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

2006 NOV 15 PM 12:51

B. Ramos D.C.

DONALD EDWARD WOMACK,	)	
Social Security Number: [redacted]-8206	)	
	)	
Plaintiff/Counter-Defendant/Husband,	)	
	)	
vs.	)	**Appearance No: 04D-323**
	)	
BRENDA KAY IRWIN WOMACK,	)	
Social Security Number: [redacted]-4982	)	
	)	
Defendant/Counter-Plaintiff/Wife.	)	

Davidson County DEEDDIV
Recvd: 03/27/06 12:38 8 pgs
Fees:42.00 Taxes:0.00
20060327-0034580

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 12th day of October, 2004 before the Honorable Carol Soloman, Judge, upon the Complaint for Divorce heretofore filed on behalf of Plaintiff/Counter-Defendant/Husband, Donald Edward Womack (hereafter "Husband"), against Defendant/Counter-Plaintiff/Wife, Brenda Kay Womack (hereafter "Wife"), Wife's Countercomplaint, the parties' respective Answers thereto, Wife's Proposed Division of Marital Property and Marital Debts, Husband's Proposed Division of Assets and Debts, statement of counsel for the parties, sworn testimony of the parties in open Court, deposition testimony of Wife's primary care physician Deborah Montgomery, and the entire record in this cause, from all of which the Court finds that each party has grounds for divorce and that they should be granted a divorce based upon inappropriate marital conduct, and further as is hereinafter set forth below.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the parties shall be and hereby are each granted an absolute divorce from the other based upon the ground of inappropriate marital conduct and that the bonds of matrimony heretofore existing between the parties shall be and are forever and perpetually dissolved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wife shall be and is hereby awarded the marital residence known as 315 Jacksonian Drive, Hermitage, Davidson County, Tennessee, and any interest of the Husband therein shall be and is hereby divested from him and reinvested in the Wife, so that she shall own this as her sole property, free and clear of any right, title or interest of the Husband. The said property is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 26 on the Plan of Hermitage Hills Subdivision, of record in book 2900, page 49, Register's Office for Davidson County, Tennessee to which plan reference is hereby made for a more complete and accurate description of said lot.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall be and is hereby awarded the right to claim the deduction on his federal income taxes for the yearly interest associated with the mortgage on said property, subject to judicial modification in the event that Wife begins earning income of more than One Thousand Dollars ($1,000.00) per month.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each party shall be and is hereby vested with sole right, title and interest in and to all personal property in his/her possession and/or titled in his/her individual name, except that the Husband shall receive his inherited items, one (1) of the two (2) lawn mowers, and either the fax machine or printer (with the Wife to choose which one).

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each party shall be and is hereby awarded all right, title and interest in and to the motor vehicle in his/her possession, subject to any indebtedness attributable thereto, and each shall be solely responsible for any insurance upon his/her vehicle.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wife shall be and is vested with sole right, title and interest and Husband shall be and is divested of any right, title, or interest in and to any retirement funds, 401K's, annuities, life insurance, pension benefits, bank accounts, stocks, bonds, or Certificates of Deposit titled in the name of Wife.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall be and is vested with sole right, title and interest and Wife shall be and is divested of any right, title, or interest in and to any retirement funds, 401K's, annuities, life insurance, pension benefits, bank accounts, stocks, bonds, or Certificates of Deposit titled in the name of Husband.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that except as is otherwise set forth herein, each party shall be and is solely responsible and shall hold harmless and indemnify the other party for all debts in his/her individual names.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall be and is solely responsible and shall hold harmless and indemnify Wife for all payments due and owing in connection with his Chapter 13 Bankruptcy, including back payments owed in connection with the mortgage on the marital residence owed to Chase.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall pay the premium for the Wife to obtain medical insurance pursuant to the COBRA provisions of Husband's current policy, a period of six (6) months, after which time each party will be responsible for his/her own medical, hospitalization and dental insurance.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall be solely responsible for the outstanding medical bill due and owing to Summit Medical Center in the amount of Nine Hundred Seventy Eight Dollars ($978.00) from Wife's MRI of July 19, 2004, and

