th day of November, 1997.

Michael S. Bligh

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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 24 day of NOVEMBER , 19 97 , in the Case Number 97D1896 between DUNNIGAN, DEBRA ANNE Plaintiff, and DUNNIGAN, ROBERT LELAND Defendant, as same remains of record in Book 275B , Page 1091 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-seven and in the 222nd year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By B Goodwin
Deputy Clerk

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97 DEC 12 PM 1:41
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN.

IDENTIF. & REFERENCE

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