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IN THE GENERAL SESSIONS COURT FOR WILSON COUNTY, TENNESSEE
DIVISION III

TONI LYNN (Setters) GOLDEN,	)	
	)	
Wife,	)	
	)	
	)	**No. 2009-DV-36**
	)	
JAMES ALLEN GOLDEN,	)	
	)	
Husband.	)	

ORDER FILED

OCT 01 2009

LINDA NEAL
General Session Court Clerk
Wilson County, TN

FINAL DECREE

This cause came on to be heard on the 1st day of October, 2009 before the Honorable John T. Gwin, Judge of the General Sessions Court for Wilson County, Tennessee, Division III, for final hearing, and it appearing to the Court that a Default Judgment was entered against Husband, James Allen Golden, on September 8, 2009; that under the terms of the said Default Judgment, the Wife, Toni Lynn Golden was granted an absolute divorce from the said James Allen Golden and restored to all the rights and privileges of a single person; that it was further ordered that she be restored to use of her former name "Setters"; that all other matters were reserved pursuant to the terms of the said Default Judgment for October 1, 2009, and it further appearing that a copy of the said Default Judgment was certified to Husband on September 1, 2009 giving him notice of the date and time of the hearing of the said reserved matters; and the Court having conducted a said hearing and heard the testimony of the Wife and reviewed the record as a whole and certain exhibits presented by Wife.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

BILL GARRETT, Davidson County
Trans:T20090071404 DEEDDIV
Recvd: 10/20/09 15:40 6 pgs
Fees:32.00 Taxes:0.00
20091020-0097001

1. That the provisions of the Default Judgment granting Wife an absolute divorce from husband and restoring her to the use of the former name "Setters" are hereby incorporated by reference herein.

2. All right, title and interest of Husband in the parties' marital residence located at 3365 Nonaville Road, Mt. Juliet, TN is hereby divested from Husband and vested in Wife. Said property is described as follows:

Land lying in Wilson County, Tennessee and being Lot No. 6 on the Plan of Lakehurst Estates, as of record in Plat Book 17, Page 599, Registers Office for Wilson County, Tennessee, to which said plan reference in hereby made for a more complete and accurate legal description thereof

Being the same property conveyed to James A. Golden and Wife, Toni L. Golden by deed of record in Book 903, Page 1128, Register's Office for Wilson County, Tennessee.

3. Husband shall have the option to purchase the said residence from Wife at its appraised value by tendering the purchase price on or before November 30th, 2009. The net proceeds after the mortgage payoff shall be delivered to Wife. In such event Husband shall be required to pay all closing costs. If the said option is not exercised by said date, Wife shall immediately list the said residence for sale with a real estate brokerage firm of her choice. Husband shall pay the monthly mortgage note on the property until he purchases it or it is sold to a third party and he shall indemnify and hold Wife harmless from payment of same. Husband may occupy the residence until it is sold but he shall vacate the said residence in a timely manner so that the purchaser may take possession in accordance with the terms of the contract of sale. Husband shall pay for any reasonable cosmetic repairs to the property that may be suggested by the realtor in order to make the property more marketable.

4. All right, title and interest of Husband in and to the parties' lot located Elmhill Pike shall be divested from Husband and vested in Wife. Said property is described as follows:

BEING a certain parcel or tract of land, said parcel lying in the 14th Counsilmatic District of Davidson County, Tennessee and being more particularly described according to a survey made by Steven K. Spears, R.L.S. #1651, of Bledsoe Engineering LLC, in February, 1999.

Beginning at an iron pin (old), said pin being in the northerly right of way margin of Elm Hill Pike (80 feet right of way) and being the southwesterly corner of the property conveyed to Eatherly and Dickinson by deed of record in Deed Book 11195, Page 14, of the Register's Office of Davidson County, Tennessee (RODC) said pin also being the southeasterly corner of the herein described tract.

Thence, with said right of way of Elm Hill Pike, South 78 deg. 35' 59" West, 31.94 feet to an iron pin (old) said pin being the southeasterly corner of Goss, as recorded in Deed Book 6751, Page 694, Register's Office of Davidson County, Tennessee.

Thence leaving Elm Hill Pike and with Goss' easterly line, North 08 deg. 41' 39" East 443.66 feet to an iron pin (new)

Thence, South 87 deg. 29' 20" East 30.18 feet to an iron pin (new) said pin being the northwesterly corner of Eatherly and Dickinson.

Thence, with the westerly line of Eatherly and Dickinson, South 08 deg. 41' 39" West 435.94 feet to the point of beginning, and containing 13,193.98 square fee or 0.303 acres, more or less.

