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243/580

IN THE PROBATE COURT OF DAVIDSON COUNTY, TENNESSEE

50-14
39 pw

FRANCIS TIMOTHY DATTILO *

Complainant and Cross-defendant *

VS. * NO. 66861

EURA LEE DATTILO *

Defendant and Cross-complainant *

F I N A L D E C R E E

This cause came on to be heard this 12th day of March, 1973, before the Honorable Shelton Luton, Judge, upon the original bill, the answer and cross-bill, and the answer thereto, and upon the testimony heard by the Court. From all of which it appears to the Court that the allegations of the original bill are not support by the proof and same shall be dismissed. It further appears to the Court that the allegations of the cross-bill are fully sustained by the proof; that is, that cross-defendant has been guilty of such cruel and inhuman treatment or conduct towards cross-complainant as renders further cohabitation unsafe and improper.

IT IS ACCORDINGLY ORDERED, ADJUDGED AND DECREED by the Court that the original bill be and the same is hereby dismissed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the cross-complainant, Eura Lee Dattilo, be and is hereby awarded an absolute divorce from the cross-defendant, Francis Timothy Dattilo, and is restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that cross-complainant, Eura Lee Dattilo, be and is hereby awarded the exclusive custody and control of the minor child of the parties, Michael Timothy Dattilo, with leave granted cross-defendant to see and visit said child at reasonable times and places.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that cross-defendant, Francis Timothy Dattilo, shall pay to cross-complainant, Eura Lee Dattilo, the sum of $25.00 per week for

support of the minor child, which said sum may be paid directly to said cross-complainant; and further, that said cross-defendant shall be responsible for the necessary clothing for said child, together with one-half (1/2) of all necessary medical and dental expenses for said child.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all right, title and interest in and to the hereinafter described property shall be divested out of cross-defendant, Francis Timothy Dattilo, and vested in cross-complainant, Eura Lee Dattilo, in fee simple, together with the household and kitchen furnishings contained therein:

Land in Davidson County, Tennessee, being Lot. No. 720 on the Plan of Parkwood Estates, Section 4, of record in Book 3300, page 79, Register's Office for said County.

Said Lot No. 720 fronts 80 feet on the northerly margin of Doverside Drive and runs back between parallel lines measuring 140.0 feet to a dead line in the rear on which it measures 80.0 feet.

Being the same property conveyed to Janice R. Baker, by deed from John Charleston Smith, Jr., and wife, of record in Book 4290, page 137, said Register's Office.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the cross-complainant, Eura Lee Dattilo, shall pay to cross-defendant, Francis Timothy Dattilo, the sum of Five Hundred Sixty and no/100 ($560.00) Dollars representing his interest in a certain bank account; however, said cross-defendant is required to pay to J. W. Rutherford, solicitor for cross-complainant, the sum of $350.00 as his attorney fee, which shall be paid out of the said sum of $560.00.

The cross-defendant will pay the costs of this cause for which execution may issue if necessary.

Hallor Taylor
JUDGE

APPROVED FOR ENTRY:

J. W. Rutherford
J. W. RUTHERFORD
Attorney for Cross-Complainant

cc: Hon. Robert L. Taylor
Attorney for Cross-Defendant

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IDENTIF. REFERENCE

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STATE OF TENNESSEE

I, GEORGE L. ROOKER, *Clerk of the Circuit Court for the County of Davidson, in the State aforesaid, do certify that the foregoing is a* ~~correct transcript~~ true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Francis Timothy Pattilo *Plaintiff, and* Cura Lee Pattilo *Defendant, as same remain of record in said Court.*

IN TESTIMONY WHEREOF, *I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the* 24th *day of* August *in the year one thousand nine hundred and* seventy-three *and in the* 198th *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By [signature], *D. C.*