IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

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RICHARD R. ROOKER, CLERK
B. Rawls D.C.

CHRISTINE ADKINS	)	
Petitioner,	)	
v.	)	NO. 02D-2443
	)	NOTICE OF ENTRY REQUIRED
THOMAS LEE ADKINS, SR.	)	
Respondent.	)	

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 10th day of March, 2004, before the Honorable Muriel Robinson, Judge of the Fourth 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 that Defendant, Thomas Lee Adkins, Sr., was duly noticed and has failed to appear this date for the final hearing. The Court, after hearing testimony of the Plaintiff in this matter and witnesses, finds and orders as follows:

1. The Court makes the finding of fact that the Defendant, Thomas Lee Adkins, Sr., has failed to comply with any of the pendente lite orders of this Court and has, since the withdrawal of his counsel from representation of him, failed to participate in these proceedings.

2. It is **ORDERED, ADJUDGED AND DECREED** that Christine Adkins is hereby awarded a divorce from Thomas Lee Adkins, Sr. on the ground of his inappropriate marital conduct.

3. The Court finds it proper and necessary in this matter to enter a permanent injunction. It is, therefore, **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. is hereby permanently restrained and enjoined from coming about the person of Christine Adkins for any purpose whatsoever, and from following her or from calling her at her place of employment or at

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home or anywhere she may be. He is permanently restrained and enjoined from verbally and physically abusing Plaintiff, Christine Adkins.

4. It is further **ORDERED, ADJUDGED AND DECREED** that any and all interest of Thomas Lee Adkins, Sr., in the marital residence located at 214 Myatt Drive, Madison, Davidson County, Tennessee, is hereby divested completely out of Defendant, Thomas Lee Adkins, Sr., and reinvested solely in fee simple in Christine Adkins. This property is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 27, Section I, Anderson Estates, not of record, described according to a survey made by Harvey Gee, Surveyor, as follows:
>
> BEGINNING at a point in the westerly margin of Myatt Drive, the common corner of Lots Nos. 27 and 28; thence with the line between said Lots, Westerly 136 feet to the corner of Lots Nos. 73 and 74; thence with the line between Lots Nos. 27 and 74, southerly 65 feet to the common corner of Lots Nos. 26 and 27; thence with the line between said lots easterly 136 feet to the easterly margin of Myatt Drive; thence with said margin of the same, northerly 65 feet to the beginning.
>
> THERE IS INCLUDED IN THE ABOVE DESCRIPTION, BUT EXCLUDED FROM THIS CONVEYANCE, the following described real property: A tract or parcel of land in Davidson County, State of Tennessee, described as follows, to wit:
>
> BEGINNING at a point in the present westerly right of way line of Myatt Drive at the southeast corner of the Sorrells Land; thence westerly along the southerly line of the Sorrells Lands, 10 feet to the new proposed westerly right of way line of Myatt Drive; thence northerly along the new proposed right of way of Myatt Drive, 65.1 feet to a point in the northerly property line of Sorrells lands; thence easterly along the northerly property line of the Sorrells lands; 10 feet to Sorrells' northeast corner; the same being in the present westerly right of way line of Myatt Drive; thence southerly along the present right of way line of Myatt Drive, 65.1 feet to the point of beginning, containing 650 square feet.
>
> Being the same property conveyed to Thomas L. Adkins and wife,

Christine Adkins, by deed of record in Book 5928, page 508, Register's Office for Davidson County, Tennessee.

It is, therefore, **ORDERED** that Christine Adkins is hereby awarded all right, title and interest in the above-described real property located at 214 Myatt Drive, Madison, Davidson County, Tennessee, and any and all interest therein is hereby completely and totally divested out of Defendant, Thomas Lee Adkins, Sr. and reinvested solely and in fee simple in Plaintiff, Christine Adkins. The Court finds this division of marital property is necessary to equalize the marital estate as a result of Mr. Adkins' wasting of marital assets on gambling as attested to by Plaintiff and the witnesses.

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5. It is further **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. is hereby **ORDERED** to hold Plaintiff, Christine Adkins, harmless on any and all jointly filed IRS returns, to include both jointly filed business and personal returns, as a result of her non-involvement in the preparation of the same and by her only providing her signature there and not being allowed to even view the tax returns. The Court declares that Christine Adkins is an innocent spouse as relates to the filing of joint tax returns with Mr. Adkins because of his erroneous items on the tax returns and she did not know and she had no reason to know of his understatement of taxes and under the circumstances, it would be unfair to hold her liable on the understatement of taxes. The Court finds from the testimony that Ms. Adkins was not apprised by Mr. Adkins of the income of his business activities.

6. The Court makes the finding of fact that Ms. Adkins is a battered wife as a result of the physical and verbal abuse of Thomas Lee Adkins, Sr.

7. It is **ORDERED, ADJUDGED AND DECREED** that Christine Adkins is hereby awarded a judgment against Thomas Lee Adkins, Sr. in the amount of $25,000.00, which amount is reduced to judgment for which let execution issue, if necessary. The Court finds this judgment

property division + is MDC

is necessary for the support of Christine Adkins ~~and is awarded as such~~.

