

DIVORCE DECREE

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

Julia Penn Brown, Complainant
vs.

Willie E. Brown, 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

Julia Penn Brown is forever divorced from the said Willie E. Brown for and on account of Voluntary Abandonment.

Complainant is hereby given custody of WILLIE DAVIS BROWN and JACQUELINE BROWN, children of said marriage, with Defendant having the right to visit them at reasonable times and places.

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

This 23 day of September, 1954

Hubert M. 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 _____, 1954

Register of Circuit Court, In Equity.

No. 3315 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Julia Penn Brown
Complainant

vs.

Willie E. Brown

Respondent

DIVORCE DECREE

FILED

SEP 23 1954

ALICE L. DICK, Registrar

LAW OFFICES

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

ELLIOTT G. RICKARBY
(DECEASED)

E. G. RICKARBY, JR.

22 September 1954

Mrs. Alice J. Duck
Clerk Circuit Court
Bay Minette, Ala.

Dear Mrs. Duck:

Re: Julia Penn Brown
Vs: Willie E. Brown

With this we are handing you waiver and depositions,
note of evidence and drafted decree in the above
case.

Please get us a divorce quick. Thanks.

Yours very truly,


E. G. Rickarby, Jr.

R/i
EacIs.
2020

JULIA PENN BROWN,
Complainant

-VS-

WILLIE E. BROWN,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

No. 3315

NOTE OF EVIDENCE

At the hearing of this cause the following note
of evidence was taken, to-wit:

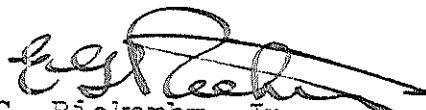
FOR COMPLAINANT:

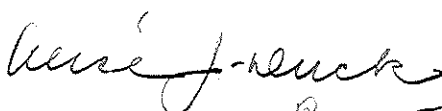
Original bill of complaint, depositions of Julia
Penn Brown and Sarah Penn, witnesses for Complainant.

FOR RESPONDENT:

Answer and waiver.

RICKARBY & RICKARBY

By: 
E. G. Rickarby, Jr.,
Solicitor for Complainant.


Register

My name is JULIA PENN BROWN and I am married to WILLIE E. BROWN. Both of us have been living in Baldwin County, Alabama, for the last twenty years and are both now living in Baldwin County in Daphne, Alabama.

We were married on the 9th of October, 1941, and lived together as husband and wife until 5 September, 1950, when he voluntarily abandoned my bed and board.

He left me with these two children and I tried to get some support out of him back in 1950 but he would not support his children. We continued to live separate and apart ever since the 5th of September, 1950, and still live separate and apart.

There are two children born to this marriage—Willie Davis Brown and Jacqueline Brown, aged twelve and ten respectively. Both of these children are living with me and are happy with me and I see about their food, clothing and education and want to continue to and am the suitable person to have the care and custody of these children.

I am asking for this divorce from Willie E. Brown and am asking for the Court to give me the care and custody of these children. I was a good wife to Willie E. Brown and gave him no reason to leave me.

Julia Penn Brown

Subscribed and sworn to before me this the 30th day of September, 1954.

Thurman C. Jones
Commissioner.

My name is SARAH PENN and I am the sister of JULIA PENN, who married WILLIE E. BROWN. Julia Penn Brown, my sister, is over the age of twenty-one years and is married to Willie E. Brown and both she and Willie have been resident citizens in Baldwin County, Alabama, living at Daphne, Alabama, and have lived there all their lives and are now living there.

They were married several years ago and lived together as husband and wife until the first part of September, 1950, when they separated.

Willie E. Brown left my sister, Julia Penn Brown, and they have been living separate and apart and have not lived together since that time. He voluntarily abandoned her bed and board.

They have two children, WILLIE DAVIS BROWN, who is now twelve years old and JACQUELINE BROWN, who is now ten years old. Both of these children are now living with Julia and Julia is taking care of them and the children are happy living with Julia, their mother, and she is the best person to take care of them.


Sarah Penn

Subscribed and sworn to before me this the 21st
day of September, 1954.


Commissioner.

I, Florence C. Isbell, acting as Commissioner by agreement of parties, do hereby certify that in a case pending in the Equity side of the Circuit Court of Baldwin County, Alabama, wherein JULIA PENN BROWN is Complainant and WILLIE E. BROWN is Respondent, I caused the witnesses, namely, Julia Penn Brown and Sarah Penn, who were made known to me, to come to my office in the Bank Building in the City of Fairhope, Alabama, where the said witnesses after being first duly sworn by me, upon examination by E. G. Rickarby, Jr., Esq., of Counsel for Complainant, testified as hereinbefore written;

And that their testimony was by me reduced to writing as given by them, as near as might be in their identical language, and after being so reduced to writing, was read over by the said witnesses, who assented to and signed the same in my presence.

