

1119  
Ex PARTE  
DEBRAH ALICE HENDERSON,

STATE OF ALABAMA )  
BALDWIN COUNTY )

IN THE PROBATE COURT OF  
BALDWIN COUNTY, ALABAMA

PETITION FOR HABEAS CORPUS

5667

TO THE HON. W. R. STUART, JUDGE OF SAID COURT:

The petition of Eveline Henderson Allison, who is over twenty-one years of age, and who is temporarily residing at Robertsdale, Baldwin County, Alabama, respectfully shows and represents unto Your Honor as follows:

FIRST: That your Petitioner was awarded the permanent care, custody and control of DEBRAH ALICE HENDERSON, a minor, now ten years of age, pursuance to the Final Decree of divorce from the Circuit Court of Pinellas County, Florida, said cause being styled:

Eveline Cochran Henderson,

Plaintiff,

vs

George Albert Henderson, Jr.,

Defendant.,

an exemplified certified copy of said FINAL DECREE is attached to the original of this petition, and made a part hereof as if fully and completed set forth herewith.

SECOND: That the said Debrah Alice Henderson is now illegally held by the said George Albert Henderson, Jr.,, who resides on Route #1, Loxley, Baldwin County, Alabama; that the said George Albert Henderson, Jr., refuses to give the custody of said Debrah Alice Henderson to your Petitioner.

THIRD: Your Petitioner further shows unto Your Honor that the said Debrah Alice Henderson's detention by George Albert Henderson, Jr., is illegal; that she is illegally restrained of her liberty; that the care, custody and control of Debrah Alice Henderson should be forthwith given to your Petitioner, and your Petitioner's authority for such care, custody and control is the attached certified copy of FINAL DECREE of divorce, which is entitled to the full faith and credit by the Courts of the State of Alabama.

STATE OF ALABAMA, BALDWIN COUNTY  
Filed Aug 14 1963  
Recorded  
Judge of Probate

Ex-8-10-63

083

Eveline Henderson Allison  
Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Kenneth Cooper, Notary Public, State at Large, State of Alabama, personally appeared Eveline Henderson Allison, the above petitioner, whos is known to me, who upon being duly and legally sworn, dothsay that the facts stated in said petition are true and correct.

Eveline Henderson Allison  
Petitioner

Subscribed and sworn to beofe me this 10th day of August, 1963.

Kenneth Cooper  
Notary Public, State at Large  
State of Alabama

STATE OF ALABAMA

IN THE PROBATE COURT OF

BALDWIN COUNTY

BALDWIN COUNTY, ALABAMA

WRIT OF HABEAS CORPUS

TO GEORGE ALBERT HENDERSON, JR., :

You are hereby commanded to have the body of Debrah Alice Henderson, alleged to be detained by you, by whatever name the said Debrah Alice Henderson is called, with the cause of such detention, before me, W. R. Stuart, Judge of the Probate Court of Baldwin County, Alabama, on the 12 day of August, 1963, at 11:00 A.M., to do and receive what shall then and there be considered concerning the said Debrah Alice Henderson.

Dated this 10th day of August, 1963.

W. R. Stuart  
Judge of Probate

State of Alabama

Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve a copy of the above and foregoing Writ on George Albert Henderson Jr., by delivering a copy of said writ to him, and by showing the original if demanded

W. R. Stuart  
Judge of Probate

STATE OF ALABAMA

BALDWIN COUNTY

Executed the within writ by delivering a copy thereof to George Albert Henderson Jr., the person to whom it is directed, and by showing him the original writ.

Dated this 10 day of August, 1963.

C. A. McNeil

10/27

084

8/19/63. The Court after hearing the evidence in  
the case is of the opinion that the  
petition should be granted.  
It is therefore ordered that the petition  
be granted and the costs of the petition  
be paid by the petitioner.

Subscribed and sworn to before me on this 19th day of August 1963 at New York City, New York.

Notary Public

Hubert H. Cohen

[Signature]

STATE OF NEW YORK

County of New York

Know all men by these presents, that I, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the County of New York.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County of New York, this 19th day of August, 1963.

Notary Public

STATE OF NEW YORK

County of New York

Know all men by these presents, that I, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the County of New York.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County of New York, this 19th day of August, 1963.

Notary Public

County of New York

Notary Public

Notary Public

STATE OF NEW YORK

County of New York

County of New York

Notary Public

Know all men by these presents, that I, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the County of New York.

Notary Public

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County of New York, this 19th day of August, 1963.