8. It is **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. shall pay alimony in futuro to Plaintiff, Christine Adkins, in the amount of $200.00 per week plus the Clerk's lawful 5% commission of $10.00 for a total of $210.00 per week, the first payment shall be due and payable by Mr. Adkins directly to the Circuit Court Clerk's Office, 523 Main Stream Drive, Nashville, Tennessee 37228, (615) 862-5818, beginning Friday, March 19, 2004, and each and every Friday thereafter. The Court finding that Mr. Adkins has the ability to pay alimony and Ms. Adkins has the demonstrated need for alimony *in futuro*. The Clerk, after deducting its lawful 5% commission of $10.00, shall disburse the remaining amount of $200.00 to Christine Adkins, 214 Myatt Drive, Madison, Tennessee 37115.

9. It is **ORDERED, ADJUDGED AND DECREED** that Christine Adkins is awarded a lien to secure payment of the judgments awarded to her in this decree in all of the assets of General Concrete Company or in any subsequent business in which Thomas L. Adkins, Sr. has an interest. This lien attaches also to the equipment presently owned by Mr. Adkins and used in General Concrete Company as follows:

A) Bob Cat - Skid Loader

B) Two Trowel Machines

C) Pressure Washer

D) Two Company Trucks

E) One Dump Truck

F) Miscellaneous Hand Tools

10. It is **ORDERED, ADJUDGED AND DECREED** that Christine Adkins is awarded any and all personal property currently in her possession and the Defendant, Thomas Lee Adkins,

Sr., is hereby awarded all personal property in his possession.

11. It is **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. is awarded all right, title and interest in the business known as General Concrete Company to the exclusion of Wife, Christine Adkins. It is further **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. is hereby **ORDERED** to be responsible for any and all indebtedness as well as any and all income tax or other tax liabilities associated with the business and is hereby **ORDERED** to hold Wife harmless therefrom.

12. It is **ORDERED, ADJUDGED AND DECREED** that Christine Adkins is awarded a judgment against Defendant, Thomas Lee Adkins, Sr., in the amount of $2,739.00, which amount is reduced to judgment for which let execution issue, if necessary. This judgment is arrived at by the Court awarding a judgment for $2,450.00 for the past due alimony that Mr. Adkins has failed to pay under the pendente lite order of this Court, as signed by this Honorable Court on December 10, 2002. Further it is comprised of the amount of $289.00 for failure of Mr. Adkins to comply with this Court's Order for failure to immediately secure homeowners insurance on the marital residence pursuant to the Court's Order of December 10, 2002.

13. The Court, after reviewing the request for fees filed by counsel for the Wife finds that an attorney's fee in this matter is warranted for counsel's representation of Wife in this matter. It is, therefore, **ORDERED, ADJUDGED AND DECREED** that Thomas Lee Adkins, Sr. is hereby **ORDERED** to pay to D. Scott Parsley, counsel for Wife, the amount of Six Thousand Three Hundred Ninety Eight and 49/100 ($6,398.49), which amount is reduced to judgment for which let execution issue, if necessary.

14. Mr. Adkins is **ORDERED** to notify the Clerk's office of any change in his address within ten (10) days of such change.

15. It is finally **ORDERED, ADJUDGED AND DECREED** that the costs of this cause are assessed against Thomas Lee Adkins, Sr., whose last known addresses are as follows: Thomas Lee Adkins, Sr., c/o Owl's Roost Campground, 7267 Bethel Road, Goodlettsville, TN 37072 and c/o Holiday Campground, Millersville, TN 37072, for which let execution issue, if necessary.

Enter this 24th day of March, 2004.

MURIEL ROBINSON, JUDGE

APPROVED FOR ENTRY:

D. SCOTT PARSLEY, #13606
BARRETT, JOHNSTON & PARSLEY
217 Second Avenue North
Nashville, Tennessee 37201
(615) 244-2202
(615) 252-3798 (fax)

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document has been served on Thomas Lee Adkins, pro se, c/o Holiday Campground, Millersville, TN 37072, and c/o Owl's Roost Campground, 7267 Bethel Road, Goodlettsville, TN 37072, by placing same in the U. S. Mail, postage prepaid, on this 12 day of March, 2004.

D. SCOTT PARSLEY

CERTIFICATE OF SERVICE

DOCKET NO. 02D-2443

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 25th day of March, 2004.

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

Thomas Lee Adkins
c/o Holiday Campground
Millersville, TN 37072

Thomas Lee Adkins
c/o Owl's Roost Campground
7267 Bethel Road
Goodlettsville, TN 37072

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 24 day of MARCH , 2004 , in the Case Number 02D2443 between ADKINS, CHRISTINE Plaintiff, and ADKINS, THOMAS LEE SR. Defendant, as same remains of record in Vol. 5602 , Page 1451186 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 26 day of MARCH in the year two thousand four and in the 227th year of American Independence.

SEAL

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk