3-15-77
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IN THE THIRD CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

BOOK 5215 PAGE 675

RODNEY JOSEPH PETTINATO)
)
VS.) NO: 85891
)
DONNA GAIL PETTINATO)

Map-148-5 Par. 185

FINAL DECREE

This cause came on to be heard on the 11th day of March, 1977, before the Honorable Joe Loser, Judge of the Third Circuit Court of Davidson County, Tennessee, upon the bill heretofore filed and proof introduced in open Court. From the entire record in this cause it appears to the satisfaction of the Court that the Defendant has been guilty of such cruel and inhuman treatment or conduct towards him as renders further cohabitation unsafe and/or improper, and the Complainant is entitled to a divorce.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony now subsisting between the Complainant and the Defendant be and the same are forever dissolved, Complainant is granted an absolute divorce with all rights and privileges of an unmarried person restored.

IT IS, FURTHER, ORDERED that the Property Settlement Agreement heretofore signed by the parties be made an Order of this Court and incorporated therein, said Property Settlement Agreement stating:

PROPERTY SETTLEMENT AGREEMENT

WHEREAS, certain difficulties have arisen between Rodney Joseph Pettinato and his wife, Donna Gail Pettinato, relative to their marital relations, and

WHEREAS, the parties have been and now are living separate and apart and have no expectations of resuming marital relations, and

WHEREAS, there appears no possibility of a reconciliation between the parties and it has now been determined that it is impossible for the parties to live happily in a marital state and Rodney Joseph Pettinato has filed a bill for absolute divorce in the Third Circuit Court of Davidson County, Tennessee, said suit bearing Rule Number 85891, and

WHEREAS, the parties desire to enter into a Property Settlement Agreement at this time.

RECORDER'S MEMO:
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.

NOW, THEREFORE, for the consideration as herein set out, the parties do enter into this Property Settlement Agreement on this the 8th day of February, 1977, to settle all disputes to all respective property rights. It is specifically understood and agreed by both parties hereto and they have been so advised that any Property Settlement entered into by and between them is made subject to the approval and ratification of the Court, in the event the Court should see fit to grant the divorce at the hearing of this cause. In the event of such approval and ratification by the Court, the same may be incorporated within the Decree.

NOW, THEREFORE, the parties agree as follows:

It is agreed and understood between the parties that Donna Gail Pettinato shall have the custody of the party's minor child, Christopher Michael Pettinato, but that the Plaintiff , Rodney Joseph Pettinato, shall have reasonable visitation with the minor child upon reasonable notification beforehand.

It is agreed and understood between the parties that Donna Gail Pettinato shall have and receive a monthly child support payment from Rodney Joseph Pettinato in the total sum of Two Hundred Dollars ($200) per month to be paid at the rate of One Hundred Dollars ($100) on the first of each month and One Hundred Dollars ($100) on the fifteenth of each month.

It is agreed and understood between the parties that Donna Gail Pettinato shall have the house located at 3808 Turley Drive, Nashville, Tennessee in her name alone and that all rights and interests that Rodney Joseph Pettinato may have in this house be divested out of his name and vested solely in the name of Donna Gail Pettinato so that she might have a home to raise the party's minor child.

It is agreed and understood between the parties that Donna Gail Pettinato shall have the household goods and furniture and personal property presently in her hands, but it is further agreed that the Plaintiff will be granted the household goods and furniture and personal property presently in his hands.

It is agreed and understood between the parties that Rodney Joseph Pettinato shall be held harmless on all debts accruing to the household after the date of separation of January 3, 1977, but that he will pay the outstanding debts of the household up until that date.

The provisions of this Agreement and their legal effect have been fully explained to the parties and each party acknowledges that the Agreement is fair and equitable, that it is being entered into voluntarily and that it is not the result of any duress or undue influence.

S/ RODNEY JOSEPH PETTINATO
RODNEY JOSEPH PETTINATO

S/ DONNA GAIL PETTINATO
DONNA GAIL PETTINATO

S/ G. HOWARD DOTY, ATTY. FOR PLAINTIFF
G. HOWARD DOTY, ATTY. FOR PLAINTIFF

IT IS, FURTHER, ORDERED that the above mentioned property to be vested solely in the name of the Defendant, Donna Gail Pettinato, does have the following legal description:

> Land in Davidson County, Tennessee, being Lot No. 28 on the Plan of Haywood Heights, Section II, as of record in Book 2663, page 13, Register's Office for said County.
> Said Lot No. 28 fronts 90 feet on the east side of Turley Drive and extends back 174.6 feet on the northerly line and 140.0 feet on the southerly line, to a broken line in the rear, measuring 146.4 feet thereon.
> Being the same property conveyed to Larry S. Durham and wife, Linda Gail Durham, by deed from Clyde Norman and wife, Daisie Mae Norman, of record in Book 4322, page 226, Register's Office for said County.

The Complainant will pay the costs of this cause, for which let execution issue, if need be.

ENTERED, this the 15th day of March, 1977.

JUDGE

G. HOWARD DOTY, ATTORNEY FOR COMPLAINANT

Enter This 15 Day of March, 1977

CERTIFICATE

I hereby certify that I have mailed a copy of the foregoing Final Decree to the Defendant, Donna Gail Pettinato, 3608 Turley Drive, Nashville, Tennessee 37211, on this the 11th day of March, 1977.

G. HOWARD DOTY, ATTY.

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IDENTIF. REFERENCE

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FELIX E. WILSON REGISTER
DAVIDSON COUNTY, TENN.

OCT 28 77 MISC B* 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* ~~correct transcript~~ True Copy *of the record and proceedings had in said Court in the case heretofore prosecuted and determined therein, between* Rodney Joseph Pettinato *Plaintiff, and* Norma Gail Pettinato *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* 28th *day of* Oct *in the year one thousand nine hundred and* 77 *and in the* 201st *year of American Independence.*

GEORGE L. ROOKER, *Clerk.*

By L. Bates, *D. C.*

Form #GR-117