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

FILED
2001 SEP 25 PM 3:17
RICHARD R. ROOKER, CLERK
B Murray D.C.

DEBORA A. ZARKO,
Plaintiff,

vs.

ERIC LEE ZARKO

NO. 01D-815

FINAL DECREE OF DIVORCE

This matter came to be heard on the 16th day of July, 2001, before the Honorable Muriel Robinson, Judge for the Fourth Circuit of Davidson County, Tennessee, upon Plaintiff's Complaint for Absolute Divorce. Default Judgement, heretofore was granted, Defendant having received personal service through the Tennessee Secretary of State on April 11, 2001 and failing to answer within the time allowed by the Tennessee Rules of Civil Procedure, upon testimony of the Plaintiff and two (2) witnesses and statements of counsel, from all of which the Court finds that the Defendant has been guilty of Inappropriate Marital Conduct and Plaintiff should be granted a divorce upon the grounds of Inappropriate Marital Conduct by Default. This matter having been set by Motion for Default, Defendant having been given notice of the hearing, but not appearing, and after the Court hearing testimony of the witnesses, statements of counsel, and from the entire record, the Court makes the following findings:

1. It is therefore, **ORDERED, ADJUDGED AND DECREED** Plaintiff is granted an absolute divorce from the Defendant on the grounds of Inappropriate Marital Conduct and the parties are hereby restored to the rights and privileges of unmarried persons.

2. It is further **ORDERED, ADJUDGED AND DECREED** that the Defendant is permanently enjoined and restrained from coming about the Plaintiff for any reason, at any place she may be, or from removing any article of personalty from her residence without her express knowledge and consent.

3. It is further **ORDERED, ADJUDGED AND DECREED** that Plaintiff is awarded the personal property presently in her possession, including the 1993 Isuzu Amigo VIN# JACCG07E2P9804279, title to be transferred to her name.

4. It is further **ORDERED, ADJUDGED AND DECREED** that Plaintiff is awarded the real property at 2573 Oak Forrest Drive, Antioch, Tennessee 37013 with title divested

from the Defendant and vested in the Wife, in absolute fee simple with the Wife to hold the Husband harmless for any indebtedness thereon. Said property is more particularly described as follows:

Land in Davidson County, TN, BEING Lot No. 60 on the Plan of Oakwood Subdivision, Phase II, Section 1, of record in Book 7900, page 126, Register's Office for Davidson County, TN, to which Plan reference is hereby made for a complete and accurate description thereof.

Being the same property conveyed to Eric L. Zarko and wife, Debora C. Zarko by deed from Russell Martin Kerr, Jr., Kirk Dickson Rutter and Patricia Gower, Register's Office for Davidson County, Tennessee.

5. It is further **ORDERED, ADJUDGED AND DECREED** that the Wife is awarded a reimbursement of her attorney fees in the amount of One Thousand Two Hundred Fifty and NO/100 ($1250.00) Dollars to be paid by the Husband.

6. It is further **ORDERED, ADJUDGED AND DECREED** that the cost of this cause are assessed against the Defendant, for which execution may issue, if necessary.

ENTERED this 25th day of Sept, 2001.

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY:

BRENDA MILLER STILES #10842
Attorney for the Wife
105 Hazel Path Mansion
Hendersonville, TN 37075
615-264-0996
615-264-2628

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been sent to the Respondent, Eric Zarko, at his last known address, 1705 Inverness Cliffs, Birmingham, Alabama 35242, this 14th day of September 2001.

BRENDA MILLER STILES

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 25 day of SEPTEMBER , 2001 , in the Case Number 01D815 between ZARKO, DEBORA A. CAUDLE Plaintiff, and ZARKO, ERIC LEE Defendant, as same remains of record in Vol. 2230 , Page 408981 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 11 day of OCTOBER in the year two thousand one and in the 225th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By B. Rawls
Deputy Clerk