

(2623)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Ruby Aline Pittard

vs.

, Complainant

Brenell Mebane Pittard, Jr.

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Answer~~ Answer and Answer 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 Ruby Aline Pittard

is forever divorced from the said Brenell Mebane Pittard, Jr.

Abandonment for and on account of
It is further ordered, Adjudged, and Decreed that the complainant is given the right to resume the use of her maiden name.

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 the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 23rd day of May, 1951.

Jefferson J. Marshall, Jr.
Judge Circuit Court, In Equity

I, Alice J. Duck

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.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
MAY 23 1951
ALICE J. DUCK, Register

The State of Alabama, Baldwin County

Circuit Court, In Equity

RUBY ALINE PITTARD

Complainant

vs.

BRENNELL WEBBANE PITTARD, JR.

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on ANSWER AND WAIVER 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 RUBY ALINE PITTARD is forever divorced from the said BRENNELL WEBBANE PITTARD, JR. for and on account of ABANDONMENT

It is further ordered, Adjudged, and Decreed that the complainant is given the right to resume the use of her maiden name.

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 the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that RUBY ALINE PITTARD the COMPLAINANT pay the cost herein to be taxed, for which execution may issue.

This 23rd day of May, 1951

Telfair J. Mashburn, Jr.

Judge Circuit Court, In Equity.

I, Alice J. Duck

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.

The State of Alabama, Baldwin County

IN CIRCUIT COURT, IN EQUITY

Ruby Aline Pittard

Complainant

vs.

Brenell Mebane Pittard, Jr.,

Defendant

Oral examination before the Register of the following witnesses:

Ruby Aline Pittard

who reside in Alabama, said examination being conducted in Alabama,
on this the 5th day of April, and there being present
said witness and Register

The said witness being first sworn to speak the truth, the whole truth and nothing but the truth,
testified as follows:

TESTIMONY OF RUBY ALINE PITTARD: My name is Ruby Aline Pittard. I
am the Complainant and Brenell Mebane Pittard, Jr., is the Respondent.
We are both over the age of twenty-one years. I am a resident citizen
of Baldwin County, Alabama, and have so resided for more than two years
next preceeding the filing of my Bill of Complaint in this cause.
Brenell Mebane Pittard, Jr., the Respondent, is a non-resident of the
State of Alabama and resides in Orange County, North Carolina. The
Respondent and I were lawfully married on or about the 28th day of
May, 1947, at York, South Carolina. The Respondent did voluntarily
abandon my bed and board more than one year preceding the filing of
my bill of Complaint in this cause, since this abandonment I have not
lived with the Respondent as his wife nor in any way recognized him as
such.

Ruby Aline Pittard

I, Alice J. Duck, as Register
hereby certify that the foregoing deposition was taken down by me in
writing in the words of the witness her and she signed the same in the
presence of Said Register, at the time and place herein mentioned; that I
have personal knowledge of the personal identity of the said witness, or had proof made before me
of the identity of said witness; that I am not of counsel or of kin to any of the parties to said cause;
or in any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court, and placed the same
on file in my office.

Given under my hand and seal this the 5th day of April, 1951.

Alice J. Duck (L. S.)

WITNESS FEES

I hereby certify that the following named witnesses are entitled to the amounts stated below:

_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$
_____	days' attendance at \$1.50 per day	_____ \$

REGISTER'S FEES

_____	days at \$1.50 per day	_____ \$
_____	words at 20 cents per hundred	_____ \$

No. _____ Page _____

The State of Alabama,

_____ COUNTY

IN CIRCUIT COURT, IN EQUITY

_____ vs. _____ Complainant,

_____ Defendant.

**DEPOSITION TAKEN BEFORE REGISTER
ON ORAL EXAMINATION**

Deposition of _____

for _____

Filed 6th day of Apr, 1927

Published by order of the Court, _____

day of _____, 19____

Alvin J. Harrison
Register.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

RUBY ALINE PITTARD

Complainant

VS.

BRENELL MEBANE PITTARD JR.

Respondent

I, Alice J. Duck

as Register and Commissioner

have called and caused to come before me M. M. Brantley

witness named in the Requirement for Oral Examination, on the 23rd day of May
1945, at the office of

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said M. M. Brantley

doth depose and say as follows:

That my name is M. M. Brantley, I know both the Complainant and the Respondent in this divorce proceeding and know that they have been married since 1947. Ruby Aline Pittard is a bona fide resident citizen of Baldwin County, Alabama and has so resided for more than two years next preceding the time of the filing of this bill for divorce. I know that the Respondent, Brenell Mebane Pittard Jr., is a non-resident. The Respondent in this cause abandoned the Complainant more than a year before the time of the filing of this bill for divorce and I know that they have not since that time lived together as man and wife.

