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IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

BRENDA C. RUSSELL,

Plaintiff,

vs.

HERBERT LEE RUSSELL,

Defendant.

No. 00D-2574

Davidson County DEEDDIV
Recvd: 01/25/01 12:03 4pgs
Fees:18.00 Taxes:0.00
20010125-0007604

FINAL DECREE OF DIVORCE

This matter came on to be heard on the 4th day of January 2001, before the Honorable Marietta Shipley, Judge, upon Complaint for Divorce filed by the Plaintiff, BRENDA C. RUSSELL, personal service of process on the Defendant, HERBERT LEE RUSSELL, on the 11th day of October, 2,000, the Defendant having failed to answer or otherwise enter an appearance herein, the sworn testimony of the Plaintiff and her witnesses in open court, statements of Plaintiff's counsel and the entire record herein, from all of which the Court finds that the Defendant HERBERT LEE RUSSELL, having failed to answer or otherwise enter an appearance in this court, a default judgment should be granted against him, and further that the allegations of the Complaint are sustained be the proof, to wit: that the Defendant HERBERT LEE RUSSELL, has been guilty of inappropriate marital conduct.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. The Plaintiff BRENDA C. RUSSELL, is awarded an absolute divorce from the Defendant, HERBERT LEE RUSSELL, and the parties are restored to all of the rights and privileges of unmarried persons.

2. The Plaintiff BRENDA C. RUSSELL, is awarded all right, title and interest in and to the parties' marital real estate located at 3849 Buena Vista Pike, Nashville, Davidson County, Tennessee, which is described more particularly in Exhibit A attached hereto. Defendant, HERBERT LEE RUSSELL, is hereby divested of any and all interest in said real property.

3. The Plaintiff BRENDA C. RUSSELL, is further awarded all right, title and interest in the contents of the marital home, including furniture and household goods, clothing and personal effects.

4. Defendant, HERBERT LEE RUSSELL, shall assume and pay the debt owing to Horizon Financial. He shall hold Plaintiff Brenda C. Russell harmless from and indemnify her for any such payments owing.

5. Defendant, HERBERT LEE RUSSELL, shall vacate the marital home within ten (10) days.

6. The Plaintiff, BRENDA C. RUSSELL, shall have a judgment against Defendant, HERBERT LEE RUSSELL, for her attorney's fees in the amount of $500.00, for which execution may issue.

7. The costs of this cause are taxed to the Defendant, HERBERT LEE RUSSELL, for which execution may issue.

ENTERED this the 18 day of January, 2001.

MARIETTA M. SHIPLEY, Judge

Approved for Entry:

CANNON & CANNON, ATTORNEYS, P.C.

By: _____
COLUMBA A. MCHALE, #17479
Attorney for Plaintiff

112 Long Hollow Pike
Suite 202
P.O. Box 749
Goodlettsville, Tennessee 37070-0749
(615) 851-1880

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Final Decree of Divorce has been forwarded to Mr. Herbert Lee Russell, 3849 Buena Vista Pike, Nashville, TN 37218 on this the 11 day of January, 2001.

_____
COLUMBA A. MCHALE

EXHIBIT A - PROPERTY DESCRIPTION

Land in Davidson County, Tennessee, being Lot No. 27 on the Plan of Hillmore Estates of record in Book 6250, page 195, of the Register's Office for said County, to which plan reference is hereby made for a more complete and detailed description of said lot.

Being part of the same property conveyed to Phillip E. Hill and wife, Joanne Hill by deed from Charles Resha, Jr. and wife Jennie S. Resha of record in Book 6339, page 34, Register's Office for Davidson County, Tennessee.

2001 JAN 18 PM 3:25
RICHARD R. ROOKER, CLERK
D.C.

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 18 day of JANUARY , 2001 , in the Case Number 00D2574 between RUSSELL, BRENDA C. Plaintiff, and RUSSELL, HERBERT LEE Defendant, as same remains of record in Vol. 1628 , Page 298500 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 25 day of JANUARY in the year two thousand one and in the 225th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By B. Rawls
Deputy Clerk