

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ROBERT C. STONE

, Complainant

vs.

DOROTHY A. STONE

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Respondent's Answer & 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 ROBERT C. STONE is forever divorced from the

said DOROTHY A. STONE for and on account of

ABANDONMENT

Upon consideration of the written agreement entered into between the complainant and the respondent touching the custody of the minor child of the marriage, namely, James Robert Stone, it is further ordered, adjudged and decreed by the Court: that the said written agreement is hereby ratified and approved, and the care, custody, control and support of the said James Robert Stone, is awarded to complainant, the father of said minor child of the marriage.

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 ROBERT C. STONE

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

This 12th day of May, 1954

Hubert H. Hall
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 May, 1954

Register of Circuit Court, In Equity.

No. _____ Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

ROBERT C. STONE

Complainant

vs.

DOROTHY A. STONE

Respondent

DIVORCE DECREE

FILED
MAY 12 1954
ALICE J. DUCK, CLERK

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

Robert C. Stone

vs.

Georothy A. Stone

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

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

agreement, testimony of complainant
and witness, Maggie Bruce

and in behalf of Defendant upon _____

agreement,Answer & WaiverArthur Epperson
Solicitor for Compt.Benjamin

Register.

W 325-2

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 12th

day of May , 1945

Acieff-Clark
Register.

Printed By the Baldwin Times

W

ROBERT C. STONE)
 Complainant)
VS.)
)
DOROTHY A. STONE)
 Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your complainant, Robert C. Stone, respectfully represents and shows unto your Honor:

1. That the complainant is over the age of twenty-one years and is a resident of said State and County, and has been a bona-fide resident for more than one year before filing of this bill of complaint; that Dorothy A. Stone is over the age of twenty-one years and is a resident of the State of Massachusetts.

2. That your complainant and respondent were lawfully married on or about to-wit: June 17, 1950 in Framingham, Mass., and of this marriage there is one child, James Robert Stone, born January 1, 1951.

3. Complainant further avers that said respondent voluntarily abandoned the bed and board of the complainant for more than one year next preceding the filing of this bill of complaint and since which time complainant and respondent have not lived together or in anyway recognized each other as husband and wife.

4. The complainant and respondent have entered into an agreement for the control, custody and support of the minor child of the said marriage, a copy of which is hereto attached as Exhibit A, and made a part hereof; the complainant further avers that this is a reasonable, just and proper agreement and prays the court that in the event that a decree of divorce is given in this cause, that the Court will decree that the parties keep and abide by the terms of said agreement.

The premises considered, your complainant makes the said Dorothy A. Stone, a party respondent to this bill of complaint and in order that the 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 Dorothy A. Stone commanding her to answer, plead or demur to this 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 your respondent; and that your Honor will grant such other, further or different relief as unto your Honor may seem just and proper, and your complainant will ever pray.


Solicitor for Complainant

720 3262 RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ROBERT C. STONE
COMPLAINANT

VS

DOROTHY A. STONE
RESPONDENT

BILL OF COMPLAINT

FILED
MAY 12 1954
ALICE J. DICK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

ROBERT C. STONE

Complainant

vs.

DOROTHY A. STONE

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No. _____

DEMAND FOR ORAL EXAMINATION

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from _____

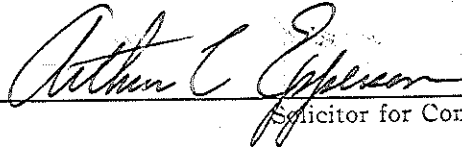
Bay Minette, A., in the County of Baldwin _____

Alabama, the place of trial of said cause, to-wit: _____

Robert C. Stone

and Mazie Bruce.

2. That said Complainant requires an oral examination of said witnesses before a Commissioner appointed by the Register of this Court.

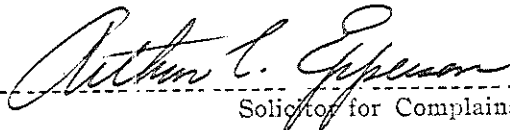


Solicitor for Complainant

NOTE:

Complainant suggests the name of Avia Marie Breechen _____

as a suitable and competent person to act as commissioner upon the examination of said witnesses.