Notary Public

Notary Public

STATE OF NEW YORK

*Reichman Esq.*

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
OF THE STATE OF FLORIDA IN AND FOR PINELLAS COUNTY

IN CHANCERY NO. 46,262

EVELINE COCHRAN HENDERSON, )  
Plaintiff, )  
vs. )  
GEORGE ALBERT HENDERSON, JR., )  
Defendant. )

FILED

MAR 28 1957

FINAL DECREE  
CLARK W. GILKESON  
Clerk Circuit Court  
Deputy Clerk

This cause came on this day to be heard upon the bill of complaint, decree pro confesso, testimony taken before a General Master in Chancery, and the report, findings and recommendations of said Master, and the Court being fully advised in the premises;

IT IS ORDERED, ADJUDGED AND DECREED That the findings and recommendations of said Master be, and they are hereby confirmed and approved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the bonds of matrimony heretofore entered into and now existing between the plaintiff, EVELINE COCHRAN HENDERSON, and defendant, GEORGE ALBERT HENDERSON, JR., be, and the same are hereby dissolved and set aside, and the plaintiff be, and she is hereby granted an absolute divorce a vinculo matrimonii from the said defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the care, custody and control of MARTHA ANN HENDERSON, BETTY JEAN HENDERSON, BRENDA LOUISE HENDERSON, AND DEBRAH ALICE HENDERSON, be, and the same is hereby awarded to the plaintiff, EVELINE COCHRAN HENDERSON, provided, however, the defendant, GEORGE ALBERT HENDERSON, JR., shall have the right to see said children at reasonable times and places.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the Agreement entered into by and between the parties hereto, introduced into evidence as Plaintiff's Exhibit 1, be, and the same is hereby ratified, approved and confirmed by the Court, attached hereto and made a part hereof, subject, however, to the inherent right of the Court to modify, change or otherwise alter such Agreement insofar as the custody, maintenance, support and welfare of the children may be concerned.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the defendant, GEORGE ALBERT HENDERSON, JR., pay to the plaintiff, EVELINE COCHRAN HENDERSON, the sum of \$200.00 for the use and benefit of plaintiff's solicitor of record herein.

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the defendant, GEORGE ALBERT HENDERSON, JR., pay the court costs incurred herein.

The jurisdiction of this cause is hereby retained for such other and further orders and decrees herein pertaining to the custody and support of said minor children as to the Court may seem proper.

DONE AND ORDERED in Chambers, at St. Petersburg, Pinellas County, Florida, this 22<sup>nd</sup> day of March, A. D. 1957.



CIRCUIT JUDGE



SEPARATION AGREEMENT

THIS AGREEMENT made and entered into by and between EVELINE COCHRAN HENDERSON, hereinafter referred to as the Party of the First Part, and GEORGE ALBERT HENDERSON, Jr., hereinafter referred to as the Party of the Second Part,

WITNESSETH:

WHEREAS, The Parties hereto are at present husband and wife, and

WHEREAS, marital difficulties have heretofore arisen by and between the Parties and the Party of the First Part is contemplating filing suit for divorce, and,

WHEREAS, there are four (4) children of this marriage: MARTHA ANN HENDERSON, age twelve (12) years, BETTY JEAN HENDERSON, age ten (10) years, BRENDA LOUISE HENDERSON, age eight (8) years, and DEBRAH ALICE HENDERSON, age four (4) years, and

WHEREAS, it is the desire of the Parties hereto to settle their mutual rights and obligations each towards the other, as well as provide for the care, custody and control of the minor children of the Parties hereto;

NOW, THEREFORE, it is hereby agreed by and between the Parties hereto:

1. That the care and custody of the minor children of the Parties hereto, to wit: MARTHA ANN HENDERSON, BETTY JEAN HENDERSON, BRENDA LOUISE HENDERSON AND DEBRAH ALICE HENDERSON, shall be given to the Party of the First Part, provided therefor that the Party of the Second Part shall have the right to visit and be with said children at all reasonable times and places.

2. The Party of the Second Part shall pay to the Party of the First Part as temporary and permanent alimony and support for the minor children above mentioned the sum of Thirty Five Dollars (\$35.00) per week, plus any and all medical expenses, plus providing for the Party of the First Part and the children hereto a house in which to live, including all utilities, said cost not to exceed the sum of Seventy Dollars (\$70.00) per month for house and utilities.

3. The Party of the Second Part hereby gives to the Party of the First Part the TV set now owned by the Parties hereto and hereby promises and agrees to continue to make the payments on the same until said TV set is fully paid.