M M Brantley

ORAL EXAMINATION.

I, Alice J. Duck, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to him and he signed the same in the presence of myself _____

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 23rd day of May, 1945.

Alice J. Duck (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Ruby Aline Pittard

vs. Complainant

Brenell Mebane Pittard, Jr.

Respondent.

Oral Deposition

Filed _____, 194_____

_____, Register.

Recorded in

_____ Record

Vol. _____ Page _____

_____, Register.

THE STATE OF ALABAMA, ESCAMBIA COUNTY

CIRCUIT COURT, IN EQUITY

No.

Ruby Aline Pittard

Complainant

vs.

Brenell Mebane Pittard, Jr.,

Respondent

IN THIS CAUSE comes the Complainant
by her Solicitor and submits the same for final
decree upon the Original Bill and exhibits thereto Answer & Waiver
and upon the following testimony, to wit: Ruby Aline Pittard and M. M. Brantley

Robert M. Brantley
Solicitor for Complainant.

I Hereby certify that the above note of testimony is correct:

This 6th day of April, 1951

W. J. Brantley Register

No. _____ Page _____

The State of Alabama

ESCAMBIA COUNTY

Circuit Court, In Equity

Complainant

vs.

Respondent

NOTE OF TESTIMONY

Filed 4-6, 1951

W. J. F. Smith, Register.

Recorded in _____ Record

Vol. _____ Page _____

_____, Register.

STATE OF NORTH CAROLINA }

ORANGE COUNTY. }

I, E.M. Lynch, Clerk of the Superior Court
of Orange County, said court being a court of record, do hereby certify that-----

Virginia G. Andrews, who subscribed the annexed
certificate of acknowledgment of-----

Brenell Mebane Pittard, Jr.
was at the time of taking the same a Notary Public for the County of Orange, residing in said
county, and duly authorized by the laws of said State, to take and certify the same, as well as to
take and certify the proof and acknowledgment of deeds to be recorded therein, and that the same
is taken and certified in all respects, as required by the laws of said State; and I further certify that
I am well acquainted with the handwriting of said-----

Virginia G. Andrews-----and verily believe
that the signature attached to the annexed certificate is her-----genuine signature.

IN WITNESS WHEREOF I have hereunto set my hand and official seal. This 4th day
of April, 19 51.



E.M. Lynch

Clerk Superior Court.

The State of Alabama, BALDWIN County

CIRCUIT COURT IN EQUITY

Ruby Aline Pittard Complainant

VS.

Brenell Mebane Pittard, Jr. Respondent

Comes respondent and for answer to the bill of complaint in the above-styled cause denies the allegations thereof.

Respondent accepts service of the notice of the filing of the bill of complaint; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consent that the same may be taken and the cause submitted for final decree.

Brenell Mebane Pittard Jr.

Respondent

State of North Carolina

County of Orange

I, the undersigned authority, do hereby certify that Brenell Mebane Pittard, Jr.

whose name is signed to the foregoing answer and waiver, and who is known to me, acknowledged before me on this day, that, being informed of the content of the answer and waiver Brenell Mebane Pittard, Jr. executed the same voluntarily.

Given under my hand, this 3rd day of April, 1951

My Commission Expires August 30, 1951

Virginia B. Andrews

Notary Public



RECORDED

No. _____ Page _____

The State of Alabama

_____**BALDWIN**_____ **County.**

IN CIRCUIT COURT, IN EQUITY

_____**Ruby Aline Pittard**_____

_____**vs.**_____ **Complainant**

_____**Brenell Mebane Pittard, Jr.**_____

_____**Respondent**_____

**RESPONDENT'S ANSWER AND
WAIVER**

*Filed 4-6-57
Dwight J. French
Registrar*



BILL FOR DIVORCE

STATE OF ALABAMA

BALDWIN COUNTY

RUBY ALINE PITTARD,
COMPLAINANT,

VS.

BRENELL MEBANE PITTARD, JR.,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE TELFAIR MASHBURN, JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, SITTING IN EQUITY:

Your Complainant, Ruby Aline Pittard, respectfully reports and shows unto your Honor:

FIRST:

That the Complainant is over the age of twenty-one (21) years and is a resident citizen of the said state and county, and has been a bona fide resident citizen of said state for more than two (2) years next preceeding of the filing of this Bill of Complaint; that Brenell Mebane Pittard, Jr., is over the age of twenty-one (21) years and resides in Orange County, North Carolina.

SECOND:

That your Complainant and Respondent were lawfully married on or about, to-wit, May 28, 1947, at York, South Carolina.

