

(3634)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ROBERT L. FINCHER, Complainant
vs.

MAE OLA FINCHER, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confession~~
~~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 Robert L. Fincher is forever divorced from the said Mae Ola Fincher for and on account of Abandonment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Complainant, Robert L. Fincher, shall have the care, custody and control of the minor child, James Howard Fincher, age 15.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent shall have reasonable rights of visitation with the said minor child.

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 payment of the cost of this suit.

It is further ordered that Robert L. Fincher the Complainant pay the cost herein to be taxed, for which executed may issue.

This 21st day of October, 1955

Hubert 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 3634 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

ROBERT L. FINCHER

Complainant

vs.

MAE OLA FINCHER

Respondent

DIVORCE DECREE

FILED

OCT 21 1938

ALICE L. DUCK, Register

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Lois Howard

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Robert L. Fincher and L. L. Hayes

a witnesses in behalf of Robert L. Fincher in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Robert L. Fincher

, Complainant

and Mae Ola Fincher

Respondent

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

Witness 20 day of Oct, 1955

Reichman
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ROBERT L. FINCHER

Complainant

VS.

MAE CIA FINCHER

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

LOIS HOWARD

WITNESSES:

ROBERT L. FINCHER

L. I. HAYES

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

ROBERT L. FINCHER

Complainant

VS.

MAE CLA FINCHER

Respondent

I, Lois Howard

as Register and Commissioner

have called and caused to come before me Robert L. Fincher and L. L. Hayes

witnesses named in the Requirement for Oral Examination, on the 18th day of October
1955, at the office of C. LeNoir Thomsonin Bay Minette, Alabama, and having first sworn said Witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Robert L. Fincher and L. L.

Hayes

doth depose and say as follows:

That my name is Robert L. Fincher, I am over the age of 21 and a resident of Baldwin County, Alabama and the Respondent is over the age of 21 and is also a resident of Baldwin County, Alabama. We were married February 28, 1932 and lived together in Baldwin County from 1942 until the respondent abandoned me on October 12, 1954. I know of no fault on my part to cause this. There is remaining at home one child James Howard Fincher age 15 and I respectfully submit that I am a fit suitable and proper person to have his care custody and control and ask the court to grant to me the care custody and control of this minor son fruits of our marriage. I do not believe we will ever live together again as husband and wife. We have reached a property settlement which I respectfully ask be made a part of this record.

Robert L. Fincher

That my name is L. L. Hayes, I know both parties to this cause, they are both over the age of 21 and their home is Bay Minette, Alabama. They moved into Baldwin County, in 1942 and resided there more than one year next preceeding. They were married in Tuscaloosa February 28, 1932 and lived together in Baldwin County until the separation occurred on October 12, 1954. I do not know the cause of the abandonment by the Respondent. I know of no cause the Complainant gave the Respondent for such abandonment. They have one child James Howard Fincher, age 15 now at home and I respectfully represent that the Complainant is a fit suitable and proper person to have the care custody and control of this boy. I do not believe this couple will ever live together again as husband and wife.

L. L. Hayes

ORAL EXAMINATION.

I, Lois Howard, 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 es 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 es or had proom made before me of the identity of said witness^{es}; that I am not of counsel or 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 10th day of October, 1955

Lois Howard (L. S.)

NO. 3634 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ROBERT L. FINCHER

vs. Complainant

MAE OLA FINCHER

Respondent.

Oral Deposition

Filed , 195

Register.

Recorded in 1955

Record

Vol. Page

Register

ROBERT L. FINCHER

.VS.

MAE CLAY FINCHER

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, _____

Testimony of Robert L. Fincher and L. L. Hayes.

and in behalf of Defendant upon Answer and Waiver

Wiley J. Duck
Register.

No. 3634.....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

ROBERT L. FINCHER

vs.

MAE OLA FINCHER

NOTE OF TESTIMONY

Filed in Open Court this

day of , 194

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANYSHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Mae Ola Fincher, 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 Robert L. Fincher, as Complainant and against Mae Ola Fincher, as Respondent.

