

IN THE CIRCUIT COURT FOR SHELBY COUNTY, ALABAMA

MARY JOYCE JARVIS

PLAINTIFF,

CIVIL ACTION NO. DR96 063

VS.

ROGER EUGENE JARVIS

DEFENDANT.

FINAL JUDGMENT OF DIVORCE

THIS CAUSE coming on to be heard, was submitted for final judgment upon the pleadings and proof. Upon consideration thereof, it is ORDERED and ADJUDGED by the Court as follows:

FIRST: That the bonds of matrimony heretofore existing between the parties are dissolved, and the said MARY JOYCE JARVIS and said ROGER EUGENE JARVIS are divorced from each other.

SECOND: That neither party shall marry again except to each other until sixty (60) days after the date of the Judgment of Divorce, and if an appeal is taken (which must be instituted within forty-two [42] days from this Judgment, or from the date that a post-trial motion is denied), then neither party shall again marry except to each other during the pendency of the appeal.

THIRD: The Court finds that the parties have entered into a fair written memorandum agreement establishing the award of child support which was determined by application of the Child Support Guidelines established by Rule 32, Alabama Rules of Judicial Administration. A copy of the guideline form has been filed herein and is made a part of the record in this cause.

FOURTH: That, based upon the written memorandum agreement of the parties, the Income Withholding Order for child support, which is contained on a separate paper and is specifically incorporated as a part of this decree as required by Alabama Code 30-3-61 (1975), shall be entered and immediately served on the Defendant's employer.

FIFTH: That the costs of court in this cause are taxed against the Defendant.

SIXTH: The Plaintiff shall have the care, custody and control of the parties' minor child, CHRISTINA DANETTE JARVIS, and the Defendant is granted the following right of visitation with said minor child:

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A. The first and third full weekends of each month from 6:00 p.m. on Friday until 6:00 p.m. the following Sunday.

B. Each Christmas Day from 3:00 p.m. until 3:00 p.m. on the following New Year's Day.

C. Thirty-one (31) days during the summer (to be taken between June 10th and August 15th), to be selected by the Plaintiff but upon written notice to the Defendant at least thirty (30) days in advance of such visitation;

D. Alternating A.E.A (Spring Break) vacation from 9:00 a.m. Saturday until the following Friday at 6:00 p.m., beginning in 1997.

E. Every Thanksgiving Day from 3:00 p.m. until 9:00 p.m. of the same day.

F. Every birthday of the child from 3:00 p.m. until 8:00 p.m. of the same day beginning in 1996.

G. Every Father's Day from 9:00 a.m. until 6:00 p.m. of the same day.

H. On the birthday of the Defendant from 3:00 p.m. until 8:00 p.m. of the same day.

I. At such other times as agreed upon between the parties.

Each parent shall keep the other informed on a current basis as to the primary residence address and telephone number where the children reside or visit.

SEVENTH: The Defendant shall pay to the Plaintiff the sum of THREE HUNDRED NINETY-FIVE AND 64/100 DOLLARS (\$395.64) per month as support and maintenance for the parties' minor child beginning September 1, 1996 and continuing each month thereafter until said child shall attain the age of 19 years, marry or otherwise become self-supporting, whichever shall first occur.

EIGHTH: The Plaintiff shall provide and keep in full force and effect a policy of major medical, health and hospitalization insurance coverage on the parties' minor child. The Plaintiff and Defendant shall each be responsible for and shall pay one-half (1/2) of all noncovered medical, dental, doctor, hospital, orthodontic, and optical expenses incurred by said minor child.

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NINTH: The jointly owned real estate of the parties shall be immediately placed with a real estate agent and placed on the Open Market for sale. Pending the sale of said real property, the Defendant shall have possession and occupancy of said property.

The net proceeds of the sale of said real property are to be placed in escrow for determination by the Court at a later date.

TENTH: The right of either party to the receipt of alimony is hereby reserved by the Court for determination at a later date.

ELEVENTH: Each party herein shall have possession and ownership of the vehicle in his/her possession.

TWELFTH: The Plaintiff shall have title and possession of all the parties; household furniture, furnishings and fixtures with the exception of the following items which shall be the property of the Defendant:

- Television
- Defendant's guns
- Defendant's boat
- Defendant's tools
- Defendant's riding lawn mower
- Defendant's personal effects

THIRTEENTH: The Defendant is to be responsible for all debts of the marriage and shall indemnify and hold the Plaintiff harmless from payment of same.

