IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

2009 MAY 27 PM 2:54

RICHARD R. ROOKER, CLERK

D.C

ROBERT EARL DUNCAN,	)	
	)	
Plaintiff/Husband,	)	
	)	
v.	)	**Docket No. 09D-591**
	)	
CONNIE DUNCAN,	)	
	)	
Defendant/Wife.	)	

BILL GARRETT, Davidson County
Trans: T20090035061 DEEDDIV
Recvd: 05/28/09 10:54 6 pgs
Fees: 32.00 Taxes: 0.00

20090528-0048922

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 27th day of May, 2009, before the Honorable Philip E. Smith, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for Divorce filed by the Plaintiff/Husband, ROBERT EARL DUNCAN (hereinafter "Husband") on February 27, 2009, and upon the default judgment granted in favor of Husband against the Defendant/Wife, CONNIE DUNCAN (hereinafter "Wife"), on May 15, 2009. Upon statement of counsel for Husband, testimony of Husband and two (2) witnesses in open Court, and the entire record, the Court finds as follows:

That Wife is guilty of inappropriate marital conduct and Husband is entitled to a divorce from Wife on that ground;

That each of the parties should be awarded the personal property, furniture and furnishings in his or her possession, or in his or her sole name, as his or her sole and separate property, free and clear of any claim of the other party;

That each of the parties should be responsible for the payment of any and all indebtedness in his or her sole name, and each should hold the other harmless thereon;

That Husband should be awarded any and all proceeds from the sale of the parties' Chinese Crested Powderpuff puppies, free and clear of any claim of Wife;

That Husband should be awarded the parcels of real property located at 644 Highland View Court, Hermitage, Tennessee 37076, which consists of two (2) tracts of land, as his sole and separate property, free and clear of any claim of Wife, and Husband should, henceforth, be responsible for the payment of any and all indebtedness associated with said real property, including mortgage, taxes and insurance; and,

That Husband should be awarded his attorney's fees and the court costs of this cause.

It is, therefore, ORDERED, ADJUDGED AND DECREED that the Plaintiff/Husband, ROBERT EARL DUNCAN, is hereby awarded an absolute divorce from the Defendant/Wife, CONNIE DUNCAN, on the ground that Wife is guilty of inappropriate marital conduct, and Husband is hereby restored to all the rights and privileges of an unmarried person; and, it is further

ORDERED, ADJUDGED AND DECREED that Husband is hereby awarded, as his sole and separate property, all personal property, furniture and furnishings in his possession or in his sole name, free and clear of any claim of Wife; and, it is further

ORDERED, ADJUDGED AND DECREED that Wife is hereby awarded, as her sole and separate property, all personal property, furniture and furnishings in her possession or in her sole name, free and clear of any claim of Husband; and, it is further

ORDERED, ADJUDGED AND DECREED that Husband shall be responsible for the payment of any and all indebtedness in his sole name, and he shall indemnify and hold Wife harmless thereon; and, it is further

ORDERED, ADJUDGED AND DECREED that Wife shall be responsible for the payment of any and all indebtedness in her sole name, and she shall indemnify and hold Husband harmless thereon; and, it is further

ORDERED, ADJUDGED AND DECREED that Husband is hereby awarded any and all proceeds from the sale of the parties' Chinese Crested Powderpuff puppies; and, it is further

ORDERED, ADJUDGED AND DECREED that Husband is hereby awarded, as his sole and separate property, the real property located at 644 Highland View Court, Hermitage, Tennessee 37076, which consists of two (2) tracts of land and which is more particularly described as follows:

> Tract 1
> Land in Davidson County, Tennessee, being Lot No. 434 on the plan of Highlands of Tulip Grove, Section 2 of record in Book 4675, page 93, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete description.
>
> Tract 2
> Land in Davidson County, Tennessee, being part of a reserved parcel situated at the southerly end of Highland View Court as shown on the Plan of Highlands of Tulip Grove, Section 2, as of record in Book 4675, page 93, Register's Office for Davidson County, Tennessee and shown on a survey entitled "Division of reserve Parcel" prepared by John D. McCormick, Land Surveyor more Particularly described as follows:
>
> Commencing at the point of intersection of the southwesterly margin of Highland View Court Cul de Sac with the southerly margin of Lot 16 as shown on the map of Highlands of Tulip Grove, Section 2, as of record in Book 4675, page 93, Register's Office for Davidson County, Tennessee; thence S 59 degrees 29 minutes, W 77 feet with said southerly margin of Lot 16; thence N 87 degrees 27 minutes 30 seconds E, 121.0 feet to a point; thence N 17 degrees 48 minutes E 8.1 feet to a point on the southerly margin of said cul de sac in a northwesterly direction 61.74 feet to the point of beginning.
>
> Being the same property conveyed to Robert Duncan by Warranty Deed from Michael G. Wiest and wife, Melody J. Wiest, of record in Instrument No. 20060421-0046089, Register's Office for Davidson County, Tennessee.

And, it is further ORDERED, ADJUDGED AND DECREED that Husband shall, henceforth, be responsible for the payment of any and all indebtedness associated with the aforementioned real property, including mortgage, taxes, and insurance, and he shall indemnify

and hold Wife harmless thereon; and, it is further

ORDERED, ADJUDGED AND DECREED that Husband is hereby awarded a judgment against Wife in the amount of Fifteen Hundred Dollars ($1,500.00), which amount reflects Husband's reasonable attorney's fees; and, it is further

ORDERED, ADJUDGED AND DECREED that the costs of this cause shall be taxed against Wife, for which execution may issue if necessary.

Husband's address is: **Robert Duncan**
5610 Old Hickory Boulevard, Apt. F-15
Hermitage, Tennessee 37076

Wife's address is: **Connie Duncan**
5212 Dove Trail
Hermitage, Tennessee 37076

SIGNED this, the 27th day of May, 2009.

JUDGE PHILIP E. SMITH

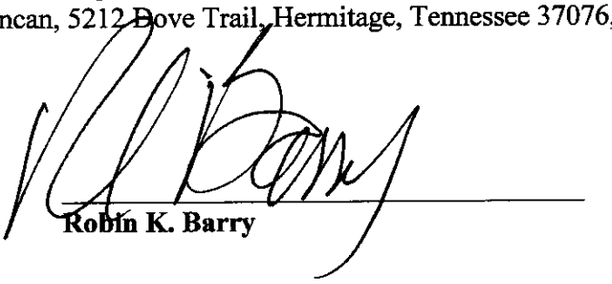
APPROVED FOR ENTRY:

Robin K. Barry, No. 21843
The Barristers Building
329 Union Street
Nashville, Tennessee 37201
(615) 346-9642
(615) 346-9621 (Fax)

Attorney for ROBERT EARL DUNCAN

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **Final Decree of Divorce** has been forwarded to the Wife, Connie Duncan, 5212 Dove Trail, Hermitage, Tennessee 37076, on this, the 27th day of May, 2009.



Robin K. Barry

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 FINAL DIVORCE DECREE heretofore entered in the 4 Circuit Court for Davidson County, Tennessee, on the 27 day of MAY , 2009 , in the Case Number 09D591 between DUNCAN, ROBERT EARL Plaintiff, and DUNCAN, CONNIE Defendant.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 27 day of MAY in the year two thousand nine and in the 232th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

