

916

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

DOROTHY HAUPT Complainant

VS

PAUL HAUPT, JR., Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso on Oral Interrogatories and Testimony as noted by the Register, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for in said bill.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved, and that the said Dorothy Haupt is forever divorced from the said

Paul Haupt, Jr.,

for and on account of Extreme Cruelty

It is further ordered, adjudged and decreed that the said Dorothy Haupt be, and she hereby is, awarded the exclusive care, custody and control of Edith Mae Haupt and Patricia Ann Haupt, subject to the right of the said Paul Haupt, Jr., to see and visit said minor children at all reasonable times and places and subject to the further order of this court.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that Dorothy Haupt and Paul Haupt, Jr., be, and they hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Dorothy Haupt the Complainant pay the cost herein to be taxed, for which execution may issue.

This 8th day of April, 1943.

J. M. Hare Judge Circuit Court, in Equity.

I, _____, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the _____ day of _____, 19____

Register of Circuit Court, in Equity.

CIRCUIT COURT IN EQUITY

Complainant

Respondent

No. Page

The State Of Alabama
Baldwin County

In Circuit Court, In Equity

DOROTHY HAUPT,

vs. Complainant

PAUL HAUPT, JR.,

Respondent

DIVORCE DECREE

It is further ordered that the parties shall execute and deliver to the court within thirty days of the date of this decree a copy of the decree and a copy of the divorce certificate to be filed with the clerk of the court.

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THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Edith Howell.

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Dorothy Haupt and Bonnie Keltz Andrews

as witnesses in behalf of Complainant. in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Dorothy Haupt

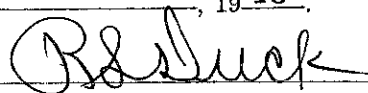
Complainant
and Paul Haupt, Jr.,

Defendant,

on oath to be by you administered, upon Oral Interrogatories

to take and certify the deposition of the witness S and return the same to our Court, with all convenient speed, under your hand.

Witness 27th day of March, 1943.



REGISTER

Commissioner's Fee \$

Witness' Fees, \$

DOROTHY HAUPT,
Complainant,

vs.

PAUL HAUPT, JR.,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

DEPOSITION

TESTIMONY OF DOROTHY HAUPT

My name is Dorothy Haupt and I am the Complainant in the above entitled action and was married to the Respondent in Newark, New Jersey in June, 1937. I had been married before and had a little girl, Edith Mae, who was then aged about One year and is now Seven years old. We have had one child born, Patricia Ann Haupt, who is now four years old.

My husband has always mistreated me ever since we were married. He is a man of a very over-bearing disposition and has a violent temper and he is addicted to drinking at intervals and whenever he gets under the influence of liquor, he becomes cruel and abusive, threatens me and the children with physical harm and has become progressively worse in his treatment to us until my health has been ruined, my nerves are upset, I am sick and miserable and afraid to live with him longer.

He makes good money and provides well for us and is willing to continue to provide for the children but it is impossible for us to live together longer.

I can and will take good care of and educate the children and as he will have no home for them, I ask that their custody be awarded to me and that I may be granted a divorce from the Respondent.

Dorothy Haupt

TESTIMONY OF MRS. L. E. ANDREWS

My name is Bonnie Keltz Andrews and I live in Elberta, Alabama, and have been acquainted with Paul Haupt, Jr., the Respondent in this action for many years and with his wife, Dorothy Haupt, ever since he brought her to Elberta to live, which was some five or six years ago.

I have known them both well and been in their home many times, as they have been in mine and I have had many occasions to observe Mr. Haupt's treatment to his wife.

He is a man of violent and apparently ungovernable temper, particularly when he has been drinking, which is often and he will lose his temper upon the slightest provocation and is very cruel and abusive to his wife and to the children.

I know that this has affected her health and I can see the effects of it on her and know that she is very unhappy with him because of the abusive manner in which he treats her.

She is a good woman and competent of making a living for herself and for the children, if necessary and is a good mother to their two little girls.

Mrs. L. E. Andrews

CERTIFICATE

STATE OF ALABAMA)
BALDWIN COUNTY }

I, Edith Howell, by virtue of the attached Commission, the Commissioner to take the testimony of Dorothy Haupt and Bonnie Keltz Andrews, do hereby certify that I caused said witnesses to come before me, in my office in Foley, Alabama, on the 1st day of April, 1943, and after said witnesses had been duly sworn, their testimony was taken down by me in shorthand and later reduced to typewriting, read and signed by said witnesses.

That I am not of counsel or of kin to any of the parties to this proceeding nor in any manner interested in the result thereof.

IN WITNESS WHEREOF: I have hereunto set my hand this 1st day of April, 1943.

Edith Howell

Commissioner

DOROTHY HAUPT,
Complainant,

vs.