FOURTEENTH: Defendant is to name the minor child as beneficiary on his life insurance policy as provided through Defendant's employer. Defendant is to provide the Plaintiff with proof of the existence of said policy and the beneficiary named thereon.

FIFTEENTH: The award of attorney's fees in this cause is hereby reserved by the Court for determination at a later date.

SIXTEENTH: This cause is hereby set for **January 13, 1997 at 9 a.m.** for review as to the issues of alimony and attorney's fees.

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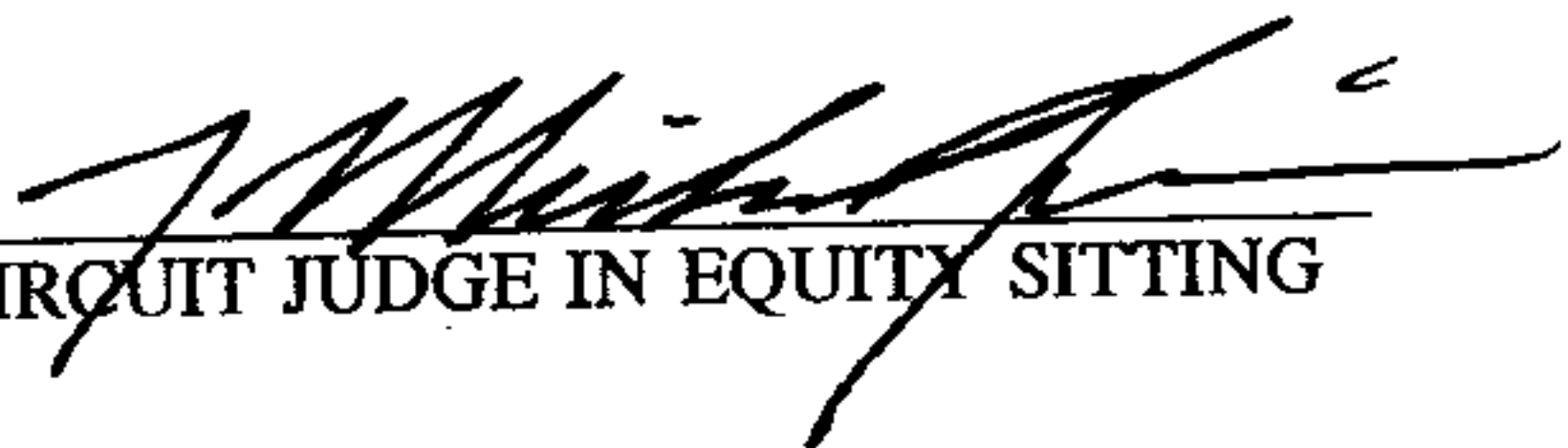
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SEVENTEENTH: All costs of court accrued herein are taxed against the Defendant for which let execution issue.

DONE AND ORDERED THIS THE 30th DAY OF October, 1996.


CIRCUIT JUDGE IN EQUITY SITTING

I, _____,

Clerk and Register of the Circuit Court for Shelby County, Alabama, hereby certify this to be a true and correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

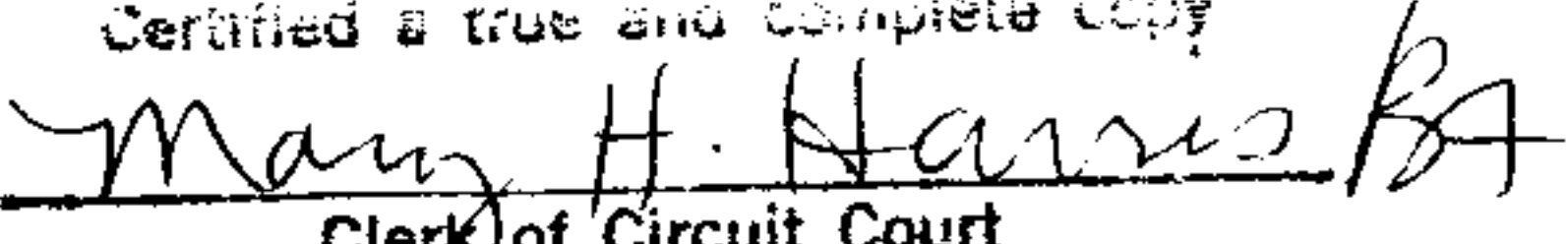


Clerk

COPIES MAILED TO:

JOSEPH E. WALDEN, JR., ATTORNEY FOR THE PLAINTIFF
BRIAN D. TURNER, JR., ATTORNEY FOR THE DEFENDANT

Certified a true and complete copy


Clerk of Circuit Court

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