I further certify that I am not of counsel or kin to either of the parties to the cause, or anywise interested in the results thereof.

IN WITNESS WHEREOF, I hereunto set my hand and seal as commissioner this the 21st day of September, 1954.


Commissioner.

FILED

SEP 23 1954

ALICE J. DUCK, Register

JULIA PENN BROWN,
Complainant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

-VS-

IN EQUITY

WILLIE E. BROWN,
Respondent

ANSWER AND WAIVER

Comes WILLIE E. BROWN, Respondent in the above styled cause, and for answer to the bill of complaint says he denies each allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same and of the right to introduce evidence in his own behalf.

Respondent further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

Willie E. Brown
Respondent.

STATE OF ALABAMA:
COUNTY OF BALDWIN:

Before me, the undersigned Notary Public, personally appeared Willie E. Brown who is known to me to be the Respondent above named and who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.

WITNESS my hand and official seal this the 18th day of Sept., 1954.

Martha W. McReavy
Notary Public, Baldwin County, Alabama.

FILED
9-23-54

ALICE I. BUCK, Clerk

Form 1531-3

McQuiddy Printing Co., Nashville, Tenn.

County

IN CIRCUIT COURT, IN EQUITY

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon Willie E. Brown

to appear and answer, plead, or demur, within thirty days from the service hereof, to a Bill of Complaint filed in said Circuit Court, in equity, for said County of said State.....by.....

Julia Penn Brown

against _____ Willie E. Brown

Willie E. Brown

Herein fail not. Due return make of this writ as the law directs.

Witness this 2nd day of August, 1954

Register.

(Defendant is entitled to a copy of the bill on application to the Register.)

Code 1923-6528-6529

NO. 222

The State of Alabama

..... COUNTY.

IN CIRCUIT COURT, IN EQUITY

JULIA PENN BROWN

vs.

WILLIE E. BROWN

SUMMONS

Returned by the Sheriff and filed in office, this

the..... day of....., 19.....

....., Register.

Received in office, this the 7 day of

Sept, 1954
Walter Williams, Sheriff.

I have executed the within by leaving a copy thereof with Willie Brown

in person at
Daphne, Ala.

2:00 PM.
defendant named herein, on this the 11

day of Sept, 1954

....., Sheriff.
By Walter Williams, Deputy.

To the

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

Comes JULIA PENN BROWN, by this her bill of complaint
presented against WILLIE E. BROWN, respectfully shows:

FIRST: That Complainant and Defendant are both over
the age of twenty-one years and both were bona fide residents of
Baldwin County, Alabama, up until they separated as hereinafter
alleged and the Complainant is now and has been for three years
next preceding the filing of this bill, a bona fide resident of
Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married
in Bay Minette, Alabama, on 9 October, 1941, and lived together
as husband and wife until about 5 September, 1950, and have not
lived together since.

THIRD: That Defendant has voluntarily abandoned the
bed and board of this Complainant on or about the 5th day of Sept-
ember, 1950, and said abandonment has continued until the present
date.

FOURTH: That to this marriage there has been born the
following children, namely: WILLIE DAVIS BROWN, age twelve; and
JACQUELINE BROWN, age ten; and Complainant alleges that she is a
suitable person to have the care and custody of said children and
that it is to the best interests of said children to be under the
care and custody of this Complainant.

THE PREMISES CONSIDERED, Complainant prays that the Def^d
endant be made party to this cause by proper process, required to
answer this bill within the time prescribed by law. Complainant
further prays that on a hearing of this cause a decree be rendered
forever divorcing her from the said Willie E. Brown, granting her
the right to re-marry should she so desire and giving her the care
and custody of said minor children and for such other, further or
different relief as to equity may seem meet.

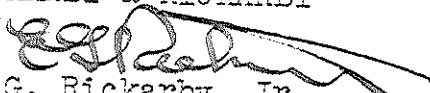
FILED

8-2-54

ALICE J. DUCK, Clerk

RICKARBY & RICKARBY

By:


E. G. Rickarby, Jr.,
Solicitor for Complainant.

Julia Penn Brown

vs.

Willie E Brown

FILED

AUG 2 1954

ALICE J. BUCK, Register