Solicitor for Complainant.

703752

DEMAND FOR ORAL EXAMINATION

ROBERT C. STONE

Complainant

vs.

DOROTHY A. STONE

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this

day of

194

FILED
MAY 18 1954
ALICE J. DICK, Register

Register

Moore Printing Co.

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

Robert A. Stone
Complainant

VS.

Dorothy A. Stone
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 hereto filed in this cause; waives notice of the filing of interrogatories in this 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. and for answer to the complaint heretofore filed in this cause the respondent says:

1. She admits the allegations in paragraph one of said bill of complaint.
2. She admits the allegations of paragraph two of said bill of complaint.
3. She denies each and every material allegation contained in paragraph three of the said bill of complaint and requires and demands strict proof thereof.
4. The respondent for answer to paragraph four avers that said agreement is a just and fair agreement and prays the Court that should the Court grant the complainant a divorce, that said agreement be incorporated into the decree and made a part thereof.

Dorothy A. Stone
Respondent

Priscilla R. McLucas
Witness

James D. Dalkin
Witness

70325-2 RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ROBERT C. STONE
COMPLAINANT

VS

DOROTHY A. STONE

ANSWER AND WAIVER.

FILED
MAY 12 1954
ALICE J. DICK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLLY, ALABAMA

STATE OF ALABAMA

BALDWIN COUNTY

THIS AGREEMENT made and entered into on this the Second day of October, 1953, by and between Robert A. Stone, hereinafter referred to as the party of the first part, and Dorothy A. Stone, hereinafter referred to as the party of the second part:

WITNESSETH:

Whereas, the parties hereto have been husband and wife since June 17, 1950, and as a result of such union have one minor child, James Robert Stone, born January 1, 1951; and

Whereas, the parties have been separated and living apart for several years and have definitely concluded that it is impractical for them to live together as man and wife; and

Whereas, the party of the first part is contemplating bringing an action for a divorce and it is the desire to settle the matter of the care, control, custody, support and maintenance of the said minor child of the marriage without litigation.

Now, therefore, in consideration thereof, and of the mutual agreements hereinafter made, they have mutually agreed to the following terms and conditions:

1. That the care, control and custody of the said minor child be in the father, the party of the first part, with rights of visitation at reasonable times and places in the mother, the party of the second part.

2. That in the event the party of the first part insists on his express determination to file a suit for divorce against the party of the second part, it shall be thoroughly understood that the party of the second part denies and expects to continue to deny that the party of the first part is in any way entitled to a divorce, and in the event that the Court, upon hearing should then decide that the party of the first part is entitled to a divorce, then it is agreed and understood that this agreement and all of its terms shall be submitted to the Court for its approval, and shall not be executed until and unless the Court does approve the same.

This agreement has been made and executed by the parties hereto in good faith on the day and date hereinabove set forth, with full understanding of all of its provisions, and with the mutual promise on the part of each to comply therewith faithfully and completely.

Priscilla B. McLucas
Witness

Robert C. Stone
Party of the First Part

Dorothy A. Stone
Party of the Second Part.

703262 RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ROBERT C. STONE
COMPLAINANT

VS

DOROTHY A STONE
RESPONDENT

EXHIBIT A.
Agreement of Parties.

FILED
MAY 12 1954
ALICE J. DICK, Register

ARTHUR C. SPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

ROBERT C. STONE

Complainant

VS.

DOROTHY A. STONE

Respondent

I, Avia Marie Breechen

as Register and Commissioner

have called and caused to come before me Robert C. Stone and

Mazie Bruce.

witnesses named in the Requirement for Oral Examination, on the 12th day of May

1954, at the office of Avia Marie Breechen

in Foley, Ala., Alabama, and having first sworn said Witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Robert C. Stone

Mazie Bruce.

doth depose and say as follows:

My name is Robert C. Stone. I am over the age of 21 years and have resided in Baldwin County, Alabama for more than one year before filling for divorce. Dorothy A. Stone is over the age of 21 years and resides in Massachusetts. We were married June 17th, 1956, at Framingham, Mass. We have one Child, James Robert Stone, born January 1, 1951. When I left Massachusetts over two years ago, Dorothy refused to come with me to Alabama without fault on my part as I wanted her to come. Since that time we have not lived together nor recognized each other as husband and wife for she very shortly after I left began living with another man and expects a baby by him sometime this month. Last October I went to Massachusetts and got my son and made an agreement with Dorothy as to the custody and control of him. This agreement is marked as Exhibit A. and I believe under the circumstances is a just and reasonable agreement.

