

(2687)

DIVORCE DECREE

MOORE PRG. CO.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Sarah Frances Subel, Complainant

vs.

Carlos Subel, 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 Sarah Frances Subel is forever divorced from the said Carlos Subel for and on account of Cruelty

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 Sarah Frances Subel the Complainant pay the cost herein to be taxed, for which execution may issue.

This 22nd day of August, 1951.

J. J. Madbury, Jr. 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.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Sarah Frances Subel

Complainant

vs.

Carlos Subel

Respondent

DIVORCE DECREE

FILED

AUG 22 1951

ALICE J. DUCK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Sarah Frances Subel

Complainant

VS.

Carlos Subel

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Sarah Frances Subel and Betty Melton

witnesses named in the Requirement for Oral Examination, on the 21 day of August 1942, at the office of Hubert M. Hall in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Sarah Frances Subel and Betty Melton doth depose and say as follows:

My name is Sarah Frances Subel. I am over twenty-one years of age and a bona fide resident of Baldwin County, Alabama. The Respondent, Carlos Subel is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama.

The Respondent and I married at Lucedale, Mississippi on March 1, 1950. We lived together as husband and wife in Baldwin County, Alabama, until on to-wit June 29, 1951.

The Respondent on June 29, 1951, committed actual violence to my person by kicking me and otherwise abusing me which necessarily endangered my life and health. The conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with him he would carry out his threats and do further violence to my person which necessarily endangered my life and health. The conduct of the Respondent was such as to render it absolutely impossible for me to live with him.

The Respondent and I have no children and no community property.

Sarah Frances Subel

Betty Melton, a witness for the Complainant being first duly sworn, deposes and says:

I live near Foley, in Baldwin County, Alabama, and I am acquainted with the Complainant and the Respondent in this cause. The Complainant and Respondent lived next door to me about one and onehalf years. I remember the occasion on or about June 29, 1951, when the Complainant was over at my house and the Respondent came over and abused her and did actual violence to her by kicking and calling her insulting names. From my association with the Complainant and the Respondent I know that the conduct of the Respondent was such as to render it impossible for the Complainant to live with him in any peace.

Betty Melton

NO. 2687 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Sarah Frances Subel

vs. Complainant

Carlos Subel

Respondent.

Oral Deposition

Filed 8-22, 1947

Alice J. Houch Register.

Recorded in

Record

Vol. _____ Page _____

Register.

ORAL EXAMINATION.

I, Evelyn Watts, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and Robert W. Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witness es; 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 21 day of August, 1945

Evelyn Watts (L. S.)

STATE OF ALABAMA
BALDWIN COUNTY

TO ANYSHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons CARLOS SUBEL to appear and plead answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by SARAH FRANCES SUBEL as Complainant and against Carlos Subel, as Respondent,

WITNESS my hand this the 25th day of July, 1951.

Archie J. Wrench
Register

SARAH FRANCES SUBEL
COMPLAINANT

VS

CARLOS SUBEL

RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, Sarah Frances Subel, respectfully represents unto
your Honorand this Honorable Court as follows:

1.

That your Complainant and the Respondent are both bona fide residents
of Baldwin County, Alabama, and over twenty-one years of age.

2.

That your Complainant and the Respondent married in Lucedale, Miss-
issippi, on March 1, 1950, and lived together as husband and wife until
on-to-wit, June 29, 1951.

3.


That on to-wit: June 29, 1951, the Respondent committed actual
violence to the person of the Complainant by kicking her, which necessarily
endangered her life and health; that the conduct of the Respondent is
such as to give your Complainant every reasonable apprehension to believe
and she does actually believe that the Respondent will carry out his threats
and do further violence to her person which would necessarily endanger
her life and health.

4.