PAUL HAUPT, JR.,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

BILL OF COMPLAINT

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN CHANCERY SITTING:

PART ONE

Your Complainant, Dorothy Haupt, respectfully shows to the Court that she is over the age of twenty-one years and a bona fide resident of Baldwin County, Alabama, residing at Elberta therein and that the Respondent, Paul Haupt, Jr., is also over the age of twenty-one years and a resident of Baldwin County, Alabama, residing at Elberta therein.

PART TWO

1. Your Complainant further avers that she was legally married to the Respondent in June, 1937, at Newark, New Jersey, and ever since said marriage has conducted herself towards the Respondent as a faithful and obedient wife.

2. That the issue of the marriage between the Complainant and Respondent is one child, Patricia Ann Haupt, aged four years. Your Complainant is the mother of another child by a prior marriage, Edith Mae Haupt, aged seven years, who has always been a member of the family of Complainant and Respondent.

3. That the Respondent, ever since said marriage, has been guilty of extreme cruelty towards your Complainant. He is a man of violent and ungovernable temper which, when aroused, causes him to be violent and abusive and to threaten Complainant and her children with bodily injury, which has caused your Complainant to live in constant fear of him. This has preyed upon her nerves and her health until her health has been destroyed and she is unable to live with the Respondent longer. Her married life has

been rendered intolerable to her and she desires a divorce from the Respondent.


4. That the Respondent is generous in financial matters and has made adequate provision for the support of Complainant and her children but he has no home, his business requires him to travel a great deal, consequently, he is not a proper person to have the custody and control of the minor children; that your Complainant is, in all respects, qualified to care for and educate said children and desires that the care, custody and control of said minor children be awarded to her with the right in the Respondent to see and visit said children at all reasonable times and places.

PRAYER FOR PROCESS

WHEREFORE, your Complainant prays that your Honor will grant to her the writ of Summons of the State of Alabama, commanding the Respondent, Paul Haupt, Jr., to appear within the time allowed by law and plead to, answer or demur to, this Bill of Complaint and to abide such final order and decree as may be made therein; and your Complainant shall ever pray & c.

PRAYER FOR RELIEF

Your Complainant further prays that upon the final hearing of this cause, your Honor will grant to her a decree of divorce from the Respondent, Paul Haupt, Jr., and will award to her the exclusive care, custody and control of the minor children, Edith Mae Haupt and Patricia Ann Haupt and that she may have such other and further relief in the premises, as may be just and equitable.


Solicitor for Complainant

DOROTHY HAUPT,
Complainant,

vs.

PAUL HAUPT, JR.,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

ANSWER

Comes now, Paul Haupt, Jr., the above named Respondent and for answer to the Bill of Complaint, admits the allegations of Part One of said Bill.

Respondent further admits that he was married to the Complainant as averred and that the issue of said marriage between the Complainant and Respondent is Patricia Ann Haupt, now aged four years and that the Complainant is a fit and suitable person to have the custody and control of said child.

Respondent denies each and every other averment of said Bill and avers that he is not a member of any of the armed forces of the United States and consents and agrees that a Commissioner may be appointed to take the testimony, testimony taken and this cause submitted for decree, all without further notice to him.

Paul Haupt, Jr.

Respondent

916

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

DOROTHY HAUPT,

Complainant,

vs.

PAUL HAUPT, JR.,

Respondent.

ANSWER

*Filed 27 1945
R. M. Foley*

LLOYD A. MAGNEY,
Attorney
Foley, Alabama.

 Dorothy Haupt.

 VS.

 Paul Haupt, Jr.

THE STATE OF ALABAMA,
 BALDWIN COUNTY

IN EQUITY
 CIRCUIT COURT OF BALDWIN COUNTY

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

~~Answer and Waiver, and Testimony of Dorothy Haupt, and~~

Bonnie Keltz Andrews

and in behalf of Defendant upon _____

 Register.

No. 916,

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Dorothy Haupt.


VS.

Paul Haupt Jr.

NOTE OF TESTIMONY

Filed in Open Court this 5th

day of April 1943



Register.

STATE OF ALABAMA,
BALDWIN COUNTY



CIRCUIT COURT, IN EQUITY.

No. 91-6 April. Term, 1943

Dorothy Haupt., Complainant

Vs.

Paul Haupt Jr., Defendant

To R S Duck, Register

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Lloyd A Magney.

_____ Solicitors of record, now files with the Register of this

Court this written request to deliver the papers in this cause to the Judge for final decree in vaca-

The State of Alabama,

Baldwin County

CIRCUIT COURT, IN EQUITY

Dorothy Haupt.

Vs.

Paul Haupt, Jr.,

**REQUEST FOR DECREE IN
VACATION**

Filed April 5th, 194 3

R. J. [Signature]

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.