174C/2157

FILED

IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

98 JUL 14 AM 11:53

RICHARD R. ROOKER, CLERK

B Murray D.C.

CYNTHIA GAIL RALEY,	)	
	)	
Complainant,	)	
	)	
vs.	)	**Docket Number 98D-621**
	)	
RONALD VINCESON RALEY,	)	
	)	
Defendant.	)	

FINAL DECREE OF DIVORCE

This cause came on the be heard on the 25th day of June, 1998, before the Honorable Marietta M. Shipley, Judge of the Second Circuit Court for Davidson County, Tennessee, upon Complaint for Divorce and Judgment By Default filed thereto, and based upon the proof presented, the testimony of witnesses in open court, statements of counsel for the Complainant and the record as a whole, the Court is of the opinion and finds that the Complainant should be granted an absolute divorce from the Defendant on the grounds of cruel and inhuman treatment; that the Complainant is a fit and proper person to have custody of the parties' three (3) minor children; that the Defendant has a duty to pay child support however, due to his present incarceration in the Morgan County Correctional Facility at Wartburg, Tennessee he does not have the ability to pay child support therefore, immediately upon his release from incarceration the Defendant should pay child support to the Complainant in the amount of Eight Hundred Nineteen ($819.00) Dollars per month for the support and maintenance of the parties' minor children, based upon the earning capacity of the Defendant of Thirty Thousand ($30,000.00) Dollars per year; that immediately upon his release from incarceration the Defendant should be required to maintain medical insurance on the minor children and pay one half (1/2) of all uncovered medical expenses; that the Defendant should not be granted visitation with the minor children unless and until he petitions this Court for same, at which time the Court will determine what, if any, visitation the Defendant is entitled to with the minor children; that the Complainant should be awarded as her sole and separate property the 1989 Buick automobile; that the Complainant should be awarded as her sole and separate property the real property located at 424 Mercomatic Drive, Nashville, Davidson County, Tennessee and all the contents thereof; that the Complainant should assume responsibility for payment of the outstanding indebtedness owed on said real property; that the Complainant should be awarded as her sole and separate property the 2 cemetery lots located at Harpeth Hills Memorial Gardens; that the Complainant shall be awarded as her sole and separate property the policy of life insurance maintained through Farmers Mutual Insurance Company insuring the life of the Defendant; that until Defendant's release from

incarceration Complainant should be responsible for payment of the minimum monthly payments due on the Visa account and the Discover account; that upon the Defendant's release from incarceration he should reimburse the Complainant one half (1/2) of all payments she makes on the Visa account and Discover account; the Defendant should reimburse Complainant for all payments she makes on the Home Depot account; that immediately upon his release from incarceration the Defendant should assume sole responsibility for payment of any remaining balance owed on the Home Depot account and one half of the remaining balances owed on the Visa account and Discover account; that Complainant should be allowed to claim the parties three minor children for income tax purposes.

It is, therefore, **ORDERED, ADJUDGED and DECREED** as follows:

1. That the Complainant, CYNTHIA GAIL RALEY, shall be and is hereby granted an absolute divorce from the Defendant, RONALD VINCESON RALEY, on the grounds of cruel and inhuman treatment and she is therefore restored to all the rights and privileges of an unmarried person.

2. That the Complainant shall be and is hereby awarded the exclusive care, custody and control of the parties' three minor children, Katherine Grace Raley, Kelley Denise Raley and Cody Vinceson Raley.

3. That immediately upon the Defendant's release from incarceration he shall pay to the Complainant the sum of Eight Hundred Nineteen ($819.00) Dollars per month for the support and maintenance of the parties' three minor children, based upon the Defendant's earning capacity of Thirty Thousand ($30,000.00) Dollars per year.

4. That immediately upon his release from incarceration the Defendant shall be required to maintain medical insurance on the parties' minor children and pay one half (1/2) of all uncovered medical expenses incurred on behalf of the minor children.

5. That the Defendant shall not be granted visitation with the parties' minor children unless and until he petitions this Court for same, at which time this Court will determine what, if any, visitation the Defendant may be entitled to with the minor children of the parties.

6. That Complainant shall be and is hereby awarded all right, title and interest in and to the real property located at 424 Mercomatic Drive, Nashville, Davidson County, Tennessee more particularly described as follows:

> Being Lot No. 766 on the Plan of Charlotte Park, Section 22, as of record at Book 3700, page 67 and 68, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made and the same incorporated herein for a complete description of said lot.

Being the same property conveyed to Ronald V. Raley and wife, Cynthia L. Raley by Warranty Deed of record in Book 8302, page 118, Register's Office for Davidson County, Tennessee.

Ronald V. Raley and Ronald Vinceson Raley are one in the same person and Cynthia L. Raley and Cynthia Gail Raley are one in the same person.

7. That the Complainant shall assume responsibility for payment of the outstanding mortgage indebtedness owed on said real property.

8. That the Complainant shall be and is hereby awarded all the items of personal property, household goods and furnishings located in the marital residence.

9. That Complainant shall be and is hereby awarded, as her sole and separate property, the 1989 Buick automobile.

10. That the Complainant shall be and is hereby awarded as her sole and separate property the two cemetery lots located at Harpeth Hills Memorial Gardens.

11. That the Complainant shall be and is hereby awarded as her sole and separate property the policy of life insurance maintained through Farmers Mutual Insurance Company insuring the life of the Defendant.

12. That the Complainant shall be responsible for the minimum monthly payments due and owing on the Visa account and Discover account until Defendant's release from incarceration. Upon Defendant's release from incarceration he shall reimburse Complainant for one half (1/2) of all payments she makes on the Visa account and Discover account. Further, upon Defendant's release from incarceration he shall assume responsibility for one half (1/2) of any remaining balances due on the Visa account and Discover account.

13. That upon Defendant's release from incarceration he shall reimburse Complainant for all payments she makes on the Home Depot account and Defendant shall then assume sole responsibility for the balance owed on said account.

14. That the Complainant shall be and is hereby allowed to claim the parties' three minor children as dependents for income tax purposes.

IT IS FINALLY ORDERED, ADJUDGED AND DECREED that execution may issue to enforce any provisions of this Decree and the cost of this cause shall be taxed to the Defendant.

ENTER this 14 day of July, 1998.

Marietta M. Shipley, Judge

APPROVED FOR ENTRY:

YOUNG & McDADE

Patricia A. McDade, #9550
Attorney for Complainant
227 Bridge Street
Franklin, Tennessee 37064
(615) 791-0058

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Final Decree of Divorce has been mailed this 1 day of July, 1998 to Ronald V. Raley, Morgan County Correctional Facility, Number 274762 MC RCF, Unit No. 4 - Room No. 11, P. O. Box 2000, Wartburg, Tennessee 37887, fully postage pre-paid.

Patricia A. McDade

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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 SECOND Circuit Court for Davidson County, Tennessee, on the 14 day of JULY , 19 98 , in the Case Number 98D621 between RALEY, CYNTHIA GAIL Plaintiff, and RALEY, RONALD VINCESON Defendant, as same remains of record in Book 174C , Page 2157 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 31 day ~~of~~ JULY in the year one thousand nine hundred and ninety-eight and in the 223rd year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

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IDENTIF. & REFERENCE
98 JUL 31 AM 10:47
FELIX Z. WILSON REGISTER
DAVIDSON COUNTY, TN.
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