That your Complainant and the Respondent have no children.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said Carlos Subel party respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant prays that upon a hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barrings the bonds of matrimony existing between her and the Respondent; Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Solicitor for the Complainant

8-6-51

2687

RECORDED

Received in Sheriff's Office

this 25 day of July 1951

TAYLOR WILKINS, Sheriff

Executed Aug. 6 19 51

by serving subpoena

on Carlos Subel

Sheriff

Elmer Steadman Sheriff

SARAH FRANCES SUBEL

COMPLAINANT

VS

CARLOS SUBEL

RESPONDENT

BILL OF COMPLAINT

Filed 7-25-51
Cliff Wren
Register

Sarah Frances Subel

vs.

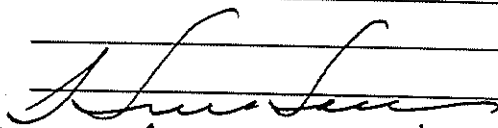
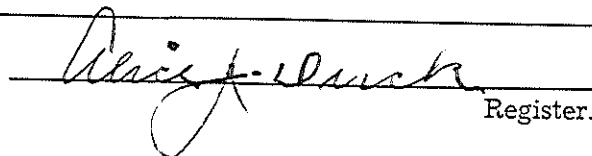
Carlos Subel

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

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

Answer and waiver and testimony of Complainant and Betty Walton

and in behalf of Defendant upon _____


Subel
Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Sarah Frances Subel

vs.

Carlos Subel

NOTE OF TESTIMONY

Filed in Open Court this 29th

day of August, 1941

Acceptance
Register

Printed By The Baldwin Times

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Evelyn Watts

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 Sarah Frances Subel and Betty Melton

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Sarah Frances Subel

and Carlos Subel, Complainant

Respondent

on oath, to be by you administered, upon Sarah Frances Subel and Betty Melton to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 21st day of Aug, 1945

W. J. Duck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

SARAH FRANCES SUBEL

COMPLAINANT

VS

CARLOS SUBEL

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes the respondent in the above-styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; 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 consents that the same may be taken and the cause submitted for final decree.

It appears from the Bill of Complaint that the Complainant does not pray for any alimony or support and that the Complainant will pay her solicitor's fees and the court costs of this proceeding. This waiver and answer is signed upon the foregoing conditions.

And for answer to the Bill of Complaint heretofore filed in this cause, respondent says:

1. He admits the allegations contained in paragraph one of said Bill of Complaint.

2. He admits the allegations contained in paragraph two of said Bill of Complaint.

3. He admits the allegation contained in paragraph four of said Bill of Complaint.

4. He denies each and every allegation contained in paragraph three of said Bill of Complaint and demands strict proof thereof.

Carlos Subel

Respondent

J. M. J. Blue

Solicitor for Respondent

RECORDED

1924

2687

RECORDED

SARAH FRANCES SUBEL

COMPLAINANT

VS

CARLOS SUBEL

RESPONDENT

WAIVER AND ANSWER

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

FILED

AUG 18 1951

ALICE J. BUCK, Register

TO THE CLERK OF THE COURT
BALDWIN COUNTY, ALABAMA
FROM THE COMPLAINANT

RECEIVED

(2687)

FILED

RECEIVED

FILED

THE COURT OF THE BALDWIN COUNTY, ALABAMA, HAS ORDERED THAT THE COMPLAINANT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE RESPONDENT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE RESPONDENT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE COMPLAINANT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE COURT SHALL HAVE JURISDICTION TO GRANT THE WRITS REQUESTED.

IT IS ORDERED THAT THE COMPLAINANT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE RESPONDENT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE RESPONDENT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE COMPLAINANT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE COURT SHALL HAVE JURISDICTION TO GRANT THE WRITS REQUESTED.

IT IS ORDERED THAT THE COMPLAINANT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE RESPONDENT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE RESPONDENT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE COMPLAINANT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE COURT SHALL HAVE JURISDICTION TO GRANT THE WRITS REQUESTED.

IT IS ORDERED THAT THE COMPLAINANT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE RESPONDENT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE RESPONDENT SHALL BE PERMITTED TO FILE A WAIVER AND ANSWER TO THE COMPLAINANT'S PETITION FOR A WRIT OF HABEAS CORPUS, AND THAT THE COURT SHALL HAVE JURISDICTION TO GRANT THE WRITS REQUESTED.