41

BOOK 8383 PAGE 856

IN THE FOURTH CIRCUIT COURT OF DAVIDSON COUNTY, TENNESSEE

KATHLEEN FOSTER ZUCCARELLO)
)
VS.) No. 37553
)
GUY MAXWELL ZUCCARELLO)

[illegible] 12.00

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IDENTIFICATION REFERENCE

25609

DECREE OF DIVORCE

This cause came on to be heard on this 24th day of November, 1961, before the Honorable Harry Lester, Special Judge, holding the Fourth Circuit Court for Davidson County, Tennessee, upon all the pleadings heretofore filed, including the order of the Court, consented to by solicitors of record for both complainant and defendant, setting the case for hearing upon the non-contested divorce docket, and the testimony of witnesses heard in open court.

From all of which it appears to the satisfaction of the Court that the allegations contained in complainant's bill are true and have been fully sustained by the proof that the defendant has neglected or refused to provide for the complainant.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the bonds of matrimony heretofore existing between complainant and defendant be, and the same hereby are, perpetually dissolved and that the complainant is granted an absolute divorce from the defendant and restored to all the rights and privileges of an unmarried person.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the property settlement agreement heretofore executed by the parties on the 25th day of August, 1961, be, and the same hereby is, approved by the Court and entered as a part of the decree of the Court.

The material part of said property settlement agreement is as follows:

> 1. That the house and lot on Clarendon Avenue in Belle Meade owned by Guy Maxwell Zuccarello, in which Mrs. Zuccarello is now residing, be deeded to complainant, subject to an indebtedness of $6,060.00 due Fidelity Federal Savings & Loan Association and subject to the unpaid state, county and City of Belle Meade taxes, all of which complainant will assume; and that title to all the household furniture and fixtures therein, except an antique dining room table, a pair of andirons, two paintings and other items which belonged to Dr. Zuccarello's family, be vested in complainant, Kathleen Foster Zuccarello.
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> 2. The Rambler automobile now driven by Mrs. Zuccarello shall become her sole and separate property.
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> 3. The said Guy Maxwell Zuccarello agrees to pay the firm of Phillips, Gullett & Steele the sum of $1,500.00 in addition to the $250.00 attorneys' fee pendente lite heretofore allowed by the Court. Mrs. Zuccarello will pay the balance of her attorneys' fee of $750.00.
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> 4. The said Guy Maxwell Zuccarello will pay all the costs of said cause, including the fees for depositions heretofore taken.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title to the house and lot on Clarendon Avenue in Nashville, Davidson County, Tennessee, be and the same hereby is divested out of the said G. M. Zuccarello and vested in fee simple in the complainant, Kathleen Foster Zuccarello, subject to the unpaid balance on a note executed by the defendant and payable to the Fidelity Federal Savings & Loan Association secured by the deed of trust recorded in Book 2815, page 167, Register's Office for Davidson County, Tennessee, and further subject to the unpaid state, county and City of Belle Meade taxes, all of which the complainant, Kathleen

Foster Zuccarello, assumes. Said property is described as follows:

> Land in Davidson County, Tennessee, being Lot No. 7 and the easterly part of Lot No. 8 on the map of Deerfield subdivision, as of record in Book 547, pages 191 and 192, Register's Office for said county, more particularly described as follows:
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> Beginning at a point at an iron pin on the westerly margin of Clarendon Avenue, at the common corner of Lots Nos. 1 and 7; thence in a southerly direction along the westerly margin of said avenue, 102.5 feet to an iron pin set in the beginning of a curve; thence around said curve, continuing with the margin of said avenue, in a southerly direction, 151 feet to another iron pin in the northerly margin of said avenue, thence along the north margin of said avenue, westerly 46.35 feet to the southeast corner of a part of said Lot No. 8, conveyed to Charles Runcie Clements, Jr. and wife, by deed of record in Book 1081, page 158, said Register's office; thence in a northerly direction along the easterly line of said Clements property, 203 feet, more or less, to the dividing line between Lots Nos. 8 and 2, which point is 13 feet westerly from the common corners of Lots Nos. 7 and 8; thence easterly along the dividing line between Lots Nos. 2 and 8 and Lots Nos. 1 and 7, 127.9 feet to the point of beginning.
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> Being the same property conveyed to G. M. Zuccarello by deed from Anne B. Wallace and husband, M. Hamilton Wallace, of record in Book 1298, page 608, said Register's Office.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant pay all the utility bills on said property, including light, water, telephone and heating bills, up to and including November 30, 1961.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant pay to the complainant the sum of $175.00 for the repair and redecoration of the kitchen of the home on Clarendon Avenue which was necessary by reason of a fire.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant notify the Southern Bell Telephone Company to assign a new telephone number to him at his residence and

that the telephone number CYpress 2-0036 either be re-assigned to the residence at 124 Clarendon Avenue or that said number be immediately discontinued entirely and taken out of service so that the telephone company will notify any future callers of that number that a new telephone number has been assigned to both the parties hereto.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant pay to the firm of Phillips, Gullett & Steele the sum of $1,750.00 as attorneys' fee and the costs of this cause, including $27.05 to Hix Brothers, Court Reporters, for all of which let execution issue.

ENTER:

Chancellor, Judge

O.K. FOR ENTRY:

B B Gullett
Solicitor for Complainant

Solicitor for Defendant

STATE OF TENNESSEE

I, **GEORGE L. 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* Fourth *Circuit Court for Davidson County, Tennessee, on the* 24th *day of* November, *19* 61, *in Case Number* 37553 *between* KATHLEEN FOSTER ZUCCARELLO *Plaintiff, and* GUY MAXWELL ZUCCARELLO *Defendant, as same remains of record in Book* 23, *Page* 494 *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* 26th *day of* June *in the year one thousand nine hundred and* Ninety-One *and in the* 215th *year of American Independence.*

GEORGE L. ROOKER, *Clerk,*

By Mary Binkley, *D.C.*