Robert C. Stone

My name is Mazie Bruce. I have resided in Foley, Alabama, all of my life. I have been personally acquainted with Robert C. Stone for the past two years and he has resided in Baldwin County, Alabama all of that time. Last October Robert Stone went to Massachusetts and returned shortly thereafter with his baby James Robert Stone. Since Robert C. Stone has been residing in Baldwin County, Alabama, he has not lived with nor recognized Dorothy A. Stone as his wife.

Mazie Bruce

ORAL EXAMINATION

I, Avia Marie Breechen, 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 them and they signed the same in the presence of myself Avia Marie Breechen

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 12th day of May, 1954

Avia Marie Breechen (L. S.)

No 3252

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

ROBERT C. STONE

vs. Complainant

DOROTHY A. STONE

Respondent

Oral Deposition

Filed _____, 19____

Register

FILED
Registered in

Record

Vol. AMEE 1 Page _____

BUCK, Register

Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
MOBILE, ALABAMA

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

KATHERINE WEAVER BROOKS

Complainant

VS.

ERNEST D. BROOKS, JR

Respondent

I, Lyrleene Mixon

as Register and Commissioner

have called and caused to come before me Katherine Weaver Brooks and J. W. Weaver

witness named in the Requirement for Oral Examination, on the 1st day of June

1951, at the office of C. LeNoir Thompson

in Bay Minette, Alabama, and having first sworn said Witness as to speak the

truth, the whole truth, and nothing but the truth, the said Katherine Weaver Brooks and

J. W. Weaver doth depose and say as follows:

My name is Katherine Weaver Brooks. I am over the age of 18, and a resident of Baldwin County, Alabama, and have been all my life. The respondent, Ernest Brooks, is over the age of 20 and a resident of Baldwin County, Alabama, and has been all his life. We were married in Bay Minette, Alabama, on July 26, 1951, and separated about the middle of October, 1952, at which time the respondent carried me home and abandoned me without fault on my part. We have not lived together as husband and wife since that date, and I do not believe that we will ever live together again as husband and wife. I respectfully ask this Honorable Court to grant me the right to resume the use of my maiden name, Katherine Weaver.

Katherine Weaver Brooks

That my name is J. W. Weaver. I know both parties to this cause. Katherine Weaver Brooks is over the age of 18 and the respondent Ernest Brooks is over the age of 20 and both of them are residents of Baldwin County, Alabama and have been all of their lives. They were married in Bay Minette, Alabama, July 26, 1951 and about the middle of October, 1952 the respondent, Ernest Brooks abandoned his wife without fault on her part and they have not lived together as husband and wife since that date. I donot believe they will ever live together as husband and wife again.

J. W. Weaver

ORAL EXAMINATION

The State of Alabama
Baldwin County

Circuit Court of Baldwin County, Alabama
(In Equity)

I, Lyrleene Nixon, as Register and Commissioner hereby certify

that the foregoing deposition s on Oral Examination was taken down by me in writing in the words of the witness as and read over to them and they signed the same in the presence of myself

and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proom made before me of the identity of said witness as; 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 1st day of June, 1954.

Lyrleene Nixon (L. S.)

I, Katherine Weaver Brooks, do depose and say as follows:

I am the wife of Ernest D. Brooks, Jr., and I do hereby depose and say as follows:

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

Katherine Weaver Brooks

vs. Ernest D. Brooks, Jr.

Complainant
Respondent

Oral Deposition

Filed _____, 19____

Recorded in _____, Register

ALICE I. DUCK, Register

Vol. _____ Page _____

_____, Register

L. S. Nixon