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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

FILED
2001 JUN 11 PM 2:32
RICHARD R. ROOKER, CLERK
D.C.

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| MICHAEL W. LAMBERSON, | ) | |
| | ) | |
| Plaintiff, | ) | |
| | ) | |
| vs. | ) | No. 00D-1641 |
| | ) | |
| KATHY SUE LAMBERSON, | ) | **NOTICE OF ENTRY REQUESTED** |
| | ) | |
| Defendant. | ) | |

FINAL DECREE

This cause came on to be heard on the 23rd day of May, 2001, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Husband's Complaint for Divorce, the Wife's Original and Amended Counter-Complaint, the respective answers thereto, testimony of the parties, statements of counsel and the record as a whole, from all of which it duly appeared to the Court that the Wife, Kathy Sue Lamberson, is entitled to an absolute divorce on the grounds of the Husband's inappropriate marital conduct.

The Court finds that the Husband has no grounds and that his complaint is without merit and should be dismissed. Wife has proven her case. Wife is an innocent party. The Court finds that the main problem in the marriage was Wife's ill health.

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

1. The Wife, Kathy Sue Lamberson, is hereby granted an absolute divorce from the Husband, Michael W. Lamberson, and the parties are restored to all the rights and privileges of unmarried persons;

2. The residential real property shall immediately be placed on the market for sale and the net proceeds of sale divided equally between the parties.

Husband is ordered to repair the bathroom and to do whatever else is necessary to make the property ready to sell.

3. The pendente lite order shall remain in effect through the month that the contract on the sale of the house closes, except that Husband is relieved of his obligation to pay $100 per week support to Wife.

4. Each party shall receive all checking accounts in that party's name.

5. Mrs. Lamberson may keep her personal injury money.

6. The Court finds that the Calvert Group funds have already been divided with each

party receiving one-half.

7. Husband shall receive the proceeds of sale from the backhoe.

8. Wife shall receive the funds in her AmSouth Money Market account.

9. All retirement accounts shall be divided equally between the parties. The appropriate Qualified Domestic Relations Order shall be prepared.

Each party shall cooperate by signing such documents as may be necessary to accomplish the equal division of the accounts.

10. The Husband is awarded the 1994 Mazda B4000 pick up truck.

11. The Wife is awarded the 1998 Mazda MPV van, VIN # JM3LV5225W0838793. The Husband shall be solely responsible for paying the remaining indebtedness on the van in a timely manner. Husband's obligation to pay the debt on Wife's van is an alimony obligation and is non-dischargeable in bankruptcy.

12. Wife shall receive the contents and furnishings in the marital residence and garage, except that Husband shall receive the lawnmower from Wife's possession.

13. Husband shall receive the contents of the workshop. Further, he shall turn over to Wife the drop-leaf table and Hoover steam cleaner in his possession.

14. Husband is ordered to name Wife as sole beneficiary of the $250,000 life insurance policy on his life and shall maintain said life insurance in effect with Wife named as sole beneficiary for so long as he has an alimony obligation.

15. Husband shall maintain health insurance coverage on Wife pursuant to COBRA until Wife is covered by health insurance under her employment. Wife shall immediately take steps to accomplish this.

16. The Court finds that Husband earns substantially more income that does Wife, and that Wife is in ill health. He shall pay her as alimony in futuro the sum of $1,200 per month until her death or remarriage with the first payment being due on the first day of the month after closing on the parties' real property.

17. Husband shall pay $8,500 toward Wife's attorney fees. Said obligation shall constitute a lien against Husband's share of the equity in the marital residence. A lien in the amount of $8,500 to secure payment of this sum to Wife toward her attorney fees is hereby awarded against the following property, more fully described below:

LAND in the 9th Civil District of Davidson County, Tennessee, being Tract 10 as shown on a survey made by James L. Murphy, Jr. and Company, dated January 5, 1967, and being more particularly described as follows:

Beginning at a point in the westerly margin of Newsom Station Road at the southeasterly corner of the property conveyed to Brian Sinclair-Whitely, of record in Book 4989, page 544, said Register's Office, said point also being the northeasterly corner of the herein described tract of land; thence leaving said westerly margin N 77 degrees 58 minutes 08 seconds W 590.92 feet to a point at the southeasterly corner of line property conveyed to Harrill F. Jakes of record in Book 5781, page 172, said Register's Office; thence with Jake's southeasterly line S 52 degrees 231 minutes W 351.00 feet to a point; thence with the northerly line of the property conveyed to John G. Rossman by deed of record in Book 4996, page 122, said Register's Office, S 87 degrees 02 minutes 50 seconds E 788.45 feet to the westerly margin of Newsom Station Road; thence with said margin in a northwardly direction 148.50 feet to the point of beginning, containing 3.02 acres, more or less.

Being the same property conveyed to Isaac A. Gatlin and wife, Barbara F. Gatlin, by deed of record in Book 6849, page 147, Register's Office for Davidson County, Tennessee.

Being the same property conveyed to Michael W. Lamberson and wife, Kathy S. Lamberson, from Isaac A. Gatlin, II and wife, Barbara F. Gatlin, by deed of record in Book 8914, page 298,

18. Husband shall pay the costs of this cause.

Enter this 11th day of June, 2001.

JUDGE

APPROVED FOR ENTRY:

BRUCE, WEATHERS, CORLEY & LYLE

MARY FRANCES LYLE
Attorney for Kathy Sue Lamberson
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315 Deaderick Street
Nashville, Tennessee 37238-2075
Telephone: (615) 244-5432
Supreme Court No. 6895

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Final Decree has been mailed, postage prepaid, to Cynthia J. Bohn, Attorney for Husband, 501 Union Street, Suite 502, Nashville, Tennessee 37219, on this 29th day of May, 2001.

MARY FRANCES LYLE

7074sm

**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 11 day of JUNE , 2001 , in the Case Number 00D1641 between LAMBERSON, MICHAEL W. Plaintiff, and LAMBERSON, KATHY SUE Defendant, as same remains of record in Vol. 1928 , Page 353477 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 JUNE in the year two thousand one and in the 225th year of American Independence.

**RICHARD R. ROOKER,** Clerk,

By _____ Deputy Clerk

SEAL

