FILED

IN THE SECOND CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

2003 APR -3 AM 8:30

RICHARD R. ROOKER, CLERK

B Rawls D.C.

DEBRA K. ORRELL,

Plaintiff,

v.

LARRY W. ORRELL,

Defendant.

No: 02D-2163

NOTICE OF ENTRY REQUIRED

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 26th day of March, 2003, before the Honorable Marietta Shipley, Judge of the Second Circuit Court for Davidson County, Tennessee, upon Wife's Complaint for Divorce and Husband's Answer and Counter-Complaint thereto. It appearing to the Court, after partial testimony of Mr. Orrell and the parties' CPA, that the parties took a brief recess with the Court's permission, after which counsel for the parties informed the Court that they had reached an agreement as to all issues. The terms of the agreement have been announced to the Court and the Court finds the same proper in all respects and makes the same an order of this Court as follows:

1. It is, therefore, **ORDERED, ADJUDGED AND DECREED** that Plaintiff, Debra Orrell, is awarded a divorce upon the grounds of Husband's inappropriate marital conduct, pursuant to T.C.A. §36-4-101(11).

2. It is further **ORDERED, ADJUDGED AND DECREED** that any and all interest in the real property located on 7549 Rolling River Parkway, Nashville, Tennessee 37221, is hereby divested out of Larry W. Orrell complete and reinvested solely in Wife, Debra Orrell (now Rogers). The real property is more particularly described as follows:

Davidson County DEEDDIV
Recvd: 04/07/03 15:45 6pgs
Fees:32.00 Taxes:0.00
20030407-0045998

Land in Davidson County, Tennessee, being Lot No. 329 on the Plan of Rolling River Estates, Plan IV, of record in Book 5200, pages 184 and 185, Register's Office for said County.

Said Lot No. 329 fronts 90.0 feet on the northwesterly margin of Rolling River Parkway and extends back 199.21 feet on the northeasterly line and 192.09 feet on the southwesterly line to a dead line in the rear, measuring 69.62 feet thereon.

The property herein conveyed is subject to restrictive covenants.

Being the same property conveyed to Debra K. Orrell from David L. Rogers and Deborah K. Rogers, by deed dated 01/19/98, and recorded 01/22/98, in Deed Book 10764, at Page 896.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that any and all interest of Larry W. Orrell in the above-described real property is hereby divested out of him completely and all interest in the real property is reinvested solely in Debra Orrell (now Rogers).

3. It is further **ORDERED, ADJUDGED AND DECREED** that Ms. Orrell shall be responsible for the indebtedness on the real property thereon and shall hold Mr. Orrell harmless.

4. It is further **ORDERED, ADJUDGED AND DECREED** that Ms. Orrell shall take all reasonable efforts to refinance the real property within six months of this agreement. Further, in the event that Plaintiff is unable to refinance the residence within six months of the date of this Order, then Mr. Orrell shall have the Court's permission to request sanctions as a result of her failure to do so.

5. It is **ORDERED, ADJUDGED AND DECREED** that both parties are awarded the personal property and automobiles currently in their possession to the exclusion of the other.

6. It is further **ORDERED, ADJUDGED AND DECREED** that these parties are responsible for the debts in their individual names with the exception that Wife shall pay the indebtedness in Mr. Orrell's name to City Financial, Account No. 6032590210333935, in the amount

of $3,543.00 and shall hold him harmless.

7. It is **ORDERED, ADJUDGED AND DECREED** that Mr. Orrell shall pay the indebtedness owing to the Internal Revenue Service on the parties' previous tax liabilities. He is further **ORDERED** and shall pay the same in a timely manner so as to hold her harmless and not allow a lien to encumber her real property.

8. It is **ORDERED, ADJUDGED AND DECREED** that Mr. Orrell shall pay $2,500.00 of Wife's attorney's fees. It is **ORDERED, ADJUDGED AND DECREED** that he shall be allowed to make periodic payments on the same at the office of D. Scott Parsley, 217 Second Avenue North, Nashville, Tennessee 37201, in the amount of $100.00 per month due on or before the 1st of each and every month, beginning May 1, 2003, until the same is liquidated. This attorney fee is awarded to Ms. Orrell as alimony with the intent that the same is a non-dischargeable obligation in the event of Mr. Orrell's bankruptcy.

9. It is **ORDERED, ADJUDGED AND DECREED** that Plaintiff is restored to her former married name of Debra Kathryn Rogers.

10. It is **ORDERED, ADJUDGED AND DECREED** that the cost of this cause are assessed against Larry W. Orrell, whose address is 7454 Huntwick Trail, Nashville, Tennessee 37221, which amount is reduced to judgment, for which let execution issue, if necessary.

Enter this 3 day of April, 2003.

MARIETTA SHIPLEY, JUDGE

APPROVED FOR ENTRY:

D. SCOTT PARSLEY, #13606
BARRETT, JOHNSTON & PARSLEY
217 Second Avenue North
Nashville, TN 37201
(615) 244-2202

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document has been served on the Honorable Joseph V. Ferrelli, 104 Woodmont Boulevard, Suite 115, Nashville, TN 37205, and Randall W. Hill, Jr., 222 Second Avenue N., Suite 310, Nashville, TN 37201, by placing same in ths U. S. Mail, postage prepaid, on this 27 day of March, 2003.

D. SCOTT PARSLEY

CERTIFICATE OF SERVICE

DOCKET NO. 02D-2163

Pursuant to Rule 58(3) of the Tennessee Rules of Civil Procedure, I hereby certify that I have mailed a copy of the foregoing Judgment to the parties/counsel listed below, on this 4th day of April, 2003.

RICHARD R. ROOKER, Circuit Court Clerk

By: B. Rawls
Deputy Clerk

D. Scott Parsley, Attorney
Barrett, Johnston & Parsley
217 Second Avenue North
Nashville, TN 37201

Honorable Joseph V. Ferrelli
104 Woodmont Boulevard, Suite 115
Nashville, TN 37205

Randall W. Hill, Jr., Attorney
222 Second Avenue North, Suite 310
Nashville, TN 37201

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 03 day of APRIL , 2003 , in the Case Number 02D2163 between ORRELL, DEBRA K. Plaintiff, and ORRELL, LARRY W. Defendant, as same remains of record in Vol. 5187 , Page 1079824 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 07 day of APRIL in the year two thousand three and in the 226th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk