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JULIA SUE KILLBREATH TUTTLE, Plaintiff	]	IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE
VS.	]	NO. 71253
JERRY WAYNE TUTTLE, Defendant	]	Map 85-7 Par. 100

DECREE

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This cause came on to be heard before the Honorable Benson Trimble, Judge of the Fourth Circuit Court of Davidson County, Tennessee, on this 22nd day of January, 1974, upon the original bill filed by the plaintiff, the answer and cross-bill of the defendant, and the answer of the cross-defendant. From the pleadings in the cause, the agreed order heretofore entered with the signatures of the parties, transferring this cause to the non-contested docket as a non-contested cause, the agreement of the parties with respect to the custody and support of the minor children and the property settlement of the parties bearing their respective signatures, the deposition of the plaintiff and her supporting witnesses taken by permission of the Court, the statement of counsel, and from the entire record in this cause; the Court is of the opinion that the allegations of the cross-bill were not sustained by the evidence, and the same is accordingly dismissed. The Court was of the further opinion that the allegations of the original bill were fully sustained by the evidence, that is, that the defendant, Jerry Wayne Tuttle, has been guilty of such cruel and inhuman treatment and conduct towards the said Julia Sue Killbreath Tuttle as renders further cohabitation with him unsafe and improper.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the bonds of matrimony heretofore subsisting between the parties be and the same are hereby forever and perpetually

dissolved. The plaintiff, Julia Sue Killbreath Tuttle, is decreed an absolute divorce from the defendant, Jerry Wayne Tuttle, and she is further restored to all the rights and privileges of an unmarried person.

From the agreement of the parties and the record in this cause, the Court is of the opinion that the mother and plaintiff, Julia Sue Killbreath Tuttle, is the fit and proper person to have the custody and control of the three minor children of these parties, Shavonna Wasue, Shernette Suewan, and Clarence Jerry Tuttle. Their custody and control is therefore decreed to the mother, with the right and privilege of the father and defendant to see, to visit and have said minor children visit with him at reasonable times and places.

It is further ORDERED, ADJUDGED and DECREED by the Court that the defendant and father, Jerry Wayne Tuttle, pay to the mother and plaintiff, Julia Sue Killbreath Tuttle, at least the sum of $200.00 per month for the support and maintenance of said minor children. The defendant father will further be responsible for and pay all necessary past and future medical expenses necessary for the three minor children.

It is further ORDERED, ADJUDGED and DECREED by the Court that all of the right, interest and title to the former home of these parties, located at 229 Danyacrest Avenue in the Donelson community of Davidson County, Tennessee, now occupied by the plaintiff and her children, and formerly owned by the parties as tenants by the entirety, and more particularly described as follows:

> Being Lot 125 in Section III, No. 85-7, Parcel 100, of Stanford Country Club Estates, said lot being irregular in size and measuring 95 x 194, and being the same property conveyed by deed from

James Swock, et ux, (Cherry C. Carpenter), to Jerry W. Tuttle and Julia K. Tuttle, as of record in Book 4025, page 782, Register's Office of Davidson County, Tennessee.

now vested in the defendant, Jerry Wayne Tuttle, be and the same is hereby divested out of the said Jerry Wayne Tuttle, and the title to said real estate is hereby vested in Julia Sue Killbreath Tuttle in fee simple, subject to the unpaid balance due on said property, the payment of which is assumed by the said Julia Sue Killbreath Tuttle.

It is further ORDERED, ADJUDGED and DECREED by the Court that all of the furniture and personal effects now located in said house and now vested in the defendant, be divested out of him, and the title to all of the same be vested in the said Julia Sue Killbreath Tuttle absolutely.

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

Entered this 30th day of January, 1974.

s/ Brown Trimble
JUDGE

APPROVED FOR ENTRY:

Jack Norman, Attorney for Plaintiff

I certify that I have mailed a copy of this Decree to Mr. Charles J. Williams, attorney of record for the defendant, at his office at 310 Gallatin Road, South, Madison, Tennessee 37115, on this 30th day of January, 1974.

Attorney

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IDENTIF. REFERENCE

APR 29 9 59 AM '75

FELIX E. MILLS JR REGISTER
DAVIDSON COUNTY, TENN.

APR 29 MISC A* 8.00 * 8.00

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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* true copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* JULIA SUE KILLBREATH TUTTLE *Plaintiff, and* JERRY WAYNE TUTTLE *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* 29th *day of* APRIL *in the year one thousand nine hundred and* SEVENTY-FIVE *and in the* 199 *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By Barbara Eldridge, *D. C.*