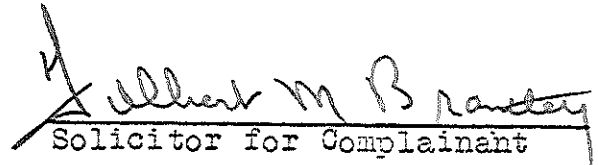
THIRD:

Complainant further avers that said Respondent voluntarily abandoned the bed and board of the Complainant for more than one year next preceeding the filing of this Bill of Complaint, since that time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

FOURTH:

THE PREMISES CONSIDERED, your Complainant makes the said Brenell Mebane Pittard, Jr., a party Respondent to this Bill of Complaint, and in order that Complainant may have the

relief herein prayed for, may it please your Honor to cause the State's writ of subpoena to be issued, directed to the said Brenell Mebane Pittard, Jr., commanding him to answer, plead or demur to said Bill of Complaint, within the time required by law; and that on a final hearing of this cause that Your Honor will enter a decree divorcing your Complainant from said Respondent, granting the Complainant the right to resume her maiden name; and that Your Honor will grant such other, further and different relief as unto your Honor may seem just and proper.


Solicitor for Complainant

Law Offices of
Horne & Brantley
Montgomery, Alabama
March 31, 1951

FRANK G. HORNE
TOLBERT M. BRANTLEY

Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed you will find a Bill for Divorce and two copies of the same. You will also find an envelope on which appears the address of the Respondent in this cause. Please mark a copy of this Bill filed and mail the same to said Respondent in the enclosed envelope. It is my belief that he will file an answer and waiver to this suit, thereby relieving me of having to serve him with a copy of said Bill. I am sending you this additional copy to use it for service by the Sheriff in the event the Respondent fails to send an answer and waiver.

The Complainant in this cause will be in your office on the morning of April 5th, for the purpose of taking testimony in this matter.

Sincerely yours,

Tolbert M. Brantley
Tolbert M. Brantley

TMB:fp
encls: 3 - 1

Law Offices Of
Horne & Brantley
Montevalle, Alabama
April 6, 1951

FRANK G. HORNE
TOLBERT M. BRANTLEY

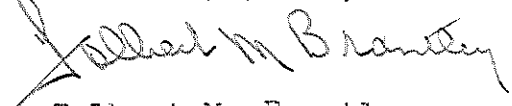
Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed you will find an answer and
waiver made by the respondent in the case of Ruby
Aline Pittard vs. Brenell Mebane Pittard, Jr.

If time permits, please present this
cause to the Judge and obtain a divorce decree in
this matter for me. Please send a copy of this decree
together with the costs to me at your earliest con-
venience.

Sincerely yours,


Tolbert M. Brantley

TMB:fp
enc:

BILL FOR DIVORCE

STATE OF ALABAMA

BALDWIN COUNTY

RUBY ALINE PITTARD,
COMPLAINANT,

VS.

BRENELL MEBANE PITTARD, JR.,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE TELFAIR MASHBURN, JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, SITTING IN EQUITY:

Your Complainant, Ruby Aline Pittard, respectfully reports and shows unto your Honor:

FIRST:

That the Complainant is over the age of twenty-one (21) years and is a resident citizen of the said state for more than two (2) years next preceeding of the filing of this Bill of Complaint; that Brenell Mebane Pittard, Jr., is over the age of twenty-one (21) years and resides in Orange County, North Carolina.

SECOND:

That your Complainant and Respondent were lawfully married on or about, to-wit, May 28, 1947, at York, South Carolina.

THIRD:

Complainant further avers that said Respondent voluntarily abandoned the bed and board of the Complainant for more than one year next preceeding the filing of this Bill of Complaint, since that time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

FOURTH:

THE PREMISES CONSIDERED, your Complainant makes the said Brenell Mebane Pittard, Jr., a party Respondent to this Bill of Complaint, and in order that Complainant may have the

relief herein prayed for, may it please your Honor to cause the State's writ of subpoena to be issued, directed to the said Frenell Mebane Pittard, Jr., commanding him to answer, plead or demur to said Bill of Complaint, within the time required by law; and that on a final hearing of this cause that Your Honor will enter a decree divorcing your Complainant from said Respondent, granting the Complainant the right to resume her maiden name; and that Your Honor will grant such other, further and different relief as unto your Honor may seem just and proper.

Solicitor for Complainant

4/5
28
58
60

Law Offices of
Horne & Brantley
Montgomery, Alabama

April 18, 1951

FRANK G. HORNE

TOLBERT M. BRANTLEY

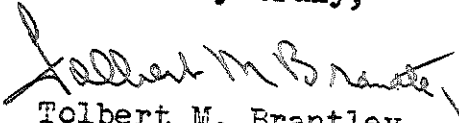
Mrs. Alice J. Duck
Clerk of the Circuit Court

Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed you will find a Bill For
Divorce that is now signed by me.

Yours very truly,


Tolbert M. Brantley

TMB:fp
enc: 1