

(3298)

DIVORCE DECREE

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THE STATE OF ALABAMA, BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

LILLY MERLE BAUMANN, Complainant

vs.

BARNEY RUDOLPH BAUMANN, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXXXXXXXXXXXXXXXX~~

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

LILLY MERLE BAUMANN is forever divorced from the said BARNEY RUDOLPH BAUMANN for and on account of

Cruelty. It is further Ordered, Adjudged and Decreed that the Complainant have the right of use of her maiden name, Lilly Merle Davis.

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 Barney Rudolph Baumann the Respondent pay the cost herein to be taxed, for which execution may issue.

This 19 day of July, 1954  
Robert M Hall

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. 32-28 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

VS.

Respondent

DIVORCE DECREE

FILED  
JUL 19 1954  
ALICE J. DUCK, Register

## THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

LILLY MERLE BAUMANN

Complainant

VS.

BARNEY RUDOLPH BAUMANN

Respondent

I, Frances G. Malloryas Register and Commissioner In Chanceryhave called and caused to come before me Lilly Merle Baumann and Abbie Davis

witnesses named in the Requirement for Oral Examination, on the 14<sup>th</sup> day of July 1954, at the office of C. G. Chason in Foley, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Lilly Merle Baumann and Abbie Davis doth depose and say as follows:

## Statement of Lilly Merle Baumann:

My name is Lilly Merle Baumann. I am over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama, and have been such a resident citizen for more than one year. Barney Rudolph Baumann is over the age of twenty-one years and is a resident citizen of Baldwin County, Alabama, and has been such for more than one year. We were married on December 8, 1951, and resided together as husband and wife in Baldwin County, Alabama, until January of 1954, at which time I was forced to live separate and apart from my husband. He struck me in the face and committed other actual violence on my person attended with danger to my life or health, and from his actions and conduct toward me I was apprehensive of other and further violence, believing that he would commit other and further violence on my person endangering my life or health. There are no children of this marriage. I have requested right of use of my maiden name, which was Lilly Merle Davis.

Signed: Lilly Merle Baumann

## Statement of Abbie Davis:

My name is Abbie Davis. I am over the age of twenty-one years and a resident of Baldwin County, Alabama, having been such a resident for more than five years. I am personally acquainted with Lilly Merle Baumann and Barney Rudolph Baumann. They were married on December 8, 1951, and lived together as husband and wife in Baldwin County, Alabama, until January of 1954. I have seen him strike her in the face and have heard him threaten do her other bodily harm attended with danger to her life or health. Both are over the age of twenty-one years and have no children of this marriage.

Signed: Abbie Davis

ORAL EXAMINATION.

I, Frances G. Mallory, 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 es and read over to them and they signed the same in the presence of myself and C. G. Chason 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 14<sup>th</sup> day of July, 194 54.

Frances G. Mallory (S.)

NO. 3298 PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

LILLY MERLE BAUMANN

vs. Complainant

BARNEY RUDOLPH BAUMANN

Respondent.

Oral Deposition

Filed 14, 194

Register.

FILED  
Recorded in  
1954

Record

Vol. 1

Page

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT

TO: FRANCES G. MALLORY

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 Lilly Merle Baumann and Abbie Davis

as witnesses in behalf of Lilly Merle Baumann in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Lilly Merle Baumann

\_\_\_\_\_, Complainant  
and Barney Rudolph Baumann

\_\_\_\_\_, Respondent

on oath, to be by you administered, upon them  
to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 14<sup>th</sup> day of July, 1954

W. J. Duck

Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. 32.98

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

LILLY MERLE BAUMANN

Complainant—

vs.

BARNEY RUDOLPH BAUMANN

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED

WITNESSES:

JUL 28 1954

ALICE J. DUCK, Register

LILLY MERLE BAUMANN

vs.

BARNEY RUDOLPH BAUMANN

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, and  
Testimony of Lilly Merle Baumann and Abbie Davis

and in behalf of Defendant upon Answer and Waiver

*[Signature]*  
Attorney for Complainant

*[Signature]*  
Register.

No. 3298

**THE STATE OF ALABAMA**

**Baldwin County**

**IN EQUITY**

**Circuit Court of Baldwin County**

**LILLY MERLE BAUMANN**

**vs.**

**BARNEY RUDOLPH BAUMANN**

**NOTE OF TESTIMONY**

Filed in Open Court **FILED**

day of JUL 13, 1954

ALICE J. DUCK, Register

**Register.**

Printed By The Baldwin Times



LILLY MERLE BAUMANN,	)	
Complainant,	)	IN THE CIRCUIT COURT OF
-vs-	)	BALDWIN COUNTY, ALABAMA
BARNEY RUDOLPH BAUMANN,	)	IN EQUITY
Respondent,	)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, Lilly Merle Baumann, and files this her Bill of Complaint for Divorce against Barney Rudolph Baumann, and respectfully represents and shows unto your Honor:

1. That the Complainant is over the age of twenty-one years and is a bona fide resident citizen of the State of Alabama, Baldwin County; that Barney Rudolph Baumann is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama.

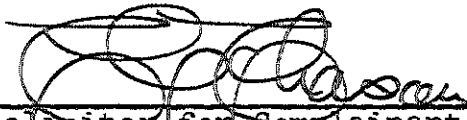
2. That the Complainant and Respondent were lawfully married on, to-wit, December 8, 1951. There were no children born of this marriage.

3. The Complainant further avers that the Respondent has committed actual violence on her person attended with danger to her life and health and from his conduct she is reasonably apprehensive of other and further violence, so much so that she can no longer live with him; that Respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her she is reasonable convinced that he will commit actual violence on her person attended with danger to her life or health.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Barney Rudolph Baumann be made a party defendant to this cause by the usual process of this Honorable Court, requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided. The Complainant further prays that upon final hearing of this cause that she be granted a divorce from said Respondent; that should your Complainant be mistaken in the relief prayed for

that she be granted such other, further, different and general relief to which she may be entitled and as in duty bound she will ever pray. She also requests right of use of her maiden name, which was Lilly Merle Davis.

  
Solicitor for Complainant

LILLY MERLE BAUMANN,

Complainant,

-VS-

BARNEY RUDOLPH BAUMANN,

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.

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

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

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

3. He denies each and every allegation contained in Paragraph 3 of said Bill of Complaint and demands strict proof thereof.

*Barney Rudolph Baumann*  
Respondent

Sworn to and subscribed before me, a Notary Public, on this the  
\_\_\_\_\_ day of July, 1954.

*John E. [Signature]*  
Solicitor for Respondent

Notary Public, Baldwin County  
State of Alabama

3298

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FILED  
JUL 15 1954  
ALICE J. DICK, Register