he shall hold harmless and indemnify Wife in connection with this debt. Other than this medical bill, each party shall be responsible for any and all past or future medical hospitalization or dental expenses in his/her individual name, not otherwise covered by insurance, including deductibles and co-pays.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wife shall be and is granted a judgment against the Husband in the amount of One Thousand Two Hundred Dollars ($1,200.00) representing a partial reimbursement of her attorney's fees and discretionary costs.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wife shall be and is granted a judgment against Husband in the amount of Nine Hundred Forty Seven Dollars and Ninety Four Cents ($947.94) for uninsured medical expenses incurred by Wife since March 1, 2004.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall pay Wife alimony *in futuro* in the amount of Fifty Dollars ($50.00) per week directly to Wife, until such time as Wife dies, remarries or obtains Social Security Disability benefits or until the Husband dies. The Wife is affirmatively required to notify the Husband immediately if she obtains Social Security Disability benefits.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband shall pay alimony *in futuro* to the Wife in the amount of Six Hundred Eighty Five Dollars and Ninety One Cents ($685.91) per month. Until such time as the mortgage is paid in full or until the house is sold by Wife, said payments shall be made directly to the mortgage holder. After said time, said alimony payments shall be made directly to Wife, until her death or remarriage, or until the death of the Husband.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Husband having documented payment of *pendente lite* spousal support in full, there shall be a judgment awarded to the Wife for additional support arrearages in the amount of 200.00 as of 10/12/04 CS

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wife shall aggressively pursue her Social Security Disability claim and shall provide Husband with copies of any and all documents submitted to or received from the Social Security Administration.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the outstanding court costs shall be and are hereby taxed to Husband, for which let execution issue, if necessary.

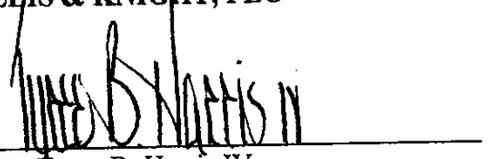
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Husband's payment of the money judgments contained herein, his payment of alimony *in futuro* (both the Fifty Dollars ($50.00) weekly and the Six Hundred Eighty Five Dollars and Ninety One Cents ($685.91) monthly), his payment on his Chapter 13 Bankruptcy and his payment of the MRI bill shall be in the nature of support to Wife.

ENTERED this 15th day of November, 2004.

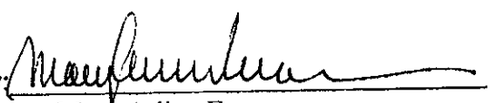
CAROL L. SOLOMAN
JUDGE

APPROVED FOR ENTRY:

WILLIS & KNIGHT, PLC

By: 

Tyree B. Harris IV
Tennessee Supreme Court
Registration No. 2367

By: 

Mary Arline Evans
Tennessee Supreme Court
Registration No. 12067

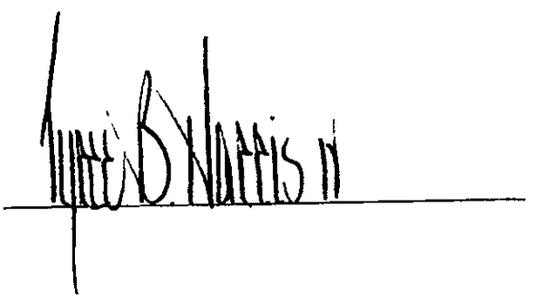
215 Second Avenue North
Nashville, TN 37201-1601
(615) 259-9600

Attorneys for Plaintiff/Counter-Defendant/Husband,
Donald Edward Womack

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document was mailed via United States mail, first class postage prepaid, to the following individual on this the 19th day of October, 2004:

John P. Brown III, Esquire
Kennedy & Brown
3052 Lebanon Road
Nashville, TN 37214



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 EIGHTH Circuit Court for Davidson County, Tennessee, on the 15 day of NOVEMBER , 2004 , in the Case Number 04D323 between WOMACK, DONALD EDWARD Plaintiff, and WOMACK, BRENDA KAY IRWIN Defendant, as same remains of record in Vol. 5731 , Page 1712112 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 06 day of FEBRUARY in the year two thousand six and in the 229th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