Being the same property conveyed to James A. Golden and wife, Toni L. Golden by deed of record as instrument No. 200110420-0039359, Register's Office for Davidson County, Tennessee.

5. Husband shall pay into the court the sum of $4,000.00 within 45 days of the date of entry of this order as alimony in solido, whereupon said funds shall be disbursed to Wife. Should Husband fail to make said payment within the time provided, all right, title and interest of Husband in and to his Sentinel IRA in the approximate of $20,000 shall be divested from him and vested in Wife. A Qualified Domestic Relations Order (QDRO) shall be entered by the Court if necessary to effectuate said transfer. Husband is ordered and directed to cooperate to such extent as may be necessary in order to enter an effective QDRO and the Court shall retain jurisdiction for that purpose. If said payment is made as

required then all of Wife's right, title and interest in said account shall be divested from her and vested in husband.

6. Wife shall retain as her sole and separate property any retirement accounts maintained in her name.

7. All right, title and interest of Wife in and to K&T Auto Parts, LLC is hereby divested from her and vested in Husband.

8. All right, title and interest of Husband in and to Wife's 2000 Chevy Blazer shall be divested from him and vested in Wife.

9. Husband shall retain sole and separate ownership of all household furnishings currently in his possession and Wife shall retain sole and separate ownership of all household furnishings in her possession, except as follows: Wife shall receive the stove, patio table, chairs and umbrella..

10. Husband shall continue to maintain Wife as primary beneficiary on the National Life Group Policy No 2334552, in the amount of $180,000, so long as he is obligated to pay alimony to Wife under the provisions of this Order. The insurance policy may be canceled only upon proof that Husband has obtained a policy through a different insurer in an amount not less than $180,000 payable to Wife as primary beneficiary upon Husband's death.

11. The Husband shall pay to Wife the sum of $1,300 per month in alimony in futuro due and payable on the first day of each month, beginning October 1, 2009. Husband's obligation to pay temporary alimony shall cease on that date.

12. Wife's attorney, Michael W. Ferrell, is hereby awarded a fee in the amount of $4,000 and he shall have a lien in that amount against the residence at 3365

Nonaville Road, Mt. Juliet, TN 37122. The lien shall be satisfied out of the proceeds of the sale of the said property.

13. All right, title and interest of Wife in and to the parties' joint checking account at SunTrust and the joint account at Old Hickory Credit Union shall be divested from her and vested in Husband.

14. Wife shall assume, pay and hold husband harmless from payment of her credit card obligations on her Medical Card, Visa and G.E.Credit.

15. Husband shall assume, pay and hold Wife harmless from payment of all of the parties joint income tax obligations, all debts associated with Husband's business known as K&T Auto Parts, LLC and any and all other joint obligations of the parties not otherwise mentioned herein, including but not limited to the debt to SunTrust Bank associated with the said business..

16. Except as otherwise provided, each party shall pay individually, any indebtedness owed and incurred by that party and shall indemnify and hold the other harmless from payment of same.

17. Each party shall be required to execute such documents as may be necessary to carry out the terms of this order.

18. Costs are adjudged against Husband for which let execution issue if necessary.

ENTERED this the 1st day of October, 2009.

I, LINDA NEAL, CLERK, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE AND CORRECT COPY OF THE ORIGINAL INSTRUMENT ON FILE IN THIS CASE.

OCT - 2 2009

LINDA NEAL
GENERAL SESSIONS CLERK
WILSON COUNTY, TN

GENERAL SESSIONS COURT WILSON CO. TN

JOHN T. GWIN, Judge

APPROVED FOR ENTRY:

MICHAEL W. FERRELL, #4496
Attorney for Wife
1000 Pleasant Grove Place, Suite 200
P.O. Box 8
Mt. Juliet, TN 37121
(615) 754-5849

BK/PG: 1373/2098-2103
09407309

6 PGS : AL - DECREE	
MISTY BATCH: 178001	
10/14/2009 - 08:00 AM	
VALUE	0.00
MORTGAGE TAX	0.00
TRANSFER TAX	0.00
RECORDING FEE	30.00
DP FEE	2.00
REGISTER'S FEE	0.00
TOTAL AMOUNT	32.00

STATE OF TENNESSEE, WILSON COUNTY
JOHN B SPICKARD
REGISTER OF DEEDS

CERTIFICATE

I, Michael W. Ferrell, hereby certify that I have this date forwarded a true and exact copy of the within Final Decree to James Allen Golden, 3365 Nonaville Road, Mt. Juliet, TN 37122 U.S. Mail, postage prepaid, this the 1 day of October, 2009.

MICHAEL W. FERRELL