PICK-UP

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED
2000 AUG 16 PM 2:51
RICHARD R. ROOKER, CLERK
D.C.

PHILLIP DARRELL CLARK,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	**Case No. 99D-3559**
	)	
JULEE ELIZABETH CLARK,	)	
	)	
Defendant.	)	

Instr:200008230083573 Page: 1 OF 5
REC'D FOR REC 08/23/2000 3:14:36PM
RECORD FEE: $22.00
M. TAX: $0.00 T. TAX: $0.00

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 19th day of July, 2000, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for Divorce filed by Husband and Wife's Answer and Counterclaim. It appearing to the Court that the parties have announced an agreement in this matter, the terms of which have been approved by the Court and made an Order of the Court as follows:

1. It is, therefore, **ORDERED, ADJUDGED AND DECREED** that upon the parties' stipulation, the parties are declared divorced pursuant to T.C.A. § 36-4-129, the parties having announced that if the Court were to hear the proof, the Court would find that each have grounds against the other for divorce. It is, therefore, **ORDERED, ADJUDGED AND DECREED** that the parties are declared divorced pursuant to T.C.A. § 36-4-129.

2. It is **ORDERED, ADJUDGED AND DECREED** that Wife shall have custody of the parties' minor child, Phillip Darrell Clark, III, born October 3, 1997. The parties are in agreement that Husband shall have standard visitation as follows: Every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m. and one night per week. The parties will alternate holiday visitation: New Year's Day, Easter Sunday, Memorial Day, 4th of July, Labor Day, and Thanksgiving. Holiday visitation will begin at 6:00 p.m. the eve of the holiday and end at 8:00 p.m. the day of the holiday. Husband shall have Christmas visitation every year which will begin one (1) week before Christmas at 6:00 p.m. and end at 9:00 p.m. on Christmas Eve. Wife shall have the child every year from 9:00 p.m.

on Christmas Eve until 6:00 p.m. New Year's Eve. Wife will have visitation on Mother's Day from 8:00 a.m. to 6:00 p.m. Husband will have visitation on Father's Day from 8:00 a.m. to 6:00 p.m.

3. It is further **ORDERED, ADJUDGED AND DECREED** that pursuant to T.C.A. § 36-6-101, the parties shall have the following rights:

A. unimpeded telephone conversations with the child at least twice each week at reasonable times and for a reasonable duration;

B. sending mail to the child which the other parent will not open and will not censor;

C. receiving notice and relevant information as soon as practicable (but not more than 24 hours) in the event of hospitalization, major illness, or death of the child;

D. receiving, directly from the school, copies of the child's report cards, attendance records, teacher's names, class schedules, standardized test scores, and other records which are customarily made available to parents. A written request must be made to the school with a current mailing address and payment must be made for the reasonable cost of duplicating and mailing these records;

E. receiving, directly from the child's physician and other health care providers, copies of the child's medical records. A written request must be made to the health care provider with a current mailing address and payment must be made for the reasonable cost of duplicating and mailing these records;

F. to be free of unwarranted derogatory remarks made about such parent and such parent's family by the other parent to the child or in the child's presence.

4. Husband shall pay child support to Wife in the amount of One Hundred Eight-One and 50/100 ($181.50) every two (2) weeks. The first payment shall be due August 1, 2000. Both parties are advised that child support cannot be reduced or prorated without written order of this Court. Further, child support is in

compliance with the Tennessee Child Support Guidelines. It is further **ORDERED, ADJUDGED AND DECREED** that Husband shall continue to maintain the minor child, so long as he is obligated to pay child support, on his medical insurance through his employment. It is further **ORDERED, ADJUDGED AND DECREED** that the parties will divide equally all non-covered medical and dental expenses on behalf of the minor child. Husband shall maintain Wife as beneficiary of life insurance through his employer, as long as he is obligated to pay child support.

5. Wife shall be awarded all right, title and interest in the marital residence located at 4833 Big Horn Drive, Old Hickory, Tennessee 37138, to the exclusion of Husband. It is therefore, **ORDERED, ADJUDGED AND DECREED** that any and all interest Phillip Darrell Clark has in the residence located at 4833 Big Horn Drive is hereby divested out of him completely and reinvested solely in Julee Elizabeth Clark. The property is more particularly described as follows:

> Being Lot No. 22, on the plan of Sherwood Forest, Section 1, of record in Plat Book 4175, Page 153, Register's Office for Davidson County, Tennessee, to which plat reference is hereby made for a more complete description.
>
> Being the same property conveyed to Phillip Darrell Clark, II and wife, Julee Elizabeth Clark, from Peggy Ann Wallace by deed of record in Book 9122, Page 168, Register's Office for Davidson County, Tennessee.

Wife shall be responsible for the indebtedness on the residence and shall indemnify and hold Husband harmless thereon.

6. Wife shall pay to Husband Two Thousand Dollars ($2,000.00) as and for his equity in the property, to be paid in four equal monthly payments of $500.00 with the first such payment to be due on the 1st day of August, 2000 and the last payment to be made on the 1st day of November, 2000.

7. It is **ORDERED, ADJUDGED AND DECREED** that Husband is awarded all right, title and interest in the 1993 Chevrolet S-10 Blazer to the exclusion of Wife, upon which there is no indebtedness.

8. The parties shall each be awarded the personal property currently in his or her possession with the exception of a few items that the parties each have in their possession, which by agreement of the parties shall be given to the other party.

9. It is further **ORDERED, ADJUDGED AND DECREED** that each party is hereby awarded all retirement accounts in his or her own name, free and clear from any claim of the other party.

10. It is further **ORDERED, ADJUDGED AND DECREED** that each party will pay the credit cards and debts currently in their individual names.

11. It is further **ORDERED, ADJUDGED AND DECREED** that Wife shall assume and hold Husband harmless on the following debts: Visa in Wife's name, Home Depot, A/C Loan.

12. It is further **ORDERED, ADJUDGED AND DECREED** that each party shall pay their own attorney's fees incurred in this matter.

13. It is further **ORDERED, ADJUDGED AND DECREED** that the costs of this cause are equally assessed against the parties for which let execution issue, if necessary. Husband's address is 101 Ryburn Drive, Old Hickory, TN 37138. Wife's address is 4833 Big Horn Drive, Old Hickory, TN 37138.

ENTER this 16th day of August, 2000.

Muriel Robinson, Judge

Approved for Entry:

Andrew M. Cate, #12594
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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 16 day of AUGUST , 2000 , in the Case Number 99D3559 between CLARK, PHILLIP DARRELL II Plaintiff, and CLARK, JULEE ELIZABETH Defendant, as same remains of record in Vol. 1342 , Page 246084 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 23 day of AUGUST in the year two thousand and in the 225th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By M. England
Deputy Clerk