WITNESS my hand this the _____ day of October, 1955.

Register.

ROBERT L. FINCHER

COMPLAINANT

VS

MAE OLA FINCHER

RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

CASE NO. _____

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

Your Complainant, Robert L. Fincher, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a resident of Baldwin County, Alabama and has been more than one year next preceeding, the Respondent is over the age of 21 and is a resident of Baldwin County, Alabama and has been more than one year next preceeding.

2.

That your Complainant and the Respondent married at Tuscaloosa, Alabama on February 28, 1932 and lived together as husband and wife in Baldwin County, Alabama until October 12, 1954.

3.

That on October 12, 1954, while your Complainant and Respondent were living together as husband and wife in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

There was born as fruits of this marriage between the Complainant and the Respondent two children, one being married, and the other James Howard Fincher, age about fifteen years.

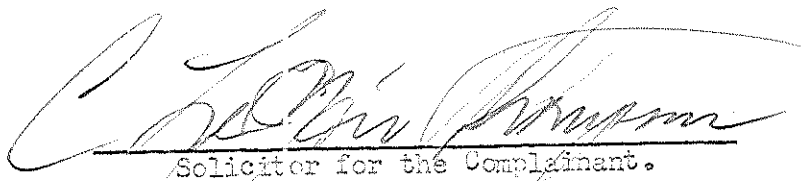
WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Mae Ola Fincher, party Respondent to this bill of complaint requiring her to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that a decree be made awarding to the Complainant the care, custody and control of the minor child, James Howard Fincher, age about fifteen years; Your Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

FILED

Oct. 20 1906

ALICE J. DUCK, Register


Solicitor for the Complainant.

RECORDED

3634

ROBERT L. FINCHER

COMPLAINANT

VS

MAE OLA FINCHER

RESPONDENT

* * * * *

SUMMONS AND COMPLAINT

* * * * *

FILED

OCT 20 1955

AUNE L. DUCK, Register

From the law offices of
C. LeMoir Thompson
Attorney-At-Law
Ray Minette, Alabama

ROBERT L. FINCHER
COMPLAINANT
VS
MAE CLA FINCHER
RESPONDENT

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

Now comes the Respondent and accepted service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Mae Cla Fincher

STATE OF ALABAMA
BALDWIN COUNTY

I, [Signature], a Notary Public, in and for said County, in said State, hereby certify that Mae Cla Fincher, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 18 day of Oct, 1955.

[Signature]
Notary Public, Baldwin County, Alabama.

3634

ROBERT L. FINCHER

COMPLAINANT

VS

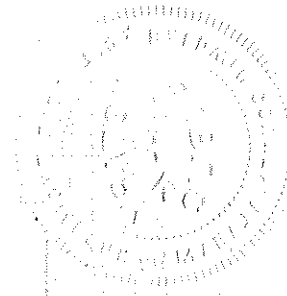
MAE CLA FINCHER

RESPONDENT

ANSWER AND WAIVER

From the law offices of
C. LeNoir Thompson
Attorney-At-Law

RECORDED



STATE OF ALABAMA
BALDWIN COUNTY

Be it hereby and hereinafter agreed between the parties to this cause that in order to avoid litigation over a property settlement subsequent to the divorce now pending this agreement shall be a part of said divorce whereby Robert L. Fincher agrees that Mae Ola Fincher the Respondent in said cause shall have all of the household furniture or so much of it as she may desire which furniture is now situated at the home in Foley and

It is agreed between the parties to this cause that the Respondent Mae Ola Fincher shall express her intention within sixty days from date by removing such furniture as she may desire.

It is further agreed that by the said Respondent, any furniture that she does not remove within sixty days shall become the property of the Plaintiff, Robert L. Fincher. Respondent releases all claim of any other property of the Complainant.

WITNESS our hands and seals this 15th day of October, 1955.

R. L. Fincher

Mae Ola Fincher

EXECUTED IN THE PRESENCE OF:

LeRoy Thompson

