PREPARED BY & RETURN TO: PERRONE & YOUNG, ATTYS. 109 WESTPARK DRIVE, SUITE 330 BRENTWOOD, TN 37027

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

FILED
2004 DEC 17 PM 4:29
RICHARD R. ROOKER, CLERK
D.C.

J. LARRY SIRCY	]	
	]	
Petitioner,	]	
	]	
VS.	]	**No.: 04D-60**
	]	
KAREN T. SIRCY,	]	
	]	
	]	
Respondent.	]	

Davidson County DEEDDIV
Recvd: 03/07/05 11:34 5 pgs
Fees:27.00 Taxes:0.00
20050307-0024709

FINAL DECREE

This cause came on to be heard on this the 15TH day of September, 2004, before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court upon the original complaint, counter-complaint, default judgment taken against the counter-defendant Larry Sircy, testimonies of witnesses and that the Counter-Defendant was duly notified of the hearing and failed to appear and the entire record from all of which the Court finds as follows:

That the allegations of the Counter-complaint are sustained by the proof and the Counter-defendant Larry Sircy has been guilty of improper marital conduct that is such improper marital conduct as renders further cohabitation unsafe or improper.

It is accordingly Ordered that the bonds of matrimony subsisting between the parties be desolved to the end that the Counter-complainant be vested with all the rights of an unmarrried woman.

It is further Ordered that any interest which Larry Sircy may claim in an certain piece of property at 821 Rose Park Drive which is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 26 on the Plan of Section I, Rose Estates, of record in Book 3600, Page 37, Register''s Office for said County.

Said Lot No. 26 fronts 64 feet on the easterly side of Rose Park Drive, and extends back 165.03 feet on the northerly line and 182 feet on the southerly line to a deal line in the rear on which it measures 105.94 feet.

Being the same property conveyed to Johnny R. Tune and wife, Barbara A. Tune, by record from Goodlettsville Development Company, a partnership, of record in Book 6055, Page 184, Register's Office for Davidson County, Tennessee.

Grantee hereby agrees to assume indebtedness secured by Deed of Trust to Germantown Trust Savings Bank of record in Book 7123, Page 529, Register's Office for Davidson County, Tennessee, to which reference is hereby made for more complete terms and conditions. Said deed of trust having been assigned to Mortgage Corporation of the South of record in Book 7123, page 536, said Register's Office.

Being the same property conveyed to Karen L. Sircy by deed from Johnny R. Tune and wife, Barbara A. Tune, of record in Book 8866, Page 801, Register's Office for Davidson County, Tennessee.

Is divested out of him and is divested solely in the name of Karen T. Sircy to the end that she be sole owner of same.

It is further Ordered that all of her personal property as well as all of the household goods and furnishings in her possession be declared to be hers absolutely with no claim thereon from Mr. Sircy.

It is further Ordered that a 1991 BMW automobile VIN #WBAAA2311MEC55007 is vested solely in the name of Karen T. Sircy with no claim thereon from Mr. Sircy. It being the intent of the Court that his be her sole property.

It is further Ordered that a 1990 pickup truck which is presently inoperable shall be hers absolutely with no claim thereon from her husband.

It further appearing to the Court that the Counter-defendant has failed to pay the support Order pursuant to the pendente lite support award and accordingly a judgment is awarded against the Defendant and in favor of Karen Sircy in the amount of $4,780.81.

It is further Ordered that W.E. Porter, Attorney for Ms. Sircy should have an recover of

the Defendant in the amount of $2,000.00 in attorney fees for the necessity of his representation in this cause for which execution may issue if necessary.

It further appearing to the Court that Mr. Sircy has left a number of items of personal property, clothing, etc. at the home of Ms. Sircy which he has refused to pickup and she has been reluctant to dispose of these. It is accordingly Ordered that Mr. Sircy shall have fifteen days from the entry of this decree to come and pickup these items or Ms. Sircy will have the authority to dispose of them as she wishes.

It is further Ordered that the Counter-plaintiff's maiden name "Tune" be restored to her.

The current addresses of both the parties are as follows:

Karen T. Sircy
821 Rose Park Drive
Nashville, TN 37206

J. Larry Sircy
1370 42nd Avenue
Vero Beach, FL 32960

ALL OF WHICH IS ACCORDINGLY SO ORDERED, ADJUDGED AND DECREED, by the Court and the costs of this cause are assessed against the Counter-Defendant Mr. Sircy for which execution may issue, if necessary.

HONORABLE JUDGE

12-17-04

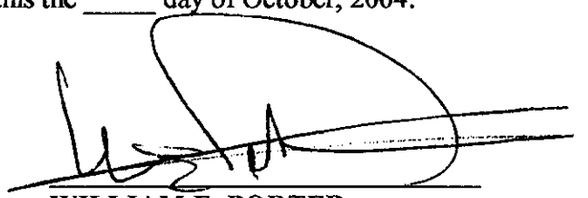
APPROVED FOR ENTRY:

WILLIAM E. PORTER #3924
213 Third Avenue, North
Nashville, Tennessee 37201
(615) 250-8100

CERTIFICATE OF SERVICE

I certify that a true and exact copy of the foregoing has been served on the following by placing same in the U. S. Mail with postage prepaid on this the 21st day of October, 2004:

J. Larry Sircy
1370 42nd Avenue
Vero Beach, FL 32960



WILLIAM E. PORTER

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 17 day of DECEMBER , 2004 , in the Case Number 04D60 between SIRCY, J. LARRY Plaintiff, and SIRCY, KAREN T Defendant, as same remains of record in Vol. 5748 , Page 1747036 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 04 day of JANUARY in the year two thousand five and in the 228th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