4. The Party of the Second Part further hereby agrees to pay a reasonable cost of attorney fees for the contemplated divorce suit not exceed Two Hundred

*Plaintiff's Exhibit 1.*

Dollars (\$200.00), plus costs of said suit.

WITNESS our hands and official seals this 18th day of December, A.D.,  
1956.

Witnesses:

J. D. Spencer  
Nannie R. Spencer

Eveline Cochran Henderson (SEAL)  
Eveline Cochran Henderson

J. D. Spencer  
Nannie R. Spencer.

George Albert Henderson, Jr. (SEAL)  
George Albert Henderson, Jr.

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Filed for record Mar 28, 1957 at 5:00 PM in the book noted above  
and the record verified AVERY W. GILKERSON, Clerk of the Circuit Court,  
Pinellas County, Florida. By Henry G. Brown Deputy Clerk.

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STATE OF FLORIDA  
COUNTY OF PINELLAS

I, CLYDE J. KEYS, Clerk of the Circuit Court in and for said State and County, do hereby certify that as such Clerk I have custody of and am the officer having charge of the records of said Court and that the above and foregoing is a true and correct copy of

FINAL DECREE AND SEPARATION AGREEMENT

EVELINE COCHRAN HENDERSON,  
Plaintiff,

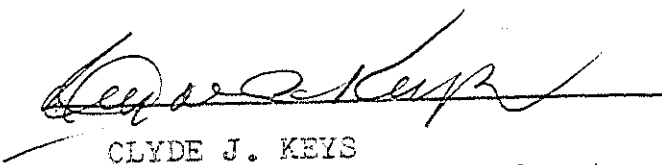
vs.

GEORGE ALBERT HENDERSON, JR.,  
Defendant.

CHANCERY NO. 46,262

as filed in this office on the 28th day of March A. D. 1957  
and recorded in OFFICIAL  
Record No. 60 , Page No. 516 , Public Records of Pinellas  
County, Florida.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed  
my official seal this the 6th day of August A. D. 1963.

  
CLYDE J. KEYS  
Clerk of the Circuit Court  
Pinellas County, Florida



STATE OF FLORIDA

COUNTY OF PINELLAS

I, CLYDE J. KEYS, hereby certify that I am the Clerk of the Circuit Court of the Sixth Judicial Circuit of the State of Florida, in and for Pinellas County, duly appointed, qualified, commissioned and acting, and that the foregoing certificate, purporting to be signed by the Honorable C. Richard Leavengood, Circuit Judge, is in fact signed by him and that the signature thereto affixed is the signature of the said Honorable

C. Richard Leavengood, Circuit Judge, and that he was on the date stated in said certificate and still is one of the presiding judges of said Circuit, duly elected, qualified, commissioned and acting in and for said Circuit.

WITNESS my hand and the seal of said Court,  
this the 6th day of August, A. D. 1963.


  
CLERK OF THE CIRCUIT COURT  
PINELLAS COUNTY, FLORIDA

STATE OF FLORIDA

COUNTY OF PINELLAS

I, C. RICHARD LEAVENGOOD, one of the presiding Judges of the Circuit Court of the Sixth Judicial Circuit of Florida, in and for Pinellas County, duly elected, qualified and acting, hereby certify that CLYDE J. KEYS, whose name is signed to the foregoing certificate, is now and was on the date stated in said certificate, Clerk of the Circuit Court in and for Pinellas County, Florida, duly appointed, qualified, commissioned and acting, and that he is the custodian and the Officer having charge of all of the records, files and judicial proceedings in said County and that the above and foregoing certificate of the said CLYDE J. KEYS, as Clerk of the Circuit Court, certifying to the transcription of certain instruments, recorded in the public records of Pinellas County, Florida, is duly signed by CLYDE J. KEYS, as said Clerk, and that the seal affixed to said certificate is the seal of said Circuit Court for said County, and that the attestation of said Clerk to said transcription of record is in due form.

WITNESS my hand in the State and County aforesaid,  
this the 6th day of August A. D. 1963.

  
*C. Richard Leavengood*  
JUDGE OF THE CIRCUIT COURT  
SIXTH JUDICIAL CIRCUIT OF THE  
STATE OF FLORIDA

Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
and on 10 day of Aug 1963  
I served a copy of the within \_\_\_\_\_  
on \_\_\_\_\_  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W. C. Gaine D. S.  
Laxley

Shoriff claims \_\_\_\_\_ miles at \_\_\_\_\_  
Ten Cents per mile Total \$ 4.00  
TAYLOR WILKINS, Sheriff  
BY W. C. Gaine DEPUTY SHERIFF

